

LAWS

OF THE

STATE OF DELAWARE

ONE HUNDRED AND TWENTY-SEVENTH
GENERAL ASSEMBLY

FIRST SESSION COMMENCED AND HELD AT DOVER

On Tuesday, January 2, A. D.
1973

SECOND SESSION COMMENCED AND HELD AT DOVER

On Tuesday, January 8, A. D.
1974

PART II
VOLUME LVIX

CHAPTER 415

FORMERLY HOUSE BILL NO. 936

AN ACT TO AID DAGSBORO VOLUNTEER FIRE COMPANY WHICH IS ORGANIZED TO MAINTAIN AN AMBULANCE AND RESCUE TRUCK IN THE PUBLIC SERVICE, BY MAKING AN APPROPRIATION THEREFOR.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House concurring therein):

Section 1. There is appropriated \$2,000 to the Dagsboro Volunteer Fire Company, Dagsboro, Delaware; of which \$1,100 shall be used for the maintenance and operation of an ambulance in the public service; and \$900 shall be used for the maintenance and operation of a rescue truck in the public service.

Section 2. This act is a supplementary appropriation act for the fiscal year ending June 30, 1974, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved June 30, 1974.

CHAPTER 416

FORMERLY HOUSE BILL NO. 978

**AN ACT TO AMEND CHAPTER 218, VOLUME 59, LAWS
OF DELAWARE, RELATING TO THE MOTOR FUEL
TAX**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Chapter 218, Volume 59, Laws of Delaware, by repealing Section 2 thereof.

Approved June 30, 1974.

CHAPTER 417

FORMERLY SENATE BILL NO. 669
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND CHAPTER 45, TITLE 7, DELAWARE
CODE, RELATING TO THE LITTERING OF PUBLIC
BEACHES AND PROVIDING A PENALTY THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend §4506 of Chapter 45, Title 7, Delaware Code, by striking said section in its entirety and substitute a new §4506 to read as follows:

§4506. Supervision and control of public lands by Department of Natural Resources and Environmental Control; Public beaches; penalty

(a) The public lands of this State, as ascertained in regard to location, surveyed and plotted under the supervision and direction of the Public Lands Commission, created in accordance with the provisions of Chapter 5, Volume 27, Laws of Delaware, shall be under the supervision and control of the Department of Natural Resources and Environmental Control which department may care for the public lands. All powers given to said Public Lands Commission shall be exercised by the Department of Natural Resources and Environmental Control.

(b) It shall be unlawful to place, dump or throw rubbish, garbage, refuse, trash or other debris of any kind within any public beach of this State, except in such receptacles as are provided for such purpose. Whoever violates this provision shall be fined not less than \$50 nor more than \$100, together with costs of prosecution, and in default of payment of the fine and costs shall be subject to the provisions of Section 4106 of Title 11, Delaware Code.

All law enforcement agencies, to include Environmental Protection Officers of the Department of Natural Resources and

Environmental Control, shall have equal authority to enforce the provisions of this section. Justices of the Peace shall have jurisdiction of offenses under this section.

Approved July 2, 1974.

CHAPTER 418

FORMERLY HOUSE BILL NO. 413
AS AMENDED BY
HOUSE AMENDMENT NO. 1AN ACT TO CREATE SECTION 919 OF THE DELAWARE
CODE, TITLE 7, ENTITLED "MENHADEN FISHING".

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the members elected to each House thereof concurring therein):

Section 1. Amend Subchapter 1, Chapter 9, Title 7, Delaware Code, by adding thereto a new Section 919 to read as follows:

§919. Menhaden fishing

(a) Menhaden fishing will not be permitted in any state waters on any Saturday, Sunday or holiday between the Friday before Memorial Day and the Sunday following Labor Day.

(b) Menhaden fishing will not be permitted within one-half mile of any heavily populated beach or fishing pier.

(c) All pump outlets, except normal engine cooling water, must be discharged through the bottom of the vessel.

(d) Approved anti-foaming agents must be applied to all fish pump discharge waters to dissipate foam when fishing within three miles of the shore in the Atlantic Ocean, and in all bays, rivers, sounds and inlets.

(e) All menhaden vessels must be equipped with refuse and garbage cans, and all such cans must be emptied at the plant when the vessel docks. Garbage, refuse or litter shall not be thrown overboard at any time.

(f) Dead fish shall not be released at any time. Should there be more fish in the net than can be handled, the captain shall immediately call another vessel to take the excess fish.

(g) At the end of each set, the fish which the pump will not transfer to the vessels hold, must be loaded aboard manually. No loose fish are to be thrown overboard at any time.

(h) Any captain found guilty of violating any of the provisions so set forth above shall be fined five-hundred dollars (\$500.00) for the first offense and two-thousand five hundred dollars (\$2,500.00) for each offense thereafter.

(i) Every vessel over 65 feet in length shall obtain a license before fishing for menhaden in the territorial waters of this State. The fee for such license shall be \$100 and shall be payable to the Department or its duly authorized agent. Whoever violates the provisions of this section shall be fined Five hundred dollars (\$500) for the first offense and Two thousand five hundred dollars (\$2,500) for each offense thereafter. Violation of this section is a misdemeanor.

Approved July 2, 1974.

CHAPTER 419

FORMERLY HOUSE BILL NO. 830

AN ACT MAKING AN APPROPRIATION TO BIG BROTHERS ASSOCIATION OF NORTHERN DELAWARE, INC.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$12,500 is appropriated to Big Brothers Association of Northern Delaware, Inc.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 420

FORMERLY HOUSE BILL NO. 734

AN ACT TO AMEND CHAPTER 1, TITLE 14 OF THE DELAWARE CODE BY REQUIRING THE STATE BOARD OF EDUCATION TO ESTABLISH REGULATIONS TO ASSURE THE PRESERVATION OF SCHOOL EMPLOYEE PERSONNEL RECORDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend subsection (b), Section 122, Chapter 1, Title 14 of the Delaware Code, by adding a new paragraph (19) thereto, which shall read as follows:

"(19) Assuring the permanent maintenance of the personnel records of all employees in all the school districts of the State, including those employees who terminated employment in the district, for a period of not less than forty (40) years, such records to include, but not be limited to, all annual salaries and sick leave and vacation information."

Approved July 8, 1974.

CHAPTER 421

FORMERLY HOUSE BILL NO. 946

AN ACT TO AMEND AN ACT ENTITLED: "AN ACT TO REINCORPORATE THE TOWN OF SMYRNA", RELATING TO THE ELECTED OFFICERS OF SAID TOWN.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend Section 3, Chapter 192, Volume 36, Laws of Delaware, by striking said section in its entirety, and substituting in lieu thereof the following:

Section 3. *Mayor, Council, Qualifications, Term, Nomination and Election*

(a) Mayor, Council, Qualifications.

The government of said Town and the exercise of all powers conferred by said Chapter 192 (except as otherwise provided) shall be vested in a Mayor and in a Town Council composed of six members, all seven of which officers shall be elected at large. Nominees for the offices of Mayor and members of Council shall be residents of said Town at least twenty-one years of age and each nominee shall be a *bona fide* owner of real estate within said Town which is listed on the Kent County and/or Town of Smyrna assessment books most recently in force when nominated, and a *bona fide* owner of real estate shall be a person who owns a fee simple or vested life interest therein, either individually, jointly with a spouse or jointly with any one or more other persons, but ownership of stock in a corporation owning real estate shall not constitute such required real estate qualification, nor shall the holding of any form of leasehold interest in real estate constitute such required real estate qualification.

(b) Terms.

The term of the Mayor shall be two years and the terms of all Councilmen shall be three years from the day after their

respective election and until their respective successors shall be duly elected and qualified.

At the Annual Town election on the last Monday in February in the year 1956, there shall be elected four members of Council, two of said members whose terms shall be for two years to succeed the two members whose present terms will then expire, and two of said members whose terms shall be for three years; and at the annual Town election on the last Monday in February in the year 1957, there shall be elected a Mayor whose term shall be for two years to succeed the Mayor whose present term will then expire, two Councilmen whose terms shall be for three years to succeed the Councilmen whose present terms will then expire, and thereafter the successors of the Mayor whose term will expire at the election then held shall be elected for a term of two years and the successors of the two Councilmen whose terms will expire at the election then held shall be elected for a term of three years each.

(c) Nomination.

The Mayor and the six members of Council shall be nominated and elected as follows, to-wit: At least ten days before the day of election, as hereinafter fixed, nominations shall be filed with the Mayor or with any Councilman. Such nominations shall be in writing, signed by the nominee or by five other qualified voters of said Town, at least two of whom shall have the same real estate qualifications as is required of nominees for Mayor and for Council. Each nomination shall be presented to Council at a meeting to be held at its usual meeting place not later than eight o'clock p.m. on the evening of the last day for the filing of such nominations, which date shall be ten days prior to the date of election.

(d) Qualified Voter.

Every resident of the said Town of the age of eighteen years, or upwards, who has continuously resided within the corporate limits of the said Town for at least thirty days prior to the date of the election shall have the right to vote.

(e) Date and Time of Annual Election.

The Annual Town Election shall be held on the last Monday in February in each year at the Town Hall of said Town, or at

such other convenient place in said Town as shall be appointed by the Mayor and Council by a majority vote. The polls will be open for at least seven (7) hours; the times to be determined by the Mayor and Council by a majority vote, and advertised for at least ten (10) days prior to said election.

In case such election is to be held at some other place than the Town Hall, notice thereof, designating the place of election shall be advertised at least ten (10) days before the election.

(f) Voting Machines/Ballots.

Council shall make arrangements with the Kent County Department of Elections for the use of an appropriate number of voting machines to be used at any contested election. In the event no contest exists in any election, voting machines shall not be required, and paper ballots may be used for the formal conduct of any such election.

(g) Election Board.

Every election shall be held under the superintendence of an Election Board, the number of persons on said Board to be an uneven number of qualified voters of the said Town and will be determined by the Mayor and Council upon determination of the number of voting machines to be used and the number of clerks needed to conduct such election. The Election Board shall be appointed by the Council at least two weeks before the date of election, but if at the opening of the polls there shall not be present the Election Board as appointed, or any one of them, in such case the persons entitled to vote and then present at the polls shall appoint, by viva voce vote, qualified voter or voters to act on said Election Board. The Election Board holding the election shall pass upon the qualifications of voters and conduct the election, keeping a list of all voters voting and at the close of such election shall canvass the vote and the candidates having the highest number of votes for each office shall be declared elected and certificates shall be made out and delivered to the person or persons so elected. In case of a tie, the Election Board holding the election shall, by a majority vote decide which of the candidates so tied shall be elected.

(h) Special Election.

In the event of the death, resignation, disqualification, termination of residence in the Town of Smyrna or other inability of the Mayor of the Town of Smyrna to perform the duties of that office, such vacancy shall be filled by the holding of a special Town election which shall be held in 1951 not sooner than thirty (30) days after the approval of this Act by the Governor and in any other year not sooner than thirty (30) days after the office of Mayor becomes vacant through any cause as aforesaid, and such special election shall be held in 1951 not later than sixty (60) days approval of this Act by the Governor and in any other year not later than sixty (60) days after the office of Mayor becomes vacant through any cause as aforesaid. The qualifications of candidates for the office of Mayor to be voted at such special election and the method of nomination of candidates shall be the same as are provided in said Act for regular Town elections and the person so elected at such special election shall serve as Mayor for the period of the unexpired term of the former Mayor. Such special election shall be held in the same manner, the polls shall be open the same hours and other details of such special election shall be the same as provided for the election of a Mayor at a regular election, except that the Town Council shall cause notice of the vacancy in said office and the limit of time for the filing of nominations to be published at least once in a newspaper published in the Town of Smyrna, if there be none such, then in one published in Kent County, Delaware, prior to the time for filing nominations, and except also that notice of the time and place of the holding of such special election shall also be published in the same manner as provided for notice of nominations in at least one issue of said newspaper prior to the date of such special election, and except also that all persons qualified to vote at the last annual Town election preceding such special election and also all qualified residents who became eighteen years of age between the time of the last annual election and such special election shall be eligible to vote at such special election.

Any person who is a member of Council when such vacancy occurs and when such special election is held shall be eligible for nomination and election as Mayor if when so nominated and elected he has the required qualifications and he need not re-

sign as a member of Council to be nominated or elected, but if duly elected as Mayor he shall resign as a member of Council before entering upon his duties as Mayor, and in such event the vacancy in Council so caused by his resignation shall be filled by the other members of Council for his unexpired term.

Section 2. Amend Section 10, Chapter 192, Volume 36, Laws of Delaware, by striking the second paragraph of the subsection entitled, "Compensation", and substituting in lieu thereof the following:

"The Mayor and each other member of Council shall receive the sum of ten dollars (\$10.00) for each regular Council meeting or special meeting attended by such person. Any member sitting to hear appeals shall be paid the sum of ten dollars (\$10.00) for each time. The payment shall be quarterly, starting with the first day of March, 1976."

Approved July 8, 1974.

CHAPTER 422

FORMERLY HOUSE BILL NO. 837

**AN ACT TO AID CERTAIN CIVIC ORGANIZATIONS
WHICH MAINTAIN EMERGENCY VEHICLES BY
MAKING APPROPRIATIONS THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all members elected to each House concurring therein):

Section 1. There is appropriated to the listed organizations the following sums to be used for the operation and maintenance of ambulances in the public service:

American Legion, Sussex Post #8	
Georgetown, Delaware:	\$1,250
American Legion, Kent Post #14	
Smyrna, Delaware:	\$1,250
Selbyville American Post #39, Inc.	
Selbyville, Delaware:	\$1,250
Sussex Memorial Post #7422, V.F.W.	
Millsboro, Delaware:	\$1,250
TOTAL	<u>\$5,000</u>

Section 2. The above said sums shall be paid by the State Treasurer to said organizations within 3 months after the beginning of the fiscal year for which appropriated.

Section 3. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 423

FORMERLY HOUSE BILL NO. 836

**AN ACT TO AID MID-SUSSEX RESCUE SQUAD, INC.,
WHICH IS ORGANIZED TO OPERATE AND MAIN-
TAIN AN AMBULANCE IN THE PUBLIC SERVICE,
BY MAKING AN APPROPRIATION THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all members elected to each House concurring therein):

Section 1. There is appropriated to Mid-Sussex Rescue Squad Inc., the sum of \$1,250 to be used for the maintenance and operation of an ambulance in the public service.

Section 2. This appropriation shall be paid by the State Treasurer within three months after the beginning of the fiscal year for which appropriated.

Section 3. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 424

FORMERLY HOUSE BILL NO. 838

AN ACT MAKING AN APPROPRIATION TO DIAMOND
STATE YOUTH, INC.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all members elected to each House thereof concurring therein):

Section 1. The sum of \$25,000 is appropriated to Diamond State Youth, Inc., a Delaware corporation. The said sum shall be paid by the State Treasurer upon a warrant signed by the Treasurer of the said corporation.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 425

FORMERLY HOUSE BILL NO. 839

AN ACT TO AID ORGANIZATIONS MAINTAINING RESIDENTIAL FACILITIES BY MAKING APPROPRIATIONS THEREFOR.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$5,000 is appropriated to Palmer Home, Incorporated, a corporation of the State of Delaware, for the care and maintenance of old age persons at the Palmer Home in Dover, for operation expenses.

Section 2. The sum of \$5,000 is appropriated to The Layton Home for Aged Persons for the care and maintenance of old age persons for operation expenses.

Section 3. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 426

FORMERLY HOUSE BILL NO. 840

AN ACT TO AID VETERANS' ORGANIZATIONS BY MAKING AN APPROPRIATION THEREFOR.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House concurring therein):

Section 1. The sum of \$10,000 is appropriated to the American Legion, Department of Delaware.

Section 2. The sum of \$10,000 is appropriated to the Veterans of Foreign Wars, Department of Delaware.

Section 3. The sum of \$5,000 is appropriated to the Disabled American Veterans, Department of Delaware.

Section 4. The funds appropriated by Sections 1, 2, and 3 hereof shall be used to furnish services through a duly selected service officer to Delaware veterans of the Armed Forces of the United States, their widows and orphans by providing contact services in Sussex, Kent and New Castle counties.

Section 5. The sum of \$2,000 is appropriated to the Veterans of Foreign Wars, Department of Delaware, for operation expenses.

Section 6. The sum of \$2,000 is appropriated to the American Legion, Department of Delaware, for operation expenses.

Section 7. The sum of \$2,000 is appropriated to the Disabled American Veterans of Delaware, for operation expenses.

Section 8. The sum of \$2,000 is appropriated to the Department of Delaware Jewish War Veterans of the United States for operation expenses.

Section 9. The sum of \$1,500 is appropriated to the Delaware Veterans of World War 1 for operation expenses.

Section 10. The sum of \$1,000 is appropriated to the Paralyzed Veterans of America, Department of Delaware, Inc. for operation expenses.

Section 11. Expenses for Memorial Day Programs incurred by local Posts in Sussex, Kent and New Castle counties may be reimbursed out of operation expenses appropriated by Sections 5, 6, 7, 8, 9 and 10 of this Act on vouchers properly submitted to and approved by their representative Veterans Organization.

Section 12. The sum of \$1,500 is appropriated to the American Legion, Department of Delaware, for the bearing of expenses incident to the holding of Boys' State.

Section 13. The sum of \$1,500 is appropriated to the American Legion Auxiliary, Department of Delaware, for the bearing of expenses incident to the holding of Girls' State.

Section 14. The sums herein shall be paid to the Finance Officer of the respective veterans' organizations, upon warrants signed by the proper Finance Officer and approved by the Secretary, Department of Finance.

Section 15. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 427

FORMERLY HOUSE BILL NO. 835

AN ACT TO AID DELAWARE STATE FAIR, INC., BY MAKING AN APPROPRIATION THEREFOR.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$25,000 is appropriated to Delaware State Fair, Inc., a corporation of the State of Delaware, to be used for prizes for achievements in agriculture, animal raising and in works of manual training and the domestic arts to be awarded at the annual State Fair.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 428

FORMERLY HOUSE BILL NO. 860

**AN ACT TO AID THE DELAWARE GUIDANCE SERVICES
FOR CHILDREN AND YOUTH, INC., BY MAKING AN
APPROPRIATION THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$25,000 is hereby appropriated to the Delaware Guidance Services for Children and Youth, Inc.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 429

FORMERLY HOUSE BILL NO. 834

**AN ACT TO AID DELAWARE SAFETY COUNCIL, INC.,
ENGAGED IN EDUCATING THE PEOPLE OF THIS
STATE AS TO SAFETY BY MAKING AN APPROPRIATION THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$25,000 is appropriated to the Delaware Safety Council, Inc., to be used for the operations of the Council in educating the public as to safety.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 430

FORMERLY HOUSE BILL NO. 833

**AN ACT TO AID WHYY, INC. ENGAGED IN EDUCATING
THE PEOPLE OF THIS STATE BY MAKING AN AP-
PROPRIATION THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The sum of \$100,000 is appropriated to WHYY, Inc. to be used to aid and support the operation of WHYY-TV as an educational, non-profit, non-commercial, instructional and cultural television serving the State.

Section 2. This Act is a supplementary appropriation for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 8, 1974.

CHAPTER 431

FORMERLY HOUSE BILL NO. 832
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AID CERTAIN FIRE COMPANIES WHICH
ARE ORGANIZED TO EXTINGUISH FIRES OR MAIN-
TAIN AMBULANCES OR RESCUE TRUCKS, BY MAK-
ING APPROPRIATIONS THEREFOR. •**

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each House concurring therein):

Section 1. There is appropriated to the listed fire companies the following sums to be used for the prevention and extinguishment of fires throughout the State and for the maintenance of apparatus and equipment:

New Castle County

Aetna Hose, Hook and Ladder Co., Newark	\$ 4,000
Belvedere Volunteer Fire Co., Belvedere	4,000
Brandywine Hundred Fire Co. No. 1, Bellefonte	4,000
Christiana Fire Co., Christiana	4,000
Claymont Fire Co., Claymont	4,000
Cranston Heights Fire Co., Cranston Heights	4,000
Delaware City Fire Co., Delaware City	4,000
Elsmere Fire Co., Elsmere	4,000
Five Points Fire Co. No. 1, Richardson Park	4,000
Goodwill Fire Co. No. 1, New Castle	4,000
Hockessin Fire Co., Hockessin	4,000
Holloway Terrace Fire Co., Holloway Terrace	4,000
Mill Creek Fire Co., Marshallton	4,000
Minquadale Fire Co., Minquadale	4,000
Minquas Fire Co. No. 1, Newport	4,000
Odessa Fire Co., Inc., Odessa	4,000
Port Penn Volunteer Fire Co., Inc., Port Penn	4,000
Talleyville Fire Co., Inc., Talleyville	4,000
Townsend Fire Co., Inc., Townsend	4,000
Volunteer Hose Co., Inc., Middletown	4,000

Wilmington Manor Volunteer Fire Co., Inc.	
Wilmington Manor	4,000

Kent County

Bowers Volunteer Fire Co., Inc., Bowers	\$ 4,000
Camden-Wyoming Fire Co., Camden	4,000
Carlisle Fire Co., Milford	4,000
Cheswold Volunteer Fire Co., Cheswold	4,000
Citizens' Hose Co. No. 1, Inc., Smyrna	4,000
Clayton Fire Co., Clayton	4,000
Robbins Hose Co. (Dover Fire Dept.), Dover	4,000
Farmington Volunteer Fire Co., Farmington	4,000
Felton Community Fire Co., Felton	4,000
Frederica Volunteer Fire Co., Frederica	4,000
Harrington Fire Co., Harrington	4,000
Hartly Volunteer Fire Co., Hartly	4,000
Houston Volunteer Fire Co., Houston	4,000
Leipsic Volunteer Fire Co., Leipsic	4,000
Little Creek Volunteer Fire Co., Little Creek	4,000
Magnolia Volunteer Fire Co., Magnolia	4,000
Marydel Volunteer Fire Co., Inc., Marydel	4,000
South Bowers Fire Co., South Bowers	4,000

Sussex County

Bethany Beach Volunteer Fire Co., Bethany Beach ...	\$ 4,000
Blades Volunteer Fire Co., Inc., Blades	4,000
Bridgeville Volunteer Fire Co., Bridgeville	4,000
Dagsboro Volunteer Fire Co., Dagsboro	4,000
Delmar Fire Department, Delmar	4,000
Ellendale Volunteer Fire Co., Ellendale	4,000
Frankford Volunteer Fire Co., Frankford	4,000
Georgetown Fire Company, Inc., Georgetown	4,000
Greenwood Volunteer Fire Co., Greenwood	4,000
Gumboro Volunteer Fire Co., Inc., Gumboro	4,000
Indian River Volunteer Fire Co., Indian River	4,000
Laurel Fire Dept., Inc., Laurel	4,000
Lewes Fire Department, Inc., Lewes	4,000
Millsboro Fire Co., Millsboro	4,000
Milton Volunteer Fire Co., Milton	4,000
Millville Volunteer Fire Co., Inc., Millville	4,000
Rehoboth Beach Vol. Fire Co., Inc., Rehoboth Beach ..	4,000

Roxanna Volunteer Fire Co., Roxanna	4,000
Seaford Volunteer Fire Dept., Inc., Seaford	4,000
Selbyville Vol. Fire Co., Inc., Selbyville	4,000
Slaughter Beach Memorial Fire Co., Slaughter Beach	4,000
TOTAL	<u>\$240,000</u>

Section 2. There is appropriated to the following listed fire companies the following sums to be used for the maintenance and operation of ambulances in the public service:

Aetna Hose, Hook and Ladder Co., Newark	\$ 1,250
Blades Volunteer Fire Co., Inc., Blades	1,250
Bridgeville Volunteer Fire Co., Bridgeville	1,250
Bowers Volunteer Fire Co., Inc., Bowers	1,250
Brandywine Hundred Fire Co., No. 1, Bellefonte	1,250
Camden-Wyoming Fire Co., Camden	1,250
Carlisle Fire Co., Milford	1,250
Cheswold Volunteer Fire Co., Cheswold	1,250
Christiana Fire Co., Christiana	1,250
Claymont Fire Co., Claymont	1,250
Cranston Heights Fire Co., Cranston Heights	1,250
Dagsboro Volunteer Fire Co., Dagsboro	1,250
Delaware City Fire Co., Delaware City	1,250
Delmar Fire Department, Delmar	1,250
Ellendale Volunteer Fire Co., Ellendale	1,250
Elsmere Fire Co., Elsmere	1,250
Felton Community Fire Co., Felton	1,250
Five Points Fire Co. No. 1, Richardson Park	1,250
Frankford Volunteer Fire Co. No. 1, Frankford	1,250
Goodwill Fire Co. No. 1, New Castle	1,250
Gumboro Volunteer Fire Co., Inc., Gumboro	1,250
Harrington Fire Co., Harrington	1,250
Hartly Volunteer Fire Co., Inc., Hartly	1,250
Holloway Terrace Fire Co., Holloway Terrace	1,250
Hockessin Fire Co., Hockessin	1,250
Laurel Fire Dept., Inc., Laurel	1,250
Leipsic Volunteer Fire Co., Leipsic	1,250
Lewes Fire Department, Inc., Lewes	1,250
Mill Creek Fire Co., Marshallton	1,250
Millville Volunteer Fire Co., Inc., Millville	1,250
Milton Volunteer Fire Co., Milton	1,250
Minquadale Fire Co., Minquadale	1,250

Minquas Fire Co. No. 1, Newport	1,250
Rehoboth Beach Vol. Fire Co., Inc., Rehoboth Beach ..	1,250
Seaford Volunteer Fire Dept., Inc., Seaford	1,250
Slaughter Beach Memorial Fire Co., Slaughter Beach .	1,250
Talleyville Fire Co., Inc., Talleyville	1,250
Wilmington Manor Volunteer Fire Co., Inc.	
Wilmington Manor	1,250
TOTAL	\$47,500

Section 3. There is appropriated to the following listed fire companies the following sums to be used for the maintenance and operation of rescue trucks in the public service:

Aetna Hose, Hook and Ladder Co., Newark	\$ 1,250
Bethany Beach Volunteer Fire Co., Bethany Beach ...	1,250
Bowers Volunteer Fire Co., Inc., Bowers	1,250
Brandywine Hundred Fire Co. No. 1, Bellefonte	1,250
Bridgeville Volunteer Fire Co., Bridgeville	1,250
Camden-Wyoming Fire Co., Camden	1,250
Carlisle Fire Co., Milford	1,250
Cheswold Volunteer Fire Co., Cheswold	1,250
Christiana Fire Co., Christiana	1,250
Citizens' Hose Co. No. 1, Inc., Smyrna	1,250
Claymont Fire Co., Claymont	1,250
Clayton Fire Co., Clayton	1,250
Dagsboro Volunteer Fire Co., Dagsboro	1,250
Delaware City Fire Co., Delaware City	1,250
Delmar Fire Department, Delmar	1,250
Robbins Hose Co. (Dover Fire Dept.), Dover	1,250
Elsmere Fire Co., Elsmere	1,250
Farmington Volunteer Fire Co., Farmington	1,250
Felton Community Fire Co., Felton	1,250
Five Points Fire Co. No. 1, Richardson Park	1,250
Frederica Volunteer Fire Co. Frederica	1,250
Greenwood Fire Co. No. 1, Greenwood	1,250
Goodwill Fire Co. No. 1, New Castle	1,250
Harrington Fire Co., Harrington	1,250
Hartly Volunteer Fire Co., Inc., Hartly	1,250
Holloway Terrace Fire Co., Holloway Terrace	1,250
Indian River Volunteer Fire Co., Indian River	1,250
Laurel Fire Dept., Inc. Laurel	1,250

Leipsic Volunteer Fire Co., Leipsic	1,250
Lewes Fire Department, Inc., Lewes	1,250
Little Creek Volunteer Fire Co., Little Creek	1,250
Magnolia Volunteer Fire Co., Magnolia	1,250
Marydel Volunteer Fire Co., Inc., Marydel	1,250
Mill Creek Fire Co., Marshallton	1,250
Millsboro Fire Co., Millsboro	1,250
Millville Volunteer Fire Co., Inc., Millville	1,250
Milton Volunteer Fire Co., Milton	1,250
Minquadale Fire Co., Minquadale	1,250
Minquas Fire Co. No. 1, Newport	1,250
Port Penn Volunteer Fire Co., Inc., Port Penn	1,250
Rehoboth Beach Vol. Fire Co., Inc., Rehoboth Beach ...	1,250
Roxanna Volunteer Fire Co., Roxanna	\$ 1,250
Seaford Volunteer Fire Dept., Inc., Seaford	1,250
Selbyville Volunteer Fire Co., Inc., Selbyville	1,250
Slaughter Beach Memorial Fire Co., Slaughter Beach ..	1,250
South Bowers Fire Co., South Bowers	1,250
Talleyville Fire Co., Inc., Talleyville	1,250
Volunteer Hose Co., Inc., Middletown	1,250
Wilmington Manor Volunteer Fire Co., Inc., Wilmington Manor	1,250
TOTAL \$61,250	

Section 4. There is appropriated to the listed fire companies the following sums to be used for the maintenance of aerial or platform trucks and for the training of personnel in the techniques of extinguishing highrise fires throughout the State of Delaware:

New Castle County

Atena Hose, Hook and Ladder Co. Newark	\$ 2,000
Brandywine Hundred Fire Co., No. 1 Bellefonte	2,000
Christiana Fire Co., Christiana	2,000
Claymont Fire Co., Claymont	2,000
Five Points Fire Co., No. 1, Richardson Park	2,000
Goodwill Fire Company No. 1, New Castle	2,000
Mill Creek Fire Company, Marshallton	2,000
Talleyville Fire Company, Inc., Talleyville	2,000
Volunteer Hose Co., Inc., Middletown	2,000

Kent County

Carlisle Fire Company, Milford	2,000
Citizen's Hose Co., No. 1, Inc. Smyrna	2,000
Robbins Hose Co. (Dover Fire Dept.) Dover	2,000

Sussex County

Lewes Fire Department, Inc., Lewes	2,000
Rehoboth Beach Vol. Fire Co., Inc. Rehoboth Beach....	2,000
Seaford Volunteer Fire Dept., Inc., Seaford	2,000
	<u>\$30,000</u>

Section 5. There is appropriated to the Mayor and Council of Wilmington the following sums to be used for :

(a) The prevention and extinguishment of fires throughout the City of Wilmington and for the maintenance of the apparatus and equipment of the 12 fire companies organized and equipped in the City. \$48,000

(b) The maintenance of aerial or platform trucks and for the training of personnel in the techniques of extinguishing high-rise fires throughout the City of Wilmington \$6,000

Grand Total \$432,750

Section 6. The above said sums shall be paid by the State Treasurer within three months after the beginning of the fiscal year for which appropriated.

Section 7. This Act is a supplementary appropriation act for the fiscal year ending June 30, 1975, and the monies appropriated shall be paid by the State Treasurer out of monies in the General Fund of the State of Delaware not otherwise appropriated.

Approved July 9, 1974

CHAPTER 432

FORMERLY HOUSE BILL NO. 845

**AN ACT TO AMEND ARTICLE 3, TITLE 5A, DELAWARE
CODE ANNOTATED, RELATING TO THE LIABILITY
OF PARTIES ON COMMERCIAL PAPER.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 3-401, Article 3, Title 5A, Delaware Code Annotated, by adding the following subsection (3) :

"(3) Every merchant who requires a fingerprint, in addition to the signature, as a condition precedent for accepting an instrument in payment for goods or services shall prominently display at least one conspicuous notice under the heading 'NOTICE TO CUSTOMERS' designed to inform the patrons of such a requirement."

Section 2. This Act shall become effective thirty (30) days after it is signed into law by the Governor.

Approved July 9, 1974.

CHAPTER 433

FORMERLY HOUSE BILL NO. 573

AN ACT TO AMEND SECTION 504, CHAPTER 5, TITLE 31, DELAWARE CODE, RELATING TO CATEGORIES OF ASSISTANCE TO PROVIDE FOR STATE PARTICIPATION IN THE ADVANCEMENT OF TITLE XIX FUNDS UNDER TITLE XVI AND TITLE IV-A OF THE UNITED STATES SOCIAL SECURITY ACT OR OTHER SIMILAR PROGRAMS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 504, Chapter 5, Title 31, Delaware Code, by adding a new subdivision (7) to read as follows:

“(7) Drug Draft System; in order to expedite the payment to druggists within the State of Delaware, in accordance with U.S. Title XIX of the Social Security Act and Federal Regulations promulgated thereunder, monies may be advanced from Appropriated Funds pertaining to U.S. Title XIX drugs of the Social Security Act by the Secretary of the Department of Health and Social Services as is deemed necessary in order to insure timely payments of these obligations.”

Approved July 10, 1974.

CHAPTER 434

FORMERLY HOUSE BILL NO. 1110
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND PARTS II AND III OF TITLE 5 OF THE
DELAWARE CODE RELATING TO BANKING BY
PROVIDING FOR A FRANCHISE TAX ON THE NET
EARNINGS OF BANKS, NATIONAL BANKS, TRUST
COMPANIES AND BUILDING AND LOAN ASSOCIA-
TIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Chapter 11, Part II, Title 5 of the Delaware Code, by striking all subchapter titles and all sections thereof and substituting in lieu thereof the following:

§1101. Tax on net earnings

A franchise tax is hereby imposed on the net income of banks, trust companies and national banks. The net income on which such tax is imposed shall be that defined by the Federal Deposit Insurance Corporation (12 CFR 335) or other appropriate Federal authority and reported to the State Bank Commissioner pursuant to 5 Delaware Code, Section 904, reduced by interest income from obligations of the State of Delaware and its political subdivisions, as well as any dividends and contributions to net income from subsidiaries.

§1102. Statement to be filed with the Commissioner

For purposes of assessment, the president, cashier or treasurer of every bank, national bank and every trust company, shall, in each year, file with the December 31st call report, a true statement, verified by oath, setting forth the net income of such bank or trust company as defined in this chapter.

**§1103. Determination, certification, notification and review of
tax**

(a) The State Bank Commissioner shall, after the 10th day of January and prior to the 15th day of February in each year,

ascertain from an inspection of the statements filed for December 31 in accordance with Section 1102 of this title, and from any other sources of information which are open to him, the names and places of business of all banks, trust companies and national banks in this State, the amount of net income of each as defined in this chapter, and the amount of tax levied thereon in accordance with the provisions of this chapter.

(b) The amount determined to be the tax levied as aforesaid, shall, within 15 days after same has been determined, be certified by the State Bank Commissioner to each bank, trust company and national bank.

(c) The assessment shall be reviewed and corrected by the State Bank Commissioner upon application by any party interested, prior to the first day of April in the year in which the tax is levied, if, upon such application, good cause be shown for correction.

§1104. Date of payment and collection of tax

Taxes imposed under this chapter are due and payable on or before the first day of May in the year in which they are assessed, and after that date shall be collected by the State Bank Commissioner, together with a penalty of one percent for each month or fraction of a month that the same remain unpaid after that date.

§1105. Rate of taxation

The rate of tax upon the net income as defined in this chapter of banks, trust companies and national banks shall be seven and two-tenths percent.

§1106. Disposition of taxes

All moneys collected or received under this chapter shall be the moneys of the State of Delaware, and the State Bank Commissioner shall pay all amount so collected and received into the General Fund of the State Treasury.

§1107. Duties of the Attorney General

The Attorney General shall act as the legal representative of the State of Delaware in all actions or proceedings had under this

chapter, and shall render legal assistance to the State Bank Commissioner in executing the provisions hereof.

§1108. State corporation income and other taxes: exemption

Notwithstanding the provisions of Title 30 of the Delaware Code, all banks, trust companies and national banks being taxed in accordance with the provisions of this chapter, shall be exempt from the State corporation income tax as of January 1, 1974 and the taxation of income of banks, trust companies and national banks under this chapter shall be in lieu of occupational taxes or taxes upon the income, capital, and assets of such bank, except that no real estate owned or acquired by such bank or trust company shall be exempt from taxation."

Section 2. Amend Part III, Title 5 of the Delaware Code, by adding a new Chapter 18, Taxation, to read as follows:

"CHAPTER 18. TAXATION

§1801. Annual Franchise Tax

Every building and loan association created under this code, or any other law of this State, or any other state, or the United States of America, and doing business in this State, shall pay to the State Bank Commissioner, for the use of this State, an annual franchise tax equal to seven and two-tenths percent of its net earnings. The tax imposed shall be computed on the total annual net earnings after federal taxes, as computed through the application of generally accepted accounting principles for the next previous year of each building and loan association doing business in the State of Delaware. The computation shall be made on a fiscal year basis, whichever the building and loan association is using for its regular accounting. The computation shall be based on all operations and branches of the building and loan association and upon the annual net earnings of the building and loan association as an entirety. The computation shall be made after the calculation or allowance of any dividends or interest paid or credited on savings accounts and investment certificates or other apportionment of profits; provided, however, that with respect to foreign building and loan associations admitted to do business in the State of Delaware the computation shall be based

on that part of the yearly net earnings of the building and loan association as an entirety which bears the same ratio to the total annual net earnings of the building and loan association as an entirety as the total of all loans made by the building and loan association on the security of property located in Delaware bears to the total of all loans made by the building and loan association as an entirety, both as shown by the books of the building and loan association on the last day of the accounting year of the building and loan association. If by reason of any law of any foreign jurisdiction a building and loan association chartered in this State or admitted to do business in this State and doing business in such other jurisdiction is required to pay a franchise tax to said foreign jurisdiction based upon its savings accounts or free shares purchased in the State of Delaware, or is required to pay to said foreign jurisdiction a tax on its gross receipts including its gross receipts from business done in the State of Delaware, or is required to pay to said foreign jurisdiction a tax on its income including income derived from business done in the State of Delaware, then the tax imposed by this section shall be reduced to the extent of any such franchise or gross receipts or income tax so paid to said foreign jurisdiction based on savings accounts or free shares purchaser in the State of Delaware, or on business done in the State of Delaware.

§1802. Report of net earnings and payment of tax

Within sixty days after the end of its fiscal year the building and loan association, acting through its president, treasurer, or other proper officer, shall report under oath to the State Bank Commissioner, the net earnings of the building and loan association for that next previous taxable period, and at the same time the building and loan association shall pay to the State Bank Commissioner the proper amount of tax for that period as computed under this chapter.

§1803. Tax lien

If any building and loan association shall fail to pay any tax due under the provisions of this chapter, on or before the due date, the full amount of all such tax due the State shall be a lien in favor of the State upon all property and all rights to property, real or personal, belonging to such building and loan association.

In addition, a penalty of one percent shall be assessed for each month or fraction thereof that the same remain unpaid after such date.

§1804. State corporation income tax; exemption

All building and loan associations being taxed in accordance with the provisions of this chapter shall be exempt from the State corporation income tax beginning with the fiscal year for each such building and loan association in which this chapter shall become effective.

§1805. Rules and regulations

The State Bank Commissioner may, from time to time, adopt and promulgate rules and regulations for the reporting and collection of the franchise taxes imposed in accordance with this chapter and not inconsistent with the provisions of this title.

§1806. Exemption from other taxes

The taxation of the income of the building and loan associations under this chapter shall be in lieu of all taxes upon the capital, surplus, property and assets of such organization, except that no real estate owned by any such organization constituting the whole or any part of its capital, surplus or assets shall be exempt from taxation."

Section 3. This act shall be effective as of January 1, 1974. For purposes of payment of the tax imposed by Section 2 of this Act, building and loan associations whose fiscal years end after January 1, 1974 and before January 1, 1975 shall pay the tax on that pro rata portion of the net earnings of the association accrued after January 1, 1974.

Section 4. All other laws or parts of laws now in effect inconsistent with the provisions of this Act are hereby repealed, superseded, modified or amended so far as necessary to conform to and give full force and effect to the provisions of this Act.

Approved July 10, 1974.

CHAPTER 435

FORMERLY SENATE BILL NO. 433
AS AMENDED BY
SENATE AMENDMENT NO. 2**AN ACT TO AMEND CHAPTER 51, PART IV, TITLE 30 OF
THE DELAWARE CODE RELATING TO STREET AID
FOR MUNICIPALITIES**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §5161, Chapter 51, Part IV, Title 30 of the Delaware Code, by striking the definition of "street improvements" as set forth therein and by inserting in lieu thereof the following:

" 'Street improvements' means construction, reconstruction, repair and maintenance of streets, including paving, repaving, grading and drainage, repairs, acquisition of rights-of-way; extension and widening of existing streets; elimination of railroad grade crossings; acquisition of trucks and other equipment necessary in the construction and maintenance of streets; removal of snow and ice and the laying of materials for traction; purchase and installation of street identification signs and traffic control signs; construction, reconstruction and repair of sidewalks and under and overpasses necessary for pedestrian safety; administration and other necessary expenses in connection with such street improvements; and the expenses of law enforcement for the policing of the streets, including, but not limited to, salaries, equipment, vehicles and supplies."

Section 2. Amend §5165, Chapter 51, Part IV, Title 30 of the Delaware Code, by striking said section, and substituting in lieu thereof the following:

**§5165. Expenditures of Funds by Municipalities; records, audits
and regulations of municipalities**

(a) Each municipality shall keep all funds received from the State municipal aid fund in a separate bank account, designated

as 'municipal street aid fund' and may expend such funds as follows:

(1) An amount not exceeding thirty percent (30%) of the annual grant may be used for the following purposes:

(i) the construction, installation, repair, maintenance or replacement of water and sewer systems;

(ii) the preparation or revision of comprehensive plans for urban renewal;

(iii) the payment of principal and interest on any bonds issued for the purpose of subsection (i), notwithstanding that such indebtedness may have been incurred prior to May 27, 1972.

(2) Any portion of the annual grant not expended pursuant to subsection (1) may be expended for the following purposes:

(i) street improvements;

(ii) lighting of the streets and all expenses related thereto;

(iii) payment of principal and interest on any bonds issued for street improvements.

(b) Each municipality shall:

(1) furnish evidence annually to the Secretary of Finance that the municipal employees authorized to expend municipal street aid funds are bonded in an amount not less than the amount of such funds available to such municipality;

(2) submit annual reports to the Secretary of Finance showing the annual expenditures of municipal street aid funds;

(3) award contracts for street improvements which shall be in accordance with the provisions of Chapter 69, Title 29 of the Delaware Code, and any specifications of the Department of Highways and transportation;

(4) before June 15 of each year, file with the Secretary of Finance an affidavit signed by the Mayor, City Manager, or President of the Council of the municipality, setting forth the population of the municipality and the length of the usable streets therein. In the absence of the affidavit, the Secretary of Finance may, for the purpose of this Subchapter, use the most recent, accurate and acceptable figures as to the population and

length of usable streets of a municipality. For the purpose of this Subchapter, the population of a municipality which is a summer resort shall be deemed to include all property owners entitled to vote in a municipal election.

(5) before May 15 of each year, file with the Division of Highways (a) an affidavit as to population and (b) a tabulation of streets added during the past fiscal year which are dedicated to public use and maintained by their municipal forces. Said tabulation should include street names, starting and ending points and length in feet or miles and be accompanied by a map indicating location of any new streets.

(c) Pending expenditure of funds received pursuant to §5163 of this Title, a municipality may make short-term investments of such funds in United States government securities and may deposit up to \$50,000 in any bank or savings and loan association interest-bearing accounts or certificates guaranteed by any agency of the United States government. Any interest earned on such investments or deposits shall be used for the purpose set forth in subsection (a) (2) of this section. Such investments or deposits shall not be deemed to be 'expenditures' of the funds as set forth in subsection (a) of this section."

Section 3. Amend §5166, Chapter 51, Part IV, Title 30 of the Delaware Code, by designating all of the present section as subsection (a), and by adding a new subsection thereto, which shall read as follows:

"(b) Upon report by the State Auditor of Accounts that expenditures of municipal street aid funds have been made by a municipality for purposes other than as set forth in this Subchapter, the Secretary of Finance and/or the State Treasurer shall withhold all further payments of municipal street aid funds to such municipality until:

(1) the Attorney General or the courts of this State shall have found the disputed expenditures to have been proper; or

(2) the municipality shall have reimbursed the municipal street aid funds to the extent of the improper expenditures; or

(3) the municipal official or employee responsible has made restitution to the fund as set forth in subsection (a) of this section."

Section 4. Any municipality which, prior to the enactment date of this Act, has spent more than the percentage designated in a category permitted by Chapter 51, Title 30 of the Delaware Code shall be deemed, nevertheless, to have substantially complied with the requirements of said Chapter 51, Title 30, and no municipality shall be penalized for any such imbalance in its expenditure of Municipal Street Aid funds. Any municipality which have overspent funds, but on projects permitted under §5165, shall be permitted to carry such accounts forward.

Approved July 10, 1974.

CHAPTER 436

FORMERLY SENATE BILL NO. 339

**AN ACT TO CLARIFY THE PENSION ELIGIBILITY OF
JUDGE A. JAMES GALLO AND ROBERT H. WAHL.**

WHEREAS, the General Assembly of the State of Delaware saw fit to enact Volume 57, Laws of Delaware, Chapter 228, which changed the responsibility for maintenance of the Court of Common Pleas for New Castle County from the County of New Castle to the State of Delaware; and

WHEREAS, that Act became effective February 1, 1969; and

WHEREAS, by the terms of said legislative act it was provided inter alia that no employee of the Court shall lose any benefits as a result of its enactment; and

WHEREAS, it was intended that all personnel including the judges of the Court should thus be protected from loss of benefits; and

WHEREAS, the State Board of Pension Trustees for the State Employees' Retirement Plan has ruled that former Judge A. James Gallo is not eligible under the Employees Pension Act because they are not giving him credit for his employment as he would have received it under the County Pension Act; and

WHEREAS, it is the desire of the General Assembly to clarify this situation with regard to both judges who were serving in the Court of Common Pleas at the time of passage of the aforementioned Act; and

WHEREAS, it is the intention of the General Assembly that the two judges who were serving in the Court of Common Pleas of New Castle County on July 1, 1969 shall receive full pension time credit for all time served as an employee of the State of Delaware, County of New Castle, City of Wilmington, General Assembly of the State of Delaware, and any other governmental agency within the State of Delaware whether in judicial capacity or otherwise; and

WHEREAS, this situation developed because of the passage by the General Assembly of the State of Delaware of the aforementioned Act so as to effect this transfer during the terms of the existing judges instead of permitting it to become effective as the terms of the respective judges expired; and

WHEREAS, the General Assembly desires to rectify this unfair situation by crediting all time of employment by governmental agencies (which is not already credited) to pension time.

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. That A. James Gallo, a judge of the Court of Common Pleas for New Castle County on July 1, 1969, is hereby credited with fifteen (15) years of covered employment under the State Employees' Pension Plan. This credit to be for purpose of calculation of both time served and amount of pension to be received. His pension shall be the greater of the pension determined under Chapter 228, Volume 57, Laws of Delaware, or under the statutory pension system of the county in which he was employed on June 30, 1969, as such statutory pension system was in effect on June 30, 1969, with the amount of any such pension to be determined by using his total period of service as credited by this Act.

Section 2. That Robert H. Wahl, who was a judge of the Court of Common Pleas for New Castle County on July 1, 1969, is hereby given credit for an additional four (4) years and eight (8) months of service in covered employment under the judicial Pension Act. This additional credit is for the purposes of calculation of both time served and amount to be received under the said Judicial Pension Act. This credit is in addition to any time served as a Judge as presently provided for in the said Judicial Pension Act.

Approved July 10, 1974

CHAPTER 437

FORMERLY HOUSE BILL NO. 801
AS AMENDED BY HOUSE AMENDMENT NO. 1**AN ACT TO AMEND CHAPTER 1, TITLE 8, DELAWARE
CODE, RELATING TO THE GENERAL CORPORATION
LAW.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend Section 109 of Title 8, Delaware Code, by striking the present subsection (a) thereof and inserting in lieu thereof a new subsection (a) to read as follows:

"(a) The original or other by-laws of a corporation may be adopted, amended, or repealed by the incorporators, by the initial directors if they were named in the certificate of incorporation, or, before a corporation has received any payment for any of its stock, by its board of directors. After a corporation has received any payment for any of its stock, the power to adopt, amend or repeal by-laws shall be in the stockholders entitled to vote, or in the case of a nonstock corporation, in its members entitled to vote; provided, however, any corporation may, in its certificate of incorporation, confer the power to adopt, amend, or repeal by-laws upon the directors or, in the case of a non-stock corporation, upon its governing body by whatever name designated. The fact that such power has been so conferred upon the directors or governing body, as the case may be, shall not divest the stockholders or members of the power, nor limit their power to adopt, amend or repeal by-laws."

