

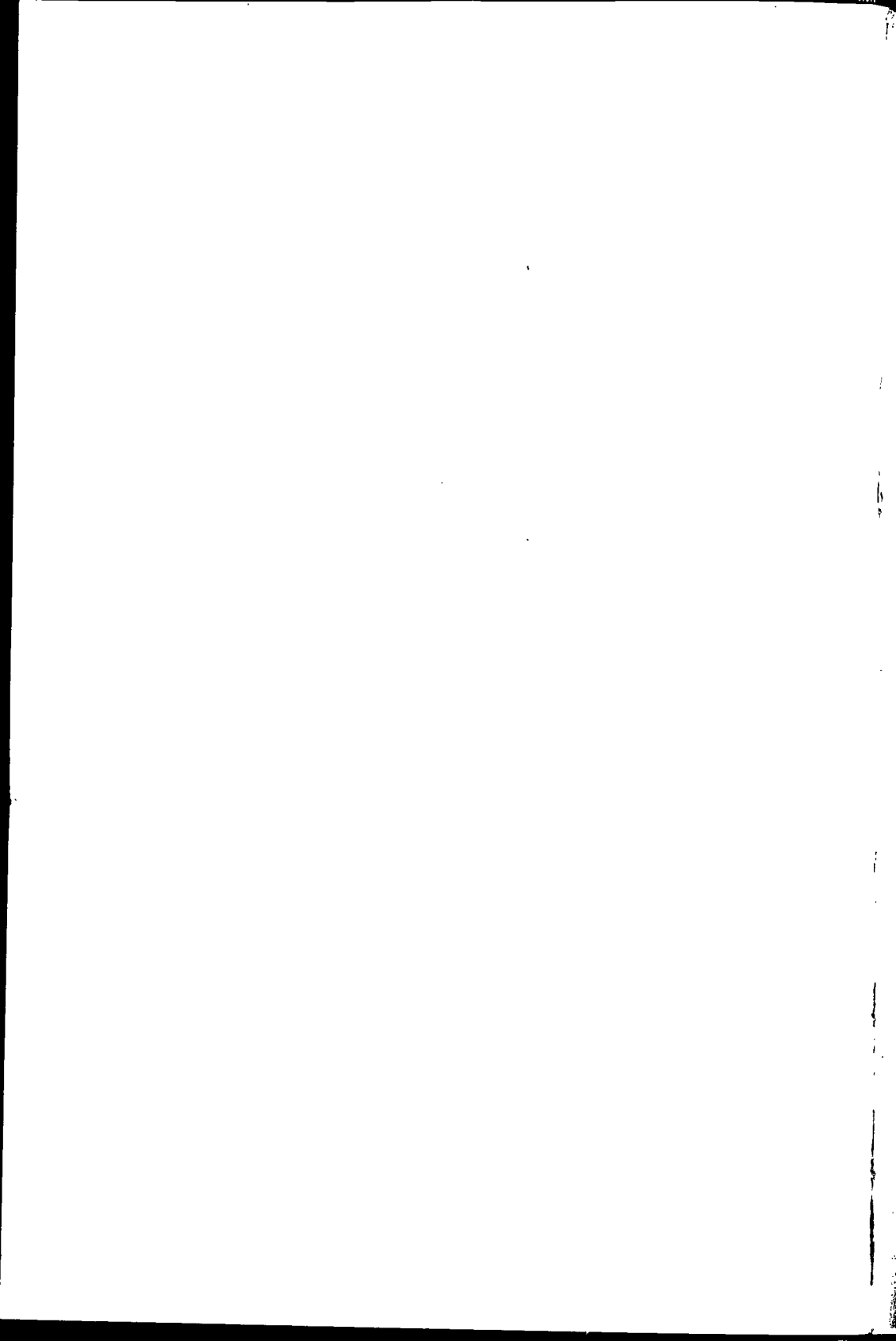
**LAWS
OF THE
STATE OF DELAWARE
ONE HUNDRED AND FIFTEENTH
SESSION OF THE GENERAL ASSEMBLY**