Section 2. Amend Section 141 of Title 8, Delaware Code, by striking the first sentence of subsection (a) thereof in its entirety and inserting in lieu thereof a new first sentence to read as follows:

"(a) The business and affairs of every corporation organized under this chapter shall be managed by or under the direction of a board of directors, except as may be otherwise provided in this chapter or in its certificate of incorporation."

Section 3. Amend Section 141 of Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence immediately following the third sentence thereof to read as follows:

"The certificate of incorporation or by-laws may prescribe other qualifications for directors."

Section 4. Amend Section 141 of Title 8, Delaware Code, by inserting in subsection (d) thereof two new sentences following the last sentence of the present section to read as follows:

"The certificate of incorporation may confer upon holders of any class or series of stock the right to elect one or more directors who shall serve for such term, and have such voting powers as shall be stated in the certificate of incorporation. The terms of office and voting powers of the directors elected in the manner so provided in the certificate of incorporation may be greater than or less than those of any other director or class of directors."

Section 5. Amend Section 141, Title 8, Delaware Code, by adding a new subsection (k) to read as follows:

"(k) Any director or the entire board of directors may be removed, with or without cause, by the holders of a majority of the shares then entitled to vote at an election of directors, except as follows:

(i) Unless the certificate of incorporation otherwise provides, in the case of a corporation whose board is classified as provided in subsection (d) of this section, shareholders may effect such removal only for cause; or

(ii) In case of a corporation having cumulative voting, if less than the entire board is to be removed, no director may be removed without cause if the votes cast against his removal would be sufficient to elect him if then cumulatively voted at an election of the entire board of directors, or, if there be classes of directors, at an election of the class of directors of which he is a part.

Whenever the holders of any class or series are entitled to elect one or more directors by the provisions of the certificate of incorporation, the provisions of this subsection shall apply, in

respect to the removal without cause of a director or directors so elected, to the vote of the holders of the outstanding shares of that class or series and not to the vote of the outstanding shares as a whole."

Section 6. Amend Section 142, Title 8, Delaware Code, by deleting subsection (a) thereof in its entirety and inserting in lieu thereof a new subsection (a) to read as follows:

"(a) Every corporation organized under this chapter shall have such officers with such titles and duties as shall be stated in the by-laws or in a resolution of the board of directors which is not inconsistent with the by-laws and as may be necessary to enable it to sign instruments and stock certificates which comply with sections 103 (a) (2) and 158 of this chapter. One of the officers shall have the duty to record the proceedings of the meetings of the stockholders and directors in a book to be kept for that purpose. Any number of offices may be held by the same person unless the certificate of incorporation or by-laws otherwise provide."

Section 7. Amend Section 145, Title 8, Delaware Code, by deleting subsection (h) thereof in its entirety and by inserting in lieu thereof a new subsection (h) to read as follows:

"(h) For purposes of this Section, references to 'the corporation' shall include, in addition to the resulting corporation, any constituent corporation (including any constituent of a constituent) absorbed in a consolidation or merger which, if its separate existence had continued, would have had power and authority to indemnify its directors, officers, and employees or agents, so that any persons who is or was a director, officer, employee or agent of such constituent corporation, or is or was serving at the request of such constituent corporation as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, shall stand in the same position under the provisions of this Section with respect to the resulting or surviving corporation as he would have with respect to such constituent corporation if its separate existence had continued."

Section 8. Amend Section 152, Title 8, Delaware Code, by striking said section in its entirety and by inserting in lieu thereof a new Section 152 to read as follows:

§152. Issuance of stock, lawful consideration; fully paid stock

The consideration, as determined pursuant to subsections (a) and (b) of Section 153 of this title, for subscriptions to, or the purchase of, the capital stock to be issued by a corporation shall be paid in such form and in manner as the board of directors shall determine. In the absence of actual fraud in the transaction, the judgment of the directors as to the value of such consideration shall be conclusive. The capital stock so issued shall be deemed to be fully paid and nonassessable stock, if: (1) the entire amount of such consideration has been received by the corporation in the form of cash, services rendered, personal property, real property, leases of real property, or a combination thereof; or (2) not less than the amount of the consideration determined to be capital pursuant to Section 154 of this title has been received by the corporation in such form and the corporation has received a binding obligation of the subscriber or purchaser to pay the balance of the subscription or purchase price; provided, however, nothing contained herein shall prevent the board of directors from issuing partly paid shares under Section 156 of this title."

Section 9. Amend Section 160, Title 8, Delaware Code, by adding the following sentence to paragraph (1) of subsection (a) thereof:

"Nothing in this subsection shall invalidate or otherwise affect a note, debenture or other obligation of a corporation given by it as consideration for its acquisition by purchase, redemption or exchange of its shares of stock if at the time such note, debenture or obligation was delivered by the corporation its capital was not then impaired or did not thereby become impaired."

Section 10. Amend Section 173, Title 8, Delaware Code, by striking said section in its entirety and inserting a new section to read as follows:

"§173. Declaration and payment of dividends

"No corporation shall pay dividends except in accordance with the provisions of this chapter. Dividends may be paid in cash, in property, or in shares of the corporation's capital stock. If the dividend is to be paid in shares of the corporation's there-

tofore unissued capital stock the board of directors shall, by resolution, direct that there be transferred from surplus to the capital account in respect of such shares an amount which is not less than the aggregate par value of par value shares being declared as a dividend and, in the case of shares without par value being declared as a dividend, such amount as shall be determined by the board of directors. No transfer from surplus to capital shall be necessary if shares are being distributed by a corporation pursuant to a split-up or division of its stock rather than as payment of a dividend declared payable in stock of the corporation."

Section 11. Amend Section 245, Title 8, Delaware Code, by striking subsection (d) thereof and inserting a new subsection (d) in lieu thereof to read as follows:

"(d) A restated certificate of incorporation shall be executed, acknowledged, filed and recorded in accordance with Section 103 of this title. Upon its filing with the Secretary of State, the original certificate of incorporation, as theretofore amended or supplemented, shall be superceded; thenceforth, the restated certificate of incorporation, including any further amendments or changes made thereby, shall be the certificate of incorporation of the corporation, but the original date of incorporation shall remain unchanged."

Section 12. Amend Section 251, Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence at the end of said subsection, to read as follows:

"Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 13. Amend Section 251, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection to read as follows:

"In lieu of filing and recording the agreement or merger or consolidation, the surviving or resulting corporation may file a certificate of merger or consolidation, executed in accordance with

section 103 of this title, which states (1) the name and state of incorporation of each of the constituent corporations, (2) that an agreement of merger or consolidation has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with this subsection, (3) the name of the surviving or resulting corporation, (4) the amendments or changes, if any, in the certificate of incorporation of the surviving corporation that are to be effected by merger or consolidation, or, if none, that the certificate of incorporation of one of the constituent corporations, naming it, shall be the certificate of incorporation of the surviving or resulting corporation, (5) that the executed agreement of consolidation or merger is on file at the principal place of business of the surviving corporation, stating the address thereof and (6) that a copy of the agreement of consolidation or merger will be furnished by the surviving corporation, on request and without cost, to any stockholder of any constituent corporation."

Section 14. Amend Section 251, Title 8, Delaware Code, by inserting in subsection (f) thereof a new sentence at the end of the first sentence thereof to read as follows:

"No vote of stockholders of a constituent corporation shall be necessary to authorize a merger or consolidation if no shares of the stock of such corporation shall have been issued prior to the adoption by the board of directors of the resolution approving the agreement of merger or consolidation."

Section 15. Amend Section 252, Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence at the end of said subsection, to read as follows:

"Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 16. Amend Section 252, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection, to read as follows:

"In lieu of filing and recording the agreement of merger or consolidation, the surviving or resulting corporation may file a certificate of merger or consolidation, executed in accordance with section 103 of this title, which states (1) the name and state of incorporation of each of the constituent corporations, (2) that an agreement of merger or consolidation has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with this subsection, (3) the name of surviving or resulting corporation, (4) if the surviving corporation is a corporation of this State, the amendments or changes, if any, in the certificate of incorporation of the surviving corporation that are to be effected by the merger or consolidation, or, if none, that the certificate of incorporation of one of the constituent Delaware corporations, naming it, shall be the certificate of incorporation of the surviving or resulting corporation, (5) if the surviving corporation is not a corporation of this State, the certificate of incorporation of the surviving corporation, with such amendments as are effected by the merger or consolidation, shall be set forth in full, (6) that the executed agreement of consolidation or merger is on file at the principal place of business of the surviving corporation and the address thereof, (7) that a copy of the agreement of consolidation or merger will be furnished the surviving corporation, on request and without cost, to any stockholder of any constituent corporation, (8) if the corporation surviving or resulting from the merger or consolidation is to be a corporation of this State, the authorized capital stock of each constituent corporation which is not a corporation of this State, and (9) the agreement, if any, required by subsection (d) of this section."

Section 17. Amend Section 254, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection, to read as follows:

"Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 18. Amend §254, Title 8, Delaware Code, by inserting subsection (d) thereof a new sentence at the end of said subsection to read as follows:

"In lieu of filing and recording the agreement of merger or consolidation, the surviving or resulting corporation may file a certificate of merger or consolidation, executed in accordance with section 103 of this title, which states (1) the name and state of domicile of each of the constituent entities, (2) that an agreement of merger or consolidation has been approved, adopted, certified, executed and acknowledged by each of the constituent entities in accordance with this subsection, (3) the name of the surviving or resulting corporation, (4) the amendments or changes, if any, in the certificate of incorporation of the surviving corporation that are to be effected by the merger or consolidation, or, if none, that the certificate of incorporation of one of the constituent corporations, naming it, shall be the certificate of incorporation of the surviving or resulting corporation, (5) that the executed agreement of consolidation or merger is on file at the principal place of business of the surviving corporation and the address thereof, and (6) that a copy of the agreement of consolidation or merger will be furnished by the surviving corporation, on request and without cost, to any stockholder of any constituent entity."

Section 19. Amend §255, Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence at the end of said subsection, to read as follows: "Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 20. Amend Section 255, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection, to read as follows:

"The provisions set forth in the last sentence of Section 251 (c) shall apply to a merger under this Section, and the reference therein to 'stockholder' shall be deemed to include 'member' hereunder."

Section 21. Amend §256, Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence at the end of said subsection, to read as follows:

"Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 22. Amend Section 256, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection, to read as follows:

"Insofar as they may be applicable, the provisions set forth in the last sentence of Section 252 (c) shall apply to a merger under this Section, and reference therein to 'stockholder' shall be deemed to include 'member' hereunder."

Section 23. Amend §257, Title 8, Delaware Code, by inserting in subsection (b) thereof a new sentence at the end of said subsection to read as follows:

"Any of the terms of the agreement of merger or consolidation may be made dependent upon facts ascertainable outside of such agreement, provided that the manner in which such facts shall operate upon the terms of the agreement is clearly and expressly set forth in the agreement of merger or consolidation."

Section 24. Amend Section 257, Title 8, Delaware Code, by inserting in subsection (c) thereof a new sentence at the end of said subsection, to read as follows:

"Insofar as they may be applicable, the provisions set forth in the last sentence of Section 251 (c) shall apply to a merger under this Section, and the reference therein to 'stockholder' shall be deemed to include 'member' hereunder."

Section 25. This act shall take effect on July 1, 1974.

Section 26. All rights, privileges and annuities vested or accrued by and under any laws enacted prior to the adoption or amendment of this act, all suits pending, or rights of actions convened, and/or duties, restrictions, liabilities and penalties imposed or required by and under laws enacted prior to the adoption or amendment of this act, shall not be impaired, diminished or affected by this act.

Approved July 11, 1974

CHAPTER 438

FORMERLY HOUSE BILL NO. 807
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND SUBCHAPTER XV, TITLE 8, DELAWARE CODE RELATING TO EXCEPTIONS TO QUALIFICATION REQUIREMENTS FOR FOREIGN CORPORATIONS, TO EXCEPT CORPORATIONS MAKING OR ACQUIRING LOANS OR SECURING OR COLLECTING DEBTS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. Amend §373 (a), Subchapter XV, Title 8, Delaware Code, by adding thereto new subsections 6 and 7 to read as follows:

“(6) If it creates, as borrower or lender, or acquires, evidences of debt, mortgages or liens on real or personal property;

(7) If it secures or collects debts or enforces any rights in property securing the same.”

Approved July 11, 1974

CHAPTER 439**FORMERLY HOUSE BILL NO. 806****AN ACT TO AMEND CHAPTER 23, TITLE 6, OF THE DELAWARE CODE WITH REFERENCE TO INTEREST, BY ELIMINATING THE LIMITATIONS ON THE LEGAL RATE OF INTEREST FOR CERTAIN COMMERCIAL LOANS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §2301 of Title 6, Delaware Code, by adding thereto a new subsection (c) to read as follows:

“(c) Notwithstanding any other provision in this Chapter to the contrary, there shall be no limitation on the rate of interest which may be legally charged for the loan or use of money, where the amount of money loaned or used exceeds \$100,000.00, and where repayment thereof is not secured by a mortgage against the principal residence of any borrower.”

Approved July 11, 1974

CHAPTER 440

FORMERLY HOUSE BILL NO. 939

**AN ACT TO AMEND CHAPTER 43, PART IV, TITLE 29 OF
THE DELAWARE CODE RELATING TO NOTARY PUB-
LIC COMMISSIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §4305, Chapter 43, Part IV, Title 29 of the Delaware Code, by adding the following sentences to the first paragraph of said section:

"Any Notary Public who wishes to renew his or her commissions may request a four-year appointment which will be at the option of the Governor. The fee for a four-year term will be sixty dollars (\$60.00)."

Section 2. Amend §4306, Chapter 43, Part IV, Title 29 of the Delaware Code, by striking the figure "\$20" as the same appears in the second paragraph of said section, and substituting the figure "\$30" in lieu thereof.

Section 3. The effective date of this Act is July 1, 1974.

Approved July 11, 1974

CHAPTER 441

FORMERLY HOUSE BILL NO. 913
AS AMENDED BY
HOUSE AMENDMENT NO. 4

**AN ACT TO AMEND CHAPTER 7, TITLE 13, DELAWARE
CODE RELATING TO MINORS' CONSENT TO DIAG-
NOSTIC AND LAWFUL THERAPEUTIC PROCEDURES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §708 (a) of Chapter 7, Title 13, Delaware Code, by striking said paragraph (a) in its entirety and substitute a new paragraph (a) to read as follows:

“(a) A minor 12 years of age or over who professes to be either pregnant or afflicted with contagious, infectious or communicable diseases within the meaning of Chapters 5 and 7 of Title 16, or who professes to be exposed to the chance of becoming pregnant, may give written consent to any licensed physician, hospital or public clinic for any diagnostic, preventive, lawful therapeutic procedures, except abortion, medical or surgical care and treatment, including x-rays, by any physician licensed for the practice of medicine or surgery or osteopathic medicine or surgery in this State and by any hospital or public clinic, their qualified employees or agents while acting within the scope of their employment.”

Section 2. Amend §708 (b) of Chapter 7, Title 13, Delaware Code, by striking said section in its entirety and substitute a new paragraph (b) to read as follows:

“(b) Consent so given by a minor 12 years of age or over shall, notwithstanding his minority, be valid and legally effective for all purposes, regardless of whether such minor's profession of pregnancy or contagious disease is subsequently medically confirmed, and shall be binding upon such minor, his parents, legal guardians, spouse, heirs, executors and administrators as effectively as if the minor were 21 years of age or over at the time of giving of the consent. A minor giving the consent shall be

deemed to have the same legal capacity to act and the same legal obligations with regard to giving consent as if the minor were 21 years of age or over. Consent so given shall not be subject to later disaffirmance by reason of such minority; and the consent of no other person or Court shall be necessary for the performance of the diagnostic and lawful therapeutic procedures, medical or surgical care and treatment rendered such minor."

Section 3. Amend §708 (d) of Chapter 7, Title 13, Delaware Code, by striking said paragraph in its entirety and re-lettering all subsequent paragraphs to read accordingly.

Approved July 11, 1974

CHAPTER 442

FORMERLY HOUSE BILL NO. 626
AS AMENDED BY
HOUSE AMENDMENT NO. 3**AN ACT TO AMEND CHAPTER 17 OF TITLE 6, DELAWARE
CODE, RELATING TO LIMITED PARTNERSHIP.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §1724 (b) of Chapter 17, Title 6, Delaware Code, by inserting immediately after paragraph (7) a new paragraph to be designated as paragraph (8) to read as follows:

“(8) There is a change in the time as stated in the certificate for the dissolution of the partnership or for the return of a contribution.”

Section 2. Amend §1719 (f) of Chapter 17, Title 6, Delaware Code, by striking said paragraph (f) in its entirety and substitute a new paragraph (f) to read as follows:

“(f) The substituted limited partner has all the rights and powers, and is subject to all the restrictions and liabilities of his assignor, except those of which he was ignorant at the time he became a limited partner and which could not be ascertained from the certificate.”

Section 3. Amend §1704 of Chapter 17, Title 6, Delaware Code, by striking said section in its entirety and substitute a new §1704 to read as follows:

“§1704. Character of Limited Partner's Contribution

The contributions of a limited partner may be in cash or other property, but not services.”

Section 4. Amend §1702 (a) of Chapter 17, Title 6, to read as follows: “(a) Two or more persons desiring to form a limited partnership shall —

(1) Sign and swear to a certificate, which shall state:

(A) The name of the partnership, which may contain the words 'company' or 'association', which shall be such as to distinguish it upon the records in the office of the Secretary of State from the names of other partnerships reserved or registered under the law of this State, and which shall contain the words 'Limited Partnership' or the abbreviation 'L.P.' "

Approved July 11, 1974.

CHAPTER 443

FORMERLY HOUSE BILL NO. 921

AN ACT TO AMEND CHAPTER 1, TITLE 8, DELAWARE CODE, RELATING TO THE GENERAL CORPORATION LAW.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend §395 of Title 8, Delaware Code, by striking said section in its entirety and insert a new §395 to read as follows:

“§395. Corporations using ‘trust’ in name, advertisements and otherwise; restrictions; violations and penalties; exceptions

(a) Every corporation of this State using the word ‘trust’ as part of its name, except a corporation regulated under the Bank Holding Company Act of 1956, 12 U.S.C., Section 1841, et. seq., as that Act shall from time to time be amended, shall be under the supervision of the State Bank Commissioner of this State and shall make not less than two reports during each year to the Commissioner, according to the form which shall be prescribed by him, verified by the oaths or affirmations of the president or vice-president, and the treasurer or secretary of the corporation, and attested by the signatures of at least three directors.

(b) No corporation of this State shall use the word ‘trust’ as part of its name, except a corporation reporting to and under the supervision of the State Bank Commissioner of this State or a corporation regulated under the Bank Holding Company Act of 1956, 12 U.S.C., Section 1841, et. seq., as that Act shall from time to time be amended. The name of any such corporation shall not be amended so as to include the word ‘trust’ unless such corporation shall report to and be under the supervision of the Commissioner, or unless it is regulated under the Bank Holding Company Act of 1956.

(c) No person, firm, association of persons, or corporation of this State, except corporations reporting to and under the supervision of the State Bank Commissioner of this State or corporations regulated under the Bank Holding Company Act of 1956, 12 U.S.C., Section 1841 *et. seq.*, as that Act shall from time to time be amended, shall advertise or put forth any sign as a trust company, or in any way solicit or receive deposits or transact business as a trust company, or in any way solicit or receive deposit or transact business as a trust company, or use the word 'trust' as a part of his, their or its name."

Section 2. All rights, privileges and immunities vested or accrued by and under any laws enacted prior to the adoption or amendment of this Act, all suits pending, all rights of action conferred, and all duties, restrictions, liabilities and penalties imposed or required by and under laws enacted prior to the adoption or amendment of this Act, shall not to impaired, diminished or affected by this Act, and further provided that any corporation heretofore incorporated in this State using the word "trust" in its corporate title and not engaged in any banking or trust company business shall not be prohibited from continuing to use such word in its corporate name and shall not be under the supervision of the State Bank Commissioner of this State unless and until it shall engage in the business of banking or that of a trust company.

Section 3. This Act shall take effect on July 1, 1974.

Approved July 11, 1974

CHAPTER 444

FORMERLY SENATE BILL NO. 308

AN ACT TO AMEND CHAPTER 21, TITLE 25, DELAWARE CODE, RELATING TO MORTGAGES AND OTHER INSTRUMENTS SECURING OPTIONAL FUTURE ADVANCES AND TO ACCORD LIEN PRIORITY TO SUCH MORTGAGES AND OTHER INSTRUMENTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 21, Title 25, Delaware Code, is hereby amended by adding a new §2118 to read as follows:

“§2118. Mortgages and other instruments securing optional future advances

(a) Any mortgage or other instrument given for the purpose of creating a lien on real property may, and when so expressed therein or when so expressed in a separate loan agreement specifically referred to therein and incorporated by reference (which loan agreement need not be recorded) shall secure not only existing indebtedness, but also future advances, whether such advances are obligatory or to be made at the option of the lender, or otherwise, as are made within five (5) years from the date thereof, to the same extent as if such future advances were made on the date of the execution of such mortgage or other instrument, although there may be no advance made at the time of the execution of such mortgage or other instrument and although there may be no indebtedness outstanding at the time any advance is made. Such lien, as to third persons with or without actual knowledge thereof, shall be valid as to all such indebtedness and future advances from the time the mortgage or other instrument is recorded or entered in the proper office as provided by law. The total amount of the indebtedness that may be so secured may decrease or increase from time to time, but the total unpaid balance so secured at any one time shall not exceed a maximum principal amount which must be specified in such mortgage or other instrument, plus interest thereon, service charges, and any disbursements made for the payment of taxes,

assessments, or insurance on the property covered by the lien, with interest on such disbursements.

(b) As against the rights of creditors or subsequent purchasers for a valuable consideration, actual notice or record notice of advances to be made at the option of the lender, under the terms of such mortgage or other instrument, including the terms of such separate loan agreement specifically referred to therein and incorporated by reference, shall be valid only as to such advances as are to be made within five (5) years from the date of such mortgage or other instrument.

(c) Any such mortgage or other instrument, and all such existing indebtedness, future advances and disbursements thereunder, interest thereon, and service charges, shall have preference to and priority over any lien which is subsequent in time to the time such mortgage or other instrument is recorded or entered in the proper office as provided by law.

(d) Nothing herein shall be construed to limit any agreement between the lender and the borrower as to the time period for the repayment of such existing indebtedness, future advances and disbursements, interest, and service charges."

Approved July 11, 1974.

CHAPTER 445

FORMERLY SENATE BILL NO. 681

AN ACT TO AMEND CHAPTER 305, 59 LAWS OF DELAWARE, BEING AN ACT ENTITLED "AN ACT TO INCREASE SALARIES OF EMPLOYEES CLASSIFIED UNDER THE MERIT SYSTEM AND THE SALARIES OF CERTAIN NON-CLASSIFIED EMPLOYEES" BY STRIKING CERTAIN PROVISIONS THEREIN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 1 of Chapter 305, 59 Laws of Delaware, by striking paragraphs (c) and (e) in their entirety and relettering the remaining paragraphs accordingly.

Approved July 11, 1974

CHAPTER 446

FORMERLY SENATE BILL NO. 60

AN ACT PROPOSING AN AMENDMENT TO ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF DELAWARE, RELATING TO THE UNIFORMITY OF TAXES; ASSESSMENT AND TAXATION OF LAND DEVOTED TO AGRICULTURE AND FOREST USE; COLLECTION UNDER GENERAL LAWS; EXEMPTION FOR PUBLIC WELFARE PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the members elected to each branch concurring therein):

Section 1. Amend Section 1 Article VIII of the Constitution of the State of Delaware by striking said section in its entirety and inserting in lieu thereof a new section to read as follows:

"§1. Uniformity of taxes; assessment and taxation of land devoted to agriculture and forest use; collection under general laws; exemption for public welfare purposes

All taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax, except as otherwise permitted herein, and shall be levied and collected under general laws passed by the General Assembly. County Councils of New Castle and Sussex Counties and the Levy Court of Kent County are hereby authorized to exempt from county taxation such property in their respective counties as in their opinion will best promote the public welfare. The county property tax exemption power created by this section shall be exclusive as to such property as is located within the respective counties with respect to real property located within the boundaries of any incorporated municipality; the authority to exempt such property from municipal property tax shall be exercised by the respective incorporated municipality; then in the opinion of the said municipality it will best promote the public welfare.

The legislature shall enact laws to provide that the value of land which is determined by the assessing officer of the taxing

jurisdiction to be actively devoted to agriculture use and to have been so devoted for at least the two successive years immediately preceding the tax year in issue, shall, for local tax purposes, on application of the owner, be that value which such land has for agricultural use.

Any such laws shall provide that when land which has been valued in this manner for local tax purposes is applied to a use other than for agriculture, it shall be subject to additional taxes in an amount equal to the difference, if any, between the taxes paid or payable on the basis of the valuation and the assessment authorized hereunder and the taxes that would have been paid or payable had the land been valued and assessed as otherwise provided in this Constitution, in the current year and in such of the tax years immediately preceding, not less than two such years in which the land was valued as herein authorized.

Such laws shall also provide for the assessment and collection of any additional taxes levied thereupon and shall include such other provisions as shall be necessary to carry out the provisions of this amendment."

CHAPTER 447

FORMERLY SENATE BILL NO. 81

**AN ACT PROPOSING AN AMENDMENT TO ARTICLE II,
SECTION 15 OF THE 1897 CONSTITUTION OF THE
STATE OF DELAWARE, RELATING TO THE COM-
PENSATION, EXPENSES AND ALLOWANCES OF
MEMBERS OF THE GENERAL ASSEMBLY.**

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of the members of each House concurring therein):

Section 1. Amend Article 11, Section 15 of the 1897 Constitution of the State of Delaware by striking the present Section 15 in its entirety, and substituting in lieu thereof a new Section 15 which shall read as follows:

"§15. Compensation, Expenses and Allowances of Members

Section 15. The President of the Senate and members of the General Assembly shall receive an annual salary and an annual expense allowance for transportation and such other necessary and proper purposes as the General Assembly shall by law provide. Funds appropriated hereunder shall be paid out of the Treasury of the State."

CHAPTER 448

FORMERLY SENATE BILL NO. 458

AN ACT TO AMEND SECTION 5935, TITLE 29, DELAWARE CODE, RELATING TO VETERAN'S PREFERENCE, BY PROVIDING EARNED VETERAN'S PREFERENCE TO QUALIFIED WIDOWS OF VETERANS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §5935, Title 29, Delaware Code, by adding thereto the following new sub-paragraph:

"(6) Any preference points for which a veteran would qualify after complying with (1), (2) and (3) above, may be claimed by his unremarried widow, providing she achieves a passing examination grade."

Approved July 12, 1974.

CHAPTER 449

FORMERLY SENATE BILL NO. 679

**AN ACT TO AUTHORIZE AND DIRECT THE TRANSFER
OF MILTON SCHOOL NO. 196 TO THE TOWN OF MIL-
TON.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The Governor and the Department of Administrative Services are authorized to transfer by deed and for a nominal consideration the Milton School No. 196 to the Town of Milton in accordance with the provisions of Section 4520 (c), Chapter 45, Title 7 of the Delaware Code.

Approved July 15, 1974.

CHAPTER 450

FORMERLY HOUSE BILL NO. 970
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND SECTION 503, TITLE 8 OF THE DELAWARE CODE BY ADDING A DEFINITION OF TOTAL ASSETS AND TOTAL GROSS ASSETS.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members of each branch thereof concurring therein):

Section 1. Section 503, Title 8, Delaware Code, is hereby amended by adding a new subsection (i) to read as follows:

“(i) As used in subsections (a) and (b) of this section, the term ‘total assets’ and the term ‘total gross assets’ are identical terms and mean all assets of the corporation, net only of allowances for bad debts, accumulated depreciation, accumulated depletion, accumulated amortization of land and accumulated mortization of intangible assets.

Such total assets and total gross assets shall be those ‘Total Assets’ reported to the United States on U.S. Form 1120 Schedule L, relative to the company’s fiscal year ending in the calendar year prior to filing with the Secretary of State pursuant to this section. If such Schedule is no longer in use, the Secretary of State shall designate a replacement. The Secretary of State may at any time require a true and correct copy of such Schedule to be filed with his office.

No corporation shall consolidate with its assets the assets of another entity for purposes of this section. If such Schedule or its replacement reports on a consolidated basis, the reporting corporation shall submit to the Secretary of State a reconciliation of its reported total assets or total gross assets to the consolidated Total Assets reported on the Schedule.

Interests in entities which are consolidated with the reporting company shall be included within ‘total assets’ and ‘total

gross assets' at a value determined in accordance with generally accepted accounting principles."

Section 2. This Act shall take effect on January 1, 1975 and shall apply to franchise taxes for 1974 and all years thereafter.

Approved July 16, 1974.

CHAPTER 451

FORMERLY SENATE BILL NO. 613

**AN ACT TO AMEND CHAPTER 1, PART I, TITLE 25 OF
THE DELAWARE CODE RELATING TO THE FORM,
ACKNOWLEDGMENT AND PROOF OF DEEDS AND
OTHER LEGAL INSTRUMENTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 131, Subchapter II, Chapter 1, Part 1, Title 25 of the Delaware Code, by striking the figure "1955" as the same appears in the first sentence therein and substituting in lieu thereof the figure "1974".

Approved July 15, 1974.

CHAPTER 452

FORMERLY SENATE BILL NO. 190

AN ACT TO AMEND CHAPTER I, TITLE 25, DELAWARE CODE BY ADDING A NEW SUBCHAPTER TO SAID CHAPTER TO BE DESIGNATED AS SUBCHAPTER V RELATING TO A SPECIAL POWER OF ATTORNEY FOR SMALL PROPERTY INTERESTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 1, Title 25, Delaware Code, by adding a new Subchapter to be designated as Subchapter V to read as follows:

"SUBCHAPTER V.

SPECIAL POWER OF ATTORNEY FOR SMALL PROPERTY INTERESTS ACT

§175. Execution; purpose; approval

(a) If a resident of this state desires to execute a power of attorney in anticipation or because of infirmity resulting from injury, old age, senility, blindness, disease, or other related or similar cause as a means of providing for the care of his person or property or both, he shall sign the instrument in the presence of and with the approval of a judge of any court of record of the county in which the power is executed. The power is not invalidated by reason of any subsequent change in mental or physical condition of the principal, including but not restricted to incompetency.

(b) The approval of the judge may be given only if:

(1) the principal requests approval;

(2) the attorney in fact consents to serve;

(3) the judge is satisfied, after any examination and investigation he deems appropriate, that the principal is a person

covered by this Act and reasonably understands the nature and purpose of the power, and that the attorney in fact is a suitable person to carry out the obligations imposed upon him; and

(4) the provisions of this Act have been observed. Approval may be given informally in chambers or other convenient place without the necessity of service of summons or other notice and shall be endorsed upon the face of the original of the instrument. The power remains valid until terminated as provided in this act.

§176. Scope and applicability of the power

(a) The power of attorney shall show or state:

(1) the fact of execution under the provisions of this Act;

(2) the time and the conditions under which the power is to become effective;

(3) the extent and scope of the power conferred;

(4) who is to exercise the power; and

(5) the annual income covered by the instrument and the nature or description and estimated value of the property, if any, to be affected;

and may state conditions and circumstances under which the power terminates.

(b) The power may be restricted or it may grant complete authority to provide for the care of the principal's person and property. Except to the extent limited by the instrument creating the power or to the extent that court approval is required by the instrument, the attorney in fact without prior court approval may endorse checks and other instruments made payable to the principal; may sell, encumber, lease, or otherwise manage the principal's property; and may execute and deliver deeds, conveyances, stock and bond transfers, contracts, and other instruments necessary to carry out the power.

§177. Attorney in fact; filing of power

(a) The attorney in fact may be an individual, a corporation authorized by law to act in a fiduciary capacity, an agency of government, a Community Fund or United Fund participating agency.

(b) The original power of attorney shall be filed in the office of the Prothonotary or clerk of the court whose judge approves the power. A certified copy shall be filed or recorded in the office of the Recorder of Deeds of the county of the principal's residence and of each county in which real property to be affected by an exercise of the power is located.

§178. Validity of power

A power of attorney executed under authority of this Act which grants powers concerning property or income shall be approved only if limited to (1) property having a gross value not exceeding \$60,000, excluding the capitalized value of any annual income, or (2) an annual money income covered by the instrument not exceeding \$10,000. A performance bond shall not be filed unless required by a provision of the power.

§179. Removal of attorney in fact; appointment of successor

If the attorney in fact or any successor dies, ceases to act, refuses or is unable to serve, resigns, fails to maintain or replace a bond, or is removed for cause by a court, a successor attorney in fact may be appointed by the principal. If the principal, without having revoked the power of attorney, fails or is unable to appoint a successor within 30 days, a judge of the court which approved the power may appoint a successor, unless precluded from doing so by provisions of the original power of attorney. The appointment of a successor attorney in fact shall be in writing. If the appointment is by the principal, it is subject to approval by a judge of the court which approved the original power. The original and certified copies of the appointment of the successor shall be filed or recorded as required for an original power of attorney.

§180. Termination of power; filing; protection of third persons; acts done after termination

(a) A power of attorney terminates on :

- (1) written revocation by the principal ;
- (2) death of the principal ;

(3) order of a court appointing a guardian, conservator, committee of person or property or both of the principal, unless the order otherwise provides;

(4) expiration or termination as specified in the power of attorney; or

(5) a determination by a judge of the approving court that the value of the property or the amount of the annual money income covered by the instrument has so increased that this Act is no longer appropriately applicable.

(b) The original resignation of an attorney in fact, a written revocation of the power of attorney by a principal, or a certified copy of the death certificate of the principal or of the attorney in fact or of any court judgment or order terminating the power of attorney or removing the attorney in fact for cause, shall be filed promptly in the office of the clerk of the court whose judge approved the power, and certified copies shall be filed or recorded promptly in all offices in which a certified copy of the original power of attorney is filed or recorded. A notation of the terminating event shall be made by the clerk on the face of the original power of attorney.

(c) A person dealing with the attorney in fact is not required to inquire into the validity or adequacy of proceedings involving an approval, filing or recording of the power of attorney, to determine if the principal or attorney in fact is qualified, or to determine whether the power may have been terminated if not yet shown by filing or recordation under subsection (b). He is not required to inquire into the validity or propriety of any act of an attorney in fact apparently authorized by his approved power, or to assure the proper application by the attorney in fact of any money or property paid or delivered to him.

(d) The attorney in fact is liable to the principal and the principal's estate for all damage and loss the principal suffers because of the attorney's acts done after the attorney receives notice of the termination of his authority or after termination by provision of the power itself. After the power is terminated, other than by death of the principal, he may perform ministerial acts reasonable necessary to complete and conclude his duties.

§181. Liability of attorney in fact

Unless otherwise provided in the power of attorney, an attorney in fact not compensated for his services is not liable for losses to the principal's property unless they result from intentional wrongdoing, gross negligence, or fraud. If he is compensated for his services, he is bound by standards of conduct and liability applicable to other fiduciaries.

§182. Expenses, compensation for services

An attorney in fact is entitled to reimbursement for his reasonable expenses incurred in the performance of his duties and, unless precluded by the power of attorney, to reasonable compensation for his services, payable out of the income and assets subject to the power. The amount of compensation and time of payment may be fixed in the power.

§183. Duty to account

An attorney in fact shall account to the principal or his legal representative at times specified in the power of attorney, at any time directed by a judge of the approving court, and upon termination of the power or his authority; and he shall deliver promptly to the principal, his legal representative, or a successor attorney in fact all property held by him as attorney in fact upon termination of the power or his authority.

§184. Act limited to powers executed under it

This Act governs only powers of attorney executed under it. It does not affect powers of attorney executed under other statutes or the common law of this state.

§185. Construction

The provisions of this Act shall be liberally construed so as to effectuate its purposes.

§186. Severability

If any provision of this Act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Act which can be

given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

§187. No jurisdiction in Justice of the Peace courts

Other provisions of this subchapter notwithstanding the Justice of the Peace Courts shall not have jurisdiction under this subchapter."

Approved July 17, 1974.

CHAPTER 453

FORMERLY SENATE BILL NO. 48
AS AMENDED BY
HOUSE AMENDMENT NOS. 1 & 3

**AN ACT TO AMEND SECTION 1902, TITLE 14, DELAWARE
CODE, BY EXEMPTING RESIDENTIAL PROPERTY
OWNED BY CERTAIN PERSONS OVER THE AGE OF
65 FROM PAYMENT OF SCHOOL TAXES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 1902, Title 14, Delaware Code, by striking subsection (a) of said section, and by inserting in lieu thereof a new subsection (a) to read as follows:

"(a) Any district may, in addition to the amounts apportioned to it by the State Board of Education or appropriated to it by the General Assembly, levy and collect additional taxes for school purposes upon the assessed value of real estate in such district, as determined and fixed for county taxation purposes and subject to any exemptions granted to persons over the age of 65 from county real estate taxation."

Approved July 17, 1974.

CHAPTER 454

FORMERLY SENATE BILL NO. 287

AS AMENDED BY

SENATE AMENDMENT NO. 2

AND

HOUSE AMENDMENT NOS. 1, 2, 3, 5, 6, 8, & 9

**AN ACT TO AMEND CHAPTER 23, PART II, TITLE 19 OF
THE DELAWARE CODE RELATING TO WORKMEN'S
COMPENSATION.***Be it enacted by the General Assembly of the State of Delaware:*

Section 1. Amend §2301, Chapter 23, Part 11, Title 19 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof a new section, which shall read as follows:

§2301. Definitions

As used in this chapter —

“Board” means the Industrial Accident Board;

“Child” includes stepchildren and adopted children and children to whom the deceased stood in *loco parentis* if members of the decedant's household at the time of his death, and includes posthumous children but not married children;

“Compensable ionizing radiation injury” means any harmful change in the human organism including damage to or loss of a prosthetic appliance arising out of and in the course of employment and caused by exposure to ionizing radiation which renders the injured party disabled with the meaning of Sections 2324 and 2325 and/or permanently injured within the meaning of Section 2326;

“Compensable occupational diseases” includes all occupational diseases arising out of and in the course of employment only when the exposure stated in connection therewith has occurred during employment;

“Compensation” wherever the context requires it, includes surgical medical and hospital services, medicines and supplies,

and funeral benefits provided for in this chapter. Nothing in this Chapter shall be construed to require a workman who in good faith relies on or is treated by prayer or spiritual means by a duly accredited practitioner of a well-known church to undergo any medical or surgical treatment, nor shall such workman or his dependents be deprived of any compensation payments to which he would have been entitled if medical or surgical treatment were employed.

"Death" when mentioned as a cause for compensation under this chapter, means death resulting from violence to the physical structure of the body and its resultant effect when reasonably treated and occurring within 285 weeks after the accident, and compensable occupational diseases, as defined in this section, arising out of and in the course of the employment, provided that if death shall occur beyond 285 weeks after the accident, the Board may consider such death as a cause for compensation when the Board has a medical history on the case resulting from the payment of compensation for the injury which is alleged to have caused the death;

"Dependent" includes all persons other than the injured employee who are entitled to compensation under the provisions of the elective schedule set forth in this chapter, and wherever the context requires it, includes the personal representatives and the widow or widower of the deceased, and guardians of infants or trustees for incompetent persons;

"Employee" means every person in service of any corporation (private, public, municipal or quasi-public), association, firm or person excepting those employers excluded by this subchapter under any contract of hire, express or implied, oral or written, or performing services for a valuable consideration, excluding wife and minor children of a farm employer unless the wife or minor children is a bona fide employee of a farm employer and is named in an endorsement to the farmer employer's contract of insurance, and excluding any person whose employment is casual and not in the regular course of the trade, business, profession or occupation of his employer, and not including persons to whom articles or materials are furnished or repaired, or adopted for sale in the workman's own home, or on the premises not under the control or management of the employer; and 'casual

employment', as used in this paragraph, means employment for not over two weeks or a total salary during the employment not to exceed \$100 and, subject to the above, repairs and maintenance of employer's regular business shall not be construed as casual employment; except, however, that everyone assigned to work under the provisions of sections 901-905 of Title 31, is specifically designated an employee, notwithstanding any provisions of this section to the contrary;

"Employer" includes all those who employ others unless they are excluded from the application of this chapter by any provisions of this subchapter, and if the employer is insured, the term shall include the insurer as far as practicable; employer shall also include the governing body for which employable relief recipients are assigned work under the provisions of Section 901-905 of Title 31;

"Executive officers" means the president, any vice-president, secretary, treasurer, or any other executive officer elected and empowered by the board of directors in accordance with the charter and the regularly adopted by-laws of the corporation;

"Injury" and "personal injury" means violence to the physical structure of the body, such disease or infection as naturally results directly therefrom when reasonably treated, and compensable occupational diseases and compensable ionizing radiation injuries arising out of and in the course of employment;

"Insurance carrier" means any insurance corporation, mutual association or company, or interinsurance exchange which insures employers against liability under this chapter or against liability at common law for accidental injuries to employees;

"Ionizing radiation" means any particulate or electromagnetic radiation capable of producing ions directly or indirectly in its passage through matter;

"Personal injury sustained by accident arising out of and in the course of the employment":

(1) Shall not cover an employee except while he is engaged in, on, or about the premises where his services are being performed, which are occupied by, or under the control of the employer (his presence being required by the nature of his employment), or while he is engaged elsewhere in or about his employer's business

where his services require his presence as a part of such service at the time of the injury; and

(2) shall not include any injury caused by the willful act of another employee directed against him by reasons personal to such employee and not directed against him as an employee or because of his employment;

“Willful self-exposure to occupational diseases” includes:

(1) failure or omission to observe such rules and regulations as may be promulgated and posted in the plant by the employer tending to the prevention of occupational diseases; and,

(2) Failure or omission to truthfully state to the best of the employee's knowledge, in answer to inquiry made by the employer, the location, duration and nature of previous employment of the employee in which he was exposed to any occupational diseases.

“Services ”and “supplies” mean all treatments and apparatus, including glasses, artificial members, shoes and other corrective appliance made necessary by reason of the injuries sustained.

Section 2. Amend §2303, Chapter 23, Part 11, Title 19 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof a new section, which shall read as follows:

§2303. Territorial application of chapter

(a) if an employee, while working outside the territorial limits of this State, suffers an injury on account of which he, or in the event of his death his dependents, would have been entitled to the benefits provided by this Act had such injury occurred within this State, such employee, or in the event of his death resulting from such injury his dependents, shall be entitled to the benefits provided by this Act, provided that at the time of such injury:

(1) his employment is principally localized in this State; or

(2) he is working under a contract of hire made in this State in employment not principally localized in any State; or

(3) he is working under a contract of hire made in this State in employment principally localized in another State whose workmen's compensation law is not applicable to his employer ; or

(4) he is working under a contract of hire made in this State for employment outside the United States and Canada.

(b) The payment or award of benefits under the workmen's compensation law of another state, territory, province or foreign nation to an employee or his dependents otherwise entitled on account of such injury or death to the benefits of this Act shall not be a bar to a claim for benefits under this Act, provided that claim under this Act is filed within two years after such injury or death. If compensation is paid or awarded under this Act:

(1) the medical and related benefits furnished or paid for by the employer under such other workmen's compensation law on account of such injury or death shall be credited against the medical and related benefits to which the employee would have been entitled under this Act had claim been made solely under this Act;

(2) the total amount of all income benefits paid or awarded the employee under such other workmen's compensation law shall be credited against the total amount of income benefits which have been due the employee under this Act had claim been made solely under this Act;

(3) the total amount of death benefits paid or awarded under such other workmen's compensation law shall be credited against the total amount of death benefits under this Act.

(c) If an employee is entitled to the benefits of this Act by reason of an injury sustained in this State in employment by an employer who is domiciled in another State and who has not secured the payment of compensation as required by this Act, the employer or his carrier may file with the Board a certificate, issued by the commission or agency of such other state having jurisdiction over workmen's compensation claims, certifying that such employer has secured the payment of compensation under the workmen's compensation law of such other state and that with respect to said injury such employee is entitled to the benefits provided under such law. In such event :

(1) the filing of such certificate shall constitute an appointment by such employer or his carrier of the Board as its agent for acceptance of the service of process in any proceeding brought by such employee or his dependents to enforce his or their rights under this Act on account of such injury;

(2) the Board shall send to such employer or carrier, by registered or certified mail to the address shown on such certificate, a true copy of any notice of claim or other process served on the Director by the employee or his dependents in any proceeding brought to enforce his or their rights under this Act;

(3) (i) if such employer is a qualified self-insurer under the workmen's compensation law of such other state, such employer shall, upon submission of evidence, satisfactory to the Board, of his ability to meet his liability to such employee under this Act, be deemed to be a qualified self-insurer under this Act;

(ii) if such employer's liability under the workmen's compensation law of such other state is insured, such employer's carrier, as to such employee or his dependents only, shall be deemed to be an insurer authorized to write insurance under and be subject to this Act; provided, however, that unless its contract with said employer requires it to pay an amount equivalent to the compensation benefits provided by this Act, its liability for income benefits or medical and related benefits shall not exceed the amounts of such benefits for which such insurer would have been liable under the workmen's compensation law of such other state;

(4) if the total amount for which such employer's insurance is liable under (3) above is less than the total of the compensation benefits to which such employee is entitled under this Act, the Board may, if it deems it necessary, require the employer to file security, satisfactory to the Board, to secure the payment of benefits due such employee or his dependents under this Act; and

(5) upon compliance with the preceding requirements of this subsection

(c) such employer, as to such employee only, shall be deemed to have secured the payment of compensation under this Act.

(d) As used in this section:

(1) 'United States' includes only the states of the United States and the District of Columbia;

(2) 'State' includes any state of the United States, the District of Columbia, or any Province of Canada;

(3) 'Carrier' includes any insurance company licensed to write workmen's compensation insurance in any state of the United States or any state or provincial fund which insures employers against their liabilities under a workmen's compensation law;

(4) A person's employment is principally localized in this or another state when: 1) his employer has a place of business in this or such other state and he regularly works at or from such place of business; or 2) if clause 1) foregoing is not applicable, he is domiciled and spends a substantial part of his working time in the service of his employer in this or such other state;

(5) Any employee whose duties require him to travel regularly in the service of his employer in this and one or more other states may, by written agreement with his employer, provided that his employment is principally localized in this or another such state, and, unless such other state refuses jurisdiction, such agreement shall be given effect under this Act;

(6) 'Workmen's compensation law' includes 'occupational disease law'."

Section 3. Amend §2306, Chapter 23, Part II, Title 19 of the Delaware Code, by striking said section in its entirety and substituting in lieu thereof of a new section, which shall read as follows:

§2306. Applicability to employers

(a) Except as otherwise indicated, this chapter shall apply to the employer and employee in any employment in which one or more employees are engaged.

(b) In all cases where an employer not subject to this chapter carries insurance to insure the payment of compensation to his employees, then in any and all such cases such employer and employees shall come under the provisions of this chapter, and all of the provisions thereof with the same force and effect as in cases where an employer is subject to this chapter.

Section 4. Amend §2309, Chapter 23, Part II, Title 19 of the Delaware Code, by striking said section in its entirety and substituting in lieu thereof a new section, which shall read as follows:

§2309. Applicability to State, Counties and political subdivisions

This chapter shall apply to the State of Delaware, any governmental agency created by it, each county, city, town, township, incorporated village, school district, sewer district, drainage district, public or quasi-public corporation, or any other political subdivision of the State that has one or more employees, official or officer, whether elected or appointed.

Section 5. Section 2313, Part II, Chapter 23, Title 19, Delaware Code, is amended by striking subsection (c) of said section, in its entirety and inserting in lieu thereof a new subsection (c), which shall read as follows:

"(c) Whoever, being an employer refuses or neglects to make a report required by this section shall be fined not less than \$25 nor more than \$100 for each offense. In the event the employer can show that the failure to make a report required by this section was caused by the refusal of the insurance carrier for the employer to report a reportable injury which the insurance carrier had knowledge of and of which the employer had no knowledge, after written request therefor, the aforementioned fine may be levied against said insurance carrier. The fine shall be assessed by the Industrial Accident Board after the employer and /or the insurance carrier for the employer is given notice and a hearing on the violation. The fine shall be payable to the Industrial Accident Board Second Injury and Contingency Fund."

Section 6. Section 2347, Part II, Chapter 23, Title 19, Delaware Code, is amended by striking the last paragraph of Section 2347 in its entirety and inserting in lieu thereof the following new last paragraph, which shall read as follows:

"Compensation shall be paid by the Board to the employee after the filing of the employer's petition to review from the Industrial Accident Board Second Injury and Contingency Fund until the parties to an award or agreement consent to the termination or until the Board enters an order upon the employer's peti-

tion to review. After the parties to an award or agreement consent to the reinstatement of compensation or, after the employer withdraws its petition, or, if the Industrial Accident Board orders the employer's petition dismissed, the employer shall repay to the Industrial Accident Board Second Injury Contingency Fund the amount paid out by the Board.