**COMMENCED AND HELD AT DOVER
ON TUESDAY, JANUARY 4, A. D. 1949**

AND

**IN THE YEAR OF THE INDEPENDENCE OF THE
UNITED STATES OF AMERICA
THE ONE HUNDRED AND SEVENTY-THIRD**

VOLUME XLVII



CHAPTER 1

STATE HIGHWAY DEPARTMENT

AUTHORIZING DEPARTMENT TO CLASSIFY TRAFFIC OFFICERS
AN ACT TO AMEND ARTICLE 4 OF CHAPTER 166 OF THE REVISED CODE OF DELAWARE, 1935, AS AMENDED, RELATING TO TRAFFIC OFFICERS, BY PROVIDING THAT THE SUPERINTENDENT OF THE STATE POLICE SHALL HOLD THE RANK OF COLONEL AND SHALL BE SO CLASSIFIED BY THE STATE HIGHWAY DEPARTMENT.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That Article 4 of Chapter 166 of the Revised Code of Delaware, 1935, as amended by Chapter 276 of Volume 45 of the Laws of Delaware, be and the same is hereby further amended by striking out and repealing the first paragraph of 5747. Sec. 28 of said Article, as amended by Chapter 276 of Volume 45 of the Laws of Delaware, and inserting in lieu thereof the following:

5747. Sec. 28. **POLICE OFFICERS; DUTIES; CLASSIFICATIONS; SALARIES; POLICE POWERS:**—The Department is authorized to appoint police officers whose primary duty shall be to compel the enforcement of all laws relating to the weight, speed and operation of vehicles on the public highways of the State. They shall be officially known and referred to as "State Police." The Department is further authorized to classify such State Police according to such rank as the Department shall determine, and according to the duties assigned to them from time to time by the Department, provided that the Superintendent of said State Police shall hold the rank of Colonel and shall be so classified by the said department.

Approved February 15, 1949.

CHAPTER 2

APPROPRIATION

AMERICAN LEGION

**AN ACT APPROPRIATING MONEY TO THE AMERICAN
LEGION, DEPARTMENT OF DELAWARE.**

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the Members elected to each House concurring therein):

Section 1. That the sum of Four Thousand Dollars (\$4,000.00) be and the same is hereby appropriated to the American Legion, Department of Delaware, for operation expenses for the biennium beginning July 1, 1949 and ending June 30, 1951. Two Thousand Dollars (\$2,000.00) of said sum shall be paid within three months after July 1, 1949 and a like sum of Two Thousand Dollars (\$2,000.00) shall be paid within three months after July 1, 1950, to the duly elected Finance Officer of the American Legion, Department of Delaware, upon warrants signed by the said Finance Officer and approved by the Auditor of Accounts.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Funds of the State Treasury not otherwise appropriated.

Approved February 28, 1949.

CHAPTER 3

PRINTING NEEDS OF THE GENERAL ASSEMBLY

AN ACT TO AMEND CHAPTER 6 OF VOLUME 46, LAWS OF DELAWARE, 1947, WITH RESPECT TO THE AWARDING OF CONTRACTS FOR PRINTING NEEDS OF THE GENERAL ASSEMBLY.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That Chapter 6 of Volume 46, Laws of Delaware, 1947, be and the same is hereby amended by striking out and repealing all of Section 10. thereof and by substituting and enacting in lieu of the part so repealed a new Section 10. as follows:

Section 10. The submission of a bid on any set or sets of specifications together with a resolution of the Senate or of the House of Representatives as the case may be awarding the class or classes of printing covered by such bid to the person, firm or corporation submitting same and the posting of a performance bond, where one is required, shall constitute a contract.

Approved March 2, 1949.

CHAPTER 4

APPROPRIATION

UNITED SPANISH WAR VETERANS

AN ACT APPROPRIATING MONEY TO THE UNITED SPANISH WAR VETERANS, DEPARTMENT OF DELAWARE.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the Members elected to each House concurring therein):

Section 1. That the sum of One Thousand Dollars (\$1,000.00) be and the same is hereby appropriated to the United Spanish War Veterans, Department of Delaware, for the bienium beginning July 1, 1949 and ending June 30, 1951 for operation expenses. Five Hundred Dollars (\$500.00) of said sum shall be paid within three months after July 1, 1949 and a like sum of Five Hundred Dollars (\$500.00) shall be paid within three months after July 1, 1950, to the duly elected Finance Officer of the United Spanish War Veterans, Department of Delaware, upon warrants signed by the said Finance Officer and approved by the Auditor of Accounts.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Funds of the State Treasury not otherwise appropriated.