A petition to review must be withdrawn whenever the parties to an agreement settle the claim without a hearing before the Board, or whenever an employee consents to a termination after a petition to review has been filed with the Board."

Section 7. Section 2353 (a), Chapter 23, Part II, Title 19 of the Delaware Code, is amended by adding thereto the following at the end thereof:

"Where rehabilitation services require residence at or near the public or private agency away from the employee's customary residence, reasonable costs of his board, lodging and travel shall be paid for by the employer. Refusal to accept rehabilitation services pursuant to order of the Board shall result in a loss of compensation for each week of the period of refusal."

Section 8. Section 2361 (c), Chapter 23, Part II, Title 19 of the Delaware Code, is amended by striking said subsection (c) in its entirety and substituting in lieu thereof a new subsection (c), which shall read as follows:

"All claims for compensation for compensable occupational disease or for on ionizing radiation injury shall be forever barred unless a petition is filed in duplicate with the Secretary of the Board within one year after the date on which the employee first acquired such knowledge that the disability was or could have been caused or had resulted from his employment. In case of death, all claims for compensation for compensable occupational disease or for an ionizing radiation injury shall be forever barred unless a petition is filed in duplicate with the Secretary of the Board within one year after the date on which the person or persons entitled to file such claims know, or by the exercise of reasonable diligence should know, the possible relationship of the death to the employment."

Section 9. Amend §2307, Chapter 23, Title 19 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof a new §2307, which shall read as follows:

§2307. Applicability to domestic servants

This Chapter shall not apply to any person employed as a household worker in a private home or household who earns less than three hundred dollars (\$300.00) in cash in any three-month period from a single private home or household and any person employed as a casual worker in a private home or household who earns less than three hundred dollars (\$300.00) in cash in any three-month period from a single private home or household.

Section 10. Amend §2324, Chapter 23, Title 19 of the Delaware Code, by striking said section in its entirety and inserting in lieu thereof a new §2324, which shall read as follows:

§2324. Compensation for total disability

(a) For injuries resulting in total disability occurring after July 1, 1975, the compensation to be paid during the continuance of total disability shall be sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of the wages of the injured employee, as defined by this Chapter, but the compensation shall not be more than $66\frac{2}{3}\%$ of the average weekly wage per week as announced by the Secretary of the Department of Labor for the last calendar year for which a determination of the average weekly wage has been made, nor less than twenty-two and two-ninths percent ($22\frac{2}{9}\%$) of the average weekly wage per week. If at the time of the injury the employee receives wages of less than $22\frac{2}{9}\%$ of the average weekly wage per week, then he shall receive the full amount of such wages per week, as compensation.

Nothing in this section shall require the payment of compensation after disability ceases.

Section 14. Amend §2330, Chapter 23, Title 19 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof a new §2330, which shall read as follows:

§2330. Compensation for death

(a) In case of death, compensation shall be computed on the following basis and distributed to the following persons:

(1) to the child or children if there is no widow or widower entitled to compensation, sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of the wages of the deceased, with ten percent (10 percent) additional for each child in excess of two, with a maximum of eighty percent (80%) to be paid to their guardian;

(2) to the widow or widower, if there are no children, sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of wages provided that the minimum amount payable shall not be less than fifteen dollars (\$15.00) per week;

(3) to the widow or widower, if there is one child, sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of wages;

(4) to the widow or widower, if there are two children, seventy percent (70%) of wages;

(5) to the widow or widower, if there are three children, seventy-five percent (75%) of wages;

(6) to the widow or widower, if there are four or more children, eighty percent (80%) of wages;

(7) if there is no widow, widower or children, then to the father and mother, or the survivor of the, if actually dependent upon the employee for at least fifty percent (50%) of their support at the time of his death, twenty percent (20%) of wages;

(8) if there is no widow, widower, children or dependent parent, then to the brothers and sisters, if actually dependent upon the decedent for at least fifty percent (50%) of their support at the time of his death, fifteen percent (15%) of wages for one brother or sister, and five percent (5%) additional for each additional brother or sister, with a maximum of twenty-five percent (25%), such compensation to be paid to their guardian.

(b) The wages upon which death compensation shall be based shall not in any case be taken to exceed the average weekly wage per week as announced by the Secretary of the Department of Labor for the last calendar year for which a determination of the average weekly wage has been made. However, the minimum amount payable to a widow or widower entitled to compensation shall not be less than twenty-two and two-ninths percent ($22\frac{2}{9}\%$) of the said average weekly wage per week. Subject to the provisions of §2332 of this Title, this compensation shall be paid

during four hundred (400) weeks and in case of children entitled to compensation under this section, the compensation of each child shall continue after such period of 400 weeks until such child reaches the age of eighteen (18) years, or if enrolled as a full-time student in an accredited educational institution, until such child ceases to be so enrolled or reaches the age of twenty-five (25) years, and in the case of a widow or widower entitled to compensation under this section the compensation shall continue after such period of 400 weeks until the widow or widower dies or remarries. Children are not entitled to compensation during the period that compensation is payable to their mother or father, except as provided in this section; provided, however, that the compensation for any child shall not be less than ten dollars (\$10.00) per week unless the total maximum benefits are being paid.

(c) Compensation shall be payable under this section to or on account of any brother or sister only if and while such brother or sister is under the age of eighteen (18) years. Compensation shall be payable under this section to or on account of any child only if and while such child is under the age of 18 years, or if over 18 years and enrolled as a fulltime student, until such time as such child ceases to be so enrolled or reaches the age of twenty-five (25) years.

(d) Compensation shall be payable under this section to a widow or widower: 1) if living with deceased at the time of death; 2) if receiving or had the right to receive support at the time of death; 3) if deserted prior to and continued at the time of death; otherwise, compensation shall be distributed to the persons who would be dependents in case there was no widow or widower.

(e) Compensation payable to the widow or widower shall be for the use and benefit of such widow or widower and of the dependent children, and the Board may from time to time apportion such compensation between them in such way as it deems best. The Board may require payments to be made directly to a minor who has been injured and may also require payments to be made to the person caring for any dependent minor, when, in the opinion of the Board, expense of securing the appointment of a guardian would be disproportionate to the amount of compensation payable to such minor.

(f) If the compensation payable under this section to or on account of any person shall for any cause cease, the compensation of the remaining persons entitled thereunder shall thereafter be computed at the same rate as would have been payable to the remaining persons had they been the only persons entitled to compensation at the time of the death of the deceased, which computation shall be based upon the rates in effect at the time of the death of the deceased.

(g) Should any dependent of a deceased employee die, or should the widow or widower remarry, the right of such dependent or such widow or widower to compensation under this section shall cease. However, two years' indemnity benefits in one lump sum shall be payable to a widow or widower upon remarriage.

Section 15. The provisions of this Act shall take effect on July 1, 1975.

Approved July 17, 1974.

CHAPTER 455

FORMERLY SENATE BILL NO. 600

AN ACT TO AMEND CHAPTER 90, PART VIII, TITLE 16 OF THE DELAWARE CODE RELATING TO THE CONSTRUCTION OF, AND IMPROVEMENTS TO, HOSPITALS AND OTHER HEALTH FACILITIES.

Be it enacted by the General Assembly of the State of Delaware (Three-fourths of all members elected to each House thereof concurring therein):

Section 1. Amend Part VIII, Title 16 of the Delaware Code, by striking the Title thereto, and substituting in lieu thereof the following: "HOSPITALS AND OTHER HEALTH FACILITIES".

Section 2. Amend Chapter 90, Part VIII, Title 16 of the Delaware Code, by striking the Title thereto, and substituting in lieu thereof the following: "CAPITAL IMPROVEMENTS FOR HEALTH FACILITIES".

Section 3. Amend §9001, Chapter 90, Part VIII, Title 16 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

§9001. Definitions

As used in this Chapter, "health facility" shall mean a non-profit health facility located or to be located in this State, operated for general medical, surgical and emergency treatment and operated or to be operated by a nonprofit corporation incorporated under the laws of this State."

Section 4. Amend Chapter 90, Part VIII, Title 16 of the Delaware Code, by striking the word "hospital" wherever the same occurs within said Chapter, and substituting the words "health facility" in lieu thereof.

Section 5. Amend §9002, Chapter 90, Part VIII, Title 16 of the Delaware Code, by striking the words "or modernization" as

the same appear immediately following the word "re-location" as the same appear in subsection (a), and substituting the words "modernization, or financing" in lieu thereof.

Section 6. Amend Chapter 90, Part VIII, Title 16 of the Delaware Code, by striking the Title to Subchapter 11, and substituting in lieu thereof the following: "SUBCHAPTER II. CONSTRUCTION FUND FOR HEALTH FACILITIES".

Approved July 17, 1974.

CHAPTER 456

FORMERLY SENATE BILL NO. 494

AN ACT TO AMEND CHAPTER 13, TITLE 14 OF THE DELAWARE CODE RELATING TO SICK LEAVE AND ABSENCES FOR OTHER REASONS OF TEACHERS AND OTHER SCHOOL EMPLOYEES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §1318, Chapter 13, Title 14 of the Delaware Code, by striking subsection (b) thereof and substituting in lieu thereof a new subsection (b) to read as follows:

“(b) In the case of a death in the immediate family of the employee, there shall be no reduction of salary of said employee for an absence not to exceed five (5) working days. Members of the immediate family shall be defined as: Father, mother, brother, sister, son, daughter, husband, wife, parent-in-law, or any relative who resides in the same household, or any person with whom the employee has made his or her home. This absence shall be in addition to other leaves granted the employee.”

Approved July 17, 1974.

CHAPTER 457

FORMERLY SENATE BILL NO. 296
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND §5533, TITLE 29, DELAWARE CODE,
RELATING TO ADJUSTMENTS OF STATE EMPLOYEE
PENSION BENEFITS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §5533, Title 29 of the Delaware Code, by striking said section in its entirety and substituting in lieu thereof the following:

§5533. Adjustment of benefits

(a) On and after July 1, 1972, no pension which has been in effect for three years shall be subject to adjustment.

(b) The amount of any pension which became effective before 1971 shall be the greater of:

(1) the monthly pension paid in December 1970,

(2) the correct amount determined as a result of audits made between May 1971 and June 1972, inclusive of any increases provided before 1972.

(c) Any pension overpayments discovered as a result of audits made between May 1971 and June 1972 shall not be subject to recovery.

Section 2. The effective date of this Act shall be September 1, 1974, with pension benefits retroactive to the date of adjustment.

Approved July 17, 1974.

CHAPTER 458

FORMERLY HOUSE BILL NO. 607

**AN ACT TO AMEND CHAPTER 11, TITLE 9, DELAWARE
CODE RELATING TO THE SALARY OF MEMBERS
OF NEW CASTLE COUNTY COUNCIL.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 1144 of Chapter 11, Title 9, Delaware Code, by striking said section in its entirety and substituting in lieu thereof a new Section 1144 to read as follows:

§1144. Salary

The annual salary of Councilmen shall be \$7,000 until changed by ordinance, except that no increase shall be effective for any Councilman whose term will expire within 6 months from the time of enactment of such ordinance. Councilmen shall receive their actual and necessary expenses incurred in the performance of their duties of office. Expenses for travel within New Castle County shall not be paid.

Approved July 17, 1974.

CHAPTER 459

FORMERLY HOUSE BILL NO. 809

AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVING IT AUTHORITY TO ISSUE BONDS", AS AMENDED, TO GIVE THE COMMISSIONERS OF BETHANY BEACH THE POWER TO ACQUIRE PROPERTY FOR MUNICIPAL PURPOSES BY WAY OF CONDEMNATION.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all members elected to each branch thereof concurring therein):

Section 1. Section 9, Chapter 212, Volume 25, Laws of Delaware, as amended, is hereby further amended by adding to Section 9, preceding the last two sentences of said section, a new sentence to read as follows:

"To acquire and to vacate the use of real and personal property and any interest of any kind therein, easements and rights of way, either within or without the limits of the Town, by way of condemnation and eminent domain, for any lawful municipal purpose or whenever required properly to carry out, exercise or fulfill any power lawfully conferred upon or delegated to the town, in the manner now or hereafter prescribed by statute in such case made and provided for the condemnation of land."

Approved July 17, 1974

CHAPTER 460

FORMERLY HOUSE BILL NO. 1037

AN ACT PERMITTING THOSE WHO HAVE NOT MET THE FEBRUARY 1, 1974, APPLICATION DEADLINE UNDER THE FARMLAND ASSESSMENT ACT TO SUBMIT THEIR APPLICATIONS TO THE ASSESSOR ON OR BEFORE AUGUST 1, 1974.

WHEREAS, the recent Farmland Assessment Act includes, under §8331C, Title 9 of the Delaware Code, a February 1 deadline for those eligible under the provisions of the Act; and

WHEREAS, because it is a relatively new law, certain persons eligible under the Act were under the impression that the Act called for an original filing only, and not an annual filing; and

WHEREAS, such persons have otherwise complied with the Act and are in all other aspects eligible under the Act, except that they failed to submit their applications under the Act on or before February 1 of this year.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Any person otherwise eligible for land valuation, assessment and taxation under the provisions of the Farmland Assessment Act (§8330 through §8338, Title 9 of the Delaware Code) who has failed to submit his application to the assessor on or before February 1, 1974, as required by §8331C, Chapter 83, Title 9 of the Delaware Code may, notwithstanding said §8331C, be eligible to apply under the Act if such application is submitted on or before August 1, 1974.

Approved July 17, 1974

CHAPTER 461

FORMERLY HOUSE BILL NO. 319

**AN ACT RELATING TO A PENSION FOR EDNA WRIGHT,
WIDOW OF THE LATELY RETIRED ROY WRIGHT,
A FORMER EMPLOYEE OF THE NEW CASTLE-GUN-
NING BEDFORD SCHOOL DISTRICT.**

WHEREAS, Roy Wright was employed by the State of Delaware in the New Castle Gunning Bedford School District; and

WHEREAS, Roy Wright retired after fourteen years and nine months of honorable and faithful service to the new Castle-Gunning Bedford School District; and

WHEREAS, six month after his retirement Roy Wright died leaving as a survivor Edna Wright, his widow; and

WHEREAS, his widow, Edna Wright, should receive widow's pension benefits for the long service rendered to the State of Delaware by her deceased husband, Roy Wright.

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is directed to accept the application of Edna Wright for pension benefits accorded to a surviving spouse under the Pension Act of the State of Delaware, and further directed to determine the said Edna Wright to be eligible for said widow's pension benefits.

Approved July 17, 1974

CHAPTER 462

FORMERLY HOUSE BILL NO. 215
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND CHAPTER 9, PART I, TITLE 10 OF
THE DELAWARE CODE RELATING TO THE JURIS-
DICTION AND POWERS OF THE FAMILY COURT,
AND PROVIDING FOR JUDGMENT AGAINST THE
PARENTS OF JUVENILES WHO STEAL OR DESTROY
PROPERTY.**

*Be it enacted by the General Assembly of the State of Delaware
(Two-thirds of all members elected to each House thereof con-
curring therein):*

Section 1. Amend Chapter 9, Part 1, Title 10 of the Delaware
Code, by adding thereto a new Section 926 to read as follows:

**§926. Judgment against parent of minor who steals or destroys
property**

Any Family Court Judge lawfully exercising jurisdiction in
accordance with the provisions of this Chapter shall, in his dis-
cretion, also have the power to award a judgement in favor of
a wronged person and against any parent for acts of willful or
malicious destruction or theft of any property owned by such
wronged person, if the destruction or theft was caused or com-
mitted by the minor child of such parent. In the alternative, the
judge may order such parent to make restitution to the person
whose property has been destroyed or stolen, and if a parent who
is able to comply with such Order willfully refuses to do so the
judge shall have full power to cite such parent for contempt. The
limit of such parent's liability under this section shall not exceed
the sum of one thousand dollars (\$1,000.00). The Court may, by
its Order, require a minor child who willfully or maliciously
destroys or steals property to make restitution himself if such is
feasible considering the age and circumstances of the child, and
the requirement of the child's making restitution shall precede
any liability of the parent.

Approved July 17, 1974.

CHAPTER 463

FORMERLY HOUSE BILL NO. 733

AN ACT TO AMEND SECTION 701, TITLE 22 OF THE DELAWARE CODE TO PROVIDE FOR TWO TO FIVE YEARS TERMS FOR MEMBERS OF CITY AND TOWN PLANNING COMMISSIONS.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend Section 701, Title 22 of the Delaware Code, by striking the phrase "three to five years" as it appears in the fourth sentence of said section and inserting in lieu thereof the phrase "two to five years".

Approved July 17, 1974.

CHAPTER 464

FORMERLY HOUSE BILL NO. 141

AN ACT RELATING TO A PENSION FOR JAMES F. SHERIDAN, A FORMER TEACHER IN THE PUBLIC SCHOOLS OF THE STATE OF DELAWARE.

WHEREAS, James F. Sheridan was a teacher in the public schools of the State of Delaware for fourteen years and eight months; and

WHEREAS, James F. Sheridan is now disabled; and

WHEREAS, James F. Sheridan has been denied a service pension because he is four months short of the fifteen years of service required by the Delaware Pension Laws.

NOW THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Title 29, Chapter 55, Delaware Code, for the sole purpose of permitting the State of Delaware to give James F. Sheridan credit for fifteen years of service at age sixty as required under Title 29, Chapter 55, Delaware Code.

Approved July 17, 1974.

CHAPTER 465

FORMERLY HOUSE BILL NO. 916

**AN ACT TO AMEND CHAPTER 17, TITLE 14 DELAWARE
CODE RELATING TO THE FORMULA FOR THE AL-
LOCATION OF DIVISION III FUNDS FOR THE COUN-
TY VOCATIONAL-TECHNICAL SCHOOL DISTRICTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 1707(b), Chapter 17, Title 14 of the Delaware Code by inserting after the third sentence thereof the following:

"In the case of the county vocational-technical school districts the State share shall be an amount equal to the average State share of Division III funds received per unit by all of the school districts in the county where the vocational-technical school district is located."

Section 2. The effective date of this Act shall be July 1, 1974.

Approved July 17, 1974.

CHAPTER 466

FORMERLY HOUSE BILL NO. 1033

AN ACT TO AMEND CHAPTERS 9 AND 11, TITLE 13, DELAWARE CODE RELATING TO ADOPTION AND TERMINATION OF PARENTAL RIGHTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Section 901, Chapter 9, Title 13, Delaware Code, is amended by striking the definition of the word "Abandoned" and inserting in lieu thereof a new definition to read as follows:

" 'Abandoned' shall be interpreted as referring to any child who, for a period of six months, has not received any regular and reasonable financial help from or any substantial visits from his parent or parents or any person having parental rights or responsibility and on whose behalf no substantial contacts have been initiated by his parent or parents or any person having parental rights or responsibility during that period."

Section 2. Section 901, Chapter 9, Title 13, Delaware Code, is amended by adding thereto the following definition of "Natural father": " 'Natural father' means the biological male parent of a child."

Section 3. Section 903, Chapter 9, Title 13, Delaware Code, is amended by striking said section in its entirety and inserting in lieu thereof a new section to read as follows:

§903. Who may adopt

An unmarried person, or jointly a husband and wife, who are not legally separated or who are not living apart from each other, or a divorced or legally separated person, being resident in Delaware at the time of filing the petition or with whom a child has been placed for adoption under Section 904 of this title, and being over 21 years of age, may petition the Superior Court for an order authorizing the petitioner or petitioners to adopt a minor child not his, hers, or theirs. Nothing herein shall

in any way affect the right of any person to adopt a person who has reached age 18 as provided in Subchapter II of this chapter.

Section 4. Section 906, Chapter 9, Title 13, Delaware Code, is amended by striking said section in its entirety and substituting in lieu thereof a new section to read as follows:

§906. Contents of petition

The petition shall state:

1. The name, address and marital status of the petitioner or petitioners.

2. The sex and date of birth of the child whose adoption is sought.

3. The relationship of the petitioner to the child.

4. The name of the person, persons or organization legally qualified to consent to the adoption and the basis for the existence in such person, persons, or organization of the right to so consent.

5. The date of the child's placement in the adoptive home, or in the case of a child to be adopted by a stepparent, the date of the marriage of the stepparent and the child's natural parent.

6. The name to be assumed by the child upon adoption.

7. If there has not been a prior legal termination of parental rights, the petition shall also include:

(a) In the case of a child born in wedlock, the name and residence of the parents of the child whose adoption is sought.

(b) In the case of a child born out of wedlock, the name and address of the mother, and her marital status at the time of the child's conception and birth, and, in the event she was married at the time of the child's conception or birth, the name and address of the mother's husband at those times, and a statement based upon information furnished by the mother setting forth either (A) The name and last known address of the natural father, or (B) A statement that the mother knows the name of the natural father but is unwilling to disclose the name of the

natural father, or (C) A statement, confirmed by the attached affidavit of the mother, that the mother does not know the name of the natural father.

8. After execution of the petition by the petitioner or petitioners, there shall be attached so as to preserve the confidential nature of the information (provided, however, that confidentiality is not required in the case of a petition by a stepparent or blood relative) contained therein, as required by Section 923 of this title, the following exhibits:

- (a) The birth certificate of the child.
- (b) The legal name of the child whose adoption is being sought.
- (c) All required consents, or facts justifying the absence of consent.

Section 5. Section 907, Chapter 9, Title 13, Delaware Code, is amended by striking said section in its entirety and inserting in lieu thereof a new section to read as follows:

§907. Consent to adoption

(a) No petition for adoption not containing a consent to the proposed adoption shall be filed. The consent shall be in writing, notarized and annexed to the petition as an exhibit. If consent is obtained or given outside this State, it must be executed in accordance with the provisions of this section and Section 908 of this title.

(b) A written consent to adoption, duly acknowledged, must be given by any child 14 years of age or over unless the Court, upon further investigation or inquiry, deems it to be in the best interest of the child that such consent be waived. Such consent, when obtained, shall be annexed to the petition as an exhibit thereto.

Section 6. Section 908, Chapter 9, Title 13, Delaware Code, is amended by striking subparagraph (2) thereof in its entirety and inserting in lieu thereof a new subparagraph (2) to read as follows:

"(2) If the parental rights of the parent or parents with respect to the child have not been legally terminated, the consent shall be given as follows:

(A) By both parents of a child conceived or born out of wedlock; provided, however, that the consent of the alleged natural father need not contain an admission that he is the father. In the event that the named natural father disclaims paternity, an affidavit signed by him to that effect shall be attached to the petition in lieu of a consent from the natural father. It is further provided that in the event of a petition containing statements described in Section 906 (7) (b) (B) or (C) of this title, after a hearing in which it is established on the record that the mother and the father of the child are not then living together as husband and wife openly and that they have not done so nor married since the birth of the child, the Court may, following consideration of the social report, dispense with the requirement of the father's consent in compliance with Section 929 of this title.

(B) By the parents of a child born in wedlock, or the survivor if one such parent is deceased. If parental rights of one parent have been terminated, the remaining parent and the person or organization, if any, to whom the terminated parental rights have been transferred, shall consent to the adoption.

(C) By the mother and the natural father, if the mother's legal husband at the time of the conception or birth of the child was not the natural father of the child. In the absence of evidence to the contrary, a notarized statement of the legal husband that he is not the father of the child shall be *prima facie* proof thereof. The consent of the natural father is subject to the provisos set forth in subparagraph. (A) above.

(D) By an authorized agency of any other state having the right to consent to an adoption or having accepted consent or relinquishment (for adoption or permanent planning) from the natural parent, parents or guardian in accordance with the law of that jurisdiction.

(E) By the appropriate organization, agency or court in another country which acquired the right to consent to an adoption in accordance with the laws of that country.

Section 7. Section 912, Chapter 9, Title 13, Delaware Code, is amended by striking subsection (c) in its entirety and inserting in lieu thereof a new subsection (c) to read as follows:

“(c) If the placement is made by an authorized agency, the report shall be rendered within 60 days from the filing of the petition. In all other cases the report is to be rendered within 60 days following the period of supervision.”

Section 8. Section 913, Chapter 9, Title 13, Delaware Code, is amended by striking said section in its entirety and inserting in lieu thereof a new section to read as follows:

§913. Period of supervision

(a) A decree of adoption for a child placed by an authorized agency shall be entered only after the child has resided in the adoption home continuously for at least one year under the supervision of the Department of Health and Social Services, Division of Social Services, or an authorized agency; except that, on recommendation of the Department of Health and Social Services, Division of Social Services, or an authorized agency, a decree may be issued at any time after six months supervision.

(b) A decree of adoption for a child to be adopted by a stepparent or a blood relative shall be entered only after the child has resided in the home of the petitioner for at least one year; except that, on recommendation of the Department of Health and Social Services, Division of Social Services, or an authorized agency, a decree may be issued after six months of continuous residence of the child in the petitioner's home.

Section 9. Section 921(a), Chapter 9, Title 13, Delaware Code, is amended by striking paragraphs (3), (4), (6) and (7) of said subsection (a) and inserting in lieu thereof the following:

“(3) Name of natural father, if known.

(4) Maiden name of mother.

(6) Name of adoptive father, place and date of his birth; his occupation.

(7) Maiden name of adoptive mother, place and date of her birth; her occupation.”

Section 10. Section 928, Chapter 9, Title 13, Delaware Code, is amended by striking subparagraph (b) thereof in its entirety and inserting in lieu thereof a new subparagraph (b) to read as follows:

"(b) No person or organization who is in any way connected with an adoption shall receive any remuneration in connection therewith, except for Court costs, and legal services; provided, however, that an authorized agency may charge a service fee for each adoption in an amount not exceeding the cost of services rendered, to be paid by the adopting parent or parents. The amount of any such fee shall be made a part of the report provided for in Section 912 of this title."

Section 11. Subchapter II, Chapter 9, Title 13, Delaware Code, is amended by striking the figure "21" as the same appears in the title of said subchapter and inserting in lieu thereof the figure "18".

Section 12. Section 951, Chapter 9, Title 13, Delaware Code, is amended by striking the figure "21" as the same appears in line 2 of said section and inserting in lieu thereof the figure "18".

Section 13. Chapter 9, Title 13, Delaware Code, is amended by adding thereto a new Section 929 to read as follows:

§929. Interpretation

The procedures in this chapter are designed to be accomplished so as to achieve without undue delay the paramount objective of the best interests of the child, and all questions of interpretation shall be resolved with the objective in mind.

Section 14. Section 1101, Chapter 11, Title 13, Delaware Code, is amended by striking the definition of the word "Abandoned" and inserting in lieu thereof a new definition to read as follows:

" 'Abandoned' shall be interpreted as referring to any child who, for a period of six months, has not received any regular and reasonable financial help from his parent or parents or any person having parental rights or responsibility and on whose behalf no substantial contacts have been initiated by his parent

or parents or any person having parental rights or responsibility during that period."

Section 15. Section 1101, Chapter 11, Title 13, Delaware Code, is amended by adding thereto the following definition of "Natural father":

" 'Natural father' means the biological male parent of a child."

Section 16. Section 1103, Chapter 11, Title 13, Delaware Code, is amended by striking subparagraph (1) and (5) thereof and inserting in lieu thereof the following:

"(1) The parent or parents of any child, or the person or persons or organization holding parental rights over such child, desires to relinquish such parental rights; or

(5) Both parents of a child are deceased."

Section 17. Section 1104, Chapter 11, Title 13, Delaware Code, is amended by striking paragraphs (1), (4) and (5) thereof and inserting in lieu thereof the following:

"(1) The mother or the natural father, or both, of a child born out of wedlock;

(4) The mother or the natural father, or both, if the mother's legal husband at the time of the conception or birth of the child was not the natural father of the child. In the absence of the evidence to the contrary, a notarized statement of the legal husband that he is not the father of the child shall be *prima facie* proof thereof;

(5) One parent alone if the other parent is incompetent by virtue of mental illness or mental retardation, or has abandoned the child, or is not fit to continue to exercise parental rights."

Section 18. Section 1105, Chapter 11, Title 13, Delaware Code, is amended by striking subsection (a) thereof in its entirety and inserting in lieu thereof a new subsection (a) to read as follows:

"(a) The petition for the termination of parental rights shall state the --

(1) Name and place of residence of the petitioner or petitioners;

(2) Name, sex and date of birth of the child;

(3) Relationship of the petitioner or petitioners to the child or the fact that no such relationship exists;

(4) The names and addresses of the parents of the child if born in wedlock;

(5) If the child was born out of wedlock, the name and address of the mother and her marital status at the time of the child's conception and birth, and, in the event she was married at the time of the child's conception or birth, the name and address of the mother's husband at those times, and a statement based upon information furnished by the mother setting forth either (A) the name and last known address of the natural father, or (B) a statement that the mother knows the name of the natural father but is unwilling to disclose the name of the natural father, or (C) a statement, confirmed by the attached affidavit of mother, that the mother does not know the name of the natural father.

(6) Name and last known address of the person or persons or organization holding parental rights and the name and address of the person or persons or organization having the care, control or custody of the child;

(7) Grounds for termination of parental rights;

(8) Name and address of the person or persons or of the authorized agency or officer thereof of the State Department of Public Welfare or officer thereof for whom or for which parental rights are requested."

Section 19. Section 1105, Chapter 11, Title 13, Delaware Code, is amended by adding to subsection (c) thereof the following sentence:

"In addition to other pertinent information, the social report shall, when the name and address of the natural father is not included, furnish detailed information concerning the efforts made to identify the natural father so as to enable the Court to determine what further steps, if any, should be taken consistent with Section 1113 hereof."

Section 20. Section 1106, Chapter 11, Title 13, Delaware Code, is amended by striking subsection (b) thereof in its entirety and inserting in lieu thereof a new subsection (b) to read as follows:

“(b) The consent provided for in subsection (a) shall be required from --

(1) Both parents of a child born out of wedlock; provided, however, that the consent of the alleged natural father need not contain an admission that he is the father. In the event that the named natural father disclaims paternity, an affidavit signed by him to that effect shall be attached to the petition in lieu of a consent from the natural father. It is further provided that in the event of a petition containing statements described in Section 1105 (a) (5) (B) or (C) of this title, after a hearing in which it is established on the record that the mother and father of the child are not then living together as husband and wife openly and that they have not done so nor married since the birth of the child, the Court may, following consideration of the social report, dispense with the requirement of the father's consent in compliance with Section 1113 of this title.

(2) Both parents of a child born in wedlock except as provided in subparagraph (3) if both parents are living, or from the survivor, if one is deceased, regardless of the marital status of the parents at the time the petition is presented;

(3) The mother and the natural father, if the mother's legal husband at the time of the conception or birth of the child was not the natural father of the child. In the absence of evidence to the contrary, a notarized statement of the legal husband that he is not the father of the child shall be *prima facie* proof thereof. If such a notarized statement of the legal husband cannot be obtained, a notice of hearing shall be sent to him as provided in Section 1107 of this title. The consent of the natural father is subject to the provisos set forth in subparagraph (1) above;

(4) Any other person or persons or organization holding parental rights.

(5) One parent alone if the other parent is incompetent by reason of mental illness or mental retardation, or has aban-

done the child, or is not fitted to continue to exercise the parental rights."

Section 21. Section 1106, Chapter 11, Title 13, Delaware Code, is amended by adding a new subsection (f) thereto to read as follows:

"(f) Consent by the natural father may be executed either before or after the actual birth of the child involved."

Section 22. Section 1107, Chapter 11, Title 13, Delaware Code, is amended by striking subsection (d) thereof in its entirety and inserting in lieu thereof a new subsection (d) to read as follows:

"(d) When a petition for termination of parental rights is filed, and an authorized agency or the Department of Health and Social Services, Division of Social Services, is not a party to the proceedings, the Court shall, before any hearing, order a social study and report on the petition by an authorized agency or by the Department of Health and Social Services, to be filed within four months, subject to such additional time as the Court shall determine is reasonably required. The Court shall set a date for hearing to take place after the report is to be filed and notice shall be accomplished as outlined above. Any social report filed with the petition, or subsequently, as described above in this subparagraph, shall include the information specifically referred to in Section 1105(c) of this title, where indicated."

Section 23. Chapter 11, Title 13, Delaware Code, is amended by adding thereto a new section to read as follows:

§1113. Interpretation

The procedures in this chapter are designed to be accomplished so as to achieve without undue delay the paramount objective of the best interest of the child, and all questions of interpretation shall be resolved with that objective in mind.

Approved July 17, 1974.

CHAPTER 467

FORMERLY HOUSE BILL NO. 704

**AN ACT TO AMEND CHAPTER 83, PART V, TITLE 9 OF
THE DELAWARE CODE RELATING TO THE ASSESS-
MENT OF SCHOOL TAXES ON AGRICULTURAL, HOR-
TICULTURAL AND FOREST LANDS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend § 8330 A, Chapter 83, Part V, Title 9 of the Delaware Code, by striking the comma (,) following the words "For general property tax purposes" as the same appears at the beginning of said section, and substituting in lieu thereof the following:

"including school tax purposes,".

Approved July 17, 1974.

CHAPTER 468

FORMERLY HOUSE BILL NO. 810

AN ACT TO AMEND CHAPTER 29, TITLE 24 OF THE DELAWARE CODE RELATING TO THE ADVERTISING, SALE, EXCHANGE OR OTHER DISPOSITION OF REAL ESTATE WHICH IS OFFERED AS PART OF A COMMON PROMOTIONAL PLAN AND WHICH IS LOCATED OUTSIDE THE STATE OF DELAWARE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 29, Title 24 of the Delaware Code, by designating the presently existing sections of said Chapter as new Subchapter I, which shall be entitled: "SUBCHAPTER I. GENERAL PROVISIONS"

Section 2. Amend §2901, Chapter 29, Title 24 of the Delaware Code, by adding to subsection (a) the following definitions:

" 'Disposition of land' or 'disposition' shall mean any sale, exchange, lease, assignment, award by lottery or other transaction designed to convey an interest in a subdivision or in a lot, piece or parcel of land when undertaken for gain or profit.

'Subdivision' shall mean any improved or unimproved land or tract of land including land located outside this State which is divided or proposed to be divided into five or more lots, parcels, unit properties or interests for the purpose of disposition, at any time as part of a common promotional plan. Any land which is under common ownership or which is controlled by a single developer or group of developers acting in concert, is contiguous in area, and is designated or advertised as a common unit or known by a common name, shall be presumed, without regard to the number of lots, parcels, units or interests covered by each individual offering, to be part of a common promotional plan.

'Commission' shall mean the Delaware Real Estate Commission."

Section 3. Amend Chapter 29, Title 24 of the Delaware Code, by adding thereto a new subchapter, designated as Subchapter II, which new subchapter shall read as follows:

"SUBCHAPTER II.

OUT-OF-STATE LAND SALES AND PROMOTIONS

§2940. Promotion or sale of property located outside the State

Except as otherwise provided, no subdivision, lot, parcel, unit or interest in any subdivision located in whole or in part outside the State of Delaware shall in any way be promoted, offered or disposed of within this State by any person or broker until:

(a) such person or broker has appointed in writing the Delaware Secretary of State and all successors in office to be his or its attorney upon whom all process, in any action or proceeding against him or it, may be served, and in such writing such person or broker shall agree that any process against him or it which is served on the said Secretary of State shall be of the same legal force and validity as is served on such person or broker and that such an appointment shall continue in force as long as any liability remains outstanding against such person or broker in this State. Such written appointment shall be acknowledged before an officer authorized to take acknowledgments of deeds, and shall be filed in the office of the Secretary of State. Copies certified by the Secretary shall be sufficient evidence of such appointment and agreement;

(b) the person or broker has posted with the Commission such bond, in favor of the State, as the Commission may require with surety in such amount as the Commission may in its discretion determine. No bond which may be required shall be accepted for filing unless it is with surety by a company authorized to do business in the State of Delaware. Any person aggrieved by an action in violation of the provisions of this Chapter by the principal named in such bond may proceed against the principal or surety therein, or both, to recover damages; and

(c) until such person or broker has received a State Tax License pursuant to §2921, Chapter 29, Title 24 of the Delaware

Code. Any person or broker violating the provisions of this section shall be fined not less than one thousand dollars (\$1,000.00) nor more than five thousand dollars (\$5,000.00) for each offense.

§2941. Initial application

Any person or broker proposing to offer or dispose of any lot, parcel, unit or interest in any subdivision located in whole or in part outside this State shall first submit to the Commission :

(a) such particulars and details of the subdivision, lots, parcels, units, or other interests in any real estate to be offered or to be disposed of as the Commission may by regulation require, including but not limited to a prospectus, property report or offering statement embodying all the terms relative to the offering and disposition ;

(b) a completed license application in such form as the Commission may require; and

(c) a filing fee of one hundred dollars (\$100.00) for each subdivision or portion of the subdivision to be offered or disposed of.

§2942. Investigations

The Commission shall, prior to issuing any license to any person or broker, fully investigate all information placed before it as may be required and, in addition, it may carry out a physical examination, investigation or inspection of any subdivision which is the subject of the application. All reasonable expenses incurred by the Commission in carrying out such examination, investigation or inspection shall be paid by the applicant and no license shall be issued until such expenses have been fully paid.

§2943. Licensing

The Commission shall, upon completion of its investigation and inspection, but in the absence of any agreement to the contrary between the applicant and the Commission, and in any case not later than three months from the receipt of the completed license application filed with the Commission, approve or disapprove the prospectus, property report or offering statement

submitted in accordance with the provisions of this Subchapter, as the case may be, and shall, if satisfied, issue to the applicant a license to offer and dispose of, in this State, the subdivision, parcels, units or other interests which were the subject of the application or such effective statement or record. Such license shall be valid for one year from the date of issuance and thereafter may be renewed annually upon payment to the Commission of a fee of one hundred dollars (\$100.00) for each subdivision or portion of a subdivision covered by the license, unless there is a material change affecting such subdivision, lot, parcel, unit, or other interest or in the offer or disposition thereof, in which case all new facts shall be reported to the Commission immediately. Upon receipt of such report or in the event that any such material change is discovered by or comes to the attention of the Commission through other sources, the Commission may, after a hearing, take such action as it considers necessary, including the suspension or revocation of such license if the suspension or revocation is justified.

§2944. Advertising; reference to commission prohibited

No person or broker shall in any manner refer to the Commission or to any member or employee thereof in offering or disposing of any subdivision, lot, parcel, unit or interest in land located outside this State nor make any representation whatsoever that such property has been inspected or approved or otherwise passed upon by the Commission or any official, department or employee of this State. Any person violating the provisions of this section shall be fined not less than one thousand dollars (\$1,000.00) nor more than five thousand dollars (\$5,000.00).

§2945. Records; revocation

(a) No subdivision, lot, parcel, unit or interest in any subdivision located in whole or in part outside the State of Delaware shall be disposed of except through a resident broker, of this State, provided nothing herein shall be deemed to prohibit any such broker from employing any salesman, on behalf of such broker or under contract to such broker, for the specific purpose of offering or disposing of any lot, parcel, unit or interest in any subdivision. Prior to any such offering or disposition, the name of the resident broker and the out-of-state salesman shall be placed on file with the Commission.

(b) A clearly identified copy of the prospectus, property report or offering statement on file with the Commission shall be given to each person purchasing land under provisions of this Subchapter by the broker or salesman prior to the execution of any contract for the disposition of any such property. The broker or salesman shall obtain from the purchaser a signed receipt for a copy of such prospectus, property report or offering statement and, if a contract for disposition shall be entered into, the receipt shall be kept in the broker's files for a period of seven years and shall be subject to inspection by the Commission.

(c) Any contract or agreement for the disposition of any subdivision, lot, parcel, unit or interest in any real estate located in whole or in part outside the State of Delaware, not exempt under the provisions of §2949 where the prospectus, property report or offering statement has not been given to the purchaser more than seventy-two hours in advance of his signing such contract or agreement, may be revoked by the purchaser within seventy-two hours after he has signed the same or after receipt by him of such prospectus, property report or offering statement whichever is later, and the contract or agreement shall so provide, except that the contract or agreement may stipulate that the foregoing revocation authority shall not apply in the case of a purchaser who:

(1) has received the prospectus, property report or offering statement and inspected the real estate involved in advance of signing the contract or agreement; and

(2) acknowledges by his signature that he has made such inspection and has read and understood the prospectus, property report or offering statement.

Any such revocation shall be in writing in a form approved by the Commission and shall be communicated to the broker within the time specified by this section. All moneys paid by the purchaser under such revoked contract or agreement shall be returned to him immediately by the broker, without any deductions.

§2946. Deposits

All moneys paid or advanced by a purchaser or lessee or prospective purchaser or prospective lessee which pertain to any lot, parcel, unit or interest in any subdivision, the disposition of

which is controlled by this Chapter, or such portion thereof as the Commission may determine is sufficient for the protection of the interests of such purchaser or lessee shall be deposited by the broker, seller or lessor in an escrow account, approved by the Commission, in a bank doing business within the State of Delaware. Such money shall remain in such escrow account until:

- (a) a proper and valid release is obtained for such money; or
- (b) the owner or subdivider or the purchaser or lessee has defaulted under the contract for sale or lease and a court of competent jurisdiction has made a determination as to the disposition of such money; or
- (c) the owner, subdivider, seller or lessor orders the return of such money to such purchaser or lessee.

§2947. Suspension or revocation of license

Any broker or real estate salesman violating any provision of this Act, in addition to any other penalty imposed by any section herein and subject to the provisions of Chapter 29, Title 24 of the Delaware Code, shall have his real estate broker's or real estate salesman's license suspended or revoked by the Commission for such time as the Commission considers justified in light of the circumstances of the case.

§2948. Non-Liability of advertising media

The owner, publisher, licensee or operator of any newspaper, magazine, sound or visual broadcasting station or network of stations or the agents or employees of any such owner, publisher, licensee or operator shall not be liable for any advertising concerning any subdivision, lot, parcel, unit or interest in real estate which is subject to the provisions of this Chapter, nor shall such owner, publisher, licensee or operator or their agents or employees be liable under the provisions of this Chapter for the contents of any such advertisement.

§2949. Exemptions

- (a) Unless a method of disposition is adopted for the purpose of evading the provisions of this Subchapter, or the provisions of the Federal Interstate Land Sales Full Disclosure Act,

said sections shall not apply to the making of any offer or disposition of any subdivision, lot, parcel, unit or interest therein :

(1) by a purchaser of any subdivision, lot, parcel, unit or interest thereof for his own account in a single or isolated transaction;

(2) to any person who is engaged in the business of the construction of residential, commercial or industrial buildings, except a lot, parcel, unit or interest in any 'subdivision' as defined by §2901 of this Chapter;

(3) pursuant to the Order of any Court in this State;

(4) by any government or governmental agency;

(5) or to any offer or disposition of any evidence of indebtedness secured by way of any mortgage or Deed or Trust;

(6) or to securities or units of interest issued by an investment trust regulated under the laws of this State;

(7) to cemetery lots;

(8) to the leasing of apartments, offices, stores, or the leasing of similar space within any apartment building, commercial building or industrial building.

(b) The Commission may, from time to time, pursuant to rules and regulations legally issued by it, exempt any subdivision from the provisions of this Subchapter if the Commission finds that the enforcement of a section with respect to such subdivision is not necessarily in the public interest and the protection of purchasers by reason of the small amount involved, or the limited character of the offering.

§2950. Appeals

Any person aggrieved by any action, decision, order or regulation of the Commission may appeal in the manner prescribed by Chapter 29, Title 24 of the Delaware Code."

Section 3. The Commission shall, after public hearing and not later than ninety days after signature by the Governor, promulgate such rules and regulations as it shall deem necessary for the carrying out and enforcement of the provisions of this Act,

which rules and regulations shall be in the best interests of the general public. The Commission may, from time to time and after public hearing, promulgate such further regulations as are necessary.

Approved July 17, 1974.

CHAPTER 469**FORMERLY HOUSE BILL NO. 901
AS AMENDED BY
HOUSE AMENDMENT NO. 1.****AN ACT TO AMEND CHAPTER 5, PART 1, TITLE 11 OF
THE DELAWARE CODE RELATING TO OFFENSES IN-
VOLVING OBSTRUCTION OF GOVERNMENTAL OPER-
ATIONS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §1245, Chapter 5, Part 1, Title II of the Delaware Code, by adding thereto a new subsection, designated as subsection (4), which shall read as follows:

“(4) Without just cause, call or summons by telephone, fire alarm system or otherwise, any fire-fighting apparatus, ambulance or rescue truck.”

Approved July 17, 1974.

CHAPTER 470

**FORMERLY HOUSE BILL NO. 183
AS AMENDED BY
HOUSE AMENDMENT NO. 1
AND SENATE AMENDMENT NO. 2**

**AN ACT TO AMEND CHAPTER 9, TITLE 19 OF THE DELA-
WARE CODE, RELATING TO THE MINIMUM WAGE
RATE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §902, Chapter 9, Title 19 of the Delaware Code, by striking the figure "\$1.60" as the same appears in subsection (a), and substituting the figure "\$2.00" in lieu thereof.

Section 2. This Act shall take effect on September 1, 1974.

Approved July 17, 1974.

CHAPTER 471

FORMERLY HOUSE BILL NO. 1015

**AN ACT APPROVING OF THE SALE, TRANSFER AND
CONVEYANCE OF APPROXIMATELY 24.89 ACRES OF
PUBLIC LAND BY THE DEPARTMENT OF NATURAL
RESOURCES AND ENVIRONMENTAL CONTROL TO
THE SUN OIL COMPANY OF PENNSYLVANIA.**

WHEREAS, the State of Delaware holds title to a certain parcel of land herein described and situated in Brandywine Hundred, New Castle County, State of Delaware; and

WHEREAS, Sun Oil Company of Pennsylvania needs said parcel of land for the purpose of extension of dock facilities at Marcus Hook refinery; and

WHEREAS, said parcel of land is under the supervision and control of the Department of Natural Resources and Environmental Control; and

WHEREAS, Title 7, Section 4520(c), Delaware Code, requires that the legislature specifically approve the sale, transfer or conveyance of public lands; and

WHEREAS, the two tracts of land have been appraised by two (2) independent appraisers at \$1,500 per acre.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sale, transfer and conveyance by the Department of Natural Resources and Environmental Control of approximately 24.89 acres of public land is hereby authorized and approved by the members of the 127th General Assembly of the State of Delaware.

Section 2. The said two parcels of land herein authorized for sale, transfer and conveyance consist of approximately 8.86 acres

on one site and 16.039 acres on the other site and classified as subaqueous land lying between bulkhead line and the pier head line in the Delaware River and extending from the Pennsylvania-Delaware State line southward to the riverward extension of the Sunolin Company property line at the south extremity of the Sunolin property.

Approved July 17, 1974.

CHAPTER 472

FORMERLY HOUSE BILL NO. 1112

**AN ACT TO AMEND TITLE 10 OF THE DELAWARE CODE
RELATING TO CERTAIN JUDICIAL SALARIES.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 103, Title 10 of the Delaware Code by striking said section in its entirety and inserting in lieu thereof a new Section 103 to read as follows:

"§103. Salaries of Justices

(a) Effective July 1, 1974, the Chief Justice shall receive annually the sum of \$38,500.00 as compensation for his services. Thereafter, effective July 1, 1975, the Chief Justice shall receive annually the sum of \$42,500.00 as compensation for his services.

(b) Effective July 1, 1974, the Associate Justices of the Supreme Court shall each receive annually the sum of \$38,000.00 as compensation for their services. Thereafter, effective July 1, 1975, the Associate Justices of the Supreme Court shall receive annually the sum of \$42,000.00 as compensation for their services."

Section 2. Amend Section 304, Title 10 of the Delaware Code, by striking said section in its entirety and inserting in lieu thereof a new Section 304 to read as follows:

"§304. Salaries of Chancellor and Vice Chancellor

(a) Effective July 1, 1974, the Chancellor shall receive annually as compensation for his services the sum of \$35,500.00. Thereafter, effective July 1, 1975, the Chancellor shall receive annually as compensation for his services the sum of \$39,500.00.

(b) Effective July 1, 1974, each Vice Chancellor shall receive annually as compensation for his services the sum of \$35,000.00. Thereafter, effective July 1, 1975, each Vice Chancellor shall receive annually as compensation for his services the sum of \$39,500.00."

Section 3. Amend Section 503, Title 10 of the Delaware Code, by striking said section in its entirety and inserting in lieu thereof a new Section 503 to read as follows:

"§503. Salaries of Superior Court Judges

(a) Effective July 1, 1974, the President Judge of the Superior Court shall receive annually as compensation for his services the sum of \$35,500.00. Thereafter, effective July 1, 1975, the President Judge of the Superior Court shall receive annually as compensation for his services the sum of \$39,500.00.