Approved March 2, 1949.

CHAPTER 5

APPROPRIATION

OBSERVANCE OF MEMORIAL DAY

AN ACT APPROPRIATING MONEY FOR THE OBSERVANCE OF MEMORIAL DAY IN HONOR OF THE DECEASED MEMBERS OF THE GRAND ARMY OF THE REPUBLIC.

WHEREAS, it has been the custom at each Regular Session of the General Assembly to appropriate funds to the G. A. R., Department of Delaware, for the proper observance of Memorial Day; and

WHEREAS, the Department of Delaware, Grand Army of the Republic, has passed out of existence and a new organization or group must be found to provide for the decoration of graves of Civil War Veterans and to otherwise arrange for the proper observance of Memorial Day in honor of such deceased veterans; and

WHEREAS, Appomattox Camp No. 2, Sons of Union Veterans of the Civil War, located in the State of Delaware, is willing to assume the responsibility for Memorial Day observances formerly arranged by the G. A. R., Department of Delaware, Now, Therefore,

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the Members elected to each House concurring therein):

Section 1. That the sum of Two Thousand Dollars (\$2,000.00) be and the same is hereby appropriated to Appomattox Camp No. 2, Sons of Union Veterans of the Civil War, for the biennium beginning July 1, 1949 and ending June 30, 1951. One Thousand Dollars (\$1,000.00) of said sum shall be available for the fiscal year ending June 30, 1950 and a like sum of One Thousand Dollars (\$1,000.00) shall be available during the fiscal year ending June 30, 1951. The State Treasurer is hereby authorized and directed to pay out of the funds so appropriated such sums as are listed on itemized vouchers duly

signed and approved by the proper officials of Appomattox Camp No. 2, Sons of Union Veterans of the Civil War.

Section 2. The money hereby appropriated shall be used for the decoration of graves of deceased veterans of the Civil War, memorial exercises and observances planned in honor of such veterans, and for necessary expenses in connection with such decoration, exercises and observances.

Section 3. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Funds of the State Treasury not otherwise appropriated.

Approved March 2, 1949.

CHAPTER 6**APPROPRIATION****VETERANS OF FOREIGN WARS****AN ACT APPROPRIATING MONEY TO THE VETERANS OF FOREIGN WARS, DEPARTMENT OF DELAWARE.**

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met (three-fourths of all the Members elected to each House concurring therein):

Section 1. That the sum of Three Thousand Dollars (\$3,000.00) be and the same is hereby appropriated to the Veterans of Foreign Wars, Department of Delaware, for operation expenses for the biennium beginning July 1, 1949 and ending June 30, 1951. Fifteen Hundred Dollars (\$1,500.00) of said sum shall be paid within three months after July 1, 1949 and a like sum of Fifteen Hundred Dollars (\$1,500.00) shall be paid within three months after July 1, 1950, to the duly elected Finance Officer of the Veterans of Foreign Wars, Department of Delaware, upon warrants signed by the said Finance Officer and approved by the Auditor of Accounts.

Section 2. This Act shall be known as a Supplementary Appropriation Act and the money hereby appropriated shall be paid out of the General Funds of the State Treasury not otherwise appropriated.

Approved March 2, 1949.

CHAPTER 7

APPROPRIATION

BURIAL OF INDIGENT SOLDIERS, SAILORS OR MARINES

AN ACT TO AMEND CHAPTER 8 OF THE REVISED CODE OF DELAWARE, 1935, AS AMENDED, WITH REFERENCE TO THE BURIAL OF INDIGENT VETERANS OF THE WARS IN WHICH THE UNITED STATES HAS ENGAGED.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

Section 1. That Chapter 8 of the Revised Code of Delaware, 1935, as amended, be and the same is hereby further amended by striking out of 326. Sec. 71. thereof the words "One Hundred Dollars" and by substituting and enacting in lieu of the words so stricken out the words "One Hundred And Fifty Dollars".

Section 2. That Chapter 8 of the Revised Code of Delaware, 1935, as amended, be and the same is hereby further amended by striking out of 327. Sec. 72. thereof the words "One Hundred Dollars" wherever they appear together in said Section and by substituting and enacting in lieu of the words so stricken out and wherever they appear the words "One Hundred And Fifty Dollars".

Approved March 2, 1949.