(b) Effective July 1, 1974, each Associate Judge shall receive annually as compensation for his services the sum of \$35,000.00. Thereafter, effective July 1, 1975, each Associate Judge shall receive annually as compensation for his services the sum of \$39,000.00."

Section 4. Amend Section 906, Title 10 of the Delaware Code, by striking subsection (f) in its entirety and inserting in lieu thereof a new subsection (f) as follows:

"(f) Effective July 1, 1974, the Chief Judge of the Family Court shall receive annually as compensation for his services \$34,500.00, payable by the State, and each Associate Family Court Judge shall receive annually as compensation for his services \$34,000.00, payable by the State. Thereafter, effective July 1, 1975, the Chief Judge of the Family Court shall receive annually as compensation for his services \$38,500.00, payable by the State, and each Associate Family Court Judge shall receive annually as compensation for his services \$38,000.00, payable by the State."

Section 5. Amend Section 1303, Title 10 of the Delaware Code, by striking subsection (b) thereof and inserting in lieu thereof a new subsection (b) to read as follows:

"(b) Effective July 1, 1974, each Judge of the Court of Common Pleas shall receive annually as compensation for his services the sum of \$34,000.00, payable monthly in equal amounts by the State Treasurer out of the General Fund of the State Treasury, and the Chief Judge shall receive an additional sum of \$500.00 per annum. Thereafter, effective July 1, 1975, each

Judge of the Court of Common Pleas shall receive annually as compensation for his services the sum of \$38,000.00, payable monthly in equal amounts by the State Treasurer out of the General Fund of the State, and the Chief Judge shall receive an additional sum of \$500.00 per annum."

Approved July 17, 1974.

CHAPTER 473

FORMERLY SENATE BILL NO. 582
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND SECTION 1322, TITLE 14, DELAWARE
CODE, BY ESTABLISHING A STATE SUPPORTED
SALARY SCHEDULE FOR SCHOOL CAFETERIA
WORKERS.**

WHEREAS, school cafeteria workers are now paid out of monies collected from pupils for school lunches ; and

WHEREAS, food supplies must also be purchased out of the same funds ; and

WHEREAS, students still pay a maximum of 45c for lunch while the cost of food has greatly increased ; and

WHEREAS, the school cafeteria workers need and deserve a salary increase but the price of school lunches must be held to a reasonable level.

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Subsection (c), §1322 (c), Title 14, Delaware Code, by adding thereto the following :

“School lunch cooks and school lunch general workers who work on the basis of a formula of seven (7) hours of labor per 100 meals (including adjusting of a la carte meals) shall receive minimum hourly wages in accordance with the following schedule :

SCHOOL LUNCH COOKS AND GENERAL WORKERS

YEARS	GENERAL WORKER	COOK/BAKER
0	\$2.00	\$2.00
1	2.05	2.25
2	2.10	2.30
3	2.15	2.35
4	2.20	2.40
5	2.25	2.45
6	2.30	2.50
7	2.35	2.55
8	2.40	2.60
9	2.45	2.65
10	2.50	2.70"

Section 2. Amend Subsection (d), §1322, Title 14, Delaware Code, by striking the second sentence therein and substituting in lieu thereof the following two sentences:

"The wages prescribed in subsection (c) of this section for school lunch cooks and general workers shall be paid from funds derived from local school lunch operations and deposited by the local school district with the State Treasurer and from monies derived from the General Fund of the State of Delaware. A minimum of 25% of the salary prescribed in subsection (c) for school lunch cooks and general workers shall be paid by the State from funds not derived from local school lunch operations."

Section 3. This Act shall take effect July 1, 1974.

Approved July 19, 1974.

CHAPTER 474

FORMERLY HOUSE BILL NO. 107
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2 AND SENATE
AMENDMENT NO. 2

**AN ACT TO AMEND CHAPTER 55, PART V, TITLE 29 OF
THE DELAWARE CODE RELATING TO THE STATE
EMPLOYEES' PENSION PLAN AND THE DEFINITION
OF "CREDITED SERVICE".**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend subsection (2), Section 5501, Chapter 55, Title 29 of the Delaware Code, by striking paragraph (D) of said section in its entirety, and substituting in lieu thereof the following:

"(D) Full-time active duty, not in excess of five years, in the Armed Services of the United States during time of war or national emergency, provided that the individual became an employee within five years after completion of his tour of duty, or within five years after his completion of a course of professional or vocational training, if such course was begun within five years after completion of his tour of duty, except that the aforesaid five-year period within which the individual must become an employee shall not apply to fulltime officers and members of the National Guard of the State who were active members of the State Employees' Pension Plan on June 1, 1970.

Section 2. The provisions of this Act shall become effective on July 1, 1975.

Approved July 19, 1974.

CHAPTER 475

FORMERLY HOUSE BILL NO. 1026

AS AMENDED BY

HOUSE AMENDMENT NO. 1

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DIVISION OF ECONOMIC DEVELOPMENT FOR THE PURPOSE OF CREATING A SPECIAL PROJECTS FUND.

WHEREAS, a strong program of economic development is vital to the well being of the citizens of this State; and

WHEREAS, the General Assembly recognizes the need of the working man and woman for jobs to support themselves and their families and is also aware of the enormous contribution industry makes to the tax base of State, county, and local governments and of the continuing need for industrial growth to keep pace with new workers entering the job market and the increased cost of all governments and their services; and

WHEREAS, many persons associated with government and business have been led to feel that Delaware must make a special effort to seek and welcome potential new industry during the next year; and

WHEREAS, no budgetary provision has been made at this time for a special program which the Division of Economic Development must develop as rapidly as possible; and

WHEREAS, it is also imperative to determine the factors involving Delaware's competitive position in regard to attracting industry and to prepare extensive materials to inform new companies of the benefits of locating in Delaware;

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$150,000 which shall constitute a "Special Projects Fund" is hereby appropriated to the Division of Economic Development to be used for the following purposes:

(1) To design and implement a special, positive program of advertising and reaching out to industry outside of Delaware to clearly impress upon the companies which might desire to locate in Delaware that the State welcomes new industry;

(2) To secure the professional services necessary to thoroughly investigate the myriad levels of permit authorities that have jurisdiction over the location of new businesses coming into the State of Delaware, and to provide a plan for the orderly outlining and co-ordination of these authorities so as to encourage the location, relocation or expansion of businesses compatible with the health and economy of this State and its citizens;

(3) To contract with whatever professional industrial location services might be available to supply leads to companies which are known by them to be considering relocation; and

(4) To assimilate any information from studies—from whatever source derived or by whatever group performed—related to the impact of recent environmental legislation on economic development in Delaware and to analyze the information for planning future public relations programs and assisting the General Assembly in its decision-making.

Section 2. This Act is a supplementary appropriation and the monies hereby appropriated shall be paid out of the funds in the General Fund of the State not otherwise appropriated.

Section 3. Any funds appropriated herein remaining unexpended on June 30, 1975, shall revert to the General Fund of the State

Approved July 19, 1974.

CHAPTER 476

FORMERLY SENATE BILL NO. 648
AS AMENDED BY
SENATE AMENDMENT NOS. 1 & 2**AN ACT TO AMEND CHAPTER 67, TITLE 16, DELAWARE CODE, RELATING TO THE AUTHORITY OF FIRE POLICE AND FIRE DEPARTMENTS IN THE STATE OF DELAWARE AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the members elected to each Branch thereof concurring therein):

Section 1. Amend Chapter 67, Title 16, Delaware Code, by striking the title thereto and substituting in lieu thereof the following:

**AUTHORITY OF FIRE DEPARTMENTS AND FIRE POLICE
WITHIN THE STATE OF DELAWARE.**

Section 2. Amend Chapter 67, Title 16, Delaware Code, by adding a new paragraph 6701A to read as follows:

6701A. Authority of Fire Officers in Charge

While any duly constituted fire department recognized by the Delaware State Fire Prevention Commission is responding to, operating at, or returning from a fire, service call, or other emergency, the fire chief, any other elected or appointed fire line officer, or any member serving in the capacity of fire officer-in-charge shall have the authority:

- (a) Of controlling and directing the activities at such scene;
- (b) To order any person or persons to leave any building or place in the vicinity of such scene for the purpose of protecting such persons from injury;
- (c) To blockade any public highway, street, or private right-of-way temporarily while at such scene;

(d) To trespass at any time of the day or night without liability while at such scene;

(e) To enter any building, including private dwellings, or upon any premises where a fire is in progress, or where there is reasonable cause to believe a fire is in progress, for the purpose of extinguishing the fire;

(f) To enter any building, including private dwellings, or premises near the scene of the fire for the purpose of protecting the building or premises or for the purpose of extinguishing the fire which is in progress in another building or premises;

(g) To inspect for preplanning all buildings, structures, or other places in their fire district excepting, however, the interior of a private dwelling, where any combustible material, including waste paper, rags, shavings, waste, leather, rubber, crates, boxes, barrels, rubbish or other combustible material that is or may become dangerous as a fire menace to such building or buildings, structure or other places has been allowed to accumulate or where such chief or his designated representative has reason to believe that such material of a combustible nature has accumulated or is liable to be accumulated;

(h) To direct without liability the removal or destroying of any fence, house, motor vehicle, or other thing which he may judge necessary to be pulled down or destroyed, to prevent the further spread of the fire;

(i) To request and be supplied with additional materials such as sand, treatments, chemicals, etc. and special equipment when it is deemed a necessity, to prevent the further spread of the fire or hazardous condition, the cost of which to be borne by such property owner;

(j) To order disengagement or dis耦plement of any convoy, caravan, or train of vehicles, craft or railway cars if deemed a necessity in the interest of safety of persons or property;

(k) To take command of all industrial management, fire brigades or fire chiefs whenever his company or department is called to respond to such; if in his opinion such action is in the interest of public safety;

Section 3. Amend Chapter 67, Title 16, Delaware Code, by adding thereto a new §6708 to read as follows:

§6708. Penalty for disobeying fire officer in charge

Any owner or occupant of any building or premises or any other person who refuses to obey the orders of a fire officer-in-charge in the exercise of his duties shall be fined not more than \$300 or imprisoned not more than ten (10) days.

Approved July 19, 1974.

CHAPTER 477

FORMERLY HOUSE BILL NO. 204

**AN ACT TO AMEND CHAPTER 55, PART V, TITLE 29 OF
THE DELAWARE CODE RELATING TO THE STATE
EMPLOYEES' PENSION PLAN.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend subsection (2), Section 5501, Chapter 55, Title 29 of the Delaware Code, by adding thereto a new paragraph, designated as paragraph (G), which shall read as follows:

"(G) Any former or present State Fire Marshal, Deputy State Fire Marshal, or any successor or substitute therefor who shall have been a volunteer and uncompensated State Fire Marshal or Deputy State Fire Marshal shall receive full credit for the time served as such volunteer and uncompensated State Fire Marshal or Deputy State Fire Marshal in computing the number of years' service required to receive pension benefits provided in this Chapter."

Approved July 19, 1974.

CHAPTER 478

FORMERLY SENATE BILL NO. 688

AN ACT TO AMEND CHAPTER 55, TITLE 29, DELAWARE CODE, RELATING TO STATE EMPLOYEES PENSION PLAN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §5505, Chapter 55, Title 29, Delaware Code, by adding thereto a new subsection (g) to read as follows:

"(g) (i) The term employee as used in this Chapter shall exclude all professional staff of the University of Delaware who are first employed by the University after June 1, 1974. All professional staff, who as of January 1, 1975, have less than five years of credited service, exclusive of service credited under §5501 (b) (4) or (5), shall cease to be employees under this Chapter on January 1, 1975 and shall have their accumulated contributions with interest refunded upon the filing of an application in a form prescribed by the Board.

(ii) All professional staff who, as of January 1, 1975, have five or more years of credited service, exclusive of service credited under §5501 (b) (4) or (5), and were not previously permitted to make an election in accordance with paragraph (c) shall, effective January 1, 1975, elect one of the three options in paragraph (c); the provisions of paragraphs (d) and (e) shall apply to any such professional staff who elect to leave their accumulated contributions in the State Employees Retirement Fund in accordance with paragraph (c) (2), except that January 1, 1975 shall be substituted for January 1, 1972 wherever the latter appears in paragraphs (c) and (d)."

Approved July 19, 1974.

CHAPTER 479

FORMERLY HOUSE BILL NO. 992

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF HEALTH AND SOCIAL
SERVICES TO BE USED FOR THE DELAWARE ADOL-
ESCENT PROGRAM.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is hereby appropriated to the Department of Health and Social Services, Division of Physical Health, the sum of \$150,000 to be used for the Delaware Adolescent Program.

Section 2. This is a supplementary appropriation and the sums hereby appropriated shall be paid out of the General Fund of the State of Delaware not otherwise appropriated.

Section 3. Any money appropriated herein and unexpended shall revert to the General Fund of the State of Delaware on June 30, 1975.

Approved July 19, 1974.

CHAPTER 480

FORMERLY HOUSE BILL NO. 644
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2

**AN ACT TO AMEND TITLE 9, TITLE 14 AND TITLE 29 OF
THE DELAWARE CODE RELATING TO LIBRARY
SERVICES IN DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Chapter 71, Title 14 of the Delaware Code, is repealed.

Section 2. Amend Title 9 of the Delaware Code, by adding thereto a new chapter, to be designated as Chapter 8, which shall read as follows:

CHAPTER 8. COUNTY LIBRARIES

§801. Creation of county library agency; powers, county library administrator

(a) The government of each county shall create a library agency as a part of the executive branch of county government and, in accordance therewith, shall have the power:

(1) to administer a countywide library system which offers every resident of the county free and equal access to service and resources, and guidance in their use;

(2) to receive, by taxation or otherwise, accept, administer and expend any monies, materials or other aid granted, appropriated or otherwise provided by local, state or federal governments, or by any source, public or private, in accordance with the terms thereof, for the purpose provided in this Chapter;

(3) to perform all other activities pertinent to the organizational function of the library agency.

(b) The County Executive or President of Levy Court, whichever applies, upon the approval of the County Library

Advisory Board, shall appoint a County Library Administrator who shall be referred to as County Librarian and who shall be the Administrator of the county library agency.

§802. County Library Advisory Board

There is hereby created in each county a County Library Advisory Board which:

(1) shall serve in an advisory capacity to the County Library Administrator and the county library agency;

(2) shall bring local library needs to their attention and shall recommend to them means for implementation of an effective county library system;

(3) may, through its members on the Council on Libraries, bring library matters to the attention of the Administrator of State Library Services.

Section 3. Amend §8603, Chapter 86, Title 29 of the Delaware Code, by striking subparagraph (C) in its entirety and substituting in lieu thereof a new subparagraph (C) to read as follows:

“(C) A state librarian who shall be a graduate of a school accredited by the American Library Association.”

Section 4. Amend Title 29 of the Delaware Code, by striking §8610 in its entirety and substituting in lieu thereof a new §8610 to read as follows:

§8610. Powers and duties of the department relating to library services

(a) The powers and duties of the Department relating to library services shall be:

(1) to provide information, resource materials and library services to state agencies, state and local governmental units and their subdivisions, and, in the Department's discretion, to organizations in need of library services;

(2) to coordinate library services of the several counties in order to assure to every Delaware citizen free and equal access to

services, resources and guidance in the use of such for continuing self-educational, political, cultural, economic, recreational and intellectual enrichment;

(3) to receive, accept, administer and expend any monies, materials, or other aid granted, appropriated or otherwise provided by local, state or federal governments, or by any source, public or private, in accordance with the terms thereof, and for the purposes provided hereinafter;

(4) to foster the recruitment, development and maximum utilization of library personnel throughout the state;

(5) to encourage broad community participation in library development, program planning and the implementation of such plans;

(6) to establish and promote cooperation among all types of libraries at all service levels;

(7) to ensure the state's compatibility to and reciprocity within a national information resources network;

(8) to provide access to a complete collection of current documents published by state government and a comprehensive collection of current local, state and federal documents of interest to the state;

(9) to stimulate every Delaware citizen to fully utilize the state's cultural resource materials and to maintain the individual's right of access to those materials;

(10) to offer resources which supplement and reinforce local libraries;

(11) to collect, compile, research, publish and disseminate information, including statistics, affecting the efficient operation of the state's library system;

(12) to recommend legislation to achieve meaningful statewide library development and use;

(13) to establish, interpret and administer standards of effective library services;

(14) to enter into contracts and agreements to provide or to obtain library services and materials;

(15) to perform all other activities pertinent to the organizational function of library services.

(b) Every state agency shall provide and deposit with the Department sufficient copies of all publications issued by such agencies for the purpose of making accessible to Delaware and other citizens, resource materials published at the expense of the State."

Section 5. Amend Title 29 of the Delaware Code, by striking §8611 in its entirety and substituting in lieu thereof a new section §8611, which shall read as follows:

§8611. Council on libraries

(a) There is hereby established the Council on Libraries.

(b) The Council on Libraries shall serve in an advisory capacity to the Department and shall consider matters relating to libraries and library standards throughout the state and such others matters as may be referred to it by the Governor, the Secretary of the Department, or the General Assembly. The Council on Libraries may study, research, plan and make advisory recommendation to the Governor, the Secretary of the Department, or the General Assembly on matters it deems appropriate to provide the best possible library service in Delaware.

(c) The Council on Libraries shall be composed of two members who shall be elected annually by each County Library Advisory Board and who shall serve at its pleasure and seven members appointed by the Governor. Of the seven members appointed by the Governor, three members shall be appointed for a term of one year, two members shall be appointed for a term of two years, and two members shall be appointed for a term of three years; at no time shall there be more than a bare majority representation of one major political party, but any person who declines to state his political affiliation shall be considered eligible for appointment as a member; and after the initial appointments, all terms shall be for three years.

(d) Members of the Council on Libraries shall serve without compensation, except that they may be reimbursed for reasonable and necessary expenses incident to their duties.

(e) A Chairman of the Council on Libraries shall be named by the Governor and shall serve in that capacity at his pleasure.

(f) A vacancy prior to the expiration of term of a member of the Council on Libraries shall be filled only for the remainder of that term.

Section 6. (a) Title to all property, personal-tangible and intangible, and real, including, but not limited to, books, buildings and equipment, previously acquired by any District Library Commission under the provisions of Subchapter II, Chapter 71, Title 14 of the Delaware Code, entitled "District Libraries", shall be vested in the governing agency of the county in which such library exists for library purposes as provided herein, and each District Library Commission shall evidence the transfer of title as herein set forth, subject to the provision in subsection (b) of this section, relating to property donated by virtue of a trust, devise, bequest or other method for use of a specific library. Each said District Library Commission shall remain in existence until it shall have performed its functions as herein directed, whereupon it shall be automatically discharged from further responsibility, without any added formality or procedure. All delinquent taxes for library purposes when collected by any reorganized school board, as provided in Subchapter II, Chapter 71, Title 14 of the Delaware Code, or by any county, shall be transferred to and shall be vested in the governing agency of the county wherein such taxes were collected and shall be used for library purposes as provided herein. All obligations and liabilities of each District Library Commission, including but not limited to liability for rent, shall become the responsibility, liabilities and obligations of the governing agency of the county wherein the said District Library Commission existed.

(b) Each District Library Commission in each of the counties is hereby authorized and directed, on behalf of the State of Delaware, to convey and transfer in fee simple to the respective governing agency of the county in which said Commission exists all of the said District Library Commission's right, title and interest to and in all real estate, and to assign, transfer and deliver to the governing agency of each respective county wherein said District Library Commission exists, all equipment and property, including monies, bank accounts, and other assets,

all records, files and other papers which are held by and in the custody of each District Library Commission; provided, however, that as also set forth in Section 8 of this Act, all property heretofore acquired by a School District Library Commission through donation by virtue of a trust, bequest, devise or other method when such property as acquired was designated to be used only for a particular library, as well as all property hereafter acquired by the county governing agency through donation by virtue of a trust, bequest, devise or other method and designated to be used only for a particular library, shall be used only for that library, and all funds designed for a particular library which are transferred to the county governing authority by a District Library Commission by virtue of this Act and all funds hereafter acquired by the county governing authority through donation by virtue of a trust, bequest, devise or other method and designated for use of a particular library, shall be kept by the county governing authority in a special bank account and used only for such designated library.

(c) Any District Library Commission wishing to be exempt from the provisions of Sections 6A and 6B may do so by request in writing to the County Governing Agency. Such an exemption shall not disqualify such District Library Commission from eligibility for local, county or federal funds. Receipt of the letter requesting such exemption shall serve as notification and qualify it for exemption.

Section 7. Any qualified employee of the school district libraries encompassed by this Act shall be continued in employment and shall not suffer any diminution of salary or responsibilities as a result of this Act, and shall receive full credit for the time he was employed by his respective District Library Commission in computing the number of years of service required to receive pension benefits within the meaning of the respective county pension plan which has been adopted at the time of the passage of this Act.

Section 8. For the purposes of this Act, the state shall appropriate, in each annual budget, a per capita amount to the Department of Community Affairs and Economic Development for the development and implementation of public library services in the State. Such state funds shall be allocated by the said De-

partment to the individual counties for their disbursement, but the allocation of such state funds shall be contingent upon the county library system meeting standards established by the said Department. Before actual allocation of such state funds, each county must have expended in the second preceding fiscal year or have been available for expenditure, by countywide or other taxation, municipal appropriation and private donations, in the fiscal year in which the said Department is to make payment, a sum equaling twice the per capita amount allocated by the said Department to that county. In no case shall the county funds available for expenditure in the current fiscal year, including designated and undesignated donations, be less than the amount actually expended in the second preceding fiscal year. Monies derived by county taxes and undesignated donations shall be spent in the county of derivation and donation. All donations acquired by the county governing authority by virtue of a trust, bequest, devise or other method and designated for a specific library shall be used by the county governing authority only for that library, and in the manner specified in Section 6 of this Act, and that library's share of county monies shall not be reduced by a like amount, but such donations may be counted toward the county's matching share.

Section 9. If any provision of this Act, or of any rule, regulation or order thereunder, or the application of such provision to any persons or circumstances, shall be held invalid, the remainder of this Act and the application of such provisions of this Act or of such rule, regulation or order to persons or circumstances other than those to which it is held invalid, shall not be affected.

Approved July 19, 1974.

CHAPTER 481

FORMERLY HOUSE BILL NO. 722
AS AMENDED BY
HOUSE AMENDMENT NO. 1 AND
SENATE AMENDMENT NO. 1

**AN ACT TO AMEND TITLE 17 OF THE DELAWARE CODE
BY ADDING A NEW CHAPTER THERETO ENTITLED
"BIKEWAYS" RELATING TO THE ESTABLISHMENT
OF BIKEWAYS FOR NON-MOTORIZED BICYCLING ON
EXISTING STATE LANDS AND RIGHTS-OF-WAY, AND
PROVIDING FOR THE ACQUISITION OF ADDITIONAL
LANDS OR RIGHTS-OF-WAY FOR USE AS BIKEWAYS.**

WHEREAS, the General Assembly has determined that non-motorized bicycling is a means of transportation with both recreational and utilitarian benefit to the people of the State of Delaware; and

WHEREAS, it is necessary to provide safe and efficient bike-ways for persons desiring to use bicycles in order to promote and encourage such use; and

WHEREAS, the Department of Highways and Transportation is the State agency most appropriate to develop such bike-ways;

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 17 of the Delaware Code, is hereby amended by adding thereto a new chapter to read as follows:

CHAPTER 10. BIKEWAYS

§1001. Authority and establishment of bikeways

The Department of Highways and Transportation, Division of Highways is hereby authorized to establish bikeways within

this State for the use, enjoyment and participation of the public in non-motorized bicycling. The routes established for such bikeways shall be designed with consideration for the safety of both cyclists and motorists and may be separate roadways, or may utilize existing roads, streets and parkways or other appropriate thoroughfares. Such bikeways may also be constructed on land acquired by the Department specifically for that purpose.

§1002. Bikeway routes

Bikeway routes shall be clearly marked with appropriate signs to guide cyclists and to alert motorists. Such signs shall be placed at intervals and designed in such form as prescribed by the Department.

§1003. Cooperation with other governmental agencies

The Department of Highways and Transportation, Division of Highways is hereby authorized to cooperate with federal, county or municipal conservation boards, city or town councils, or any private organizations interested in the establishment of bikeways, and may consult with such groups in the planning of appropriate bikeway routes and related activities. The Department shall, where feasible and where it finds the need justified, review all proposals submitted to it by other groups and/or agencies and may provide matching funds from monies authorized by the capital bond issue for planning, construction and designation of bikeways.

§1004. Power to acquire real property

In order to establish a system of bikeways within this State, the Department of Highways and Transportation, Division of Highways, may acquire real property by gift, device or purchase. Title to such lands shall be in the name of the State of Delaware.

§1005. Bikeway planning

The Department of Highways and Transportation shall maintain a planning activity concerned with the near and long-term development of bikeways within the State.

§1006. Bicycle access to highways

Nothing in this chapter shall be construed as a limitation of the use by bicycle on existing roads, streets, parkways and other thoroughfares by bicyclists even though such roadways are not specifically designated as bikeways, except as specified in paragraph (c), Section 4194, Subchapter XII, Part III, Chapter 41, Title 21 of the Delaware Code.

Approved July 19, 1974.

CHAPTER 482

SENATE BILL NO. 526
AS AMENDED BY
SENATE AMENDMENT NOS. 1, 3, 4, 6 & 7
AND
HOUSE AMENDMENT NO. 1

AN ACT AMENDING SUBCHAPTER VI, TITLE 31, DELAWARE CODE, RELATING TO THE STATE HOUSING AUTHORITY CONFERRING UPON IT ADDITIONAL POWERS RELATING TO FINANCING OF LOW AND MODERATE INCOME HOUSING FACILITIES AND COLLEGE DORMITORIES AND THE PURCHASE AND INSURING OF RESIDENTIAL MORTGAGES AND PROVIDING FOR A CAPITAL RESERVE FUND IN SUPPORT OF BONDS ISSUED BY THE STATE HOUSING AUTHORITY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §4053 of Subchapter VI, Chapter 40, Title 31, Delaware Code, by striking said section in its entirety and substitute in lieu thereof new section 4053 to read as follows:

"§4053. Powers of the Authority

In addition to its other powers, the Authority is hereby granted, has and may exercise all powers necessary or appropriate to carry out and effectuate its corporate purposes, including without limitation, the following:

- (1) To sue and be sued in its own name;
- (2) To have perpetual succession;
- (8) To maintain an office at such place or places within this State as it may designate;
- (4) To adopt and from time to time, amend and repeal by-laws, rules and regulations, not inconsistent with this subchapter, to carry into effect the powers and purposes of the Authority and the conduct of its business;

(5) To acquire real or personal property, or any interest therein, on either a temporary or long term basis in the name of the Authority by gift, purchase, transfer, in the manner prescribed by Chapter 61 of Title 10, foreclosure, lease or otherwise, including rights or easements; to hold, sell, assign, lease, encumber, mortgage or otherwise dispose of any real or personal property, or any interest therein, or mortgage lien interest owned by it or under its control, custody or in its possession and release or relinquish any right, title, claim, lien, interest easement or demand, however acquired, including any equity or right of redemption in property foreclosed by it and to do any of the foregoing by public or private sale, with or without public bidding notwithstanding the provisions of any other law;

(6) To make mortgage loans on such terms and conditions as may be determined by the Secretary of Community Affairs and Economic Development, and in accordance with this subchapter, for the construction, financing, refinancing or rehabilitation of housing for low and moderate income persons and families;

(7) To insure mortgage loans to finance the building or rehabilitation of housing designed and planned to be available by sale or lease to low or moderate income persons and families;

(8) To build or rehabilitate housing designed and planned to be sold or rented at prices which low and moderate income persons and families can afford and to rent or otherwise dispose of such housing to persons and families of low and moderate income or to housing sponsors for the purpose of renting or selling such property to such persons and families;

(9) To charge rents for the use of residential housing facilities in the amounts sufficient to comply with any agreements of the Authority, whether in connection with the issuance of bonds or otherwise, including but not limited to, reimbursement of all costs of financing by the Authority and such service charges as the Authority shall determine to be reasonable, and, in connection with its authorized programs, to make and collect such charges including, but not limited to, reimbursement of all costs of financing by the Authority and such service charges and insurance premiums as the Authority shall determine to be reasonable;

(10) To lease or rent any dwellings, houses, accommodations, lands, buildings, structures or facilities from private or public parties to effectuate the purposes of this subchapter;

(11) To enter into agreements with the State of Delaware or any agency thereof, municipalities of the State, the United States of America, public corporations or bodies and private corporations or individuals and to make and execute contracts and all other instruments necessary or convenient for the exercise of its powers and functions including contracts or agreements with qualified mortgage lenders for the servicing and processing of mortgage loans pursuant to this subchapter and to accept grants and the cooperation of the United States of America or any agency thereof or of the State of Delaware or any agency thereof, or any public corporation or municipality in furtherance of the purposes of this subchapter;

(12) To provide, contract or arrange for consolidated processing of any aspect of a housing development in order to avoid duplication thereof by either undertaking the processing in whole or in part for any department, agency, or instrumentality of the United States or of this State, or, in the alternative, to delegate the processing in whole or in part to any such department, agency or instrumentality;

(13) To provide advice, technical information, training and educational services, including assistance in obtaining federal and state aid, as will assist the planning, construction, rehabilitation, and operation of housing developments for persons and families of low and moderate income, including but not limited to, assistance in community development and organization, home management and advisory services for the residents of housing developments and to encourage community organizations to assist in developing same;

(14) To encourage research and demonstration projects in order to develop new and better techniques and methods for increasing the supply of housing for persons and families of low and moderate income and to engage in such research and demonstration projects and to receive and accept contributions, grants or aid, from any source, public or private, including but not limited to the United States and this State, for carrying out this purpose;

(15) To employ architects, engineers, attorneys, accountants, housing, construction and financial experts and such other advisors, consultants and agents as may be necessary in its judgment and to fix their compensation;

(16) To procure insurance against any loss in connection with its property and other assets, including mortgages and mortgage loans, in such amounts and from such insurers as it deems desirable;

(17) To invest any funds not needed for immediate use or disbursement including any funds held in reserve in the following:

(i) any bonds or other obligations which as to principal and interest constitute direct obligations of the United States of America or the State,

(ii) obligations of the Federal National Mortgage Association,

(iii) obligations of the Federal Intermediate Credit Corporation,

(iv) obligations of Federal Land Banks,

(v) obligations of Federal Home Loan Banks,

(vi) certificates of deposit of banks or trust companies, including the Trustee, organized under the laws of the United States or any state thereof which have a combined capital and surplus of at least \$15,000,000,

(vii) Bankers Acceptances, and

(viii) commercial paper, which has been classified for rating purposes by Dun & Bradstreet Inc., as Prime-1 or by Standard & Poor's Corporation, as A-1.

(18) To borrow money and issue bonds and notes or other evidence or indebtedness as hereinafter shown; provided, however, that the authority shall not issue bonds and notes to exceed \$20,000,000 without General Assembly approval;

(19) To the extent permitted under its contract with the holders of bonds, bond anticipation notes and other obligations of the Authority, to consent to any modification with respect

to rate of interest, time and payment of any installment of principal or interest security or any other term of any contract, mortgage, mortgage loan, mortgage loan commitment, contract or agreement of any kind to which the Authority is a party;

(20) To the extent permitted under its contract with the holders of bonds, bond anticipation notes and other obligations, to enter into contracts with any mortgagor containing provisions enabling such mortgagor to reduce the rental or carrying charges to persons unable to pay the regular schedule of charges where, by reason of other income or payment from any department, agency or instrumentality of the United States or this State, such reductions can be made without jeopardizing the economic stability of housing being financed;

(21) To procure or agree to the procurement of insurance or guarantees from the Federal Government of the payment of any bonds or notes or any other evidences of indebtedness thereof issued by the Authority including the power to pay premiums on any such insurance;

(22) To acquire, lease, purchase, manage, operate, hold and dispose of real and personal property, in the State, take assignments of leases and rentals, sell and convey such property on any terms, proceed with foreclosure actions, and enter into contracts, leases and other arrangements necessary or incidental to the performance of its corporate duties;

(23) To exercise any or all of the powers conferred upon it, either generally or with respect to any specific housing project or projects, through or by an agent or agents which it may designate including any corporation or corporations which are or shall be formed under the laws of this State, and for such purposes, the Authority may cause one or more corporations to be incorporated under the laws of this State or may acquire the capital stock of any corporation or corporations. Any corporate agent, all of the stock of which shall be owned by the Authority or its nominee or nominees, may to the extent permitted by the law, exercise any of the powers conferred by this subchapter upon the Authority, or as shall be conferred upon it by the Authority, as agent;

(24) Fund the operation of any agents it may designate or any authority by advancing monies appropriated pursuant to §4067 of this subchapter;

(25) To do any act necessary or convenient to the exercise of the powers herein granted or reasonably implied including all powers presently or hereafter granted to local housing authorities under the provisions of Chapter 43 of Title 31."

Section 2. Amend §4055(a) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by deleting the words "not exceeding the allowable maximum interest established by §2301 of Title 6, as amended" as the same appears in the first sentence thereof.

Section 3. Amend §4055(f) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by striking all the words immediately following the word "Authority" beginning with the word "but" and ending with the word "values" and insert a period (.) immediately after the word "Authority".

Section 4. Amend §4057 of Subchapter VI, Chapter 40, Title 31, Delaware Code, by creating a subparagraph A to read as follows:

"(A) Capital Reserve Fund

(1) The Authority shall create and establish a special fund to secure the bonds, herein referred to as Capitol Reserve Fund, and shall pay into the Capital Reserve Fund (a) any monies appropriated and made available by the State of Delaware for the purposes of such fund, (b) any proceeds of the sale of bonds, to the extent provided in the resolution of the Authority, authorizing the issuance thereof, and (c) any other monies which may be made available to the Authority for the purpose of such fund from any other source or sources. All monies held in the Capital Reserve Fund, except as hereinafter provided, shall be used solely for the payment of the principal of bonds of the Authority as the same mature, the redemption or purchase of bonds of the Authority, the payment of interest on such bonds of the Authority or the payment of any redemption premium required to be paid with such bonds are redeemed prior to the maturity. Monies in the Capital Reserve Fund shall not be withdrawn therefrom at any time in such amount as would reduce the amount of the

fund to less than the maximum amount of principal and interest maturing and becoming due in any succeeding fiscal year on all bonds of the Authority then outstanding, except for the purpose of paying principal of and interest on bonds of the Authority maturing and becoming due and for the payment of which other monies of the Authority are not available. Any income or interest earned by, or increment to, the Capital Reserve Fund due to the investment thereof may be transferred by the Authority to any other fund of the Authority to the extent it does not reduce the amount of Capital Reserve Fund below the maximum amount of principal and interest maturing and becoming due in any succeeding fiscal year on all bonds of the Authority then outstanding.

(2) Except with respect to an issue, or portion of an issue of bonds the proceeds of which will be used to make loans to mortgage lenders secured as provided in §4072 hereof. The Authority shall not issue bonds at any time if the maximum amount of principal and interest maturing and becoming due in a succeeding fiscal year on the bonds then to be issued and on all other bonds of the Authority then outstanding will exceed the amount of the Capital Reserve Fund at the time of issuance unless the Authority, at the time of issuance of such bonds, shall deposit in the fund from the proceeds of the bonds so to be issued, or otherwise, an amount which, together with the amount then in the fund, will be not less than the maximum amount of principal and interest maturing and becoming due in any succeeding fiscal year on the bonds then to be issued and on all other bonds of the Authority then outstanding.

(3) To assure the continued operation and solvency of the Authority for the carrying out of the public purposes of this Act, provision is made for the accumulation in the Capital Reserve Fund of an amount equal to the maximum amount of principal and interest maturing and becoming due in any succeeding fiscal year on all bonds of the Authority then outstanding. In order further to assure such maintenance of the Capital Reserve Fund, there may be annually appropriated and paid to the Authority for deposit in the Capital Reserve Fund such sum, if any, as shall be certified by the Secretary to the Governor and Budget Director, as necessary to restore the Capital Reserve Fund to an amount equal to the maximum amount of principal and in-

terest maturing and becoming due in any succeeding fiscal year on the bonds of the Authority then outstanding. The Secretary, if necessary, on or before December 15 shall make and deliver to the Governor and Budget Director, his certificate stating the amount required to restore the Capital Reserve Fund and the amount so stated may be appropriated and paid to the Authority during the next State of Delaware fiscal year.

(4) In computing the amount of the Capital Reserve Fund for the purposes of this Section, securities in which all or a portion of the fund is invested shall be valued in the manner provided in the resolution authorizing the issuance of the Trust Indenture securing such bonds.

(5) Calculations of the amount of principal and interest maturing and becoming due in any succeeding fiscal year shall be based upon the assumption that bonds of the Authority will, after said date of computation, cease to be outstanding by reason of the payment of such bonds at their respective maturities or the payment of all monies required to be paid into a sinking fund on account of such bonds as may be required by the terms of any resolution or indenture pursuant to which such bonds have been issued and the application of such sinking fund to the retirement of bonds in accordance with their terms.

(6) For the purposes of this Section, the term "bonds" shall mean obligations of the Authority bearing a maturity date more than one year after the date thereof."

Section 5. Amend §4057(b) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by adding thereto immediately after the word "restriction" the following: "provided also that the provisions of §4057A, relative to the Capital Reserve Fund shall not be deemed to constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction."

Section 6. Amend §4066(a) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by striking the words "non-profit organizations of housing" as the same appears in paragraph (a) of said section and substitute in lieu thereof the words 'housing sponsor'.

Section 7. Amend §4066 (b) (1) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by striking the words "non-profit

organizations" as the same appears in the first sentence of said subsection (b) (1) of §4066 and substitute in lieu thereof the words 'housing sponsor'.

Section 8. Amend §4066(b) (2) of Subchapter VI, Chapter 40, Title 31, Delaware Code, by striking the words "non-profit organization" as the same appears in said subsection (b) (2) of §4066 and substitute in lieu the following words 'housing sponsor'.

Section 9. Amend Subchapter VI of Chapter 40, Title 31, Delaware Code, by adding thereto the following new sections:

"§4068. Declaration of findings and purpose

It is hereby declared: (a) that there exists, within this State, a serious shortage of sanitary, decent and safe residential housing, at prices or rentals which persons and families of low and moderate income can afford; that this shortage has contributed to and will contribute to the creation and persistence of slums and blight; that this shortage has been a major contributing factor to the deterioration of the quality of the environment and living conditions of large numbers of persons and families of this State, and that this shortage is inimical to the health, welfare and prosperity of the residents of this State; (b) that it is imperative that the supply of residential housing for persons and families displaced by public actions or natural disaster be increased; (c) that individual communities are often unable to meet local housing needs; (d) that private enterprise and investment have been unable, without assistance, to produce the needed construction or rehabilitation of sanitary, decent and safe residential housing at prices or rentals which persons and families of low and moderate income can afford and to provide sufficient long-term mortgage financing for residential housing for occupancy by such persons and families; (e) that private enterprise and investment be encouraged, both to sponsor land development, and build and rehabilitate, residential housing for such persons and families, and that private financing be supplemented by financing, as provided in this Chapter, in order to help prevent the creation and recurrence of slum conditions and blight and to assist in their permanent elimination throughout Delaware; (f) that it is to the economic benefit of the State

to encourage the availability of adequate housing for all levels of society.

It is further declared that in order to provide a fully adequate supply of sanitary, decent and safe accommodations at rental or carrying charges which such persons or families can afford, the legislature finds that it is necessary to vest in the Authority, the powers granted by this subchapter for the purpose of encouraging the investment of private capital and stimulating the construction and rehabilitation of residential housing to meet the needs of such persons and families through the use of public financing, including, without limitation, public construction, public loans, public purchase and insuring of mortgages and otherwise.

It is hereby further declared to be necessary, and in the public interest, that the Authority provide for predevelopment costs, temporary financing, land development expenses and residential housing construction or rehabilitation, by public and private sponsors for sale or rental to persons and families of low and moderate income; further, to provide mortgage financing, including without limitation, long term federally insured mortgages and loans to mortgage lenders; further, to provide technical, consultative and project assistance services to communities and to public and private sponsors; further, to increase the construction and rehabilitation of low and moderate income housing through the purchase from financial institutions within the State of first mortgage loans for residential housing for persons and families of low and moderate income in this State; further, to assist in coordinating federal, state, regional and local, public and private efforts and resources, together with statewide housing planning to otherwise increase the supply of such residential housing; to guarantee to the extent provided herein, the repayment of certain loans secured by residential mortgages; and further, to promote wise usage of land and other resources in order to preserve the quality of life we value so highly in Delaware.

It is hereby further declared that all of the foregoing are public purposes and uses for which public monies may be borrowed, expended, advanced, loaned, or granted, and that such activities serve a public purpose in improving or otherwise bene-

fitting the people of this State; that the necessity of enacting the provisions hereinbefore set forth is in the public interest and is hereby so declared as a matter of express legislative determination.

§4069. Definitions

As used in this Subchapter, the following words and terms have the following meanings, unless a different meaning clearly appears from the context:

(1) "Authority" means the Delaware State Housing Authority created and established pursuant to §4050 of this subchapter.

(2) "Bonds, notes and other obligations" or "bonds, bond anticipation notes or other obligation" or "bonds" means any bonds, notes, debentures, interim certificates or other evidences of financial indebtedness issued by the Authority pursuant to this subchapter.

(3) "Federal government" means the United States of America, or any agency or instrumentality, corporate or otherwise, of the United States of America.

(4) "Federally insured mortgage" means a mortgage loan for land development or for residential housing insured or guaranteed by the United States or an instrumentality thereof, or a commitment by the United States or an instrumentality thereof to insure such a mortgage.

(5) "Federal mortgage" means a mortgage loan for land development for residential housing made by the United States or an instrumentality thereof or a resolution or commitment by the United States or an instrumentality thereof to make such a mortgage loan.

(6) "Fiscal year" means, in the case of the Authority, a period of 12 calendar months beginning and ending on such dates as the Authority shall determine prior to the issuance of its bonds, notes or other obligations pursuant to this subchapter, and in the case of the State of Delaware, shall mean the fiscal year of the state as may at any time be provided by law.

(7) "Governing body" means the Town Council, City Council, County Council or Levy Court which governs the municipality in question.

(8) "Housing development costs" means the sum total of all costs incurred in the development of a housing development, which are approved by the Authority as reasonable and necessary, which costs shall include, but are not necessarily limited to, (1) cost of land acquisition and any buildings thereon, including payments for options, deposits, or contracts to purchase properties on the proposed housing site or payments for the purchase of such properties, (2) cost of site preparation, demolition and development, (3) architectural, engineering, legal, accounting, the Authority, and other fees paid or payable in connection with the planning, execution and financing of the housing development, (4) cost of necessary studies, surveys, plans and permits, (5) insurance, interest, financing, tax and assessment costs and other operating and carrying costs during construction, (6) cost of construction, rehabilitation, reconstruction, fixtures, furnishings, equipment, machinery and apparatus related to the real property, (7) cost of land improvements, including without limitation, landscaping and offsite improvements, whether or not such costs have been paid in case or in a form other than cash, (8) necessary expenses in connection with initial occupancy of the housing development, (9) a reasonable profit and risk fee, in addition to job overhead to the general contractor and, if applicable, a limited profit housing sponsor, (10) an allowance established by the Authority for working capital and contingency reserves, and reserves for any anticipated operating deficits during the first two years of occupancy, (11) the cost of such other items, including tenant relocation, as the Authority shall determine to be reasonable and necessary for the development of the housing development, less any and all net rents and other net revenues received from the operation of the real and personal property on the development site during construction.

(9) "Housing sponsor" means individuals, public bodies, joint ventures, partnerships, limited partnerships, trust, firms, associations, or other legal entities or any combination thereof, corporations, cooperatives and condominiums, approved by the Authority, as qualified, either to own, construct, acquire, re-

habilitate, operate, manage or maintain a housing development whether non-profit or organized for limited profit subject to the regulatory powers of the Authority and other terms and conditions set forth in this subchapter.

(10) "Land development" means the process of acquiring land for residential housing construction, and of making, installing or constructing nonresidential housing improvements, including without limitation, waterlines and water supply installations, sewer lines and sewage disposal installation, steam, gas and electric lines and installations, roads, streets, curbs, gutters, sidewalks, whether on or off the site, which the Authority deems necessary or desirable to prepare such land for residential housing within this State.

(11) "Local authority or local housing authority" means a housing authority constituted under the provisions of Chapter 43, Title 31, Delaware Code.

(12) "Mortgage" means any instrument which secures an obligation and constitutes a lien on real property or on a leasehold under a lease having a remaining term, at the time such mortgage is acquired, which does not expire for at least that number of years beyond the maturity date of the obligation secured by such mortgage as is equal to the number of years remaining until the maturity date of such obligation.

(13) "Mortgage lender" means any bank or trust company, savings bank, national banking association, savings and loan association, or building and loan association, maintaining an office in the State, or any insurance company authorized to transact business in the State.

(14) "Mortgage loan" means an interest bearing obligation secured by mortgages, and notes or bonds which is a first lien on land and improvements in the State constituting one family or multi-family units.

(15) "Municipality" means any city, town or county in the State.

(16) "Low and moderate income" as applied to persons and families means persons and families, including those defined as "elderly" in the United States Housing Act of 1937, as amended, irrespective of race, creed, national origin or sex, de-

terminated by the Authority to require such assistance as is made available by this subchapter on account of insufficient personal or family income taking into consideration, without limitation, such factors as follows: (a) the amount of the total income of such persons and families available for housing needs, (b) the size of the family, (c) the cost and condition of housing facilities available, (d) the ability of such persons and families to compete successfully in the normal private housing market and to pay the amounts at which private enterprise is providing an adequate supply of sanitary, decent and safe housing, and (e) standards established for various federal programs determining eligibility based on income of such persons and families.

§4070. Powers relative to making mortgage loans and temporary construction loans to housing sponsors and persons and families of low and moderate income

The Authority shall have all the powers necessary or convenient to carry out and effectuate the purpose and provisions of this subchapter, including the following powers in addition to others herein granted:

(1) Make and undertake commitments to make mortgage loans, including without limitation federally insured mortgage loans and to make temporary loans and advances in anticipation of permanent loans to housing sponsors to finance the construction or rehabilitation of housing designed and planned for persons and families of low and moderate income upon the terms and conditions set forth in §4073;

(2) Make and undertake commitments to make first mortgage loans to persons of low or moderate income who may purchase residential housing, including, without limitation, persons and families of low and moderate income who are eligible or potentially eligible for federally insured mortgage loans or federal mortgage loans. Such loans shall be made only after a determination by the Authority that long term first mortgage loans are not otherwise available, wholly or in part, from private lenders upon reasonably equivalent terms and conditions;

(3) Make and publish rules and regulations respecting the grant of mortgage loans pursuant to this Section, the regulations of borrowers, the admission of housing developments pur-

suant to this Section, and the construction of ancillary commercial facilities;

(4) Enter into agreements and contracts with housing sponsors under the provisions of this Section;

(5) The Authority may institute any action or proceeding against any housing sponsor receiving a loan under the provisions hereof, or owning any housing development hereunder in any court of competent jurisdiction in order to enforce the provisions of this act, or to foreclose its mortgage, or to protect the public interest, persons and families of low and moderate income, stockholders or creditors of such sponsor. In connection with any such action or proceeding it may apply for the appointment of a receiver to take over, manage, operate and maintain the affairs of such housing sponsor and the Authority through such agent as it shall designate is hereby authorized to accept appointment as receiver of any such sponsor when so appointed by a court of competent jurisdiction;

The reorganization of any housing sponsor shall be subject to the supervision and control of the Authority, and no such reorganization shall be had without the consent of the Authority. Upon any such reorganization the amount of capitalization, including therein all stocks, income debentures and bonds and other evidence of indebtedness shall be such as is authorized by the Authority, but not in excess of the fair value of the property received;

(6) In any foreclosure action involving a housing sponsor other than a foreclosure action instituted by the Authority, the municipality in which any tax exemption or abatement is provided such housing sponsor and the Authority, shall, in addition to other necessary parties, be made parties defendant. The Authority and the municipality shall take all steps in such action necessary to protect the interest of the public therein, and no costs shall be awarded against the Authority or the municipality.

Subject to the terms of any applicable agreement, contract or other instrument entered into or obtained pursuant to this subchapter, judgment of foreclosure shall not be entered unless the court to which application therefore is made shall be satis-

fied that the interest of the lien-holders or holders cannot be adequately secured or safeguarded except by the sale of the property; and in such proceeding the court shall be authorized to make an order increasing the rental or carrying charges to be charged for the housing accommodations in the housing development involved in such foreclosure, or appoint a member of the Authority or any officer of the municipality in which any tax exemption or abatement with respect to the development is provided, as a receiver of the property, or grant such other and further relief as may be reasonable and proper; and in the event of a foreclosure or other judicial sale, the property shall be sold only to a housing sponsor which will manage, operate and maintain the housing development subject to the provisions of this subchapter, unless the court shall find that the interest and principal on the obligations secured by the lien, which is the subject of foreclosure, cannot be earned under the limitations imposed by the provisions of this subchapter, and that the proceeding was brought in good faith, in which event the property may be sold free of limitations imposed by this subchapter or subject to such limitations as the court may deem advisable to protect the public interest;

(7) In the event of a judgment against any housing sponsor in any action not pertaining to the foreclosure of a mortgage, there shall be no sale of any of the real property included in any housing development hereunder of such housing sponsor except upon 60 days' written notice to the Authority. Upon receipt of such notice the Authority shall take such steps as in its judgment may be necessary to protect the rights of all parties.

§4071. Powers relative to purchase of and sale to financial institutions of mortgage loans; loans to mortgage lenders

The Authority shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this subchapter, including the following powers in addition to others herein granted:

(1) To invest in, purchase or to make commitments to purchase, and take assignments from mortgage lenders of, notes and mortgages evidencing loans for the construction, rehabilitation, purchase, leasing or refinancing of housing for persons and

families of low and moderate income in this State, upon the terms set forth in §4077;

(2) To make loans to mortgage lenders upon terms and conditions requiring the proceeds thereof to be used by such mortgage lenders for the making of new residential mortgages, upon the terms set forth in §4074;

(3) In order to provide additional permanent financing for housing for persons and families of low and moderate income in this State, the Authority is authorized to make commitments to purchase, and to purchase, service and sell mortgages insured by any department, agency or instrumentality of the United States, and to make loans directly upon the security of any such mortgage, provided the underlying mortgage loans shall have been made and shall be continued to be used solely to finance or refinance the construction, rehabilitation, purchase or leasing of residential housing for persons and families of low and moderate income in this State;

(4) To sell, at public or private sale, with or without public bidding, any mortgage or other obligation held by the Authority;

(5) To enter into mortgage insurance agreements with mortgage lenders in connection with the lending of money by such institutions to persons and families of low or moderate income for the purchase of housing;

(6) Subject to any agreement with bondholders or note-holders, to collect, enforce the collection of, and foreclose on any collateral securing its loans to mortgage lenders and acquire or take possession of such collateral and sell the same at public or private sale, with or without public bidding, and otherwise deal with such collateral as may be necessary to protect the interest of the Authority therein.

§4072. Power to supervise housing sponsors

The Authority shall have the power to supervise housing sponsors including limited profit housing sponsors and their real and personal property in the following respects:

(1) The Authority may prescribe uniform systems of accounts and records for housing sponsors and may require them to make reports and give answers to specific questions on such

forms and at such times as may be necessary for the purposes of this subchapter;

(2) Through its agents or employees, the Authority may enter upon and inspect the lands, buildings and equipment of a housing sponsor, including all parts thereof, and may examine all books and records with reference to capital structure, income, expenditures and other payments of a housing sponsor;

(3) The Authority may supervise the operation and maintenance of any housing development and may order such repairs as may be necessary to protect the public interest or the health, welfare or safety of the housing development occupants;

(4) The Authority may fix, and alter from time to time, a schedule of rents and charges for any housing development;

(5) The Authority may determine standards for tenant selection by a housing sponsor;

(6) The Authority may require any housing sponsor to pay to the Authority such fees as it may prescribe in connection with the examination, inspection, supervision, auditing, or other regulations of the housing sponsor;

(7) The Authority may order any housing sponsor to do, or to refrain from doing, such things as may be necessary to comply with the provisions of the law, the rules and regulations of the Authority, and the terms of any contract or agreement to which the housing sponsor may be a party;

(8) The Authority may regulate the retirement of any capital investment or the redemption of stock where any such retirement or redemption, when added to any dividend or other distribution, shall exceed in any one fiscal year 10% of the original face amount of any investment by any housing sponsor;

(9) The Authority may prescribe regulations specifying the categories of cost which shall be allowable in the construction or rehabilitation of a housing development. The Authority shall require any housing sponsor to certify the actual housing development costs upon completion of the housing development, subject to audit and determination by the Authority. Notwithstanding the provisions of this subsection, the Authority may accept, in lieu of any certification of housing development costs

as provided herein, such other assurances of the said housing development costs, in any form or manner whatsoever, as will enable the Authority to determine with reasonable accuracy the amount of said housing development costs.

§4073. Loan terms and conditions

Loans made by the Authority shall be subject to the following terms and conditions:

(1) No application for a loan for a housing development shall be processed unless the applicant is a housing sponsor as defined in Section 4069 hereof.

(2) The ratio of loan to total housing development cost and the amortization period of loans made under this chapter, which are insured by FHA shall be governed by the FHA mortgage insurance commitment for each housing development; but in no event, shall such amortization period exceed fifty years.

In the case of a mortgage loan not insured by FHA the amount of the loan to (1) limited profit housing sponsors shall not exceed 95% of the total housing development costs, as determined by the Authority, and (2) other housing sponsors, shall not exceed 100% of the total development cost, as determined by the Authority, and the amortization period of such loans shall be determined in accordance with regulations formulated and published by the Authority, but in no event shall such amortization period exceed fifty years; provided, however, that any such loan shall be subject to an agreement between the Authority and any such housing sponsor prohibiting the transfer of ownership or management responsibilities by such housing sponsor at any time prior to repayment of at least 5% of the original loan, unless the transfer of ownership or management responsibilities has been ordered by a court of competent jurisdiction to a different housing sponsor.

(3) A loan made hereunder may be prepaid to maturity after a period of fifteen (15) years with the consent of the Authority, provided the Authority finds that the prepayment of the loan will not result in a material escalation of rents charged to persons and families of low and moderate income in the housing development.

(4) The Authority shall have authority to set from time to time the interest rates at which it shall make loans and commitments therefor. Such interest rates shall be established by the Authority at the lowest level consistent with the Authority's cost of operation, and its responsibilities to the holders of its bonds, bond anticipation notes and other obligations. In addition to such interest charges, the Authority may make and collect such fees and charges, including but not limited to, reimbursement of the Authority's financing costs, service charges, insurance premiums and mortgage insurance premiums, as the Authority determines to be reasonable.

(5) In considering any application for a loan, the Authority shall give first priority to applications for housing developments which will be well planned, well designed and which will be a part of or constructed in connection with a major redevelopment program; and shall also give consideration to:

(a) The comparative need for housing for persons of low and moderate income in the area to be served by the proposed development;

(b) The ability of the applicant to construct, operate, manage and maintain the proposed housing development;

(c) The existence of zoning or other regulations to protect adequately the proposed housing development against detrimental future uses which could cause undue depreciation in the value of the development; and

(d) The availability where reasonably possible of adequate parks, recreational areas, utilities, schools, transportation, parking, shopping facilities, churches and other community facilities.

(6) Each mortgage loan shall be evidenced by a mortgage note or bond and by a mortgage which shall be a first lien on the housing development and which shall contain such terms and provisions and be in a form approved by the Authority. The Authority shall require the housing sponsor receiving a loan or its contractor to post performance and surety bonds in amounts related to the housing development cost as established by regulation and/or to execute such other assurances and guarantees as the Authority may deem necessary. It may also require the

housing sponsors or the contractors to also execute such other assurances and guarantees as the Authority may deem necessary.

(7) Each loan shall be subject to an agreement between the Authority and the housing sponsor which will subject said sponsor and its principals or stockholders to limitations established by the Authority as to rentals and other charges, builders' and developers' profits and fees, and the disposition of its property and franchises to the extent more restrictive limitations are not provided by the law under which the borrower is incorporated or organized.

(8) As a condition of the loan, the Authority shall have the power at all times during the construction and rehabilitation of a housing development by a housing sponsor and the operation thereof :

(a) To enter upon and inspect any housing development, including all parts thereof, for the purpose of investigating the physical and financial condition thereof, and its construction, rehabilitation, operation, management and maintenance, and to examine all books and records with respect to capitalization, income and other matters relating thereto and to make such charges as may be required to cover the cost of such inspections and examinations ;

(b) To order such alterations, changes or repairs as may be necessary to protect the security of its investment in a housing development or the health, safety, and welfare of the occupants thereof ;

(c) To order any managing agent, housing development manager or owner of a housing development to do such acts as may be necessary to comply with the provisions of all applicable laws or ordinances of any agreement concerning the said development or to refrain from doing any acts in violation thereof and in this regard the Authority shall be a proper party to file a complaint and to prosecute thereon for any violations of laws or ordinances as set forth herein.

(9) A limited profit housing sponsor may not make distributions in any one year with respect to a housing development financed by the Authority in excess of ten (10) per cent

of a limited profit housing sponsor's equity in such development. Such sponsor's equity in a housing development shall consist of the difference between the mortgage and the total housing development cost. With respect to every housing development, the Authority shall, pursuant to regulations adopted by it, establish such sponsor's equity at the time of the making of the final mortgage advance and for purposes of this paragraph, that figure shall remain constant during the life of the Authority's mortgage on such development.

(10) Whenever any housing sponsor accumulates earned surplus, in addition to reserves for maintenance, operation and replacement, as the Authority may require in excess of ten per cent of the initial annual rent roll for the housing development, rents in the housing development shall be reduced to the extent necessary to lower the earned surplus accumulation to such ten per cent figure in the following fiscal year. Every ten years the housing sponsor may seek the approval of the Authority for increases in said reserves. To the extent warranted the Authority may grant such approval, if in its judgment, there have been increased price levels or unusual maintenance and repayment requirements.

§4074. Terms and conditions of the purchase and sale to financial institutions of mortgage loans; loans to mortgage lenders

(a) The agency shall from time to time adopt, modify, amend or repeal rules and regulations governing the making of such loans to mortgage lenders and the application of the proceeds thereof, including rules and regulations as to any or all of the following:

(1) Procedures for the submission of requests or the invitations of proposals for loans;

(2) Standards and requirements as to allocations of loans among all or certain of the mortgage lenders or awards of loans and determining the amounts and interest rates thereof;

(3) Limitations or restrictions as to the number of family units, location or other qualifications or characteristics of residences to be financed by new residential mortgages;

(4) Restrictions as to the interest rates on new residential mortgages or the return realized therefrom by mortgage lenders;

(5) Requirements as to commitments by mortgage lenders with respect to new residential mortgages;

(6) Schedules of any fees and charges necessary to provide for expenses and reserves of the agency; and

(7) Any other matters related to the duties and the exercise of the powers of the agency under this section.

Such rules and regulations shall be designed to effectuate the general purposes of this act and the following specific objectives: (i) the expansion of the supply of funds in the State available for new residential mortgages; (ii) the provision of the additional housing needed to remedy the shortage of adequate housing in the State and eliminate the existence of a large number of substandard dwellings; and (iii) the effective participation by mortgage lenders in the program authorized by the act and the restriction of the financial return and benefit thereto from such program to that necessary and reasonable to induce such participation.

(b) Loans to mortgage lenders shall be general obligations of the respective mortgage lenders owing the same and shall bear such date or dates, shall mature at such time or times, shall be evidenced by such note, bond or other certificate of indebtedness, shall be subject to prepayment, and shall contain such other provisions consistent with this section, all as the agency shall by resolution determine.

(c) Any other provision of this section to the contrary notwithstanding, the interest rate or rates and other terms of the loans to mortgage lenders made from the proceeds of any issue of bonds of the agency shall be at least sufficient so as to assure the payment of said bonds and the interest thereon as the same become due from the amounts received by the agency in repayment of such loans and interest thereon.

(d) The agency shall require as a condition of each loan to a mortgage lender that such mortgage lender shall on or prior to the One-Hundred-Eightieth day (or such earlier day as shall be prescribed by rules and regulations of the agency) following the receipt of the loan proceeds have entered into written com-

mitments to make, and shall thereafter proceed as promptly as practicable to make and disburse from such loan proceeds, new residential mortgages having a stated maturity of not less than 15 years from the date thereof in any aggregate principal amount equal to the amount of such loan.

(e) The agency shall require that such loans to mortgage lenders shall be additionally secured as to payment of both principal and interest by a pledge of and lien upon collateral security in such amounts as the agency shall by resolution determine to be necessary to assure the payment of such loans the interest thereon as the same become due. Such collateral security shall consist of (i) direct obligations of, or obligations guaranteed by, the State or the United States of America; (ii) bonds, debentures, notes or other evidences of indebtedness, satisfactory to the agency, issued by any of the following Federal agencies; Bank for Cooperatives, Federal Intermediate Credit Bank, Federal Home Loan Bank System, Export-Import Bank of Washington, Federal Land Banks, the Federal National Mortgage Association or the Government National Mortgage Association; (iii) direct obligations of or obligations guaranteed by the State; (iv) mortgages insured or guaranteed by the United States of America or an instrumentality thereof as to payment of principal and interest; or (v) obligations of Federal Home Loan Banks; (vi) certificates of deposit of banks or trust companies, including the Trustee, organized under the laws of the United States or any state thereof, which have a combined capital and surplus of at least \$15,000,000; (vii) Bankers Acceptances; and (viii) commercial paper, which has been classified for rating purposes by Dun & Bradstreet Inc., as Prime-1 or by Standard & Poor's Corp., as A-1. The Agency may require in the case of any or all mortgage lenders that such collateral be lodged with a bank or trust company located in the State designated by the agency as custodian therefor. In the absence of such requirement a mortgage lender shall upon receipt of the loan proceeds from the agency enter into an agreement with the agency containing such provisions as the agency shall deem necessary to adequately identify and maintain such collateral and service the same and shall provide that such mortgage lender shall hold such collateral as an agent for the agency and shall be held accountable as the trustee of an express trust for the application and disposition thereof and the income therefrom

solely to the uses and purposes in accordance with the provisions of such agreement. A copy of each such agreement and any revisions or supplements thereto shall be filed with the Secretary of State and no further filing or other action under any law of the State shall be required to perfect the security interest of the agency in such collateral or any additions thereto or substitutions therefor, and the lien and trust for the benefit of the agency so created shall be binding from and after the time made against all parties having claims of an kind in tort, contract or otherwise against such mortgage lender. The agency may also establish such additional requirements as it shall deem necessary with respect to the pledging, assigning, setting aside, or holding of such collateral and the making of substitutions therefor or additions thereto and the disposition of income and receipts therefrom.

(f) The agency shall require the submission to it by each mortgage lender to which the agency has made a loan of evidence satisfactory to the agency of the making of new residential mortgages as required by this section and prescribed by rules and regulations of the agency and in connection therewith may inspect the books and records of such mortgage lender.

(g) The agency may require as a condition of any loans to mortgage lenders such representations and warranties as it shall determine to be necessary to secure such loans and carry out the purpose of the act.

(h) All new residential mortgages made as required by this section shall comply with the applicable provisions of the laws of the State, and, where Federal law or the law of another jurisdiction govern the affairs of the mortgage lender, shall comply with applicable provisions of such law.

§4075. Terms and conditions of mortgage insurance

(1) For mortgage payments to be eligible for issuance under the provisions of this subchapter, the underlying mortgage loans shall: (a) Be one which is made to and held by a mortgagee approved by the Authority as responsible and able to service the mortgage properly; (b) have a maturity satisfactory to the Authority; (c) contain amortization provisions satisfactory to the Authority requiring periodic payments by the mortgagor not in

excess of his reasonable ability to pay as determined by the Authority; (d) be in such form and contain such terms and provisions with respect to maturity, property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, equitable and legal redemption rights, prepayment privileges and other matters as the Authority may prescribe.

(2) All applications for mortgage insurance shall be forwarded, together with application fee prescribed by the Authority, to the Secretary. The Authority shall cause an investigation of the proposed housing to be made, review the application and the report of the investigation, and approve or deny the application. No application shall be approved unless the Authority finds that it is consistent with the purposes of this subchapter and further finds that the financing plan for the proposed housing is sound. The Authority shall notify the applicant and the proposed lender of its decisions. Any such approval shall be conditioned upon payment to the Authority, within such reasonable time and after notification of approval as may be specified by the Authority, of the commitment fee prescribed by the Authority.

(3) The Authority shall fix mortgage insurance premiums for the insurance of mortgage payments under the provisions of this subchapter. The amount of premium need not be uniform for all insured loans. Such premiums shall be payable by mortgagors or mortgagees in such manner as prescribed by the Authority.

(4) In the event of default by the mortgagor, the mortgagee shall notify the Authority both of the default and the mortgagee's proposed course of action. When it appears feasible, the Authority may, for a temporary period, upon default or threatened default by the mortgagor, authorize mortgage payments to be made by the Authority to the mortgagee which payments shall be repaid under such conditions as the Authority may prescribe. The Authority may also agree to revised terms of financing when such appear prudent. The mortgagee shall be entitled to receive the benefits of the insurance, provided herein in accordance with rules and regulations established by the Authority

in order to further the purposes of this subchapter, provided all claims of the mortgagee against the mortgagor or others arising from the mortgage foreclosure, or any deficiency judgment shall be assigned to the Authority without recourse except such claims as may have been released with the consent of the Authority; or, after the mortgagee has taken title to the mortgaged property, the mortgagee thereafter conveys the property to the Authority with an assignment, without recourse, to the Authority of all claims of the mortgagee against the mortgagor or others arising out of any mortgage foreclosure deficiency judgment or the Authority accepts title to the property or an assignment of the mortgage, without recourse to the Authority, all as the Authority may, in its own discretion, determine. Upon the occurrence of any of the above, the obligation of the mortgagee to pay premium charges for insurance shall cease, and the Authority shall, within thirty days thereafter pay the mortgagee ninety-eight per cent of the sum of (i) the then unpaid principal balance of the insured indebtedness, (ii) the unpaid interest to the date of conveyance or assignment to the Authority, as the case may be, (iii) the amount of all payments made by the mortgagee for which it has not been reimbursed for taxes, insurance, assessments and mortgage insurance premiums, and (iv) such other necessary fees, costs or expenses of the mortgagee as may be approved by the Authority.

(5) Upon request of the mortgagee, the Authority may, at any time, under such terms and conditions as it may prescribe, consent to the release of the mortgagor from his liability or consent to the release of parts of the property from the lien of the mortgage, or approve a substitute mortgagor or sales of the property or part thereof.

§4076. Cooperation with local authorities and municipalities

(1) The Authority may initiate and undertake housing developments in the State. The Authority may obtain the aid and cooperation of local authorities and the municipalities in which such local authorities are located and shall have the power to enter into (1) such agreements and arrangements as it deems necessary or advisable to obtain such aid and cooperation and (2) agreements with municipalities for the furnishing, installing, opening, or closing of streets, roads, alleys, sidewalks or other

places, or for the furnishing of property, services, parks, sewage, water and other facilities in connection with housing developments, or for the changing of the map of a political subdivision of the planning, replanning, zoning, or rezoning of any part of a political subdivision.

(2) The Authority and any local authority or authorities may join or cooperate with each other, either jointly or otherwise, in the exercise of any of their powers for the purpose of financing, including the issuance of bonds, notes or other obligations and the giving of security therefor, planning, undertaking, owning, constructing or contracting with respect to a housing development or a housing project as defined in Section 4301, Title 31, Delaware Code. For such purpose, any cooperating local authority may, by resolution, prescribe and authorize the Authority to act in its behalf in the exercise of any such powers.

§4077. Admission and income limitations relative to housing developments

(1) Admission to housing developments financed pursuant to the provisions of this subchapter shall be limited to persons or families of low or moderate income.

(2) The Authority shall approve a tenant selection plan, submitted by a housing sponsor for a housing development to be financed pursuant to the provisions of this subchapter. The Authority shall make and publish regulations, from time to time, governing the terms of such tenant selection plans. Such plans shall include criteria for tenant selection which establish income limits for eligible tenants which may vary with the size and circumstances of the person or family. Subject to the approval of the Authority, tenant selection plans shall provide with respect to dwelling accommodations designated for rent that the local authority in the municipality in which the housing development is located, shall have the right to designate tenants, who are otherwise eligible for such accommodations as they become available, either in the initial renting of the housing development or as vacancies thereafter occur.

(3) In the event the income of any person or family who is a tenant of any housing development exceeds the income levels

established for such development by the Authority, the Authority may permit such person or family to continue to occupy the unit, provided that a surcharge is paid as additional rent in accordance with a schedule of surcharges established by the Authority.

§4078. Procedure prior to financing of housing developments undertaken by housing sponsors

Notwithstanding any other provision of this subchapter, the Authority is not empowered to finance any housing development undertaken by a housing sponsor pursuant to Sections 4070, 4072 and 4073 of this subchapter, unless prior to the financing of any housing development hereunder, the Authority, finds:

(1) That there exists a shortage of decent, safe and sanitary housing at rentals or prices which persons and families of low income or moderate income can afford within the general housing market area to be served by the proposed housing development.

(2) That private enterprise and investment have been unable, without assistance, to provide the needed decent, safe and sanitary housing at rentals or prices which persons or families of low and moderate income can afford or to provide sufficient mortgage financing for residential housing for occupancy by such persons or families.

(3) That the housing sponsor or limited-profit housing sponsor or sponsors undertaking the proposed housing development in this State will supply well-planned, well-designed housing for persons or families of low and moderate income and that such sponsors are financially responsible.

(4) That the housing development to be assisted pursuant to the provisions of this Chapter, will be of public use and will provide a public benefit.

(5) That the housing development will be undertaken within the authority conferred by this subchapter upon the Authority and the housing sponsor or sponsors.

§4079. Liberal construction

Neither this subchapter nor anything herein contained is or shall be construed as a restriction or limitation upon any powers which the Authority might otherwise have under any laws of this State, and this Chapter is cumulative to any such powers. This subchapter does, and shall be regarded as supplemental and additional to powers conferred by other laws. However, the issuance of bonds, notes and other obligations and refunding bonds under the provisions of this subchapter need not comply with the requirements of any other state law applicable to the issuance of bonds, notes and other obligations and contracts for the construction and acquisition of any housing developments undertaken pursuant to this subchapter need not comply with the provisions of any other state law applicable to contracts for the construction and acquisition of state-owned property. No proceedings, notice or approval shall be required for the issuance of any bonds, notes and other obligations or any instrument as security therefor, except as provided in this subchapter.

§4080. Chapter not affected if in part unconstitutional

If any section, subdivision, paragraph, sentence, clause or provision of this subchapter shall be unconstitutional or ineffective, in whole or in part, to the extent that it is not unconstitutional or ineffective, it shall be valid and effective and no other section, subdivision, paragraph, sentence, clause or provision shall, on account thereof, be deemed invalid or ineffective.

§4081. Inconsistent provisions in other laws superseded

Insofar as the provisions of this subchapter are inconsistent with the provisions of any other law, general, special or local, the provisions of this subchapter shall be controlling."

Section 10. This Act shall take effect immediately.

Approved July 19, 1974.

CHAPTER 483

FORMERLY SENATE BILL NO. 547
AS AMENDED BY
SENATE AMENDMENT NO. 2**AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF HIGHWAYS AND TRANSPORTATION.**

WHEREAS, the Department of Highways and Transportation planted poplar trees in Rodney Village development, Dover, Delaware, approximately seven years ago; and

WHEREAS, the roots of said poplar trees are damaging sewer lines causing home owners to suffer great expense; and

WHEREAS, the Department must now accept the responsibility of paying claims presented by home owners, removing approximately 45 poplar trees, and rooting approximately 33 sewer lines, and

WHEREAS, the Department has jurisdiction over nineteen trees on the rights of way of public streets in the Subdivision of Knollwood in Claymont, Delaware; and

WHEREAS, said trees are old, decayed, diseased and recently caused house and auto damage by falling in a windstorm.

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of fifteen thousand dollars (\$15,000) is hereby appropriated to the Department of Highways and Transportation for the following purposes; paying claims, removing trees, rooting sewer lines, any other miscellaneous expense relating to the sewer line project in the Rodney Village development.

Section 2. The sum of \$1,900 is hereby appropriated to the Department of Highways and Transportation for the purpose of

removing nineteen old, decaying and diseased trees in the Subdivision of Knollwood.

Section 3. This Act is a supplementary appropriation and the money herein appropriated shall be paid by the State Treasurer out of funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 4. Any money appropriated herein which is unexpended or unencumbered shall revert to the General Fund on June 30, 1975.

Approved July 19, 1974.

CHAPTER 484

FORMERLY HOUSE BILL NO. 719
AS AMENDED BY
HOUSE AMENDMENTS NO. 2 AND 3 AND
SENATE AMENDMENT NO. 4

**AN ACT TO AMEND TITLE 18, DELAWARE CODE, TO
PROVIDE FOR PAYMENTS FROM THE STATE SELF-
INSURANCE FUND TO VOLUNTEER FIREMEN PER-
MANENTLY DISABLED IN THE LINE OF DUTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Title 18, Delaware Code, by adding thereto
a new Chapter 67 to read as follows:

**"CHAPTER 67. LINE-OF-DUTY DISABILITY BENE-
FITS TO VOLUNTEER FIREMEN**

§6701. Definitions

(1) 'Covered firemen' shall mean an enrolled firemen in good standing, according to the rules of the Delaware volunteer fire company of which he is a member.

(2) 'Line of Duty' shall mean while traveling to, performing his assigned duties or returning from, a fire alarm, rescue operation or any other emergency volunteer fire company action; provided, however, that the phrases 'traveling to' and 'returning from' shall include the time encompassed by the fireman's entrance into his personal vehicle or company emergency vehicle in response to the alarm or emergency call until his first disembarkation from his personal vehicle at his home, place of employment or other location.

(3) 'Permanent Disability' shall mean a permanent physical condition arising out of and in the course of actions in the line of duty, but shall not include permanent disability from an injury or disease, which, although aggravated in the line of duty, were not originally sustained in the line of duty; provided, however,

that said permanent disability must be sufficient to disable the covered fireman so that he is unable to do the work normally required for the job or employment which he held at the time he was disabled."

§6702. Payment of benefits

Upon certification by the Commissioner that a claim under this chapter has been approved, the State Treasurer shall pay to a covered fireman who has been permanently disabled in the line of duty, a benefit of \$500 per month, plus \$50 per month for each child under the age of 18 years, for so long as such disability shall remain.

§6703. Physical examinations

No fireman shall be permitted to receive disability benefits under the provisions of this chapter until he has been examined by a duly qualified physician or surgeon, selected by the fireman or, if not selected by the fireman, selected by the Commissioner for that purpose. If the fireman is found to be permanently disabled, he shall be entitled to present his claim to the Commissioner. The examining doctor shall prepare a written report which shall be submitted to the Commissioner and shall be part of the records. Any firemen receiving benefits under the provisions of this chapter shall be examined periodically by a duly qualified physician or surgeon as required by the Commissioner to determine if such disability has ceased to exist.

§6704. Adjudication of claims

(a) The Commissioner shall receive claims for disability benefits under this chapter. He shall determine the validity of all such claims and determine whether a disability resulting in any such claim was in the line of duty under the terms set forth in Section 6701 of this chapter. In making such determinations, he may seek the guidance of the Attorney General. The Commissioner shall hold a hearing on every claim, at which hearing the claimant may be represented by counsel. The Commissioner shall, at the hearing, receive evidence, make findings and render a decision. He shall have the power to subpoena witnesses and records and administer oaths and shall keep a written or taped record of all testimony given before him. He shall state, in writing, his findings and the reasons for his decision.

(b) The Commissioner shall issue regulations governing the submission, processing, and adjudication of claims, including regulations governing hearings before him.

(c) The Commissioner shall make available the necessary forms for processing claims.

(d) The Commissioner shall insure that on the claim forms supplied to the applicant are spaces wherein the President and Company Chief, or any other two officers designated by the fire company, may, by oath or affirmation, depose the following:

'I,, do hereby swear/affirm that
(name of officer)

..... a member in good standing of the
name of applicant

..... Volunteer Fire Company, did sustain the injury or disease listed herein as the cause of his permanent disability claim, in the circumstances and on the date herein set forth.

Signed

.....

(Title of Officer)

Notwithstanding the provisions of §6704, the Insurance Commissioner, may, at his discretion, consider the submission of the above oath or affirmation as meeting the requirements for a hearing on every claim.

§6705. Appeals

Any aggrieved claimant may appeal a decision of the Commissioner to Superior Court, which shall have final jurisdiction under this chapter. Such appeal shall be an appeal on the record. Superior Court may, by rule, set forth the procedure for processing appeals under this chapter.

§6706. Payments to be diminished by amounts of other benefits

If any claimant under this chapter is entitled to receive, as a result of the same disability in the line of duty which gave rise to his claim under this chapter, any payment of State, fed-

eral, county or municipal funds or insurance proceeds from a policy paid entirely by the State, federal, county or municipal government in the form of a disability benefit, other than that provided for under this chapter, his payment pursuant to this chapter shall be reduced by the amount of such other payment or payments to which he is entitled.

§6707. Source of payments under this chapter

Payments made pursuant to this chapter shall be made from the State self-insurance fund, as provided in Chapter 65 of this title. The General Assembly shall, when necessary, from time to time, provide for the adequate funding to the said self-insurance fund to cover claims under this chapter.

§6708. Exemption from tax and execution

Payments made for permanent disability under the provisions of this chapter are hereby exempted from any State, county or municipal tax and shall not be subject to execution or attachment or to any legal process whatsoever and shall be unassignable."

Section 2. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to that end the provisions of this Act are declared to be severable.

Approved July 19, 1974.

CHAPTER 485

FORMERLY HOUSE BILL NO. 819
AS AMENDED BY
HOUSE AMENDMENT NO. 1**AN ACT TO AMEND SECTION 501.1, ARTICLE V OF THE
CHARTER OF THE CITY OF NEWARK, DELAWARE,
RELATING TO REAL PROPERTY ASSESSMENT PRO-
CEDURE.**

WHEREAS, the Council of the City of Newark, Delaware deems it appropriate that supplemental assessments of real estate within the City of Newark be permitted on a quarterly basis, in addition to the annual assessment, at its option in order to conform to the practices and procedures used by New Castle County; and

WHEREAS, in order to implement this policy an amendment to the Charter of the City of Newark, adopted pursuant to the provisions of Chapter 8, Title 22, Delaware Code, is necessary;

NOW, THEREFORE,

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of the Members elected to each House thereof concurring therein):

Section 1. Amend Section 501.1, Article V of the Charter of the City of Newark, Delaware by adding after the first paragraph thereof a new paragraph to read as follows:

"In addition to the annual assessment provided herein, the City Assessor may, at the option of the Council, prepare quarterly supplemental assessment rolls for the purpose of

(1) adding property not included on the last assessment, or

(2) increasing or decreasing the assessment value of property which was included on the last assessment. The supplemental assessment roll may be used to correct errors on the prior assessment rolls."

Section 2. This amendment to the Charter shall be filed with the Secretary of State and with the Director of the Legislative Council (formerly Legislative Reference Bureau) pursuant to the provisions of Section 836, Title 22, Delaware Code.

Approved July 19, 1974

CHAPTER 486

FORMERLY HOUSE BILL NO. 1091

**AN ACT TO AUTHORIZE AND APPROVE THE TRANSFER
OF CERTAIN STATE REAL ESTATE SITUATED IN
CHRISTIANA HUNDRED, NEW CASTLE COUNTY, TO
THE TOWN OF NEWPORT.**

WHEREAS, the State of Delaware is the owner of approximately 0.667 acres of land situated in the Town of Newport, Christiana Hundred, New Castle County and State of Delaware; and

WHEREAS, the State of Delaware is desirous of transferring said lands to the Town of Newport; and

WHEREAS, the Town of Newport is desirous of acquiring said lands;

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The transfer and conveyance of the following described State real property to the Town of Newport for the consideration of \$1.00 and other valuable consideration is hereby specifically approved:

ALL that certain tract, piece or parcel of land situate in the Town of Newport, Christiana Hundred, New Castle County and State of Delaware, lying on the northeast side of the recently established East Front Road of the relocated Route No. 141, and said to contain 0.667 acres more or less; and being the excess land acquired from Penrose and Mary Lynam Estate for the construction of the relocated Route No. 141 through Newport under Contract No. 67-10-006, and being Parcel No. N-45.

Section 2. The above described real property is to be transferred and conveyed to the Town of Newport upon the following conditions:

(1) That all buildings and structures thereon erected are to be removed by said Town of Newport at its expense, and in the event that said buildings and structures are not removed within a reasonable time, said real property shall revert to the State of Delaware; and

(2) That said real property is to be used primarily for Town purposes, and when said real property is no longer used primarily for Town purposes, said real property shall revert to the State of Delaware.

Section 3. The Governor and the Department of Administrative Services are authorized and empowered to execute and deliver to the Town of Newport a good and sufficient deed transferring and conveying the above described lands to the Town of Newport subject to the above mentioned conditions.

Approved July 19, 1974

CHAPTER 487

FORMERLY HOUSE BILL NO. 1085

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DIVISION OF PARKS, RECREATION AND FORESTRY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of one thousand two hundred fifty dollars (\$1,250.00) is hereby appropriated to the Division of Parks, Recreation and Forestry of the Department of Natural Resources and Environmental Control for the purchase and/or construction of picnic tables for the Port Penn and St. Augustine beach areas. The completion date for said tables shall be thirty days after signature of this Act by the Governor.

Section 2. This Act is a supplementary appropriation act, and the funds hereby appropriated shall be paid from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. The funds so appropriated shall be used only for the purpose and under the conditions herein specified, and any funds appropriated but unexpended by January 1, 1975, shall thereupon revert to the General Fund of the State Treasury.

Approved July 18, 1974

CHAPTER 488

FORMERLY HOUSE BILL NO. 305
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF HIGHWAYS AND TRANS-
PORTATION FOR THE PURPOSE OF INSTALLING
TRAFFIC SIGNAL CONTROL EQUIPMENT AT THE
ELLENDALE FIREHOUSE, ELLENDALE, DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$4,629 is hereby appropriated to the Department of Highways and Transportation for the purpose of installing traffic signal control equipment at the Ellendale Firehouse, Ellendale, Delaware.

Section 2. This is a supplementary appropriation and the funds hereby appropriated shall be paid by the State Treasurer out of funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 3. The funds herein appropriated remaining unexpended on June 30, 1975, shall revert to the General Fund of the State of Delaware.

Approved July 18, 1974.

CHAPTER 489

FORMERLY HOUSE BILL NO. 303
AS AMENDED BY
HOUSE AMENDMENTS NO. 2 AND 3

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF HIGHWAYS AND TRANS-
PORTATION FOR THE PURPOSE OF INSTALLING
TRAFFIC SIGNAL CONTROL EQUIPMENT AT THE
GREENWOOD FIREHOUSE, GREENWOOD, DELA-
WARE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$6,095 is hereby appropriated to the Department of Highways and Transportation for the purpose of installing traffic signal control equipment at the Greenwood Firehouse, Greenwood, Delaware.

Section 2. This is a supplementary appropriation and the funds hereby appropriated shall be paid by the State Treasurer out of funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 3. The funds hereby appropriated remaining unexpended on June 30, 1975, shall revert to the General Fund of the State of Delaware.

Approved July 18, 1974.

CHAPTER 490

FORMERLY HOUSE BILL NO. 927

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, DIVISION OF FISH AND WILDLIFE TO DEFRAY THE EXPENSE OF DELAWARE'S SPORTFISHING TOURNAMENT.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$4,031.00 is appropriated to the Department of Natural Resources and Environmental Control, Division of Fish and Wildlife, for the Fiscal Year ending June 30, 1975 to defray the following expenses of holding the 1975 Delaware Sportfishing Tournament:

Patches	\$1,000.00
Citations	500.00
Postage	375.00
Trophies	2,000.00
Entry Form	156.00
	<u>\$4,031.00</u>

Section 2. This Act shall be considered a supplementary appropriation and the money hereby appropriated shall be paid out of the General Fund of the State Treasury from monies not otherwise appropriated. Any funds remaining unexpended as of June 30, 1975 shall revert to the General Fund of the State Treasury.

Approved July 18, 1974.

CHAPTER 491

FORMERLY HOUSE BILL NO. 863
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF HIGHWAYS AND TRANS-
PORTATION FOR THE PURPOSE OF INSTALLING
TRAFFIC SIGNAL CONTROL EQUIPMENT AT THE
INDIAN RIVER HIGH SCHOOL.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$2,900 is hereby appropriated to the Department of Highways and Transportation for the purpose of installing traffic signal control equipment on Route 401, near the Indian River High School.

Section 2. This is a supplementary appropriation and the funds hereby appropriated shall be paid by the State Treasurer out of funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 3. The funds herein appropriated and remaining unexpended or unencumbered on June 30, 1975, shall revert to the General Fund of the State of Delaware.

Approved July 18, 1974.

CHAPTER 492

FORMERLY HOUSE BILL NO. 935

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF HIGHWAYS AND TRANS-
PORTATION FOR THE PURPOSE OF INSTALLING
TRAFFIC SIGNAL CONTROL EQUIPMENT AT THE
SELBYVILLE FIREHOUSE, SELBYVILLE, DELA-
WARE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. The sum of \$4,025 is hereby appropriated to the Department of Highways and Transportation for the purpose of installing traffic signal control equipment at the Selbyville Firehouse, Selbyville, Delaware.

Section 2. This is a supplementary and the funds hereby appropriated shall be paid by the State Treasurer out of funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 3. The funds herein appropriated and remaining unexpended or unencumbered on June 30, 1975, shall revert to the General Fund of the State of Delaware.

Approved July 18, 1974.

CHAPTER 493**FORMERLY HOUSE BILL NO. 932
AS AMENDED BY
SENATE AMENDMENT NO. 1****AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF STATE FOR EXPENSES INCURRED IN THE PUBLISHING OF THE LAWS OF DELAWARE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of one thousand eight hundred thirty-one dollars and forty cents (\$1,831.40) is hereby appropriated to the Department of State to compensate that Department for expenses incurred in the publishing of the Laws of Delaware.

Section 2. This Act is a supplementary appropriation act and the funds hereby appropriated shall be paid from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. The funds so appropriated shall be used only for the purposes herein specified, and any funds appropriated and unexpended by July 1, 1975, shall thereupon revert to the General Fund of the State Treasury.

Approved July 18, 1974.

CHAPTER 494

FORMERLY HOUSE BILL NO. 1102

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL TO BE USED FOR
LOCAL MUNICIPAL PUBLIC BEACH OPERATION
AND PUBLIC BEACH MAINTENANCE.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. There is appropriated to the Department of Natural Resources and Environmental Control the sum of \$10,000, which shall be allocated among the municipalities of Lewes, Rehoboth Beach, Bethany Beach and Ferwick Island for the improvement of public beach operations and public beach maintenance.

Section 2. This Act is a supplementary appropriation and the monies appropriated herein shall be paid from the General Fund out of funds not otherwise appropriated.

Section 3. Any funds appropriated herein remaining unexpended or unencumbered on June 30, 1975, shall revert to the General Fund of the State of Delaware.

Approved July 18, 1974.

CHAPTER 495**FORMERLY HOUSE BILL NO. 599
AS AMENDED BY
HOUSE AMENDMENTS NO. 1, 2 AND 3****AN ACT TO AMEND CHAPTER 91, PART VI, TITLE 14 OF
THE DELAWARE CODE RELATING TO AID FOR
NEEDY DELAWARE STUDENTS ATTENDING DELA-
WARE TECHNICAL AND COMMUNITY COLLEGE;
AND PROVIDING AN APPROPRIATION THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 91, Part VI, Title 14 of the Delaware Code, by adding thereto a new section, designated as §9109, which new section shall read as follows :

§9109. Aid to needy Delaware students

(a) There is established a program to provide* financial aid to needy Delaware residents who are enrolled or selected as students of the Delaware Technical and Community College to the end that all students from all economic levels should have an opportunity to obtain the technical training needed and that the State should not be denied the benefit of persons who are highly trained in technical areas.

(b) The aid program shall be administered by an officer of the Delaware Technical and Community College who is designated by the President as responsible for the institution's financial aid program

(c) Each applicant for aid shall provide, on forms supplied by the college, all biographical and financial information needed, together with a parents' financial statement. Financial grants shall not be for any fixed amount per student and grants shall be made available to students who have qualified to matriculate or to continue their courses of study solely upon the basis of economic need. All grants shall be for one year or for one semester and may be renewed if a qualified student reapplies in the same manner required for an initial request for assistance.

Section 2. The sum of twenty-five thousand dollars (\$25,000.00) is hereby appropriated to the Delaware Technical and Community College for the purpose of implementing this Act. This Act is a supplementary appropriation and the funds hereby appropriated shall be paid by the State Treasurer from the General Fund of the State of Delaware from moneys not otherwise appropriated. Any funds hereby appropriated which are unencumbered or unexpended on June 30, 1975, shall revert to the said General Fund.

Approved July 18, 1974.

CHAPTER 496

FORMERLY HOUSE SUBSTITUTE NO. 1
TO
HOUSE BILL NO. 991**AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF JUSTICE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of two hundred seventy-seven thousand five hundred dollars (\$277,500.) is hereby appropriated to the Department of Justice.

Section 2. This Act is a supplementary appropriation act and funds hereby appropriated shall be paid from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. Any funds appropriated by this Act that are unexpended on June 30, 1975, shall revert to the General Fund. The funds appropriated by this Act shall be appropriated out of funds in the General Fund not otherwise appropriated.

Approved July 18, 1974.

CHAPTER 497

FORMERLY HOUSE BILL NO. 924

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF HIGHWAYS AND TRANSPORTATION TO BE USED IN COMPENSATING RICHARD H. LEE.

WHEREAS, Richard H. Lee suffered considerable damage to his property as the result of a rupture in a storm drain on Friday, December 8, 1972; and

WHEREAS, there is at this time a four-year old legislative mandate to set up an insurance program and bills have been introduced in this and former General Assemblies modifying the sovereign immunity of the State of Delaware; and

WHEREAS, the courts have stated that in cases such as this, "if all else fails, this case could be one where a special statute is appropriate" to compensate persons harmed through no fault of their own; and

WHEREAS, the inspection, installation and maintenance of the storm drain was originally the responsibility of the State of Delaware and the maintenance and inspection of the drain continues to be the responsibility of the State of Delaware.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of two thousand seven hundred fifty dollars (\$2,750.00) is hereby appropriated to the Department of Highways and Transportation to be used in compensating Richard H. Lee for damages to his property as the result of a rupture in a storm drain on Friday, December 8, 1972.

Section 2. This Act is a supplementary appropriation act for the fiscal year ending June 30, 1975, and the funds hereby appropriated shall be paid by the State Treasurer from the General Fund of the State Treasury from moneys not otherwise appropriated.

Approved July 18, 1974.

CHAPTER 498**FORMERLY SENATE BILL NO. 223****AN ACT TO AMEND CHAPTER 13, TITLE 14, DELAWARE CODE, BY PROVIDING FRACTIONAL SUPPORT FOR A SUPERVISOR IN SCHOOL DISTRICTS WITH LESS THAN 150 STATE UNITS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §1321 (e) (4) of Chapter 13, Title 14, Delaware Code, by striking the semicolon (;) immediately following the word "pupils" and insert in lieu thereof a period (.).

Section 2. Amend §1321 (e) (4) of Chapter 13, Title 14, Delaware Code, by adding thereto a new sentence to read as follows:

"Those districts with less units than needed for a supervisor, the State Board of Education shall provide support for the fractional part of the first supervisor."

Section 3. The sum of \$43,860 if appropriated to the State Board of Education, Educational Contingency Fund, for the fiscal year ending June 30, 1974, for the purpose of carrying out the program herein described including employee benefits.

Section 4. The funds appropriated herein shall be paid by the State Treasurer from General Fund monies not otherwise appropriated.

Section 5. This is a supplementary appropriation act, and the funds appropriated herein which remain unexpended on June 30, 1974, shall revert to the General Fund.

Section 6. The effective date of this Act shall be July 1, 1973.

Approved July 18, 1974.

CHAPTER 499

FORMERLY SENATE BILL NO. 665

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF PUBLIC INSTRUCTION TO BE USED IN COMPENSATING THE DE LA WARR SCHOOL DISTRICT.

WHEREAS, the De La Warr School District has agreed to undertake the busing of children to the Charles L. Terry Children's Psychiatric Center from July 1 through September 1, 1974; and

WHEREAS, the De La Warr School District urgently needs reimbursement for such funds.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of two thousand three hundred dollars (\$2,300.00) is hereby appropriated to the Department of Public Instruction for use by the De La Warr School District in the busing of children to the Charles L. Terry Children's Psychiatric Center from July 1 to September 1, 1974.

Section 2. This Act is a supplementary appropriation act for the fiscal year ending June 30, 1974, and funds hereby appropriated shall be paid by the State Treasurer from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. The funds so appropriated shall be used only for the busing of children to the Charles L. Terry Children's Psychiatric Center, and any funds appropriated but unexpended by June 30, 1975, shall thereupon revert to the General Fund of the State Treasury.

Approved July 18, 1974.

CHAPTER 500

FORMERLY HOUSE BILL NO. 686
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, TO BE USED IN OBTAINING ADDITIONAL DOG WARDENS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of forty-three thousand dollars (\$43,000.00) is hereby appropriated to the Department of Natural Resources and Environmental Control, which funds shall be used to obtain five additional dog wardens. The additional dog wardens shall, until June 30, 1975, be paid by funds appropriated by this Act. The Department shall determine where each warden shall be located.

Section 2. This Act is a supplementary appropriation act and the funds hereby appropriated shall be paid from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. The funds herein appropriated shall be expended only in the manner set forth herein, and any funds appropriated but unexpended by June 30, 1975, shall thereupon revert to the General Fund of the State Treasury.

Approved July 22, 1974.

CHAPTER 501

FORMERLY HOUSE BILL NO. 526
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT RELATING TO A PENSION FOR WALLACE TRUITT, A FORMER EMPLOYEE OF THE STATE HIGHWAY DEPARTMENT IN SUSSEX COUNTY.

WHEREAS, Wallace Truitt was an employee of the State Highway Department in Sussex County for thirteen years and five months; and

WHEREAS, Wallace Truitt was forced to terminate his employment with the Highway Department because of a disability; and

WHEREAS, Wallace Truitt is presently disabled; and

WHEREAS, Wallace Truitt is one year and five months short of the fifteen years of credited service required by the State Employees' Pension Plan; and

WHEREAS, Wallace Truitt was sixty-three (63) years of age at the time of his forced termination, one year and seven months short of the age sixty-five (65) as required by the State Employees' Pension Plan.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Pension Trustees is hereby directed to accept the application of Wallace Truitt for a service pension, in accordance with the State Employees' Pension Plan and is further directed to determine the said Wallace Truitt to be eligible for a service pension computed on the basis of fifteen years of credited service under the provisions of Chapter 55, Title 29 of the Delaware Code.

Section 2. Service pension payments shall commence for said Wallace Truitt beginning with the first month after his attainment of age 65.

Approved July 22, 1974.

CHAPTER 502

FORMERLY HOUSE BILL NO. 1014

**AN ACT AUTHORIZING THE STATE TO TRANSFER TO
THE CITY OF LEWES CERTAIN LANDS WITHIN THE
CORPORATE LIMITS OF THE CITY.**

WHEREAS, there exists within the corporate limits of The City of Lewes, a tract of land known as Block House Pond; and

WHEREAS, the name is a misnomer because the water has long since been drained from said Block House Pond; and

WHEREAS, it appears that record title to said land is in the State of Delaware; and

WHEREAS, the area is overgrown with underbrush, weeds and other growth and has been an area where trash has accumulated; and

WHEREAS, an attack upon a child took place in this area some months ago, resulting in serious injury to said child; and

WHEREAS, The City of Lewes is willing to undertake the improvement and beautification of the area if the State of Delaware will deed to the municipality all its right, title and interest in and to the area known as Block House Pond.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Governor and the Department of Administrative Services are hereby authorized, empowered and directed to execute and deliver, in the name of and under the Great Seal of the State of Delaware, a deed conveying to The City of Lewes, its successors and assigns, all the right, title and interest of the State of Delaware in and to the area within the corporate limits of The City of Lewes known as Block House Pond, said boundaries to be

determined by a surveyor licensed by the State of Delaware and selected by the City of Lewes.

Section 2. The conveyance of the above described land shall be without consideration to the State of Delaware.

Approved July 22, 1974.

CHAPTER 503

FORMERLY HOUSE BILL NO. 820

AN ACT TO AMEND CHAPTER 13, TITLE 14 OF THE DELAWARE CODE RELATING TO ABSENCE OF TEACHERS AND OTHER SCHOOL EMPLOYEES IN CASE OF A DEATH IN THE IMMEDIATE FAMILY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 1318 (b), Chapter 13, Title 14 of the Delaware Code by adding after the word "parent-in-law" the following words:

"daughter-in-law, son-in-law,".

Approved July 22, 1974.

CHAPTER 504

FORMERLY HOUSE BILL NO. 328
AS AMENDED BY
HOUSE AMENDMENT NO. 1AN ACT TO AMEND SUBCHAPTER II OF CHAPTER 43,
TITLE 21, DELAWARE CODE, RELATING TO LIGHTED
LAMPS ON MOTOR VEHICLES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §4331 of Subchapter II, Chapter 43, Title 21, Delaware Code, by striking said section in its entirety and substitute a new §4331 to read as follows:

§4331. When lighted lamps are required

Every vehicle upon a highway within this State at any time from sunset to sunrise, or during fog, smoke or rain, or at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of 1,000 feet ahead shall display lighted lamps and illuminating devices exclusive of parking lamps as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles."

Section 2. This act shall become effective sixty (60) days after the date of its approval by the Governor.

Approved July 22, 1974.

CHAPTER 505

FORMERLY HOUSE BILL NO. 500

AN ACT TO AMEND CHAPTER 31, TITLE 20 OF THE DELAWARE CODE RELATING TO CIVIL DEFENSE AND PROVIDING FOR IMMUNITY FROM LIABILITY IN CERTAIN CASES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 31, Title 20 of the Delaware Code, by striking in its entirety Subsection (b) of Section 3115 and by substituting in lieu thereof and therefor a new Subsection (b) to read as follows:

(b) Neither (i) this State nor any political subdivision of this State, nor (ii) the employees, agents or representatives of this State or any political subdivision of this State, nor (iii) any person, firm, corporation or other entity performing work and/or furnishing material pursuant to a contract (verbal or written) with this State or with any political subdivision of this State in connection with activities of this State or of the political subdivision of this State, as the case may be, in complying with or reasonably attempting to comply with this Chapter, or any order, rule or regulation promulgated pursuant to the provisions of this Chapter, or pursuant to any ordinance relating to blackout or other precautionary measures enacted by any political subdivision of this State, nor (iv) any volunteer or auxiliary civilian defense worker or member of any agency engaged in any civilian defense activity, complying with or reasonably attempting to comply with this Chapter, or any order, rule or regulation promulgated pursuant to the provisions of this Chapter, or pursuant to any ordinance relating to blackout or other precautionary measures enacted by any political subdivision of this State, shall be liable for the death of or injury to persons, or for damages to property, as a result of engaging in any such activity, performing any such work and/or furnishing any such material, except where and unless such death, injury or damages were intentional on the part of, or were caused by the willful or wanton disregard

of the rights of others by such person, firm, corporation or other entity, or by such employees, agents or representatives of this State or any political subdivision of this State, or by any such volunteer or auxiliary civilian defense worker or member of any agency engaged in civilian defense activity, as the case may be.

Approved July 22, 1974.

CHAPTER 506

FORMERLY HOUSE BILL NO. 899

AN ACT TO AMEND SUBCHAPTER 11, CHAPTER 31, TITLE 20 OF THE DELAWARE CODE RELATING TO ADDITIONAL POWERS OF GOVERNOR DURING STATE OF EMERGENCY AND EXEMPTING FROM LIABILITY FOR DEATH, INJURY AND DAMAGES IN CERTAIN CASES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Subchapter II, Chapter 31, Title 20 of the Delaware Code, by adding the following new Section 3130 to read as follows:

§3130. Exemption of State, counties, municipal corporations and other political subdivisions of State, and their respective agencies, agents and employees and representatives, and of contractors under contract with any of them, from liability for death, personal injury and property damage resulting from work operations and activities performed or materiel furnished for emergency or disaster relief, except where death, injury or damage was intentional or the result of wilful or wanton disregard

Neither the State, nor any County in the State, nor any municipal corporation of the State, nor any other political subdivision of the State, nor any agency of any of them, nor the agents, employees, or representatives of any of them, engaged in emergency relief operations and activities in connection with any state of emergency proclaimed by the Governor pursuant to Section 3125 (a), nor any person, firm, corporation or other entity performing work and/or furnishing material pursuant to a contract (oral or written) with the State or with any County in the State, or with any municipal corporation of the State, or with any other political subdivision of the State, or with any agency of any of them, entered into under the provisions of Chapter 69, Section 6904 (a) (2), Title 29 of the Delaware Code as a result of

the declaration by the Governor of an 'unusual emergency', or entered into as a part of efforts to comply with the provisions of Subchapter I of Chapter 31, Title 20 of the Delaware Code, shall be liable for the death of or any injury to persons, or damage to property, as a result of such relief operations and activities and/or the performance of or attempts to perform such contract, unless such death, injury or damage was intentional on the part of, or was caused by the wilful or wanton disregard of the rights of others by, the State, or by the County, or by the municipal corporation, or by the other political subdivision, as the case may be, or by any agency of any of them, or by the agents, employees or representatives of any of them, or by such person, firm, corporation or other entity engaged in such emergency or disaster relief operations and activities and/or the performance and attempted performance of such contract, as the case may be. These provisions shall not affect the right of any person to receive statutory benefits to which he would otherwise be entitled in the absence of this section or under the Workmen's Compensation Act or under any pension law, nor the right of any such person to receive any benefits or compensation under any Act of Congress.

Approved July 22, 1974.

CHAPTER 507

FORMERLY HOUSE BILL NO. 608

**AN ACT TO AMEND CHAPTER 10, PART 1, TITLE 14 OF
THE DELAWARE CODE RELATING TO ELECTIONS
IN REORGANIZED SCHOOL DISTRICTS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend subsection (a), Section 1074, Chapter 10, Title 14 of the Delaware Code, by striking paragraph (1) in its entirety, and substituting in lieu thereof the following:

“(1) By notices posted in at least ten (10) public places in each school district and at each school building in such school district at least forty-five (45) days before the day of the election; and”

Section 2. Amend subsection (a), Section 1074, Chapter 10, Title 14 of the Delaware Code, by striking the first sentence in paragraph (2), and substituting in lieu thereof the following:

“(2) By notices published in two newspapers of the county at least once a week for the five (5) weeks next preceding the election, the last such publication to be not less than five (5) days before the day of the election.”

Section 3. Amend §1075, Chapter 10, Part 1, Title 14 of the Delaware Code, by striking the words “10 days” as the same appear in said subsection, and substituting the words “30 days” in lieu thereof.

Approved July 22, 1974.

CHAPTER 508**FORMERLY HOUSE BILL NO. 892
AS AMENDED BY
HOUSE AMENDMENT NO. 1****AN ACT TO AMEND CHAPTER 52, TITLE 30, DELAWARE
CODE, RELATING TO PENALTIES FOR VIOLATION
OF THE PROVISIONS OF THE MOTOR CARRIERS
FUEL PURCHASE LAW RELATING TO IDENTIFICA-
TION MARKERS AND REGISTRATION CARDS.**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the members elected to each branch thereof concurring therein):

Section 1. Amend Section 5211, Chapter 52, Title 30, Delaware Code, by adding a new subsection (c) thereto to read as follows:

"(c) Whoever violates any provision of this section shall, for the first offense, be fined not less than \$25.00 nor more than \$200.00. For each subsequent violation of this section, a person shall be fined not less than \$100.00 nor more than \$500.00.

Justice of the Peace Courts shall have exclusive jurisdiction over violations of this section."

Approved July 22, 1974.

CHAPTER 509

FORMERLY SENATE BILL NO. 623

AN ACT RELATING TO THE PENSION FOR THE SURVIVOR OF ROCCO A. EPISCOPO.

WHEREAS, Rocco A. Episcopo was a former State employee for a period exceeding ten years; and

WHEREAS, Rocco A. Episcopo passed away on December 24, 1972; and

WHEREAS, Rocco A. Episcopo is survived by his wife, Katherine Episcopo; and

WHEREAS, the State Pension Plan does not provide for a survivor's pension for Katherine Episcopo; and

WHEREAS, Katherine Episcopo should receive survivor's pension benefits for her husband's long and dedicated service to the State of Delaware.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Pension Trustees is hereby directed to accept the application of Katherine Episcopo for a survivor's pension in accordance with Chapter 55, Title 29 of the Delaware Code, and the Board is further directed to determine that said Katherine Episcopo is eligible for said pension.

Approved July 22, 1974.

CHAPTER 510

FORMERLY SENATE BILL NO. 546

**AN ACT TO AMEND TITLE 29, SECTION 7424, DELAWARE
CODE, RELATING TO RESPONSIBILITY FOR THE
PREPARATION AND CERTIFICATION OF DEBT
STATEMENT.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Title 29, Section 7424, Delaware Code, is hereby amended by striking the words, "Budget Director", as they appear in (a) and (b) of said section, and inserting in lieu thereof, the words, "Secretary of Finance".

Approved July 22, 1974.

CHAPTER 511

FORMERLY SENATE BILL NO. 545

**AN ACT AUTHORIZING THE STATE TREASURER TO
TRANSFER THE BALANCE IN AN INACTIVE AC-
COUNT OF THE BUDGET COMMISSION TO THE GEN-
ERAL FUND OF THE STATE OF DELAWARE.**

WHEREAS, the Budget Commission has a balance in the appropriation for the purchase of the Thomas Collins Building, in the amount of \$583.69; and

WHEREAS, the above-stated balance remains after settlement for the purchase of the Thomas Collins Building; and

WHEREAS, the State Auditor of Accounts has recommended in the audit report for the two previous fiscal years that the balance be returned to the General Fund;

NOW THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is authorized to transfer to the credit of the General Fund of the State of Delaware the sum of \$583.69, representing the total balance in the appropriation for the purchase of the Thomas Collins Building.

Approved July 22, 1974.

CHAPTER 512

**FORMERLY SENATE BILL NO. 624
AN ACT TO AMEND CHAPTER 59, PART IV, TITLE 10 OF
THE DELAWARE CODE RELATING TO COURT JURIS-
DICTION IN CHANGE OF NAME PROCEEDINGS.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §5901, Chapter 59, Part IV, Title 10 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following :

§5901. Petition for change of name

Any person who desires to have his name changed shall present a petition, duly verified, to the Court of Common Pleas sitting in the county in which such person resides. The petition shall set forth such person's name and the name he desires to assume. Any person who, as a part of divorce proceedings, desires the resumption of a maiden or former name or other change of name, shall apply to the Superior Court in accordance with §1504 and §1536 of Title 13.

Approved July 22, 1974.

CHAPTER 513

FORMERLY SENATE BILL NO. 625

AN ACT TO AMEND §9801, CHAPTER 98, TITLE 10, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF NEW RATES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §9801, Chapter 98, Title 10, Delaware Code, by striking said section in its entirety and substituting in lieu thereof a new §9801 to read as follows:

§9801. Rates

All costs in proceedings before Justices of the Peace shall be at the following rates:

(1) Civil

- | | |
|--|---------|
| (a) For receipt, issuance and process of
a civil action | \$15.00 |
| In addition to the above: | |
| Action of replevin | 5.00 |
| Attachment in lieu of summons | 10.00 |
| (b) Landlord-tenant appeals | 10.00 |
| Scire facias | 10.00 |
| Hearings on motion for new trial
inclusive | 10.00 |
| For preparation of docket entries or
full copy of records, duly certified | 5.00 |
| (c) Executions | |
| Execution process, to include prothonotary
fee and fieri facias | 15.00 |
| Garnishment | 15.00 |
| Venditioni exponas and costs
incident to sale of goods | 10.00 |

(2) Criminal

- | | |
|---|------|
| For issuing, processing, and filing
a warrant or summons | 5.00 |
|---|------|

For conducting a trial or accepting a plea	2.50
For preparation of commitment and detention forms; each form	2.00
For preparation of bail, judgment and appeal bonds; each bond	2.00
For preparing certified transcript of the record	3.00
Capias, warrant and summons served by the constable	2.00

These rate are absolute. There shall be no refund nor shall there be any additional charges.

Approved July 22, 1974.

CHAPTER 514

FORMERLY SENATE BILL NO. 706

AN ACT TO AMEND TITLES 9, 10 AND 12, DELAWARE CODE, TO ALLOW THE NEW CASTLE COUNTY COUNCIL TO SET THE SALARIES FOR REGISTER IN CHANCERY, PROTHONOTARY, RECORDER OF DEEDS, REGISTER OF WILLS, AND CLERK OF THE PEACE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §2502, Chapter 25, Title 10, Delaware Code, by striking from subsection (1) the words "In New Castle County, \$12,000", and substituting in lieu thereof the words "In New Castle County, as fixed by the New Castle County Council."

Section 2. Amend §2301, Chapter 23, Title 10, Delaware Code, by striking from subsection (1) the words "In New Castle County, \$12,000", and substituting in lieu thereof the words "In New Castle County, as fixed by the New Castle County Council."

Section 3. Amend §9602, Chapter 96, Title 9, Delaware Code, by striking from subsection (1) the words "In New Castle County, \$12,000", and substituting in lieu thereof the words "In New Castle County, as fixed by the New Castle County Council."

Section 4. Amend §2505, Chapter 25, Title 12, Delaware Code, by striking from subsection (1) the words "In New Castle County, \$12,000", and substituting in lieu thereof the words "In New Castle County, as fixed by the New Castle County Council."

Section 5. Amend §9402, Chapter 94, Title 9, Delaware Code, by striking from subsection (1) the words "In New Castle County, \$12,000", and substituting in lieu thereof the words "In New Castle County, as fixed by the New Castle County Council."

Approved July 22, 1974.

CHAPTER 515

FORMERLY SENATE SUBSTITUTE NO. 1
FOR
SENATE BILL NO. 645

**AN ACT TO FURTHER AMEND CHAPTER 92, VOLUME 23.
LAWS OF DELAWARE, BEING AN ACT ENTITLED "AN
ACT TO PROVIDE FOR THE ORGANIZATION AND
CONTROL OF THE PUBLIC SCHOOLS OF THE CITY
OF WILMINGTON".**

Be it enacted by the General Assembly of the State of Delaware (two-thirds of all the members elected to each house thereof concurring therein):

Section 1. Amend Volume 23, Chapter 92, Laws of Delaware, as amended by Volume 59, Chapter 249, Laws of Delaware, by striking the phrase "January 15 of each year" as it appears in the unnumbered paragraph added by Section 4 of Volume 59, Laws of Delaware, Chapter 249, and inserting in lieu thereof the following language: "February 1 of each year."

Section 2. Amend Section 11, Chapter 367, Volume 57, Laws of Delaware, as amended by Volume 58, Chapter 271, Laws of Delaware, by striking paragraph 3 in the same section and inserting in lieu thereof the following new paragraph:

" 'The Wilmington School Tax Commission', after receiving the estimate of probable revenue and expenses from the Board of Education, shall hold public hearings on the same to determine the limit of taxing authority of the City Council within the last ten days of February and within the first ten days of March each year after giving ten days notice of the time and place of such public hearings. The 'Wilmington School Tax Commission' shall, on or before March 31 of each year, establish the limit on the taxing authority of the Council. "

Approved July 22, 1974.

CHAPTER 516

FORMERLY SENATE SUBSTITUTE NO. 1
FOR
SENATE BILL NO. 498

AN ACT AUTHORIZING THE SEAFORD SCHOOL DISTRICT TO TRANSFER CERTAIN PUBLIC LANDS OWNED BY THE STATE TO THE CITY OF SEAFORD.

WHEREAS, pursuant to Title 7, §4520 (c), Delaware Code, requires that the Legislature specifically approve the transfer or conveyance of public lands; and

WHEREAS, the State of Delaware holds title by way of the Seaford School District to the following described parcels of land which are situated in Seaford Hundred, Sussex County, State of Delaware; and

WHEREAS, the Seaford School District would like to cede these parcels of land to the City of Seaford, which are portions of two streets now on school property in order that they can assume responsibility for the maintenance of same.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Seaford School District is hereby authorized to transfer and convey the following described parcels of land by and from the State of Delaware to the City of Seaford for the purpose outlined herein.

ALL THAT certain piece, parcel or tract of land situate, lying and being in the City of Seaford, Seaford Hundred, Sussex County, State of Delaware, bounded on the West by Pine Street Extended, bounded on the East by Market Street, and on the North and South by lands of Seaford School District and known as "Delaware Place" and being more particularly described as follows, to wit:

BEGINNING at a concrete marker in the westerly right of way of Market Street being the northeasterly corner of the lands herein described; thence along the westerly right of way of Market Street S 02° 49' E, 35.50 feet; thence S 85° 27' W, 199.00 feet; thence S 60° 59' W, 47.95 feet; thence S 85° 26' W, 360.20 feet; thence N 70° 50' W, 49.40 feet; thence S 85° 28' W, 195.40 feet to the easterly right of way of Pine Street Extended; thence along the easterly right of way of Pine Street Extended N 05° 10' W, 31.40 feet; thence N 85° 28' E, 195.45 feet; thence N 58° 07' E, 52.45 feet; thence N 85° 25' E, 360.20 feet; thence S 69° 53' E, 48.00 feet; thence N 85° 28' E, 199.00 feet to the westerly right of way of Market Street, the place of beginning, containing 1.0385 acres of land, be the same more or less.

ALL that certain piece, parcel or tract of land situate, lying and being in the City of Seaford, Seaford Hundred, Sussex County, State of Delaware, known as School Lane and being more particularly described as follows, to wit:

BEGINNING at a pipe in the easterly right of way of School Lane said pipe being distant 80 feet S 86° 11' W of an existing pipe at a corner for Lot #1 "WIL-MAR VILLAGE"; thence S 81° 11' W 50.01 feet across School Lane to a mark in concrete pad in the westerly right of way of School Lane; thence along the westerly right of way of School Lane N 02° 52' W 939.54 feet to a pipe; thence continuing with the westerly right of way of School Lane along a curve to the left with a radius of 25.00 feet, a delta-angle of 91° 08', a tangent of 25.50 feet and an arc of 39.76 feet to a pipe in the southerly right of way of Virginia Avenue; thence along the southerly right of way of Virginia Avenue N 86° 00' E, 100 feet to a pipe and the easterly right of way of School Lane; thence along School Lane following the curve to the right with a radius of 25.00 feet, a delta-angle of 88° 52', a tangent of 24.50 feet and an arc of 38.69 feet to a pipe; thence continuing with the easterly right of way of School Lane S 02° 52' E 940.70 feet to a pipe, the place of beginning, be the contents what they may.

Approved July 22, 1974.

CHAPTER 517

FORMERLY SENATE BILL NO. 642

AN ACT AUTHORIZING THE STATE OF DELAWARE TO BORROW MONEY TO BE USED FOR AN EXPENDITURE IN THE NATURE OF A CAPITAL INVESTMENT AND TO ISSUE BONDS AND NOTES THEREFOR AND APPROPRIATING THE MONIES TO THE SUSSEX COUNTY VOCATIONAL-TECHNICAL CENTER FOR THE PURCHASE OF THE "FOOKS PROPERTY".

WHEREAS, a farm known as the "Fooks Property" is located directly adjacent to the Sussex County Vocational-Technical Center; and

WHEREAS, said "Fooks Property" is presently available for purchase; and

WHEREAS, said "Fooks Property" would be an outstanding addition to the Sussex County Vocational-Technical Center and greatly enhance the quality of education at said Center.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware; (three-fourths of all the members elected to each house thereof concurring therein):

Section 1. The sum of \$91,000.00 is hereby appropriated to the Sussex County Vocational-Technical Center for the purchase of the "Fooks Property", more particularly bounded and described as follows, to wit:

"ALL THAT said piece, parcel or tract of land lying and being situate in Nanticoke Hundred, Sussex County, Delaware, lying along the North Side of the highway from Georgetown to Laurel, adjoining lands of the University of Delaware, lands of the Sussex County Vocational-Technical School District, lands of Doris Clendaniel, improved by a two-story dwelling and out-buildings thereon, containing 58 acres, be the same more or less."

Section 2. None of the monies appropriated by this Act shall

be expended before July 1, 1974. None of the monies appropriated by this Act shall be expended after June 30, 1977.

Section 3. The said sum of \$91,000.00 or so much thereof as may be necessary for carrying out the purposes of this Act, shall be borrowed by the issuance of bonds and bond anticipation notes upon the full faith and credit of the State of Delaware. Such bonds and notes shall be issued in accordance with the provisions of Chapter 74, Title 29, Delaware Code, and Chapter 75, Title 29, Delaware Code, where applicable.

Section 4. There is appropriated from the General Fund of the State of Delaware such sums as may be necessary for the expenses incident to the issuance of the bonds and notes herein authorized, and such further sums as may be necessary to pay any interest which becomes due on such bonds and notes during the current fiscal year and such further sums as may be necessary for the repayment of the principal of any of the said bonds which become due during the current fiscal year. Vouchers for the payment of the expenses incident to the issuance of bonds and notes and for the interest and repayment of said notes shall be signed by the Secretary of State by and with the approval of the issuing Officers. Any monies received from the premium and accrued interest on the sale of said bonds shall be deposited to the credit of the General Fund.

Section 5. The Budget Appropriation Bill which shall be enacted and approved by the General Assembly for the fiscal year next following the effective date of this Act and for each subsequent fiscal year or biennium, shall contain under the Debt Service Item provisions for the payment of interest and principal maturities of the bonds (or notes which are not to be funded by the issuance of bonds) issued under the authority of this Act, and such of the revenues of the State of Delaware as are not prohibited by constitutional provisions or committed by preceding statutes for other purposes are hereby pledged for the redemption and cancellation of said bonds and payment of interest thereon.

Section 6. The monies appropriated herein shall be used by the Sussex County Vocational-Technical Center for the purchase of the "Fooks Property", and for no other purpose.

Approved July 22, 1974.

CHAPTER 518

FORMERLY HOUSE BILL NO. 1031

AN ACT TO PROVIDE A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF PUBLIC INSTRUCTION FOR THE IMPLEMENTATION OF A MODEL PROGRAM FOR SEVERELY AND PROFOUNDLY MENTALLY RETARDED HANDICAPPED PERSONS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$83,069 is hereby appropriated to the Department of Public Instruction (95-00-000) for the establishment of a model program for severely and profoundly mentally retarded handicapped persons during fiscal year ending June 30, 1975.

Section 2. On or before March 15, 1975, the Department of Public Instruction shall submit a report to the General Assembly covering the first six months of the operation of the model program, together with its proposals for continuance or discontinuance of the model program. In the event a proposal to continue said program is submitted, the Department of Public Instruction shall also submit a recommendation for the method of funding the program.

Section 3. This Act is a supplementary appropriation and the funds hereby appropriated shall be paid by the State Treasurer from the General Fund of the State of Delaware from monies not otherwise appropriated. Any monies appropriated herein which remain unexpended on June 30, 1975 shall revert to the General Fund.

Approved July 18, 1974

CHAPTER 519

**FORMERLY HOUSE BILL NO. 127
AS AMENDED BY
HOUSE AMENDMENTS NO. 2, 3, 4, 6 AND 7 AND
SENATE AMENDMENT NO. 1**

**AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE
AUTHORIZING AND PROVIDING FOR THE COMPEN-
SATION OF PERSONS INJURED BY CERTAIN CRIM-
INAL ACTS, AND MAKING AN APPROPRIATION
THEREFOR.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Title 11 of the Delaware Code, by adding thereto a new Part VI, which shall read as follows:

**"PART VI. VICTIMS OF CRIMES
CHAPTER 90. COMPENSATION FOR INNOCENT VIC-
TIMS OF CRIME**

§9001. Declaration of purpose

The General Assembly hereby declares that it serves a public purpose, and is of benefit to the State of Delaware, to indemnify those needy domiciliaries of this State who are victims of crimes committed within the State of Delaware, and it is therefore the declared purpose of this Act to promote the public welfare by establishing a means of meeting the additional hardships imposed upon the innocent victims of certain crimes, and the families and dependents of those victims.

§9002. Definitions

The following words, terms and phrases, when used in this Act, shall have the meanings ascribed to them except where the context clearly indicates a different meaning:

(a) 'Board' shall mean the Violent Crimes Compensation Board as established by this Act;

(b) 'Child' shall mean an unmarried person who is under eighteen years of age, and shall include the step-child or adopted child of the victim, or child conceived prior to, but born after, the personal injury or death of the victim;

(c) 'Crime' for purposes of this Chapter shall mean:

(1) any specific offense set forth in Chapter 5 of the Delaware Criminal Code as the same appears in Chapter 497, Volume 58, Laws of Delaware, if the offense was committed after the effective date of said Criminal Code and contains the characteristics of murder, rape, manslaughter, assault, kidnapping, arson, burglary, riot, robbery, unlawful use of explosives, or unlawful use of firearms.

(2) any specific offense set forth in Chapter 3, Title 11 of the Delaware Code if such offense was committed prior to the effective date of the Delaware Criminal Code, as set forth in Chapter 497, Volume 58, Laws of Delaware, and contains the characteristics of murder, rape, manslaughter, assault, kidnapping, arson, burglary, robbery, riot, unlawful use of explosives, or unlawful use of firearms.

(d) 'Dependent' shall mean a person wholly or partially dependent upon the income of the victim at the time of victim's death, or would have been so dependent but for the incompetency of the victim due to the injury from which the death resulted, and shall include a child born after the death of such victim;

(e) 'Guardian' shall mean a person who is entitled by law or legal appointment to care for and manage the person or property, or both, of a child or incompetent;

(f) 'Incompetent' shall mean a person who is incapable of managing his own affairs, as determined by the Board or by a court of competent jurisdiction;

(g) 'Personal injury' shall mean bodily harm, or extreme mental suffering, and shall include pregnancy of the victim;

(h) 'Pecuniary loss' in instances of personal injury shall include medical expenses, including psychiatric care; non-medical remedial care and treatment rendered in accordance with a religious method of healing; hospital expenses; loss of past earnings; and loss of future earnings because of a disability re-

sulting from such personal injury. 'Pecuniary loss' in instances of death of the victim shall include funeral and burial expenses and loss of support to the dependents of the victim. Pecuniary loss includes any other expenses actually and necessarily incurred as a result of the personal injury or death, but it does not include property damage.

(j) 'Victim' shall mean a person who is injured or killed by the act of any other person during the commission of a crime as defined in this Chapter.

§9003. Compensation Board

There is hereby established a Board, to be known as the Violent Crimes Compensation Board, which Board shall have the sole jurisdiction over the awarding of compensation for victims of crimes. The Board shall be composed of five members to be appointed by the Governor. No more than three members shall be of one major political party. Each appointment shall be effective only upon receiving the consent of the Senate. The initial Chairman of the Board shall be appointed by the Governor to serve as such for one (1) year, and each year thereafter the Board shall choose its Chairman. The Chairman and two other members of the Board shall constitute a quorum. The term of office of each member of the Board shall be three years; provided, however, that one of the members first appointed shall be appointed for a term of one year, two others for a term of two years each, and the remainder of the members for a full term of three years.

§9004. Functions of the Board

The Board shall have the following functions, powers and duties:

- (a) to meet and function at any place within the State;
- (b) to appoint an Executive Secretary and such other employees as are necessary, the total number of which shall not exceed five (5) at any given time. The Board shall prescribe the duties of the Executive Secretary and other employees;
- (c) to obtain the services of other governmental agencies upon request, and to utilize those services when necessary;

(d) to adopt, promulgate, amend, and rescind such rules and regulations as are required to carry out the provisions of this Chapter;

(e) to receive, investigate and act upon applications for indemnification filed pursuant to this Chapter;

(f) to publish reports, information, and other data collected by the Board as results of its investigations and research;

(g) to annually render to the Governor and the General Assembly a written report of its activities and of its recommendations;

(h) to provide indemnification claim forms for purposes of this Chapter, and to specify the information to be included in such forms.

§9005. Administrative provisions compensation

In any instance in which a person is injured or killed by any crime as the same is defined in this Chapter, then he or his estate may file a claim with the Violent Crimes Compensation Board for indemnification of all pecuniary loss which is a direct result of such crime:

(a) If a claim is approved as filed, the award shall be the amount of pecuniary loss actually and reasonably sustained by reason of the personal injury in question minus the amount the claimant has or will receive as indemnification from any other source, including Blue Cross and Blue Shield insurance.

(b) In the event of a death caused by a crime of violence, any person who legally or voluntarily assumes the obligation to pay the medical or burial expenses incurred as a direct result of such injury and death shall be eligible to file a claim with the Board. This provision for payment in case of death shall not apply to any insurer or public entity.

(c) The Board is not compelled to provide compensation in any case, nor is it compelled to award the full amount claimed. The Board may make its award of compensation dependent upon such condition or conditions as it deems desirable. Any claimant who is aggrieved by the Board's decision concerning compensation or any conditions attached to the award of such compensa-

tion may appeal to the superior court which has or had jurisdiction over the trial of the person or persons accused of the crime.

(d) Payment may be made in accordance with this Chapter whether or not the alleged perpetrator of the criminal act is prosecuted or convicted, in the discretion of the Board. Payment may be made even though the person committing the crime is legally deemed to not have intended his act by reason of age, insanity, drunkenness, or it otherwise deemed legally incapable of *mens rea*.

(e) Upon determination by the Board of the Amount of compensation due, the Board shall issue to the Treasurer of the State of Delaware a statement signed by the Chairman under oath certifying such amount. Upon receipt of such certification by the Board, the Treasurer shall pay to the person named therein such amounts as are specified and under the conditions specified therein. The Treasurer shall make no payments until the time for appeal of the certification has passed. If an appeal is made, there shall be no payment until there has been a binding legal adjudication of the matter.

§9006. Denial of claim; reduction

The Board shall deny payment of a claim for the following reasons:

(a) Where the claimant was the perpetrator of the crime on which the claim is based, or was a principal involved in the commission of a crime at the time when the personal injury upon which the claim is based was incurred.

(b) Where the claimant incurred the personal injury on which the claim is based through collusion with the perpetrator of the crime.

(c) Where the claimant refused to give reasonable cooperation to state or local law enforcement agencies in their efforts to apprehend or convict the perpetrator of the crime in question.

(d) Where the claim has not been filed within one year after the personal injury on which the claim is based, unless an extension is granted by the Board.

In determining whether or not to make an award under the provisions of this Chapter, or in determining the amount of any award, the Board may consider any circumstances it deems to be relevant, including the behavior of the victim which directly or indirectly contributed to his injury or death; unless such injury or death resulted from the victim's lawful attempt to prevent the commission of a crime or to apprehend an offender.

If the victim bears any share of responsibility that caused his injury or death, the Board shall reduce the amount of compensation in accordance with its assessment of the degree of such responsibility attributable to the victim. A claim may be denied or reduced, if the victim of the personal injury in question, either through negligence or through willful and unlawful conduct, substantially provoked or aggravated the incident giving rise to the injury.

§9007. Payment of compensation

Any person, regardless of age or mental condition, is entitled to make application for compensation under the provisions of this Chapter if he is a victim as defined herein. In any instance in which the person entitled to make application is deemed by law to be incompetent he may nevertheless appear in person or the application may be made on his behalf by any person acting as his relative, guardian or attorney. Every victim making application shall be entitled to appear and be heard by the Board.

Except in cases of dire hardship, as determined by the Board, there shall be no payment of compensation where the claim is for less than Twenty-Five Dollars (\$25.00). Awards may be paid in a lump sum, or periodic payments as determined by the Board. Each and every payment shall be exempt from attachment, garnishment, or any other remedy available to creditors for the collection of a debt.

The Board may require any injured person filing a claim pursuant to this Chapter to submit to a physical examination by a physician or physicians selected by the Board.

No compensation shall be awarded under this Act to any individual victim (or in case of the death of the victim to dependent relatives or to the victim's legal representative) in a total

amount in excess of Ten Thousand Dollars (\$10,000.00). The Board shall deduct any payments received by the victim or by any of his dependents from the offender or from any person on behalf of the offender, from any insurer, or from the United States, the State of Delaware, or any state or any of its subdivisions from its award of compensation if such payments were in any manner made to compensate such person for personal injury or death arising from the same incident.

Although a person otherwise incompetent may appear and press his claim before the Board, payment of compensation shall not be made directly to any person legally incompetent to receive same but shall be made to a third person for the benefit of such incompetent. In the case of any payment for the benefit of a child or incompetent, the Board shall order the payee to file an accounting with the Board no later than January 31 of each year for the previous calendar year, and to take such other action as the Board shall determine to be necessary and appropriate for the benefit of the child or incompetent.

§9008. Form of claim; investigation

All claims filed with the Board shall be verified and shall accurately describe the crime and circumstances which brought about the injury, damage or death, shall state the time and place the injury occurred, state the names of all persons involved if known, and shall contain the amount claimed by the applicant. If the Board in its discretion decides that a claim should be investigated such investigation must be initiated within thirty (30) days of the filing of the claim. A claim may be summarily denied if it does not contain a full statement of the information required. If no investigation is initiated, the Board shall, within the thirty-day period, notify the applicant to appear and meet with the members of the Board.

If there is doubt concerning the existence or non-existence of any material fact, the Board shall conduct its own investigation and, when the investigation is concluded, shall fix the time and place for a hearing on the claim. The Board shall mail notices of the time and place of such hearing to all interested persons and agencies. Within ninety (90) days of the conclusion of any and all hearings on the matter, the Board shall mail a statement of its decision to award or deny the claim and a

statement of any conditions under which the claim shall be awarded.

Except in the event of the denial of a claim, the decision of the Board is not subject to appeal. In the event a claim is denied the Board shall notify the claimant or his attorney if he has one and shall ensure such person of a reasonable opportunity to present his appeal to the Board. The claimant shall, within thirty (30) days of receiving notice of such decision, file a notice of his intent to appeal. Such Notice shall state the basis in law or in fact for the appeal. Upon receipt of the Notice, the Board may request such further information as it may deem necessary.

The full Board shall meet to hear each appeal. After hearing the appeal, the Board may approve the claim either wholly or in part, conduct further public hearings, or deny the claim. If the claim is denied upon appeal, the claimant may apply in the appropriate superior court for judicial review of the appeal to the Board by a judge sitting without a jury; provided, however, that no trial *de novo* of the facts determined by the Board shall be allowed.

§9009. Attorneys' fees

A claimant need not be represented by an attorney before the Board, but if such person is represented the Board may award an amount for services rendered. Such fee shall not exceed One Thousand Dollars (\$1,000) or fifteen percent (15%) of the amount awarded, whichever sum is less, and shall be in addition to the amount of compensation awarded to the claimant. An attorney shall not charge, demand, receive or collect for services rendered in connection with any proceedings under this Chapter any amount other than awarded as attorney's fees under this section.

§9010. Recovery from the criminal

Whenever any person is convicted of an offense and a payment of compensation is, or has been, made under this Act for a personal injury or death resulting from the act constituting such offense, the State of Delaware may institute an action against such person for the recovery of the whole or any specified part of the compensation in any Superior Court within the State of

Delaware, or in any other court, either state or federal, if such court has custody or control of funds of the criminal or which may be awarded to the criminal. Any amounts recovered under this section shall be deposited to the fund which finances the administration of the provisions of this Chapter.

Any payment of compensation under the terms of this Chapter shall not affect any right of any person to recover damages in a civil action from the person or persons convicted of the offense giving rise to the claim for compensation.

§9011. Assignment and subrogation

Awards and recoveries granted under the provisions of this Chapter shall not be transferrable or assignable, at law or in equity, and none of the money paid or payable under the provisions of this Chapter shall be subject to execution, levy, attachment, garnishment, or other legal process, or to the operation of any bankruptcy or insolvency law.

There shall be no substitution or subrogation, whether conventional or legal, of any indebtedness or right of action by virtue of any claim of guarantee or surety, agency, lien, payments or advances made, or any claim made by the person convicted of the act giving rise to any compensation awarded under this Chapter.

§9012. Penalty assessment

In addition to, and at the same time as, any fine is assessed to any criminal defendant, there shall be levied an additional penalty of ten percent (10%) of every fine, penalty and forfeiture imposed and collected by the courts for criminal offenses, other than fines imposed by a municipality as a penalty for a violation of a local ordinance. Where multiple offenses are involved, the penalty assessment shall be based upon the total fine for all offenses. When a fine, penalty or forfeiture is suspended, in whole or in part, the penalty assessment shall not be suspended.

Upon collection of the penalty assessment, the same shall be paid over to the prothonotary or clerk of court as the case may be, who shall collect the same and transmit it to the State

Treasury to be deposited in a separate account for the administration of this Chapter, which account shall be designated the "Victim Compensation Fund," which is hereby created.

§9013. Annual reports

The Board shall transmit to the Governor, State Auditor, and the General Assembly an annual report of its activities under this Act, including the name of each applicant for compensation, a brief description of the facts in each case and the amount claimed, and the amount of compensation awarded.

§9014. Compensating fine

In any court of this State upon the conviction of any person for a crime resulting in the personal injury or death of another person, the court may, in addition to any other penalty, order such person to pay a compensating fine, in lieu of but greater than, the penalty set forth in §9012 of this Chapter. The amount of such fine shall be in the discretion of the court and shall be commensurate with the malice shown and the injury done to the victim. All fines paid in accordance with this section shall be deposited into the Victim Compensation Fund."

Section 3. There is hereby appropriated the sum of one hundred thirty-seven thousand dollars (\$137,000.00), of which twenty-five thousand dollars (\$25,000.00) shall be set aside for the salaries of all personnel under this Act. The remaining funds shall be set aside and paid into the Victim Compensation Fund, and shall be used for the necessary operations and expenses of the administration of this Act, including the payment of compensation to victims of crime. All funds set aside for salaries under this Act which remain unexpended on June 30, 1975, shall thereupon revert to the General Fund of the State. For budget purposes only, the Violent Crimes Compensation Board shall be deemed to be included within the Administrative Office of the Courts.

Section 4. This Act shall be strictly construed so as not to create new rights on behalf of claimants other than those which are specifically set forth, nor shall it create new duties or obligations of the State other than those which are specifically

set forth within this Act. No rights under this Act shall accrue for crimes committed prior to the effective date of this Act.

Section 5. Notwithstanding any enactment date appended to this Act nor signature by the Governor, this Act shall not become effective until it is fully funded in accordance with Section 3 herein. Furthermore, if at any time the Victim Compensation Fund is abolished, exhausted or has insufficient funds to pay compensation which has been duly awarded under the provisions of this Chapter, then the provisions of this Chapter shall cease and determine and no further awards shall be made nor hearings held.

Section 6. If any of the provisions of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provisions or application, and to that end the provisions of this Act are declared to be severable.

Section 7. The Penalty Assessment set forth in this Act (page 11) shall take effect immediately upon signature by the Governor. The effective date of this Act, except for the Penalty Assessment, shall take effect on January 1, 1975. Funds collected in accordance with the Penalty Assessment shall be retained in the Victim Compensation Fund until January 15, 1975, at which time the Violent Crimes Compensation Board shall take full control of the Fund.

Approved July 18, 1974.

CHAPTER 520

FORMERLY SENATE BILL NO. 700

AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIATION TO THE STATE BOARD OF EDUCATION FOR THE PURPOSE OF INCREASING THE AMOUNTS TO BE ALLOCATED TO THE SCHOOL DISTRICTS AS EQUALIZATION FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 1975.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of one million ninety-seven thousand two hundred and five dollars (\$1,097,205) is hereby appropriated to the State Board of Education to be used with the regular appropriation for equalization in the annual State operating budget to allocate Division III - Equalization Funds provided for in §1707 Title 14 of the Delaware Code to the school districts for the fiscal year ending June 30, 1975.

Section 2. This Act shall be known as a supplementary appropriation act and the funds hereby appropriated shall be paid out of the General Fund of the State from funds not otherwise appropriated.

Section 3. Any funds hereby appropriated which remain unexpended on June 30, 1975, shall revert to the General Fund of the State.

Approved July 18, 1974.

CHAPTER 521

FORMERLY SENATE BILL NO. 707

AN ACT TO PROVIDE A SUPPLEMENTAL APPROPRIATION TO THE DE LA WARR SCHOOL DISTRICT.

WHEREAS, the 127th General Assembly of the State of Delaware has passed measures which change the amounts of monies received by the various school districts in this State during fiscal year 1975; and

WHEREAS, the only local district receiving less money in fiscal year 1975 than in fiscal year 1974 is the De La Warr School District; and

WHEREAS, the loss to the De La Warr School District will amount to \$33,010 for the coming school year; and

WHEREAS, this amount of money is desperately needed by the De La Warr School District; and

WHEREAS, it was not the intent of the Delaware General Assembly that any school district suffer an unfair or unequal loss of funds; and

WHEREAS, the General Assembly of the State of Delaware, in its fairness, is desirous of providing a level of equalization funding for all local school districts consistent with that enjoyed by said school districts during fiscal year 1974.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. There is hereby appropriated the sum of \$33,010 for the De La Warr School District.

Section 2. This Act is a supplementary appropriation and the money appropriated shall be paid by the State Treasurer out of

funds in the General Fund of the State of Delaware not otherwise appropriated.

Section 3. Any money appropriated herein which is unexpended or unencumbered shall revert to the General Fund on June 30, 1975.

Approved July 18, 1974.

CHAPTER 522

**FORMERLY SENATE BILL NO. 705
AN ACT TO PROVIDE A SUPPLEMENTARY APPROPRIA-
TION TO THE MEADOWOOD SCHOOL FOR TRAIN-
ABLE RETARDED CHILDREN.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of forty thousand dollars (\$40,000.00) is hereby appropriated to the Meadowood School, which funds shall be used for the construction of a therapy pool for the trainable retarded children that are attending that school.

Section 2. This Act is a supplementary appropriation act and the funds hereby appropriated shall be paid from the General Fund of the State Treasury from moneys not otherwise appropriated.

Section 3. The funds herein appropriated shall be expended only in the manner set forth in Section 1, and any funds appropriated but unexpended by June 30, 1975, shall thereupon revert to the General Fund of the State Treasury.

Approved July 18, 1974.

CHAPTER 523

FORMERLY HOUSE BILL NO. 1113

AN ACT TO AMEND CHAPTER 381, VOLUME 59, LAWS OF DELAWARE, THE 1975 BUDGET APPROPRIATION ACT, ORIGINALLY DESIGNATED HOUSE BILL NO. 750, AND TO AMEND CHAPTER 382, VOLUME 59, LAWS OF DELAWARE, THE OMNIBUS AMENDMENT TO THE 1975 BUDGET APPROPRIATION ACT, ORIGINALLY DESIGNATED HOUSE BILL NO. 1059.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 381 of Volume 59, Laws of Delaware by striking certain figures in their entirety as they appear, and substituting certain figures in lieu thereof; by adding new line items and figures; and by striking certain line items and figures in their entirety, with reference to the lines and pages on which the same appear in House Bill No. 750, as hereinafter prescribed:

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
		(01-00-000) LEGISLATIVE				
		(01-01-000) General Assembly - House				
2	5	Sal. of Chief Clerk	\$ 6,600		\$ 7,200	\$ 600
2	6	Sal. — Attaches	101,000		113,000	12,000
2	7	F.I.C.A. — Employer's Share	386		421	35
2	8	Pensions	32,080		32,156	76
2	10	Travel	25,000		37,500	12,500
		(01-02-000) General Assembly - Senate				
2	14	Sal. of Sec. of Senate	6,600		7,200	600
2	15	Sal. of Asst. Sec. of Senate	5,520		6,120	600
2	16	Sal. of Attaches	68,000		88,000	20,000
2	17	Sal. of MT/ST Operator	6,350		6,650	300
2	18	F.I.C.A. — Employer's Share	1,080		1,168	88
2	19	Pensions	18,348		18,538	190
2	21	Travel	20,700		25,000	4,300
		(01-08-000) Legislative Council				
		(01-08-001) Office of Director				
3	3	Sal. of Director	\$ 21,500		\$ 21,000	\$ (500)
3	4	Sal. — Casual & Seasonal	17,000		12,000	(5,000)
3	5	Sal. & Wages of Emp.	117,918	(12)	117,649	(269)
3	7	F.I.C.A. — Employer's Share	6,872		7,796	1,124
3	8	Pensions	17,706		17,760	54
3	9	Health Insurance	2,040		1,800	(240)
3	11	Travel — Legis. Council	2,000		1,500	(500)
3	12	— Legis. Leadership Conf.	6,000		3,000	(3,000)
3	17	Capital Outlay	7,550		18,050	10,500
3	23	Code Revisors — Travel	1,000		900	(100)
3	24	— Supplies & Mat.	100		200	100

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
		(01-08-002) <i>Office of Controller General</i>				
3	32	Sal. & Wages of Emp.	102,689	(8)	89,016	(13,673)
3	33	F.I.C.A. — Employer's Share	6,618		5,642	(976)
3	34	Pensions	15,795		14,057	(1,738)
3	39	Capital Outlay	1,500		1,000	(500)
		(02-00-000) JUDICIAL				
		(02-02-000) <i>Court of Chancery</i>				
		(02-02-001) <i>Public Guardian</i>				
4	New	Public Guardian	—0—	(2)	18,500	18,500
4	New	Sal. & Wages of Emp.	—0—		12,532	12,532
4	New	F.I.C.A. — Employer's Share	—0—		1,505	1,505
4	New	Pensions	—0—		3,941	3,941
4	New	Personal Services	—0—		7,700	7,700
4	New	Travel	—0—		250	250
4	New	Contractual Services	—0—		2,120	2,120
4	New	Supplies & Materials	—0—		1,200	1,200
4	New	Capital Outlay	—0—		4,050	4,050
		(02-06-003) <i>Common Pleas Court — Sussex County</i>				
5	11	Contractual Services	7,200		9,700	2,500
		(02-13-000) <i>Justice of the Peace Courts</i>				
7	21	(6) Sal. of Deputy Clerks	287,997	(50)	287,997	—0—
7	28	Constable Travel	41,000		65,500	24,500
		(02-17-000) <i>Administrative Office of the Courts</i>				
8	14	Court Rents	443,745		587,815	144,070
		(10-00-000) EXECUTIVE OFFICES				
		(10-02-000) <i>Office of the Budget</i>				
		(10-02-001) <i>Budget Office</i>				
8	41	Sal. of Budget Director	\$ 21,490		\$ 22,880	\$ 1,390
8	46	Pensions	18,039		18,216	177

<u>Page</u> <u>Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of</u> <u>(Decrease)</u> <u>or Increase</u>
9	(10-04-000) <i>State Personnel Office</i>				
26	(7.5) Sal. & Wages of Emp.	205,749	(21.5)	212,427	6,678
27	F.I.C.A. — Employer's Share	11,828		12,219	391
28	Pensions	26,130		26,978	848
29	Health Insurance	2,720		2,807	87
32	Contractual Services	22,000		18,905	(3,095)
9	New (10-05-000) <i>Special Projects</i>				
9	New Governor's Fellow Program	—0—		10,000	10,000
11	(12-00-000) OTHER ELECTIVE OFFICERS				
18	(12-03-000) <i>Insurance Commissioner</i>				
18	Suppliers & Materials	5,500		8,000	2,500
12	(15-00-000) LEGAL				
19	(15-02-000) <i>Public Defender</i>				
12	Sal. of Asst. Pub. Def.	157,500	(10)	172,500	15,000
20	Sal. & Wages of Emp.	93,704	(11)	99,187	5,483
21	F.I.C.A. — Employer's Share	13,497		14,590	1,093
22	Pensions	37,306		39,906	2,601
12	(15-03-000) <i>Board of Parole</i>				
42	Contractual Services	7,200		8,233	1,033
43	Rent				
13	(20-00-000) DEPARTMENT OF STATE				
26	(20-05-000) <i>Div. of Corporations</i>				
27	(20-05-001) <i>Incorporating Section</i>				
26	Contractual Services	\$ 30,570		\$ 35,519	\$ 4,949
27	Supplies & Materials	10,500		12,350	1,850

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>		<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
		(20-06-000) <i>Div. of Historical and Cultural Affairs</i>					
		(20-06-001) <i>Office of Director</i>	(17)				
14	7	Sal. & Wages of Emp.		141,407		143,448	2,041
14	9	F.I.C.A. — Employer's Share		9,564		9,683	119
14	10	Pensions		21,134		21,393	259
		(25-00-000) DEPARTMENT OF FINANCE					
		(25-01-000) <i>Office of the Secretary</i>	(3)				
17	11	Sal. & Wages of Emp.		47,274		97,545	50,271
17	12	F.I.C.A. — Employer's Share		2,812		5,388	2,576
17	13	Pensions		9,687		16,071	6,384
17	14	Health Insurance		532		1,223	691
17	16	Contractual Services		1,400		16,400	15,000
		(25-06-000) <i>Division of Revenue</i>	(175)				
17	41	Sal. & Wages of Emp.		1,423,931		1,390,448	(33,483)
17	43	F.I.C.A. — Employer's Share		84,818		82,994	(1,824)
17	44	Pensions		184,014		179,762	(4,252)
17	45	Health Insurance		20,015		19,497	(518)
		(25-07-000) <i>Division of Treasury</i>					
18	3	Sal. — Casual & Seasonal		600		2,000	1,400
18	5	F.I.C.A. — Employer's Share		7,550		7,632	82
		(25-07-002) <i>Pensions and Investments</i>					
18	18	Pensions — Paraplegic Veterans		16,800		25,200	8,400
		(30-00-000) DEPARTMENT OF ADMINISTRATIVE SERVICES					
		(30-05-000) <i>Division of Maintenance and Communications</i>	(105.5)				
19	36	Sal. & Wages of Emp.		\$ 670,158		\$ 692,643	\$ 22,485
19	39	F.I.C.A. — Employer's Share		42,802		44,117	1,315
19	40	Pensions		90,739		93,595	2,856
19	46	Other Contractual Services		507,627		522,564	14,937

<u>Page Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
19 47	Supplies & Materials	52,063		57,813	5,750
19 48	Capital Outlay	7,725		10,142	2,417
22 9	(30-09-000) <i>Capitol Security</i>				
22 10	Contractual Services	23,775		34,975	11,200
	Supplies & Materials	1,200		4,500	3,300
DEPARTMENT OF HEALTH AND SOCIAL SERVICES					
22 47	(35-00-000) <i>Office of Business Administration,</i> <i>General Services and Education</i> (35-02-000) <i>Business Administration and</i> <i>General Services</i> Central Data Processing Services ...	265,000		340,000	75,000
24 2	(35-05-000) <i>Division of Public Health</i>				
24 7	(35-05-002) <i>Community Health</i>				
24 8	(115.1) Sal. & Wages of Emp.	1,664,378	(174)	1,681,280	16,902
24 10	F.I.C.A. — Employer's Share	124,346		125,335	989
24 12	Pensions	304,642		306,788	2,146
24 19	Personal Services				
24 22	Family Planning	1,500		14,054	12,554
24 27	Contractual Services				
24 31	Family Planning	109,625		118,585	8,960
24 34	Supplies & Materials				
	Family Planning	4,466		30,452	25,986
	Other Supplies & Materials	47,367		55,367	8,000
26	(35-05-019) <i>Rodent Control</i>				
26	New Sal. & Wages of Emp.	\$ —	(6)	\$ 40,742	\$ 40,742
26	New F.I.C.A. — Employer's Share	—		2,383	2,383
26	Pensions	—		5,174	5,174
26	New Health Insurance	—		1,063	1,063

<u>Page Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
26	New Travel	—0—		500	500
26	New Contractual Services	—0—		2,000	2,000
26	New Supplies & Materials	—0—		5,000	5,000
26	New TOTAL — Rodent Control	—0—		56,862	— 0 —
	(35-06-000) Division of Mental Health				
	(35-06-003) Mental Hygiene Clinics				
27	New West End Neighborhood House Clinic	—0—		15,000	15,000
	(35-07-000) Division of Social Services				
	(35-07-002) Public Welfare				
30	New Family Service	—0—		50,000	50,000
	(35-07-005) Food Stamp Program				
31	2 Sal. & Wages of Emp.	106,378	(30)	205,053	98,675
31	3 F.I.C.A. — Employer's Share	6,150		11,906	5,756
31	4 Pensions	13,510		26,042	12,532
31	7 Contractual Services	158,650		213,650	55,000
31	10 Central Data Processing Services ..	75,000		—0—	(75,000)
	(35-08-000) Division of Adult Corrections				
	(35-08-003) Delaware Correctional Center				
32	4 Sal. & Wages of Emp.	1,939,951	(240)	2,059,320	119,369
32	6 Sal.-Hazardous Duty & Shift Diff. ...	108,150		128,150	20,000
32	7 F.I.C.A. — Employer's Share	127,968		136,121	8,153
32	8 Pensions	284,378		302,078	17,700
32	22 Other Supplies & Materials	83,942		87,942	4,000
	(35-08-007) Probation and Parole				
33	38 Sal. of Com. Svc. Asst. Director	—0—		21,672	21,672
33	39 Sal. of Chief Probation Officer	—0—		17,766	17,766
33	43 F.I.C.A. — Employer's Share	28,325		29,858	1,533
33	44 Pensions	62,922		67,931	5,009

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
		(35-13-000) Division of Juvenile Corrections				
		(35-13-007) Group Homes				
39		New Salaries — Casual & seasonal	\$ —	(7)	\$ 9,030	\$ 9,030
39		New Sal. & Wages of Emp.	—		52,529	52,529
39		New Salaries — Overtime	—		3,150	3,150
39		New F.I.C.A. — Employer's Share	—		3,785	3,785
39		New Pensions	—		7,071	7,071
39		New Health Insurance	—		708	708
39		New Personal Services	—		8,000	8,000
39		New Travel	—		180	180
39		New Contractual Services				
39		Repair & Service-Bldg. & Grounds	—		1,750	1,750
39		Other Contractual Services	—		8,960	8,960
39		New Supplies & Materials				
39		New Food	—		12,240	12,240
39		New Drugs	—		620	620
39		New Building Alterations & Rprs.	—		420	420
39		New Other Supplies & Materials	—		10,500	10,500
39		New Capital Outlay	—		2,880	2,880
39		New TOTAL — Group Homes	—		121,823	—0—
		(35-14-000) Division of Aging				
39	23	Nutrition Program	25,000		41,500	16,500
39	New	Kingswood Community Center	—		12,000	12,000
		(40-00-000) DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL				
		(40-01-000) Office of Secretary				
39	30	(2) Sal. & Wages of Emp.	\$ 48,743	(4)	\$ 63,218	\$ 14,475
39	31	F.I.C.A. — Employer's Share	2,886		3,658	772
39	32	Pensions	10,010		11,848	1,838
39	36	Contractual Services	2,350		2,550	200
39	37	Supplies & Materials	1,045		1,520	475
39	38	Health Insurance	531		703	172

<u>Page Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
	(40-05-000) <i>Division of Fish & Wildlife</i>				
	(40-05-002) <i>Wildlife</i>				
40 36	(20.66) Sal. & Wages of Emp.	121,201	(13)	122,438	1,237
40 38	F.I.C.A. — Employer's Share	8,437		8,509	72
40 39	Pensions	17,941		18,098	157
	(40-05-003) <i>Fisheries</i>				
41 2	Sal. & Wages of Emp.	81,801	(15)	119,942	38,141
41 4	F.I.C.A. — Employer's Share	4,932		7,100	2,168
41 5	Pensions	10,707		16,551	4,844
41 6	Health Insurance	1,948		2,640	692
41 7	Travel	200		300	100
41 8	Contractual Services				
41 9	Boat Repairs	3,000		3,000	—0—
41 10	Other Contractual Services	9,000		18,346	9,346
41 11	Supplies & Materials	10,000		17,500	7,500
41 12	Capital Outlay	2,000		31,054	29,054
	(40-06-000) <i>Division of Parks, Recreation and Forestry</i>				
	(40-06-002) <i>Parks</i>				
42 15	(3.66) Sal. & Wages of Emp.	388,159	(49)	436,159	48,000
42 16	F.I.C.A. — Employer's Share	22,051		24,859	2,808
42 17	Pensions	49,296		55,392	6,096
	(40-06-003) <i>Forestry and Fire Protection</i>				
42 30	(1) Sal. & Wages of Emp.	87,475	(10)	—0—	(87,475)
42 31	F.I.C.A. — Employer's Share	5,029		—0—	(5,029)
42 32	Pensions	11,109		—0—	(11,109)
42 33	Health Insurance	1,771		—0—	(1,771)
42 34	Personal Services	50		—0—	(50)
42 35	Travel	125		—0—	(125)
42 36	Contractual Services	8,510		—0—	(8,510)
42 37	Supplies & Materials	3,914		—0—	(3,914)

<i>Page</i>	<i>Line</i>	<i>Item/Description</i>	<i>From</i>		<i>To</i>	<i>Amount of (Decrease) or Increase</i>
42	38	Capital Outlay	1,442		—0—	(1,442)
42	40	Debt Service			—0—	(12,000)
42	41	Principal	12,000		—0—	(7,614)
42	42	Interest	7,614			
		(40-07-000) <i>Division of Soil and Water Conservation</i>				
		(40-07-003) <i>Bench Preservation</i>				
44	2	(10) Sal. & Wages of Emp.	\$ 43,267	(15)	\$ 108,513	\$ 65,246
44	3	F.I.C.A. — Employer's Share	2,369		6,186	3,817
44	4	Pensions	6,495		13,782	8,287
44	5	Health Insurance	708		871	163
44	9	Supplies & Materials	2,675		7,419	4,744
44	10	Capital Outlay	900		6,900	5,000
		(45-00-000) <i>DEPARTMENT OF PUBLIC SAFETY</i>				
		(45-04-000) <i>Div. of Motor Fuel Tax</i>				
46	32	Sal. of Director	12,600		14,000	1,400
46	34	F.I.C.A. — Employer's Share	5,599		5,634	35
46	35	Pensions	12,479		12,657	178
		(45-06-000) <i>Div. of State Police</i>				
48	12	Travel	6,500		8,500	2,000
		(45-07-000) <i>Div. of Motor Vehicles</i>				
48	27	Sal. of Director	17,470		19,500	2,030
48	29	(4) Sal. & Wages of Emp.	1,379,552	(193)	1,397,318	17,766
48	30	F.I.C.A. — Employer's Share	80,059		80,831	772
48	31	Pensions	177,489		180,003	2,514
48	37	Supplies & Materials				
48	38	Tags, Stickers, & Numerals	173,400		200,400	27,000
		(45-08-000) <i>Div. of Emergency Planning and Operations</i>				
49	9	Travel	300		700	400
49	10	Contractual Services	6,389		19,389	13,000
49	11	Supplies & Materials	2,061		4,561	2,500

<u>Page Line</u>	<u>Item/Description</u>	<u>From</u>	<u>To</u>	<u>Amount of (Decrease) or Increase</u>
	(50-00-000) DEPARTMENT OF COMMUNITY AFFAIRS AND ECONOMIC DEVELOPMENT			
	(50-01-000) Office of the Secretary			
	(50-01-001) Administration			
50	New Council for Women	\$ — 0 — 0	\$ 6,800	\$ 6,800
	(50-06-000) Office of Human Relations			
51	2 Sal. of Director	18,000.	18,720	720
51	5 Pensions	11,907	11,998	91
	(50-11-000) Div. of Consumer Affairs			
52	New Sal. & Wages — Mobile Home Safety	— 0 —	17,814	17,814
52	17 F.I.C.A. — Employer's Share	4,631	5,673	1,042
52	18 Pensions	10,123	12,385	2,262
52	19 Health Insurance	885	1,226	341
52	20 Personal Services	1,800	— 0 —	(1,800)
52	New Personal Services			
52	New Mobile Home Safety	— 0 —	1,000	1,000
52	New Other Personal Services	— 0 —	1,800	1,800
52	21 Travel	1,000	— 0 —	(1,000)
52	New Travel			
52	New Mobile Home Safety	— 0 —	500	500
52	New Other Travel	— 0 —	1,000	1,000
52	22 Contractual Services	4,775	— 0 —	(4,775)
52	New Contractual Services			
52	New Mobile Home Safety	— 0 —	4,200	4,200
52	New Other Contractual Services	— 0 —	4,775	4,775
52	23 Supplies & Materials	2,700	— 0 —	(2,700)
52	New Supplies & Materials			
52	New Mobile Home Safety	— 0 —	900	900
52	New Other Supplies & Materials	— 0 —	2,700	2,700
52	24 Capital Outlay	475	— 0 —	(475)
52	New Capital Outlay			
52	New Mobile Home Safety	— 0 —	3,775	3,775
52	New Other Capital Outlay	— 0 —	475	475

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
		(55-00-000) DEPARTMENT OF HIGHWAYS AND TRANSPORTATION				
		(55-06-000) <i>Division of Transportation</i>				
53	New	Statewide Rail Service Plan	—0—		50,000	50,000
53	New	Contingency — Specialized Trans. . .	—0—		25,000	25,000
		(60-00-000) DEPARTMENT OF LABOR				
		(60-05-000) <i>Div. of Employment Services</i>				
54	New	Welfare Recipient Employment Program	\$ —0—		\$ 75,000	\$ 75,000
		(65-00-000) DEPARTMENT OF AGRICULTURE				
		(65-03-000) <i>Div. of Standards and Inspection</i>				
57	5	Sal. & Wages of Emp.	405,409	(45)	412,063	6,654
57	7	F.I.C.A. — Employer's Share	24,648		25,038	390
57	8	Pensions	55,333		56,178	845
57	11	Travel	4,000		4,100	100
57	12	Contractual Services				
57	15	Other Contractual Services	26,266		26,366	100
57	16	Supplies & Materials	19,570		21,070	1,500
57	17	Capital Outlay	8,034		11,234	3,200
		(65-04-000) <i>Div. of Production & Promotion</i>				
57	22	Sal. & Wages of Emp.	53,238	(16)	132,892	79,654
57	23	F.I.C.A. — Employer's Share	3,729		8,376	4,647
57	24	Pensions	9,007		19,123	10,116
57	25	Health Insurance	1,240		2,839	1,599
57	New	Personal Services	—0—		50	50
57	26	Travel	1,000		1,225	225
57	27	Contractual Services				
57	New	Minor Building Repairs	—0—		9,200	9,200
57	29	Other Contractual Services	5,000		13,410	8,410
57	30	Supplies & Materials	4,120		8,759	4,639

<u>Page Line</u>	<u>Item/Description</u>	<u>From</u>		<u>To</u>	<u>Amount of (Decrease) or Increase</u>
57	New Capital Outlay	—0—		4,642	4,642
57	New Debt Service				
57	New Principal	—0—		12,000	12,000
57	New Interest	—0—		7,614	7,614
	(70-00-000) DEPARTMENT OF ELECTIONS				
	(70-01-000) Commissioner of Elections				
58	5 Sal. & Wages of Emp.	\$ 26,554	(4)	\$ 37,020	\$ 10,466
58	7 F.I.C.A. — Employer's Share	3,121		3,733	612
58	8 Pensions	5,752		7,081	1,329
58	9 Health Insurance	709		882	173
	(90-00-000) HIGHER EDUCATION				
	(90-01-001) University of Delaware				
61	27 General Scholarships	742,000		909,000	167,000
61	33 Pensions	1,750,000		1,540,000	(210,000)
61	Pension Fund — TIAA	460,073		503,073	43,000
	(90-04-000) Delaware Technical & Community College				
63	3 (35) Sal. & Wages of Emp.	4,568,779	(408)	4,814,667	245,888
63	4 F.I.C.A. — Employer's Share	241,881		256,265	14,384
63	5 Pensions	573,377		604,605	31,228
63	12 Other Contractual Services	980,588		1,015,588	35,000
	(90-05-000) Higher Educational Aid Advisory Commission				
63	22-31 TOTAL — Higher Educational Aid Advisory Commission ..	7,000		—0—	(7,000)
	(90-05-000) Delaware Postsecondary Education Commission				
63	New General Operations	—0—		5,000	5,000
	(90-06-000) Delaware Higher Education Loan Program				
63	New Sal. — Casual & Seasonal	—0—		6,000	6,000
63	34 Sal. & Wages of Emp.	13,200	(2.1)	—0—	(13,200)

<u>Page</u>	<u>Line</u>	<u>Item/Description</u>	<u>From</u>	<u>To</u>	<u>Amount of (Decrease) or Increase</u>
63	35	F.I.C.A. — Employer's Share	772	351	(421)
63	36	Pensions	1,524	—0—	(1,524)
63	37	Health Insurance	177	—0—	(177)
63	40	Supplies & Materials	400	1,900	1,500
		(95-00-000) PUBLIC EDUCATION			
		(95-01-000) State Board of Education and			
		State Board for Vocational Education			
		(95-01-002) Services to School Districts and Others			
65	13	F.I.C.A. — Employer's Share	\$ 320,286	\$ 368,549	\$ 48,263
65	14	Pensions — All Others	598,674	703,449	104,775
65	21	Contractual Services			
65	23	Public School Transportation	8,855,000	8,793,300	(61,700)
65	32	Tuition — Military & State			
		Police Children	16,000	30,000	14,000
		(95-01-003) Educational Contingency			
66	New	Supervisor — Education	—0—	43,860	43,860
66	New	Sal. Increase — Cafeteria Workers			
		Sal. & Wages of Emp.	—0—	635,651	635,651
		F.I.C.A. — Employer's Share	—0—	3,115	3,115
		Pensions	—0—	6,762	6,762
66	New	(95-04-000) Delaware State Advisory Council			
		on Vocational Education			
66	New	Sal. & Wages of Emp.	—0—	15,225	15,225
66	New	F.I.C.A. — Employer's Share	—0—	670	670
66	New	Pensions	—0—	1,933	1,933
66	New	Health Insurance	—0—	212	212
66	New	Contractual Services	—0—	400	400
66	New	Supplies & Materials	—0—	300	300
		(95-19-000) Mount Pleasant			
76	New	Sidewalks	—0—	2,000	2,000

Section 2. Amend Section 3(d) of Chapter 381 of Volume 59, Laws of Delaware, by striking the words "(30 days maximum)" in their entirety as they appear on lines 6 and 7, respectively, on page 101, which appear in House Bill No. 750.

Section 3. Amend Chapter 382 of Volume 59, Laws of Delaware, by striking certain line items and figures in their entirety, which appear in House Bill No. 1059, reading as follows:

"(10-04-000) *Office of Personnel*

9	New	State Employees' Pay Increase ...	—0—	6,366,913	6,366,913
9	New	F.I.C.A. — Employer's Share	—0—	324,513	324,513
9	New	Pensions	—0—	808,574	808,574"

and substituting in lieu thereof new line items reading as follows:

"(10-02-001) *Budget Office*

8	New	State Employees' Pay Increase (SB 569)	—0—	6,366,913	6,366,913
8	New	F.I.C.A. — Employer's Share	—0—	324,513	324,513
8	New	Pensions	—0—	808,574	808,574"

Section 4. Amend Volume 59, Laws of Delaware, Chapter 381; and Volume 59, Laws of Delaware, Chapter 382, by re-computing all appropriate sub-totals and totals as changed by this Act.

Section 5. Amend Section 10(h) of Chapter 381 of Volume 59, Laws of Delaware, by striking the last sentence therefrom as the same appears on lines 11 and 12, respectively, on page 105 in House Bill No. 750 and substituting in lieu thereof a new sentence, reading as follows:

"Any funds not used for the purpose herein referred to by the school district shall be transferred between school districts."

Section 6. Amend Section 13(c) of Chapter 381 of Volume 59, Laws of Delaware, by striking the words "State Personnel Director (classified positions) and the " as the same appears on lines 19 and 20, respectively, on page 107 in House Bill No. 750 and also by further striking the words "Budget Director and" as the same appears on line 23 on page 107 in House Bill No. 750.

Section 7. Amend Section 14(b) of Chapter 381 of Volume 59, Laws of Delaware, by striking the words "or 5%," in their

entirety as they appear on line 10 on page 108 in House Bill No. 750 and by striking the words "or 10%," in their entirety as they appear on line 13 on page 108 in House Bill No. 750.

Section 8. Amend Chapter 381 of Volume 59, Laws of Delaware, by striking Section 14(d) in its entirety as it appears in said Chapter.

Section 9. Amend Chapter 381 of Volume 59, Laws of Delaware, by striking Section 15 in its entirety as it appears in said Chapter and substituting in lieu thereof a new Section 15, reading as follows:

"Section 15. If the employee positions authorized and allocated to the various departments, divisions, agencies, boards and commissions pursuant to Section 1 of this Act shall be unfilled for a period exceeding sixty (60) days from the effective date of this Act for any reason whatsoever, each department, division, agency, board and commission shall notify the Controller General within thirty (30) calendar days thereafter as to why such authorized personnel positions are not being filled pursuant to this Act."

Section 10. Amend Chapter 381 of Volume 59, Laws of Delaware, by striking Section 34 in its entirety as it appears in said Chapter and substituting in lieu thereof a new Section 34, reading as follows:

"Section 34. All entitlement payments from the Federal Revenue Sharing Funds (Fiscal Assistance to State and Local Governments. P. L. 92-512, 86 Stat. 919) received by the State during fiscal year 1975 are hereby appropriated to the State Employees Retirement Fund. The General Fund Appropriation will be reduced by any amount received."

Section 11. Amend Chapter 381 of Volume 59, Laws of Delaware, by adding a new Section 42, reading as follows:

"Section 42. Amend Chapter 9, Title 31 of the Delaware Code, by striking the present Section 911 in its entirety and inserting in lieu thereof a new Section 911 to read as follows:

'Section 911. Job Training and Placement by Non-Profit Corporations

The Department of Labor (WIN) is authorized: (1) to refer welfare recipients to non-profit corporations for training designed to improve employability and for job placement or job referral; and (2) to pay the sum of five hundred dollars (\$500) to non-profit corporations, which have an approved proposal by September 1, 1974, for each welfare recipient placed on a job.' "

Section 12. Amend Chapter 381 of Volume 59, Laws of Delaware, by adding thereto a new Section 43 to read as follows:

"Section 43. Two-hundred fifty-thousand dollars (\$250,000) is hereby advanced from the General Fund of the State to the Department of Administrative Services, Division of Maintenance and Communications in order that telephone charges can be paid on a reasonable timely basis."

Section 13. Amend Chapter 381 of Volume 59, Laws of Delaware, by adding thereto a new Section 44 to read as follows:

"Section 44. Thirty-thousand dollars (\$30,000) of the appropriation to the Delaware Institute of Medical Education and Research is hereby authorized to be used for a study of the current medical education program. This study will include the feasibility of a Delaware medical educational program associated with the University of Delaware and other medical facilities in the State."

Section 14. Amend Chapter 381 of Volume 59, Laws of Delaware, by adding thereto a new Section 45 to read as follows:

"Section 45. Any previous Acts appropriating General Funds for Division III - Equalization, DAPI Program, Statewide Rail Study, Cafeteria workers, Public Guardian, Crime Victim Compensation Fund, Supervisor - Education, Audiology Services, Pilot Program for Severely Retarded, Specialized Transportation (Buses for elderly), and Therapy Pool at Meadowood Trainable are hereby repealed to the extent of such inconsistency with this Act."

Approved July 22, 1974.

CHAPTER 524

FORMERLY SENATE BILL NO. 691

AN ACT RELATING TO A PENSION FOR HOWARD M. TEAL, A FORMER NEW CASTLE COUNTY AND STATE EMPLOYEE.

WHEREAS, Howard M. Teal, was employed by New Castle County and the State of Delaware for approximately 18 years; and

WHEREAS, Howard M. Teal was employed in various capacities in New Castle County for 2 years; and

WHEREAS, Howard M. Teal, was employed in various capacities by the State of Delaware for approximately 16 years; and

WHEREAS, Howard M. Teal, should receive pension benefits for his long years of dedicated service to the State of Delaware and to New Castle County.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Pension Trustees is hereby directed to accept the application of Howard M. Teal for pension benefits and further directed to determine that Howard M. Teal is eligible for a service pension, all statutory provisions and regulations to the contrary notwithstanding.

Approved July 26, 1974.

CHAPTER 525

FORMERLY SENATE BILL NO. 699

**AN ACT AUTHORIZING THE EXPENDITURE OF MONIES
FROM THE CAPITAL INVESTMENT FUND BY THE
DEPARTMENT OF STATE FOR PURPOSES OF FI-
NANCING THE RESTORATION OF THE OLD SUSSEX
COUNTY COURTHOUSE.**

*Be it enacted by the General Assembly of the State of Delaware
(Three-quarters of all members elected to each House thereof
concurring therein):*

Section 1. The sum of one hundred fifty-five thousand dollars (\$155,000.00) is appropriated from the Capital Investment Fund established by Chapter 32, Volume 54, Laws of Delaware (Chapter 62, Title 29 of the Delaware Code), to the Department of State to assist in financing the restoration of the old Sussex County Courthouse.

Section 2. The funds appropriated in Section 1 of this Act may be used to match Federal funds for the purpose of financing the restoration of the old Sussex County Courthouse.

Section 3. Any funds appropriated by Section 1 of this Act that remain unexpended on June 30, 1977, shall revert to the Capital Investment Fund.

Approved July 26, 1974.

CHAPTER 526

FORMERLY HOUSE BILL NO. 968

AN ACT TO AMEND TITLE 29, DELAWARE CODE TO AUTHORIZE THE SECRETARY TO ESTABLISH AN OFFICE OF ENVIRONMENTAL PROTECTION, TO SPECIFY THE POWER, DUTIES, AND RESPONSIBILITIES OF THE ENVIRONMENTAL PROTECTION OFFICERS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1, Title 29, Delaware Code, Section 8003 is amended by adding a new subsection (m) to read as follows:

"(m) Establish, supervise, direct, and account for the administration and operation of an Office of Environmental Protection. Such Office of Environmental Protection shall be responsible for the enforcement of the laws, regulations, rules, permits, licenses, orders, and program requirements of the Department of Natural Resources and Environmental Control. In exercising his powers, duties, and functions under this subsection, the Secretary may:

(1) Appoint enforcement personnel who shall be officially known and referred to as Environmental Protection Officers.

(2) Classify Environmental Protection Officers according to rank, title, or duties assigned as deemed appropriate.

(3) Assign or reassign Environmental Protection Officers to the divisions, subdivisions, and offices of the Department to perform enforcement duties as deemed appropriate.

(4) Provide law enforcement training for Environmental Protection Officers.

(5) Establish a central filing system to record and maintain a record of violations of Statutes, Rules, Regulations, Permit Conditions, Licenses, Orders, and Program Requirements administered by the Department of Natural Resources and Environmental Control."

Section 3, Title 29, Delaware Code, is amended by adding a new section 8003B to read as follows:

§8003B. Powers, duties and functions of Environmental Protection Officers

(a) It shall be the duty of Environmental Protection Officers to compel the enforcement of all laws, regulations, rules, permits, licenses, orders, and program requirements of the Department of Natural Resources and Environmental Control.

(b) Environmental Protection Officers shall have police powers similar to those of sheriffs, constables, peace officers, and other police officers when enforcing the laws, regulations, rules, permits, licenses, orders, and program requirements of the Department of Natural Resources and Environmental Control. Such police powers shall include, but not be limited to, powers of investigation, search, seizure, detention, and arrest conferred by law on sheriffs, constables, peace officers, and other police officers.

(c) Environmental Protection Officers shall have the authority to serve and return summonses, subpoenas, and warrants.

(d) Nothing contained in this Section shall be construed to limit the statutory enforcement authorities, responsibilities, or powers of enforcement personnel of the Department of Natural Resources and Environmental Control."

Approved July 26, 1974.

CHAPTER 527

FORMERLY HOUSE BILL NO. 1052

AN ACT TO AMEND CHAPTER 61, TITLE 7, DELAWARE CODE, RELATING TO THE CONTROL AND REGULATION OF UNDERWATER LANDS UNDER THE JURISDICTION AND CONTROL OF THE STATE OF DELAWARE, AND PROVIDING CIVIL AND CRIMINAL PENALTIES AND INJUNCTIVE RELIEF FOR VIOLATIONS THEREOF, AND PROVIDING THE SECRETARY OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL WITH THE POWER TO ISSUE CEASE AND DESIST ORDERS.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all the members elected to each branch thereof concurring therein):

Section 1. Title 7, Delaware Code, Chapter 61 is amended by striking Subchapter IV in its entirety and substituting in lieu thereof a new Subchapter IV to read as follows:

"SUBCHAPTER IV - ENFORCEMENT

§6162. Violations, enforcement, civil, and criminal penalties

(a) The Secretary shall enforce the provisions of this Chapter.

(b) Whoever violates any provision of this Chapter, or any rule, or regulation, or condition of a lease or permit issued pursuant to authority granted in this Chapter or an order of the Secretary shall be punishable as follows:

(i) If the violation has been completed by a civil penalty of not less than one thousand dollars (\$1,000) nor more than ten thousand dollars (\$10,000) for each completed violation. Each day of continued violation shall be considered as a separate violation. The Superior Court shall have jurisdiction of a violation in which a civil penalty is sought.

(ii) If the violation is continuing or threatening to begin, the Secretary may, in addition to seeking a monetary penalty as provided in subsection (b) (i) hereof, seek a temporary restraining order, a temporary injunction, or permanent injunction in the Court of Chancery.

(c) Whoever violates any provisions of this Chapter, or any rule, or regulation promulgated thereunder or any rule or regulation in effect at the time of the enactment of this act or any lease or permit condition, or any order of the Secretary, shall be punished by a criminal penalty of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) for each violation. Each day of violation shall be considered as a separate violation. The Courts of the Justice of the Peace shall have jurisdiction of offenses under this subsection.

(d) Any person who knowingly makes any false statement, representation, or certification in any application, record, report, plan or other document filed or required to be maintained under this Chapter, or under any lease or permit, rule, regulation or order issued under this Chapter, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this Chapter, shall upon conviction, be punished by a fine of not less than five hundred dollars (\$500) nor more than five thousand dollars (\$5,000) or by imprisonment for not more than six (6) months, or both. The Superior Court shall have jurisdiction of offenses under this subsection.

§6163 Cease and desist order

The Secretary shall have the power to issue an order to any person violating any rule, or regulation, or permit condition, or lease condition, or provision of this Chapter, to cease and desist from such violation. Any cease and desist order issued pursuant to this section shall expire (i) after thirty (30) days of its issuance, or (ii) upon withdrawal of said order by the Secretary, or (iii) when the order is superseded by an injunction, whichever occurs first.

Approved July 26, 1974.

CHAPTER 528

FORMERLY HOUSE BILL NO. 679
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTER 43, PART II, TITLE 11 OF
THE DELAWARE CODE RELATING TO THE BOARD
OF PARDONS; AND PROVIDING FOR PSYCHIATRIC
EXAMINATION FOR PERSONS CONVICTED OF CER-
TAIN CRIMES AND OFFENSES.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §4362, Chapter 43, Part II, Title 11 of the Delaware Code, by striking subsection (a), and substituting in lieu thereof the following:

“(a) When the Board of Pardons considers for recommendation to the Governor, for pardon or commutation of sentence, any person who has been convicted of an act causing death (Subpart B, Subchapter 11, Chapter 5, Title 11); sexual offenses (Subpart D, Subchapter 11, Chapter 5, Title 11); kidnapping and related offenses (Subpart E, Subchapter 11, Chapter 5, Title 11); arson and related offenses (Subpart A, Subchapter 111, Chapter 5, Title 11); burglary in the first degree; burglary in the second degree; robbery (Subpart C, Subchapter 111, Chapter 5, Title 11); offenses relating to children and incompetents (Subchapter V, Chapter 5, Title 11); cruelty to animals; abusing a corpse; unlawful use of an incendiary device, bomb or other explosive device; abuse to children (Chapter 10, Title 16); and distribution of a controlled substance to a person under age eighteen (§4761, Chapter 47, Title 16); or for an attempt as provided by statute to commit any of these crimes, there shall be furnished to each member of the Board of Pardons and to the Governor, in case recommendation for a pardon or commutation of sentence be made, a copy of the report of the psychiatrist who has examined such person, as provided in subsection (b) of this section.”

Section 2. When the Board of Pardons considers for recommendation to the Governor, for pardon or commutation of sentence, any person who has been convicted of the crime of murder, voluntary manslaughter, rape, kidnapping, abducting a child, poisoning with intent to harm, robbery, burglary in the first degree, burglary in the second degree, mayhem, arson, assault with intent to murder, to rape or to rob, as such crimes were set forth by statute prior to July 1, 1973, or for an attempt as provided by statute to commit any of the said crimes, there shall be furnished to each member of the Board of Pardons, and to the Governor, in case recommendations for a pardon or commutation of sentence be made, a copy of the report of the psychiatrist who has examined such person, as provided in §4362 (b), Title 11 of the Delaware Code.

Approved July 26, 1974.

CHAPTER 529

FORMERLY HOUSE BILL NO. 727
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2

**AN ACT TO AMEND CHAPTER 33, CHAPTER 35 AND
CHAPTER 37, TITLE 18 OF THE DELAWARE CODE RE-
LATING TO HEALTH INSURANCE POLICIES; AND
PROVIDING COVERAGE FOR NEW-BORN CHILDREN.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 33, Part 1, Title 18 of the Delaware Code by adding thereto a new section, designated as §3336, which new section shall read as follows:

§3336. New-Born Children

(a) All individual and group health insurance policies providing coverage on an expense-incurred basis, and individual and group service or indemnity-type contracts issued by a non-profit corporation, which provide coverage for a family member of the insured or subscriber, shall, as to such family members' coverage, also provide that the health insurance benefits applicable for children shall be payable with respect to a newly-born child of the insured or subscriber from the moment of birth.

(b) The coverage for newly-born children shall consist of coverage for injury or sickness, including the necessary care and treatment of medically-diagnosed congenital defects and birth abnormalities as well as routine care furnished any infant from the moment of birth.

(c) If payment of a specific premium or subscription fee is required to provide coverage for a child, the policy or contract may require that notification of the birth of a newly-born child, and payment of the required premium or fees, must be furnished to the insurer or non-profit service or indemnity corporation within thirty-one days after the date of birth in order to have the coverage continued beyond such thirty-one-day period.

Section 2. Amend Chapter 35, Part 1, Title 18 of the Delaware Code, by adding thereto a new section, designated as §3510, which new section shall read as follows:

§3510. New-Born Children

All group and blanket health insurance policies providing coverage for a family member of the insured or a subscriber shall, as to such family member's coverage, also provide that the health insurance benefits applicable for children shall be payable with the respect to a newly-born child of the insured or subscriber from the moment of birth in accordance with the provisions of §3336 of this Title.

Section 3. The provisions of this Act, excepting policies presently in being, shall become effective upon signature by the Governor. Contracts delivered or issued for delivery in this State more than 120 days after such effective date shall conform with this Act on the anniversary date or renewal date of each policy.

Section 4. If any provision of this Act of the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to that end the provisions of this Act are declared to be severable.

Approved July 26, 1974.

CHAPTER 530

FORMERLY HOUSE BILL NO. 973

**AN ACT RELATING TO VERNON C. STEELE, DECEASED,
A FORMER EMPLOYEE OF THE STATE OF DELA-
WARE AND THE CITY OF NEWARK, AND THE ELIGI-
BILITY OF HIS WIDOW FOR A PENSION.**

WHEREAS, Vernon C. Steele worked for the City of Newark, Delaware for nine years, two months, fifteen days; and

WHEREAS, Vernon C. Steele was employed by the State of Delaware for five years, eight months, fifteen days; and

WHEREAS, Vernon C. Steele lacked only one month to obtain the time required for a Survivor's Pension for his widow;

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is hereby directed to accept the application of Mrs. Renee Steele for a pension in accordance with the provisions of Section 8326, Title 11 of the Delaware Code, and amendments thereto.

Approved July 26, 1974.

CHAPTER 531

FORMERLY HOUSE BILL NO. 982

AN ACT TO AMEND CHAPTER 23, PART II, TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLE TITLES AND MAKING IT UNLAWFUL TO ALTER OR FORGE OR TO USE AN ALTERED OR FORGED CERTIFICATE OF TITLE, MANUFACTURER'S CERTIFICATE OF ORIGIN, REGISTRATION CARD, VEHICLE WARRANTY OR CERTIFICATION STICKER OR VEHICLE IDENTIFICATION PLATE OR OTHER DOCUMENTS OR NUMBERS RELATING OR PERTAINING TO MOTOR VEHICLE IDENTIFICATION AND PROVIDING A PENALTY FOR VIOLATIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 2316, Chapter 23, Part 11, Title 21 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

§2316. Altering or forging Certificate of Title manufacturer's Certificate of Origin, registration card, vehicle warranty or certification sticker, or vehicle identification plate

Whoever:

(a) alters with fraudulent intent any certificate of title, manufacturer's certificate of origin, registration card, vehicle warranty or certification sticker, or vehicle identification plate issued by the Division; or

(b) forges or counterfeits any certificate of title, manufacturer's certificate of origin, registration card, vehicle warranty or certification sticker, or vehicle identification plate issued by the Division; or

(c) alters or falsifies with fraudulent intent, or forges any assignment of a certificate of title, manufacturer's certificate of

origin, registration card, vehicle warranty or certification sticker, or vehicle identification plate; or

(d) holds or uses any certificate of title, manufacturer's certificate of origin, registration card, vehicle warranty or certification sticker, or vehicle identification plate, or an assignment thereof, knowing the same to have been altered, forged or falsified;

is guilty of a Class E felony as the same is defined in Chapter 42, Title 11 of this Code and shall be sentenced in accordance therewith.

Approved July 26, 1974.

CHAPTER 532

FORMERLY HOUSE BILL NO. 706
AS AMENDED BY
HOUSE AMENDMENTS NO. 1, 3 AND 4

**AN ACT TO AMEND CHAPTER 65, PART IV, TITLE 11 OF
THE DELAWARE CODE RELATING TO THE RETIRE-
MENT OF CERTAIN PERSONS EMPLOYED WITHIN
THE DIVISION OF ADULT CORRECTIONS; AND PRO-
VIDING A SUPPLEMENTARY APPROPRIATION
THEREFOR.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Subchapter IX, Chapter 65, Part IV, Title 11 of the Delaware Code, by re-designating present §6555 as new §6556, and re-designating each subsequent subsection accordingly.

Section 2. Amend Subchapter IX, Chapter 65, Part IV, Title 11 of the Delaware Code, by adding thereto a new §6555, which new section shall read as follows:

§6555. Retirement benefits

(a) Any person employed by the Division of Adult Corrections may be retired and shall receive a pension, payable monthly, in accordance with either one of the following classifications, the choice being made by the employee:

(1) an employee of the Division who has accumulated twenty years of credited service, or who has reached fifty-five years of age may receive a pension in an amount equal to one-half of the regular monthly salary received by such person at the time of retirement; provided, however, that such person shall have served ten years within the Division of Adult Corrections or its predecessors and shall have received hazardous duty pay for at least ten years of such service, or, in the case of a person whose ten years of service within the Division of Corrections or its predecessors includes any period prior to July 1, 1968, shall have received hazardous duty pay since July 1, 1968.

(2) an employee who has accumulated twenty-five years of credited service, or who has reached sixty years of age, shall receive a pension in an amount equal to one-half of the regular monthly salary received by such person at the time of retirement, plus an additional 2% of such salary for each year over twenty years of credited service he has accumulated; provided, however, that such person shall have served ten years within the Division of Adult Corrections or its predecessors and shall have received hazardous duty pay for at least ten years of such service or, in the case of a person whose ten years of service within the Division of Corrections or its predecessors includes any period prior to July 1, 1968, shall have received hazardous duty pay since July 1, 1968.

(b) The monthly amount payable to persons retired from the Division of Adult Corrections shall, on July 1 of each year, increase in accordance with the cumulative percentage increase in the national consumer price index of the previous calendar year, when that increase reflects a change in excess of two percent (2%). A cumulative percentage decrease in any calendar year shall not result in any deduction in the pension rate; however, before any increases shall become effective in subsequent years, the national consumer price index must rise at least two percent (2%) in excess of its level at the time of the last previous increase in benefits.

(c) Persons employed by the Division of Adult Corrections who have not served within the Division for a period of ten years as required in subsection (a) above, or who are not otherwise qualified for the benefits enumerated in subsection (a) shall be entitled to and receive retirement benefits in accordance with the Merit System of Personnel Administration.

Section 3. The provisions of this Act shall not affect any of the rights, duties and privileges of any person employed by the Division of Adult Corrections on the effective date of this Act.

Section 4. This Act shall be effective January 1, 1975.

Approved July 26, 1974.

CHAPTER 533

FORMERLY HOUSE BILL NO. 984

AN ACT RELATING TO A PENSION FOR KENNETH PARSONS, AN EMPLOYEE OF THE DEPARTMENT OF HIGHWAYS AND TRANSPORTATION.

WHEREAS, Kenneth Parsons has been employed as a Toll Collector for the Delaware Turnpike since June 1, 1965; and

WHEREAS, Mr. Parsons has incurred a lengthy illness which has consumed all of his sick leave, and the State has been informed that due to his condition he will be unable to return to duty; and

WHEREAS, Kenneth Parsons is deserving of a pension because of his many years of dedicated service to the State of Delaware, notwithstanding the fact that his accumulated time falls short of the pension guidelines.

NOW THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Trustees of the State Employees' Retirement fund is hereby directed to accept the application of Kenneth Parsons for a service pension under Chapter 55, Title 29 of the Delaware Code; and the Board of Trustees is further directed to determine that Kenneth Parsons is eligible for a service pension, any provisions of the State Employees' Pension Plan to the contrary notwithstanding.

Section 2. This Act shall be retroactive to January 1, 1974.

Approved July 26, 1974.

CHAPTER 534

FORMERLY HOUSE BILL NO. 744
AS AMENDED BY
HOUSE AMENDMENT NO. 1AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF
THE DELAWARE CODE RELATING TO THEFT, UN-
AUTHORIZED USE AND DAMAGE TO MOTOR VEHI-
CLES; AND PROVIDING FOR ADMINISTRATIVE IN-
SPECTIONS AND WARRANTS.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members of each house concurring therein):

Section 1. Amend Chapter 67, Part IV, Title 21 of the Delaware Code, by adding thereto a new section, designated as §6717, which new section shall read as follows:

§6717. Administrative inspections and warrants

Any person engaged in the business of maintaining or operating a motor vehicle salvage yard, junkyard or automotive graveyard, or who is a dealer in used motor vehicle parts or the employees of such person or business, shall admit any police officer acting within his jurisdiction onto the premises after the police officer identifies himself as such. Upon entrance, the police officer is empowered to examine any junk or salvage motor, vehicle or parts thereof, all books and records required to be kept pursuant to this subchapter, and buildings, and may search for and take into possession any junk or salvage motor vehicle or part thereof if it is known to have been stolen or if the police officer has reason to believe it has been stolen.

Insurance and execution of administrative search warrants shall be as follows:

(a) Any person authorized to issue search warrants in this State may, within his jurisdiction and upon proper oath or affirmation showing probable cause, issue warrants for the purpose of conducting administrative inspections authorized by this

Chapter and rules hereunder, and seizures of property appropriate to the inspection. For purposes of the issuance of administrative inspection warrants, probable cause exists upon showing a valid public interest in the effective enforcement of this Chapter and rules hereinunder, sufficient to justify administrative inspection of the area, premises, building or conveyance in the circumstances specified in the application for the warrant.

(b) A warrant shall issue only upon an affidavit of a designated police officer having knowledge of the facts alleged, sworn to before the judge or the Justice of the Peace and establishing the grounds for issuing the warrant. If the judge or the Justice of the Peace is satisfied that grounds for the application exist or that there is probable cause to believe they exist, he shall issue a warrant identifying the area, premises, building or conveyance to be inspected, the purpose of the inspection, and if appropriate the type of property to inspect, if any. The warrant shall:

(1) state the grounds for its issuance and the name of each person whose affidavit has been taken in support thereof;

(2) be directed to a person designated as a police officer to execute it;

(3) command the person to whom it is directed to inspect the area, premises, building or conveyance identified for the purpose specified and, if appropriate, direct the seizure of the property specified;

(4) identify the item or types of property to be seized, if any;

(5) direct that it be served during normal business hours and designate the judge or Justice of the Peace to whom it shall be returned.

(c) A warrant issued pursuant to this section must be executed and returned within ten days of its date unless, upon a showing of the need for additional time, the Court orders otherwise. If property is seized pursuant to a warrant, a copy shall be given to the person from whom or from whose premises the property is taken, together with a receipt for the property taken. A return of the warrant shall be made promptly, accompanied by a written inventory of any property taken. The inventory shall

be made in the premises of the person executing the warrant and of the person from whose possession or premises the property was taken, if present at the time, or in the presence of at least one credible person other than the person executing the warrant. A copy of the inventory shall be delivered to the person from whom or from whose premises the property was taken and to the applicant for the warrant.

(d) The judge or Justice of the Peace who has issued a warrant shall attach thereto a copy of the return and all papers returnable in connection therewith and file with the Prothonotary in the county in which the inspection was made.

(e) This section does not prevent the inspection without a warrant of books and records required to be kept pursuant to statute; or the areas designated by this section, nor does it prevent any entries and administrative inspections, including seizures of property without a warrant:

(1) if the owner/operator or agent in charge of the controlled premises consents; or

(2) in all other situations in which a warrant is not constitutionally required.

Approved July 26, 1974.

CHAPTER 535

FORMERLY HOUSE BILL NO. 753

AN ACT TO AMEND TITLE 30, DELAWARE CODE, RELATING TO THE FURNISHING OF MONTHLY DISTRIBUTORS' REPORTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Title 30, Delaware Code, by striking Section 5127 of Chapter 51 in its entirety.

Approved July 26, 1974.

CHAPTER 536

FORMERLY HOUSE BILL NO. 772

**AN ACT TO AMEND TITLE 29, CHAPTER 86, DELAWARE
CODE, RELATING TO UNFAIR OR DECEPTIVE TRADE
PRACTICES.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Title 29, Chapter 86, Section 8612 (a),
Delaware Code, by adding to said subsection a new paragraph
(13) to read as follows:

"(13) To promulgate rules and regulations interpreting an
unlawful practice or deceptive trade practice within sections 2513
and 2532 of Title 6."

Approved July 26, 1974.

CHAPTER 537

FORMERLY SENATE BILL NO. 652
AS AMENDED BY
SENATE AMENDMENT NO. 1

AN ACT TO AMEND TITLE 7, DELAWARE CODE, TO IMPROVE ADMINISTRATIVE AND LEGAL PROCEDURES, CLARIFY THE PROCESS OF GRANTING VARIANCES, TO AUTHORIZE THE SECRETARY TO COLLECT THE COSTS OF ABATING VIOLATIONS AND CONTROLLING POLLUTION INCIDENTS.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all the members elected to each House thereof concurring therein):

Section 1. Amend Chapter 60, Title 7, Delaware Code, by striking the second sentence of subsection 6004 (b) and substituting in lieu thereof the following:

"The Secretary shall hold a public hearing on an application, if he receive a meritorious request for a hearing within a reasonable time as stated in the advertisement. A public hearing may be held on any application if the Secretary deems it to be in the best interest of the State to do so."

Section 2. Amend Chapter 60, Title 7, Delaware Code, by striking the second sentence in subsection 6005 (b) (i) and substituting in lieu thereof the following:

"Each day of continued violation shall be considered as a separate violation. The Superior Court shall have jurisdiction of a violation in which a civil penalty is sought."

Section 3. Amend Chapter 60, Title 7, Delaware Code, by adding to §6005 the following subsections:

"(c) Any person who is found to have violated a provision of this Chapter, or rule, or regulation, or condition of a permit issued pursuant to Subsection 6003, or an order of the Secretary, shall be liable for all expenses incurred by the Department (i) in abating the violation or (ii) controlling a pollution incident

related to the violation or (iii) cleanup and restoration of the environment. Such expenses shall include, but not be limited to, the costs of investigation, legal assistance, public hearings, materials, equipment, manpower, contractual assistance and appropriate salary and overtime pay for all state employees involved in the effort notwithstanding merit system laws, regulations, or rules to the contrary. The Secretary shall submit a detailed billing of expenses to the liable person. In the event the liable person desires to challenge the detailed billing submitted by the Secretary, such person shall request an administrative hearing before the Secretary. Testimony at the administrative hearing shall be under oath and shall be restricted to issues relating to the billing of expenses submitted by the Secretary. A verbatim transcript of testimony at the hearing shall be prepared and shall, along with the exhibits and other documents introduced by the Secretary or other party, constitute the record. The Secretary shall make findings of fact based on the record, and enter an order which shall contain reasons supporting the decision. An appeal of the decision of the Secretary may be perfected to Superior Court within thirty (30) days of the decision of the Secretary. In the event a liable person fails or refuses to pay any of the expenses listed in the detailed billing, the Secretary may seek to compel payment through the initiation of a civil action in the Superior Court. The provisions of this subsection shall not be affected by the appeal provisions of §6008 of this Chapter.

(d) Any expenses or civil penalties collected by the Department under this Section are hereby appropriated to the Department to carry out the purposes of this Chapter."

Section 4. Amend Chapter 60, Title 7, Delaware Code, by adding a subsection (f) to §6008 to read as follows:

"(f) No appeal shall operate to stay automatically any action of the Secretary, but upon application, and for good cause, the Secretary or the Court of Chancery may stay the action pending disposition of the appeal."

Section 5. Amend Chapter 60, Title 7, Delaware Code, by striking the first sentence in Subsection 6009 (a) and substituting in lieu thereof a new sentence to read as follows:

"Any person or persons, jointly or severally, or any taxpayer, or any officer, department, board or bureau of the State, aggrieved by any decision of the board, may appeal to the Superior Court in and for the county in which the activity in question is wholly or principally located by filing a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality."

Section 6. Amend Chapter 60, Title 7, Delaware Code, by striking Subsection 6009 (c) in its entirety and substituting in lieu thereof a new subsection (c) to read as follows:

"(c) No appeal shall operate to stay automatically any action of the Secretary, but upon application, and for good cause, the Board or the Court of Chancery may stay the action pending disposition of the appeal."

Section 7. Amend Chapter 60, Title 7, Delaware Code, by striking subsection 6009 (d) in its entirety.

Section 8. Amend Chapter 60, Title 7, Delaware Code, by striking the last sentence in Subsection 6011(c) and substituting in lieu thereof a new sentence to read as follows:

"The variance may be made effective immediately upon publication."

Section 9. Amend Chapter 60, Title 7, Delaware Code, by striking Subsection 6011(f) in its entirety and substituting in lieu thereof a new Subsection 6011(f) to read as follows:

"The granting of a variance shall not in any limit any right to proceed against the holder for any violation of the provisions of the variance. The provisions of this Chapter, or any rule, or regulation, which are not incorporated in the variance provisions, shall remain in full effect."

Section 10. Amend Chapter 60, Title 7, Delaware Code, by striking the number "thirty (30)" in the first sentence of Subsection 6012 (a) and substituting in lieu thereof the number "sixty (60)".

Section 11. Amend Chapter 60, Title 7, Delaware Code, by adding a new sentence at the end of Subsection 6013(a) and Subsection 6013(b) to read as follows:

"The Superior Court shall have jurisdiction of offenses under this subsection."

Section 12. Amend Chapter 60, Title 7, Delaware Code, by striking Subsection 6013(a) (i) in its entirety and substituting in lieu thereof a new Subsection 6013(a) (i) to read as follows:

"... (i) violates §6003 of this Title, or violates any condition or limitation included in a permit issued pursuant to §6003 of this Title, or any variance condition or limitation, or any rule or regulation, or any order of the Secretary, or ...".

Section 13. Amend Chapter 60, Title 7, Delaware Code, by striking Subsection 6013(c) in its entirety and substituting in lieu thereof a new Subsection 6013(c) to read as follows:

"(c) Whoever violates any provisions of this chapter, or any rule or regulation promulgated thereunder or any rule or regulation in effect at the time of the enactment of this act or any permit condition, or any order of the Secretary, shall be punished by a fine of not less than fifty (\$50) dollars nor more than five hundred (\$500) dollars for each violation. Each day of violation shall be considered as a separate violation. The Courts of the Justices of the Peace shall have jurisdiction of offenses under this subsection."

Section 14. Amend Chapter 60, Title 7, Delaware Code, by striking the words "any contaminant" as they appear in subsection 6014(a) (ii) and substituting in lieu thereof the words "any report of an air contaminant."

Section 15. Amend Chapter 60, Title 7, Delaware Code, by striking Subsection 6023(f) in its entirety and substituting in lieu thereof a new Subsection 6023(f) to read as follows:

"(f) The Secretary shall have the exclusive power to grant or deny any license required under subsection 6023(a), (b), (c) and (d). The Secretary shall adopt regulations setting forth requirements, including an acceptable performance or an examination for obtaining and retaining any such license."

Section 16. Amend Chapter 60, Title 7, Delaware Code, by striking the words "municipal and" as they appear in Sub-

section 6025 (b) and substituting in lieu thereof the words "municipal or".

Section 17. Amend Chapter 60, Title 7, Delaware Code, by adding a new sentence at the end of Subsection 6025(c) to read as follows:

"The Courts of the Justices of the Peace shall have jurisdiction of offenses under this section."

Section 18. Amend Chapter 60, Title 7, Delaware Code, by adding a sentence at the end of §6028 to read as follows:

"The Superior Court shall have jurisdiction of offenses under this section."

Section 19. Amend Chapter 60, Title 7, Delaware Code, by striking the word "Part" wherever it appears in §6033 and substituting in lieu thereof the word "Chapter".

Approved July 26, 1974.

CHAPTER 538

FORMERLY SENATE BILL NO. 656
AN ACT TO AMEND §9801, CHAPTER 98, TITLE 10, DELA-
WARE CODE, RELATING TO RATES IN PROCEEDINGS
BEFORE JUSTICES OF THE PEACE.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §9801, Chapter 98, Title 10, Delaware
Code, by striking therefrom "(2) For docketing all criminal
cases", and substituting in lieu thereof the following:

"(2) For processing all traffic and criminal cases."

Approved July 26, 1974.

CHAPTER 539

FORMERLY SENATE BILL NO. 660
AN ACT TO AMEND CHAPTER 87, TITLE 10, DELAWARE
CODE, RELATING TO MILEAGE FEES CHARGED BY
THE SHERIFFS.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §8702 of Chapter 87, Title 10, Delaware Code, by striking the words "10 cents per mile" as it appears in the last paragraph thereof and insert in lieu thereof the words "up to 15 cents per mile as determined by Levy Court or County Council".

Approved July 26, 1974.

CHAPTER 540

FORMERLY SENATE BILL NO. 674

AN ACT TO AMEND CHAPTERS 93 AND 95, TITLE 10, DELAWARE CODE, RELATING TO VENUE OF JUSTICES OF THE PEACE; ISSUANCE AND REQUIREMENTS OF SUMMONS; SERVICE OF SUMMONS AND VERIFICATION FOR DEFAULT JUDGMENT.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §9302, Chapter 93, Title 10, Delaware Code, by striking subsection (b) thereof in its entirety and substituting in lieu thereof a new subsection (b) to read as follows:

"(b) If the defendant cannot be served with process in the county in which the suit is brought, the writ of summons may be forwarded to a constable in another county for service or sent by certified mail and the return of the process shall be made to the Justice who issued the summons."

Section 2. Amend §9522, Chapter 95, Title 10, Delaware Code, by striking the figure "15" as it appears therein and substituting in lieu thereof the figure "25".

Section 3. Amend §9524, Chapter 95, Title 10, Delaware Code, by striking said section in its entirety and substituting in lieu thereof a new §9524 to read as follows:

§9524. Service of Summons; verification for default judgment

Service of a summons in an action under this subchapter upon an individual other than an infant or an incompetent person, shall be made by delivering a copy of the summons, with accompanying papers, if any, to him or her personally or by leaving a copy thereof together with the accompanying papers, if any, at his or her dwelling house or usual place of abode in the presence of some person of suitable age and discretion residing therein, or by sending a copy of the summons with accompanying papers, if any, to him by certified mail, return receipt requested,

or by delivering copies thereof to an agent authorized by his appointment or by law, to receive service of process, at least 4 days before the day of appearance, unless it be returnable 'forthwith'; but service, by leaving a copy, shall not be made of any warrant returnable forthwith, nor in respect to any defendant who has not at the time a fixed place of abode in the county.

The service and the manner of service shall be stated in the return thus, 'served personally' by the State Constable or certified U.S. Mail 'or served by leaving a copy at the defendant's dwelling house or usual place of abode in the presence of A.B., a person of suitable age and discretion residing therein,' with the date of such service; and a judgment by default shall not be rendered until this service shall be verified by: (1) constable's affidavit in writing, or (2) certified return card by U.S. Postman. This shall be Prima Facie evidence that service has been made."

Approved July 26, 1974.

CHAPTER 541

FORMERLY HOUSE BILL NO. 918
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2
AND
SENATE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTER 25,, TITLE 21 OF THE DEL-AWARE CODE RELATING TO TRANSFER OF MOTOR VEHICLE TITLE, REGISTRATION AND PROVIDING FOR THE FORWARDING OF CERTAIN DOCUMENTS TO THE MOTOR VEHICLE DIVISION WHEN VEHICLE IS SCRAPPED, DISMANTLED, OR OTHERWISE DESTROYED BY THE OWNER OR IS STOLEN.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members elected to each branch thereof concurring therein):

Section 1. Amend Chapter 25, Title 21 of the Delaware Code, by adding a new Section 2512 to read as follows:

§2512. Responsibilities of vehicle owner when vehicle is scrapped or dismantled beyond repair

Whenever any motor vehicle for which a title has been issued by the Department, whether such vehicle is registered or unregistered, is scrapped, permanently dismantled, damaged or destroyed beyond repair or otherwise made permanently unusable as a motor vehicle, the owner thereof, within 30 days, in addition to complying with all the other provisions of this chapter, shall remove the serial number plates, and if the vehicle is registered, the registration plates, and shall immediately give or send such plates to the Department or an authorized representative thereof and shall cause the certificate of title to be mailed or delivered to the Department for cancellation.

The Department shall upon receipt of the certificate of title, issue and send to the owner a non-negotiable receipt for the vehicle described and the certificate of title. Such non-negotiable

receipt shall be deemed to meet all State proofs of ownership requirements.

Section 2. Amend Chapter 25, Title 21 of the Delaware Code, by adding thereto a new section designated as Section 2513 to read as follows:

§2513. Duty of owner or holder of certificate of title in reference to stolen vehicles

Whenever any motor vehicle for which a title has been issued by the Department, whether such vehicle is registered or unregistered, is stolen the owner or holder of the certificate of title shall, within 30 days of such theft, in addition to complying with all the other provisions of this chapter, send the certificate of title of the stolen vehicle to the Department or an authorized representative thereof. If the stolen vehicle is recovered after the title has been sent to the Department, the Department shall return the title at no cost to the owner or former holder of the certificate of title within ten (10) days after receiving a request therefor from such owner or former holder.

Section 3. Amend Section 2505, Chapter 25, Title 21, Delaware Code, by striking the first sentence of said section, and inserting in lieu thereof the following new sentence:

"Whenever any person, carrying on the business of wrecking or dismantling motor vehicles for resale of parts thereof, purchases or otherwise acquires any such vehicle, whether registered or unregistered, for the sole purpose of wrecking or dismantling it in order to resell the parts thereof, the owner upon transferring any such vehicle shall, in addition to forwarding to the Department the registration card and certificate of title issued for such vehicle as provided by this chapter, remove the serial number plates, and if the vehicle is registered, the registration plates, therefrom, and shall immediately give or send such plates, certificate of title and registration card to the Department or an authorized representative thereof, together with a report that the transferee of such vehicle acquired it for the sole purpose of wrecking or dismantling such vehicle in order to resell the parts thereof."

Approved July 26, 1974.

CHAPTER 542

FORMERLY HOUSE BILL NO. 894

AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF THE DELAWARE CODE RELATING TO MOTOR VEHICLES AND MAKING IT UNLAWFUL TO POSSESS, SELL OR TRANSFER BLANK TITLES, BLANK REGISTRATION CARDS, VEHICLE IDENTIFICATION PLATES, WARRANTY STICKERS AND VEHICLE INSPECTION CARDS UNDER CERTAIN CIRCUMSTANCES AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 67, Part IV, Title 21 of the Delaware Code, by adding thereto a new section, designated as Section 6708, which new section shall read as follows:

§6708. Possession of Blank Title; Blank Registration Card; Vehicle Identification Plate; Warranty Sticker and Registration Card

(a) No person, unless duly authorized by the Director of the Division of Motor Vehicles, shall have in his possession any blank certificate of title, blank registration card, blank vehicle identification plate, warranty sticker, or vehicle inspection card.

(b) No person, unless duly authorized by the Director of the Division of Motor Vehicles, shall sell or deliver any blank certificate of title, blank registration card, vehicle identification plate, warranty sticker, or vehicle inspection card.

(c) Any person found guilty of the violation of any of the provisions of this section shall be guilty of a Class E felony as the same is defined in Chapter 42 of Title 11 of this Code and shall be sentenced in accordance therewith."

Approved July 26, 1974.

CHAPTER 543

FORMERLY HOUSE BILL NO. 919
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF
THE DELAWARE CODE RELATING TO THE DISPOSAL
OF VEHICLES SEIZED BY THE STATE WHERE
THE ENGINE NUMBER OR SERIAL NUMBER OF THE
VEHICLE HAS BEEN ALTERED OR REMOVED.

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 6706, Chapter 67, Part IV, Title 21 of the Delaware Code, by adding thereto a new subsection, designated as subsection (c), which new subsection shall read as follows:

"(c) If, at the end of ten days, the person from whom the said vehicle or engine has been seized fails to provide the Director of the Division of Motor Vehicles, or one of his authorized agents, sufficient proof of the origin and ownership of a vehicle and the origin of its engine, the vehicle or engine shall be considered abandoned and disposed of pursuant to Chapter 44 of this title."

Approved July 22, 1974.

CHAPTER 544

FORMERLY HOUSE BILL NO. 895

**AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF
THE DELAWARE CODE RELATING TO MOTOR VE-
HICLE SALVAGE YARDS AND REQUIRING RECORDS
TO BE MAINTAINED ON CERTAIN VEHICLES AND
PROVIDING PENALTIES FOR VIOLATIONS THERE-
OF.**

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend Chapter 67, Part IV, Title 21 of the Delaware Code, by designating the sections of the present chapter as Subchapter 1 of said chapter, and by adding the following new subchapter:

SUBCHAPTER II. SALVAGE YARDS

§6715. Registration of junked motor vehicles

Every person owning a motor vehicle salvage yard, junkyard or automobile graveyard or his agent, upon acquiring a motor vehicle which is damaged in excess of fifty percent (50%) of its retail value or is partially dismantled or to be dismantled, shall make a complete record of such transfer, clearly identifying the specific vehicle involved. Within ten days after such transfer, the owner or his agent shall present the title and/or proof of ownership to the Motor Vehicle Division and in return shall be given a non-negotiable receipt for the vehicle described. Such non-negotiable receipt shall be deemed to meet all State proof-of-ownership requirements, and shall be kept by the owner at the place of business where the vehicle was placed when originally acquired by the owner. If the vehicle or major part thereof is transferred by the owner or his agent to another location, it shall be noted by the owner in the record, and the non-negotiable receipt shall be transferred and kept at the same location as the vehicle. The owner or his agent shall keep the non-negotiable receipt in an accessible place and shall make same available for inspection and examination by any motor vehicle inspector or

police officer. The records and information required by this section shall be maintained by the owner for as long as said vehicle remains in his possession or control; provided, however, that if the owner transfers such vehicle to another person he shall nevertheless keep such records and information for a period of three years from the date of such transfer.

Any person who willfully fails, neglects or refuses to maintain the records and information required by this section, or who shall refuse to permit the examination of records or information by persons permitted by this section to do so shall be guilty of a Class B misdemeanor as the same is defined in Chapter 42 of Title 11 of this Code and shall be sentenced in accordance therewith.

§6716. Rebuilt motor vehicles

If any vehicle being kept in a motor vehicle salvage yard or junkyard is rebuilt and application is made for a negotiable title to the vehicle, said vehicle shall be examined by members of the State Police Auto Theft Unit or by a person designated by the Director of the Division of Motor Vehicles prior to the issuance of any negotiable title to such vehicle.

Approved July 22, 1974.

CHAPTER 545

FORMERLY HOUSE BILL NO. 1111

AN ACT TO AMEND VOLUME 59, CHAPTER 226, LAWS OF DELAWARE, AUTHORIZING THE GOVERNOR WITH THE CONCURRENCE OF THE LEGISLATIVE ADVISORY COMMITTEE, DISCRETIONARY USE OF RESIDUAL FUNDS ORIGINALLY APPROPRIATED FOR EMPLOYMENT OF A RECOGNIZED FIRM OF BUSINESS CONSULTANTS TO ANALYZE, REORGANIZE AND ESTABLISH AND ESTABLISH AN EFFICIENT SYSTEM OF OPERATION IN THE DIVISION OF REVENUE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Governor, with the advice and concurrence of the Legislative Advisory Committee as established by Section 5, Chapter 226, Volume 59, Laws of Delaware, is hereby authorized to use, for further systems redesign and functional reorganization within the Division of Revenue, as needed, the residual of funds originally appropriated and identified by House Bill No. 571 of the Special Session of the 127th General Assembly, appearing as Volume 59, Chapter 226, Laws of Delaware.

Section 2. The Governor, with the advice and concurrence of the Legislative Advisory Committee, may use these funds, as needed, to employ consultants or utilize other entities to perform the systems redesign and reorganization.

Section 3. Any person retained by the Governor shall have access to all records, documents, and papers, including all tax returns, in the possession, custody, or subject to the control of the Division of Revenue. Consultants, their agents and employees shall be subject to the provisions of Section 1241, Subchapter XI, Title 30, Delaware Code.

Section 4. Any money appropriated for the purposes of this Act which is unexpended or unencumbered shall revert to the General Fund on June 30, 1975.

Approved July 26, 1974.

CHAPTER 546

FORMERLY HOUSE BILL NO. 680

AN ACT TO AMEND CHAPTER 43, PART II, TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMINAL PROCEDURE; AND PROVIDING THAT ANY SENTENCE IMPOSED FOR A CRIME COMMITTED ON PAROLE OR CONDITIONAL RELEASE BE SERVED CONSECUTIVELY.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §4352, Chapter 43, Part II, Title 11 of the Delaware Code, by striking the words "concurrently with" as the same appear in subsection (g), and substituting the words "consecutively after" in lieu thereof.

Approved July 26, 1974.

CHAPTER 547

FORMERLY HOUSE BILL NO. 1048

**AN ACT TO AMEND TITLE 11, DELAWARE CODE, BY
MAKING A SERIES OF AMENDMENTS TO THE
CRIMINAL CODE RELATING TO DEFINITIONS OF
CRIMES, DESIGNATION OF CRIMES, DEFINITIONS,
JURISDICTION OF COURTS.**

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of the members elected to each House concurring therein):

Section 1. Amend Title II, Delaware Code, Section 303 (c), by striking the word "suggests" as it appears therein and inserting in lieu thereof the word "raises".

Section 2. Amend Title II, Delaware Code, Section 763, by striking said section, and inserting in lieu thereof the following new sections:

§763. Rape in the second degree

A male is guilty of rape in the second degree when he intentionally engages in sexual intercourse with a female without her consent.

Rape in the second degree is a class B felony.

§764. Rape in the first degree

A male is guilty of rape in the first degree when he intentionally engages in sexual intercourse with a female without her consent, and

(1) in the course of the offense he inflicts serious physical, mental or emotional injury upon the victim, or

(2) the victim was not the defendant's voluntary social companion on the occasion of the crime and had not previously permitted him sexual contact.

Rape in the first degree is a class A felony.

Section 3. Amend Title II, Delaware Code, Section 772, by striking in its entirety subsection (c) thereof, and by redesignating subsection (d) as the new subsection (c).

Section 4. Amend Title II, Delaware Code, Section 766, by striking said section, and by inserting in lieu thereof the following new sections:

§765. Sodomy in the second degree

A person is guilty of sodomy in the second degree when he intentionally engages in deviate sexual intercourse with another person without that person's consent.

Sodomy in the second degree is a class C felony.

§766. Sodomy in the first degree

A person is guilty of sodomy in the first degree when he intentionally engages in deviate sexual intercourse with another person without that person's consent, and

(1) in the course of the offense he inflicts serious physical, mental, or emotional injury upon the victim, or

(2) the victim is less than 12 years old.

Sodomy in the first degree is a class B felony."

Section 5. Amend Title II, Delaware Code, Section 783, by striking said section, and by inserting in lieu thereof the following new sections:

§783. Kidnapping in the second degree

A person is guilty of kidnapping in the second degree when he unlawfully restrains another person with any of the following purposes:

(1) To hold him for ransom or reward; or

(2) To use him as a shield or hostage; or

(3) To facilitate the commission of any felony or flight thereafter; or

(4) To inflict physical injury upon him, or to violate or abuse him sexually; or

(5) To terrorize him or a third person; and the actor voluntarily releases the victim alive, unharmed, and in a safe place prior to trial.

Kidnaping in the second degree is a class B felony.

§783 A. Kidnapping in the first degree

A person is guilty of kidnapping in the first degree when he unlawfully restrains another person with any of the following purposes:

(1) To hold him for ransom or reward; or

(2) To use him as a shield or hostage; or

(3) To facilitate the commission of any felony or flight thereafter; or

(4) To inflict physical injury upon him, or to violate or abuse him sexually; or

(5) To terrorize him or a third person; and the actor does not voluntarily release the victim alive, unharmed, and in a safe place prior to trial.

Kidnapping in the first degree is a class A felony.

Section 6. Amend Title II, Delaware Code, Section 832, by striking subparagraph (2) in its entirety, and inserting in lieu thereof a new subparagraph (2) to read as follows:

“(2) Displays what appears to be a deadly weapon; or”.

Section 7. Amend Title II, Delaware Code, Section 1103 (a), by striking the period (.) after the word “others” as the same appears therein, and by inserting in lieu thereof the following new language:

“, whether or not such child shall be adjudged a ‘delinquent child’ by a court.”

Section 8. Amend Title II, Delaware Code, Sections 1252 and 1253, by striking the words “department of correction” as the

same appear therein, and by inserting in lieu thereof the words "Department of Health and Social Services".

Section 9. Amend Title II, Delaware Code, Section 1336 (a), by adding the following to the definition of "Investigative or law enforcement officer":

"it shall also include any officer of the Government of the United States or any agency thereof who is empowered by law to conduct investigations of, or to make arrests for, any offense involving the laws of the United States and any attorney authorized by a law of the United States to prosecute or participate in the prosecution of any such offense;"

Section 10. Amend Title II, Delaware Code, Section 1336 (k), by striking the second to last paragraph thereof beginning with the words "No order", and by inserting in lieu thereof the following new paragraph:

"No order entered under this section shall authorize the interception of any wire or oral communication for a period of time longer than is necessary to achieve the objective of the authorization, nor in any event longer than thirty days. Every order entered under this section shall require that such interception begin and terminate as soon as practicable and may be conducted in such a manner as to minimize or eliminate the interception of such communications not otherwise subject to interception under this section. In no case shall an order entered under this section authorize the interception of wire or oral communications beyond the attainment of the authorized objective or in any event for any period exceeding thirty (30) days. Extensions or renewals of such an order may not be granted unless an application for it is made in accordance with this section, and the Court makes the findings required by subsections (i), (j) and this subsection."

Section II. Amend Title II, Delaware Code, Section 1336 (k), by inserting in the paragraph therein beginning with the words "Whenever an order authorizing" between the words "person" and "furnishing" the following language:

"is according the person whose communications are to be intercepted. Any communication common carrier, landlord, custodian or other person".

Section 12. Amend Title II, Delaware Code, Section 1444, by adding a new paragraph thereto to read as follows:

"The term 'shotgun' as used in this section means a weapon designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned and made or remade to use the energy of the explosive in a fixed shotgun shell to fire through a smooth bore either a number of projectiles (ball shot) or a single projectile for each pull of the trigger. The term 'sawed-off shotgun' as used in this section means a shotgun having one or more barrels less than 18 inches in length or any weapon made from a shotgun (whether by alteration, modification, or otherwise) if such weapon as modified has an overall length of less than 26 inches."

Section 13. Amend Title II, Delaware Code, Section 1442, by striking the letter "D" as the same appears therein, and inserting in lieu thereof the letter "E".

Section 14. Amend Title II, Delaware Code, Section 1443, by striking the words "E felony" as the same appear therein, and inserting in lieu thereof the words "A misdemeanor".

Section 15. Amend Title II, Delaware Code, Section 1447, by adding thereto the following new paragraph to be designated as subsection (d) :

"(d) A person may be found guilty of violating this section notwithstanding that the felony for which he is convicted and during which he possessed the deadly weapon is a lesser included felony of the one originally charged."

Section 16. Amend Title II, Delaware Code, Section 2701, by striking the first paragraph of subsection (b) thereof, and inserting in lieu thereof the following new paragraph:

"(b) The Court of Common Pleas for the State of Delaware shall have original jurisdiction to hear, try and finally determine all misdemeanors and violations alleged to have been committed within New Castle County, outside the City of Wilmington, Kent and Sussex Counties, except where jurisdiction over such offenses is vested exclusively in another court. The jurisdiction

conferred by this subsection includes concurrent jurisdiction with the Justice of the Peace in all cases in which the Justices of the Peace have jurisdiction."

Section 17. Amend Title II, Delaware Code, Section 2702, by striking in subsection (24) thereof the words "malicious obstruction of emergency telephone calls", and inserting in lieu thereof the words "aggravated harassment".

Section 18. Amend Title II, Delaware Code, Section 2702, by adding thereto a new subsection (25), and redesignating the present subsections (25), (26) and (27) as (26), (27) and (28) respectively, the new subsection (25) to read as follows:

"(25) Section 1313 (malicious obstruction of emergency telephone calls) ;".

Section 19. Amend Title II, Delaware Code, Section 4213, by amending the list of crimes in subsection (b) thereof by striking the lines "783 kidnapping" and "763 rape", and inserting in lieu thereof the following:

"783 Kidnapping in the first degree

783A Kidnapping in the second degree

763 Rape in the second degree

764 Rape in the first degree".

Section 20. Amend Title II, Delaware Code, Section 4213, by adding thereto a new subsection (c) to read as follows:

"(c) Any person who has been convicted for an offense which occurred within this State prior to July 1, 1973 of any of the hereinafter enumerated crimes shall be considered as having been convicted previously of the crimes specified in subsection (b) hereof for purposes of the operation of Section 4213 and Section 4214 of this title. Any person convicted under the laws of another state, the United State or any territory of the United States of any felony the same as or equivalent to any of the above or hereinafter named felonies is a habitual offender for the purposes of this section and Section 4214 of this title.

Such felonies include:

- Arson in the first degree,
- Burglary in the first degree,
- Burglary in the second degree,
- Murder in the first degree,
- Murder in the second degree,
- Manslaughter except involuntary,
- Manslaughter by motor vehicle,
- Assault with intent to murder,
- Poisoning with intent to murder,
- Kidnapping,
- Abducting child under 12 years,
- Kidnapping child under 15 years,
- Maiming by lying in wait,
- Maiming without lying in wait,
- Rape,
- Assault with intent to commit rape,
- Robbery,
- Assault with intent to commit robbery."

Section 21. Amend Title II, Delaware Code, Section 4213, by adding thereto a new subsection (c) to read as follows:

"(c) A conviction of rape or kidnapping under either Section 763 or Section 783 as the same existed and were defined prior to the amendment of this section, shall be considered a prior conviction for the purpose of the effectiveness and applicability of this subsection, this section and Section 4214 of this title."

Section 22. The change of section number, separation of crimes into degrees and other amendments in this Act to the provisions of the Criminal Code, Title II, Delaware Code, shall not render any previous act, arrest, prosecution trial, appeal or other proceeding void or inoperative or otherwise immune from full and appropriate prosecution.

Approved July 26, 1974.

CHAPTER 548

FORMERLY HOUSE BILL NO. 1075

AN ACT RELATING TO A PENSION FOR PHILLIP F. SUSI, A FORMER EMPLOYEE OF THE DELAWARE ARMY NATIONAL GUARD.

WHEREAS, Phillip F. Susi served in the Delaware Army National Guard for a total accumulative service of eighteen years and one month; and

WHEREAS, Phillip F. Susi terminated his service with the Delaware Army National Guard on February 5, 1949; and

WHEREAS, Phillip F. Susi did not qualify for a service pension benefit under the State Employees' Retirement Plan; and

WHEREAS, Phillip F. Susi is presently disabled.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The Board of Pension Trustees is hereby directed to accept the application of Phillip F. Susi for a service pension benefit in accordance with the State Employees' Retirement Plan and is further directed to determine that said Phillip F. Susi be eligible for a service pension under the provisions of Chapter 55, Title 29, Delaware Code.

Approved July 26, 1974.

CHAPTER 549

FORMERLY HOUSE BILL NO. 1098

**AN ACT RELATING TO THE ADJUSTMENT OF STATE
EMPLOYEE PENSION BENEFITS FOR ELLEN W.
COLLINS AND MIRIAM H. DOUGLAS.**

WHEREAS, Ellen W. Collins, a former teacher who has been receiving State employee pension benefits for a period of three years or longer, was receiving \$361.53 per month, but after an "adjustment" in 1972 was reduced to \$323.89 per month; and

WHEREAS, Miriam H. Douglas, a former teacher who has been receiving State employee pension benefits for a period of three years or longer, was receiving \$437.88 per month prior to the adjustment, and now receives \$406.82 per month.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Board of Pension Trustees is hereby directed to accept the application of Ellen W. Collins (Social Security No. 222-22-6182) for a pension in the amount previously received by such person prior to any adjustment. The Board is further directed to determine that Ellen W. Collins is eligible for the said pension.

Section 2. The State Board of Pension Trustees is hereby directed to accept the application of Miriam H. Douglas (Social Security No. 222-22-5394) for a pension in the amount previously received by such person prior to any adjustment. The Board is further directed to determine that Miriam H. Douglas is eligible for the said pension.

Approved July 26, 1974.

CHAPTER 550

FORMERLY SENATE SUBSTITUTE NO. 1
FOR
SENATE BILL NO. 629

AN ACT TO AMEND "AN ACT TO REINCORPORATE THE TOWN OF BOWERS", BEING CHAPTER 279, VOLUME 53, LAWS OF DELAWARE BY ADDING A PROVISION FOR REGISTRATION OF VOTERS, ELIMINATING THE REQUIREMENT THAT THE TOWN ASSESSMENT CAN NOT EXCEED THE COUNTY ASSESSMENT, PROVIDE PENALTY FOR ABSENT MEMBER OF COUNCIL, CHANGE DATE OF APPEAL DAY AND DATE OF POSTING TAX LIST.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all the members elected to each House thereof concurring therein):

Section 1. Subsection (6) (c) of Chapter 279, Volume 53, Laws of Delaware, is amended by adding the following words "Every person, to be eligible to vote in any town election shall be registered with the Secretary at least thirty (30) days prior to the town election in a manner prescribed by the town council."

Section 2. Subsection (9) (a) of Chapter 279, Volume 53, Laws of Delaware, is amended by adding paragraph "(b) Absent Member - any council member, including the mayor, who misses three (3) consecutive regular meetings of the town council without being excused by the council shall be removed from office and his or her seat on council shall be declared vacant."

Section 3. Subsection (16) (a) of Chapter 279, Volume 53, Laws of Delaware, is amended by striking subsection (16) (a) in its entirety and substituting in lieu thereof the following:

"(a) Assessor, Assessments.

The Council shall appoint annually in March of each year an Assessor to make a just, true and impartial annual assessment of all real estate within the limits of the town of Bowers. The

Assessor shall also make an annual personal assessment of all citizens of the Town eighteen years of age or above. The Assessor, after making such annual assessments, shall before the last day in June of each year deliver to the Council a list containing the names of all persons assessed and the amount of assessment against each, distinguishing the real and personal assessment of each person. Immediately upon receiving the annual assessment list from the Assessor, the Town Council shall cause a full and complete copy of the same containing the amount assessed to each taxable person to be posted for seven (7) days in a public place in said Town. Notice of the posting of the list shall be posted in at least three (3) public places in the Town which shall also notify all concerned that the Town Council sitting as a Board of Appeals shall at their regular meeting on the first Wednesday in July of each year hear appeals from said assessment and shall increase, decrease or abate such assessment if they deem such action necessary and just. The decision of the Town Council sitting as a Board of Appeals shall be final and conclusive."

Section 4. Subsection (16) (d) of Chapter 279, Volume 53, Laws of Delaware is amended by striking the word "August" as it appears on line 1 and substituting in lieu thereof the word "July".

Approved July 26, 1974.

CHAPTER 551

FORMERLY SENATE BILL NO. 631
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT AMENDING SECTION 8511, TITLE 11, DELAWARE
CODE, RELATING TO STATE BUREAU OF IDENTIFI-
CATION.

*Be it enacted by the General Assembly of the State of
Delaware:*

Amend Section 8511, Title II, Delaware Code, by adding a
new section "(4)" to read as follows :

"(4) Any person who may request and receive a copy of his
or her own Delaware criminal history record provided that such
person submits to a reasonable procedure established by
standards set forth by the superintendent of the State Police to
identify one's self as the person whose record this individual
seeks. This individual shall pay a fee of \$5.00 per request
payable to the Delaware State Police."

Approved July 26, 1974.

CHAPTER 552

FORMERLY HOUSE BILL NO. 971

**AN ACT RELATING TO FRANCIS J. HERON, DECEASED,
A FORMER EMPLOYEE OF THE GOVERNOR BACON
HEALTH CENTER AND THE CITY OF WILMINGTON,
AND THE ELIGIBILITY OF HIS WIDOW FOR A PEN-
SION.**

WHEREAS, Francis J. Heron was an employee of the Governor Bacon Health Center from May 24, 1956 to December 14, 1959; and

WHEREAS, Francis J. Heron was employed by the Wilmington Public Schools for eleven years, two months; and

WHEREAS, Francis J. Heron lacked only three months to obtain the time required for a Survivor's Pension for his widow.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The State Treasurer is hereby directed to accept the application of Mrs. Francis J. Heron for a pension in accordance with the provisions of Section 8326, Title II of the Delaware Code, and amendments thereto.

Approved July 26, 1974.

CHAPTER 553

FORMERLY HOUSE BILL NO. 909

**AN ACT TO AMEND CHAPTER 17, TITLE 14 DELAWARE
CODE RELATING TO THE DEFINITION OF FULL
VALUATION AS A FACTOR IN THE FORMULA FOR
DETERMINING DIVISION III FUNDS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 1707 (b) (5), Chapter 17, Title 14 of the Delaware Code, by adding at the end thereof the following:

"For the fiscal year immediately following reassessment in any county, 'total full valuation' for that county shall be determined by multiplying 1.10 times the total full valuation as of July 1 for the fiscal year immediately preceding reassessment. Thereafter, the increase in the total full valuation in that county shall be added to the adjusted total full valuation each year."

Section 2. The effective date of this Act shall be July 1, 1974.

Approved July 26, 1974.

CHAPTER 554

FORMERLY SENATE BILL NO. 639
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND TITLE 19, DELAWARE CODE, BY
RAISING THE PERCENTAGE OF PREMIUMS TO BE
PAID BY INSURANCE COMPANIES AND SELF-IN-
SURERS INTO THE SECOND INJURY AND CONTING-
ENCY FUND.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 2395 (a), Chapter 23, Title 19 of the Delaware Code, by striking the words "one half of one percent" as they appear therein and inserting in lieu thereof the words "one percent".

Section 2. Amend Section 2395 (b), Chapter 23, Title 19 of the Delaware Code, by striking the words "one half of one percent" as they appear therein and inserting in lieu thereof the words "one percent".

Section 3. Amend Section 2397, Chapter 23, Title 19 of the Delaware Code, by striking it in its entirety and inserting in lieu thereof the following:

**§2397. Limitation of second injury and contingency fund
cessation and resumption of payments**

When the total amount of payments made by insurance carriers and/or employers who are self-insurers into the 'Industrial Accident Board Second Injury and Contingency Fund' equals or exceeds \$85,000 no further payments to the Fund shall be required; but whenever, thereafter, the amount of such Fund is reduced below \$35,000 by reason of payments out in accordance with the provisions of Section 2396 of this title, then payments to such Fund shall be resumed forthwith and shall continue until such Fund again amounts to \$85,000.

Approved July 26, 1974.

CHAPTER 555

FORMERLY SENATE BILL NO. 630
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT TO AMEND TITLES 3 AND 29, DELAWARE CODE,
RELATING TO THE CLASSIFICATION OF CERTAIN
STATE EMPLOYEES IN THE DEPARTMENT OF AGRICULTURE
PRESENTLY EXCLUDED FROM THE
MERIT SYSTEM.**

WHEREAS, in the early sixties, prior to the present merit system, a statute was enacted dealing with a type of merit system for certain employees of the Department of Agriculture holding federal licenses and establishing procedures for hearings and allowing an appeal to the Governor; and

WHEREAS, this law was not repealed with the enactment of the present merit system nor with the change over to the Cabinet form of Government; and

WHEREAS, a recent Attorney General's Opinion, dated April 17, 1974, has held that these employees do not have the status of classified employees under the State Merit System; and

WHEREAS, the State employees affected have been under the impression that they were covered by the merit system and want to be under the merit system;

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Section 5903, Title 29, Delaware Code, by striking the semicolon (;) at the end of subparagraph (15) and inserting the following: "except certain covered employees of the Department of Agriculture as defined by Section 311 of Title 3."

Section 2. Amend Chapter 3, Title 3, Delaware Code, by striking therefrom the subchapter designations and sections 311, 312, 313 and 314, and by inserting a new Section 305 to read as follows:

§305. Employees

Federal certificate clerks, federally licensed grain inspectors, and other federally licensed inspectors and graders and who are permanent State employees whether or not the State is reimbursed by the federal government for their services, shall be classified employees subject to the provisions of Chapter 59 of Title 29 of the Delaware Code.

Approved July 26, 1974.

CHAPTER 556

FORMERLY HOUSE BILL NO. 950
AS AMENDED BY
HOUSE AMENDMENT NO. 1,
SENATE AMENDMENT NO. 4,
SENATE AMENDMENT NO. 6,
AS AMENDED BY SENATE AMENDMENT NO. 1
TO SENATE AMENDMENT NO. 6,
AND
SENATE AMENDMENT NO. 7

**AN ACT TO AMEND CHAPTER 29, PART II, TITLE 6 OF
THE DELAWARE CODE RELATING TO COMMERCE
AND TRADE; AND REGULATING CERTAIN TRADE
PRACTICES WHICH AFFECT THE DISTRIBUTION OF
MOTOR FUELS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §2901. Chapter 29, Part II, Title 6 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

“§2901. Definitions

The following words, terms and phrases, when used in this Chapter, shall have the meaning ascribed to them except where the context clearly indicates a different meaning:

(a) ‘Automotive products’ shall mean any product sold or distributed by a retail dealer for use with a motor vehicle, whether or not such product is essential for the maintenance of the motor vehicle and whether or not such product is also used for non-automotive purposes;

(b) ‘Deposit in advance’ shall mean any deposit, regardless of its purported purpose, which is received by a distributor or manufacturer from the retail dealer as a breakage, security or other similar deposit;

(c) 'Marketing agreement' shall mean a written or parol agreement between a manufacturer and a retail dealer or a distributor and a retail dealer under which (1) the dealer promises to sell or distribute the product or products of the manufacturer or distributor; (2) the retail dealer is granted the right to use a trademark, trade name, service mark or other identifying symbol or name owned by a manufacturer; or (3) the retail dealer is granted the right to occupy premises owned, leased or controlled by a manufacturer or distributor;

(d) 'Coupon' shall include stamps which are given to a customer which may later be redeemed for service or merchandise, and shall include 'green stamps', 'yellow stamps', and similar promotions;

(e) 'Manufacturer' shall mean every producer or refiner of petroleum products, or the producer or fabricator of any automotive product sold or distributed by a service station;

(f) 'Motor fuel' shall mean and include any substance or combination of substances which is intended to be or is capable of being used for the purpose of propelling or running by combustion any internal combustion engine and sold or used for that purpose;

(g) 'Retail fuel outlet' shall mean a place at which gasoline and oil are stored and supplied to service stations or to the public, and which is operated by independent contractors or by persons in the employ of such independent contractors;

(h) 'Retail dealer' shall mean and include any person operating a service station, filling station, store, garage or other place of business for the sale of motor fuel for delivery into the service tank or tanks of any vehicle propelled by an internal combustion engine."

Section 2. Amend §2903, Chapter 29, Part II, Title 6 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

§2903. Manufacturers

All manufacturers of motor fuel, diesel fuel, heating oil, to include refiners and individuals wishing to establish retail service

stations shall, before selling or offering for sale motor vehicle fuels or special fuels, under whatever name, for the purpose of powering motor vehicles shall file with the Division of Consumer Affairs of the Department of Community Affairs and Economic Development a declaration or statement that they desire to sell such products in this State. Such declaration or statement shall contain the name, brand or trademark of the products intended to be sold, together with the name and address of the supplier thereof, and a continuing covenant that all such products shall be in conformity with State standards, that no water or other adulterants shall be added to any oil or gasoline products, and that the chemical composition of products shall not be changed except after Notice to the Division of Consumer Affairs. The provisions of this section shall also apply to gasoline and other automotive fuels distributed by the Governor under emergency powers.

Section 3. Amend §2905, Chapter 29, Part II, Title 6 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

§2905. Independence of Retail Dealers

(a) No manufacturer of petroleum products shall open a major brand, secondary brand or unbranded retail gasoline outlet or service station in the State, that would be operated by company personnel, a subsidiary company, or a commissioned agent.

(c) The Division of Consumer Affairs of the Department of Community Affairs and Economic Development shall adopt rules or regulations defining the circumstances in which a manufacturer may temporarily operate a service station in times of emergency or similar special circumstances.

Section 4. Amend §2906, Chapter 29, Part II, Title 6 of the Delaware Code, by striking said section in its entirety, and substituting in lieu thereof the following:

§2906. Equal treatment

(a) Every manufacturer, supplying petroleum products to retail dealers and other retail fuel outlets shall extend all

voluntary allowances uniformly to every dealer or outlet supplied.

(b) Every manufacturer, supplying petroleum products to retail dealers or other retail fuel outlets shall apply all equipment rentals uniformly to all dealers and outlets supplied.

(c) Every manufacturer, supplying petroleum products to retail dealer or other retail fuel outlets shall apportion uniformly all gasoline and special fuels supplied during periods of shortages, on an equitable basis, and shall not discriminate among dealers and outlets in such allotments.

Section 5. Amend Chapter 29, Part II, Title 6 of the Delaware Code, by adding thereto a new section, designated as §2907, which new section shall read as follows:

§2907. Equipment purchased by Retail Dealer

Property purchased by a retail dealer and affixed or appended to a service station or retail fuel outlet shall remain the property of the person purchasing same, notwithstanding the fact that it is permanently attached. Upon termination of a marketing agreement, termination of a lease or the vacating of the premises by the retail dealer, the purchaser of the property shall have a reasonable time in which to remove same from the premises or may enter into an agreement with the owner of the premises for the purchase of the equipment at a fair and equitable price. In removing property which has become affixed to the premises, the person removing the property shall leave the premises in the same condition as they were at the time the property was attached.

Section 6. Amend Chapter 29, Part II, Title 6 of the Delaware Code, by adding thereto a new section, designated as §2908, which new section shall read as follows:

§2908. Purchase promotion sales

No agreement, formal or informal, shall provide for the use of any promotion, premium, coupon, give-away, or rebate in the operation of the business; provided, however, that a dealer may participate in a promotion, premium, coupon give-away or rebate

sponsored by a manufacturer and completely paid for by the manufacturer.

Section 7. Amend Chapter 29, Part II, Title 6 of the Delaware Code, by adding thereto a new section, designated as §2909, which new section shall read as follows:

§2909. Marketing Agreements

Every marketing agreement between a manufacturer and a retail dealer shall be subject to the following non-waivable provisions, whether or not they are expressly set forth in the agreement:

(a) No agreement shall require a retail dealer to keep his station or outlet open for business for any specified number of hours per day, or days per week.

(b) The retail dealer shall have the right to cancel a marketing agreement until midnight of the seventh business day after the day on which the agreement was signed, by giving the other party Notice in writing of the cancellation. Upon giving the other party such notice, all money, equipment and merchandise loaned, sold or delivered to the retail dealer under the agreement shall be returned to the other party for full credit, or the cash equivalent. If the other party to the agreement is the owner of the real estate upon which the retail dealer conducted his business, the dealer shall deliver full possession of the real estate back to the other party.

(c) No agreement shall contain any provision which in any way limits the right of either party to a trial by jury, the interposition of counter-claims or cross-claims.

(d) The price at which a retail dealers sells products shall not be fixed nor maintained by a manufacturer, nor shall any person seek to do so, nor shall the price of products be subject to enforcement or coercion by any person in any manner. Nothing herein shall be construed to prohibit a manufacturer from suggesting prices and counseling with dealers concerning prices. Each agreement between a manufacturer and a dealer shall have, in ten-point type, the legend: "PRICE FIXING OR MANDATORY PRICES FOR ANY PRODUCTS COVERED IN THIS

AGREEMENT IS PROHIBITED. A SERVICE STATION DEALER MAY SELL ANY PRODUCTS LISTED IN THIS AGREEMENT FOR A PRICE WHICH HE ALONE MAY DECIDE."

(e) No party to a marketing agreement with a retail dealer shall unreasonably withhold his consent to any assignment, transfer or sale of the marketing agreement; nor may a manufacturer unreasonably refuse to renew a marketing agreement.

(f) With respect to non-renewal of a marketing agreement, either party must give the other party notice of intent not to renew the marketing agreement at least ninety days prior to the expiration of the term of that marketing agreement, and shall state the reason for such non-renewal.

(g) Notwithstanding any contract provision, no lease agreement or any other contract which bases rent upon the amount of products sold shall permit any increase in such rentals if there is a ceiling on the amount which may be charged for the product.

(h) If the marketing agreement or rental agreement requires the retail dealer to provide to the manufacturer or other party to the agreement any deposit in advance or any other deposit for the use of the service station or delivery of fuel, such deposit shall be held by the person designated to receive it in the agreement and shall be held for the term of the rental agreement unless it is sooner terminated. Within thirty days after the termination of the agreement the deposit shall be returned, together with interest on such deposit at the rate of six percent (6%) per annum.

Section 8. Amend Chapter 29, Part II, Title 6 of the Delaware Code, by adding thereto a new section, designated as §2910, which new section shall read as follows:

§2910. Termination of Contract or Franchise

(a) In the event a marketing agreement between a dealer and manufacturer is terminated or cancelled, whether by mutual consent or otherwise, the manufacturer shall, within thirty days, tender to the dealer, for products which were sold to the dealer which the dealer has been unable to sell, the full price originally

paid by the dealer for the products. In the event there is any existing indebtedness owned directly to the manufacturer by the dealer, the value of the products being re-purchased shall first be applied to the existing indebtedness, which shall be reduced not only by the value of the products re-purchased but also by the subtraction of any interest or service charges imposed on the products being re-purchased. If the manufacturer does not make such tender within thirty days, the dealer may sell the products for as reasonable a price as may be obtained, and shall have a cause of action against the manufacturer for the balance.

Section 9. Amend Chapter 29, Part II, Title 6 of the Delaware Code, by adding thereto a new section, designated as §2911, which new section shall read as follows:

§2911. Rules and regulations; Advisory Council

(a) The Office of Retail Gasoline Sales is established within the Division of Consumer Affairs of the Department of Community Affairs and Economic Development, and shall have the power to perform and be responsible for the performance of all the administrative, ministerial, clerical and advisory functions involved in the administration and enforcement of this Chapter. The Office of Retail Gasoline Sales shall determine the rules and regulations necessary for the proper enforcement of this Chapter, but prior to the adoption, amendment or repeal of any rule or regulation the Office shall:

(1) give at least twenty days' notice for a public hearing. Such notice shall include a statement of either the terms or substance of the intended action or a description of the subjects and issues involved, and the time when, the place where, and the manner in which interested persons may present their views thereon. The notice shall be mailed to all persons who have made timely request to the Office for advance notice, and shall be published at least once in each county by a daily newspaper of general circulation and at least once in a weekly newspaper in each county.

(2) afford all interested persons the opportunity to submit data, views or arguments (orally or in writing). The Office shall fully consider all oral and written suggestions respecting the proposed rule or regulation. The Office may make its decision at

the public hearing or announce the earliest date as to when it intends to make its decision. Any proceeding to contest a rule or regulation by the Office must be commenced within six months from the effective date of the rule or regulation.

(b) Advisory Council. The Governor shall appoint a council to advise the Office of Retail Gasoline Sales concerning the distribution of motor fuels in the State, and shall assist in the formulation of regulations and policy. The Council shall consist of three residents of Sussex County, three residents of Kent County, three residents of New Castle County outside the City of Wilmington, and three residents from the City of Wilmington. Each member of the Council shall have a general knowledge and acquaintance of the distribution and sale of motor fuel products.

(c) The Office, after consulting with the Advisory Council, may:

(1) monitor motor vehicle fuels or special fuels sold, or intended to be sold, within this State, as to the composition of such fuels;

(2) where a marketing agreement is declared by the Office to be in violation of §2909 or §2910 and has not been, within a reasonable time, amended to the satisfaction of all parties thereto, the Office shall have the power to declare the agreement void *ab initio*, enjoin the parties from continuing in effect any provision thereof, and/or request the Attorney General to initiate appropriate legal action.

Section 10. The provisions of this Act shall be liberally construed in order to effectively carry out the purposes of this Act in the interests of the public health, welfare and safety.

Section 11. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to that end the provisions of this Act are declared to be severable.

Approved July 29, 1974.

CHAPTER 557

FORMERLY HOUSE BILL NO. 897

AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF THE DELAWARE CODE RELATING TO THEFT, UNAUTHORIZED USE AND DAMAGE TO MOTOR VEHICLES; AND MAKING IT UNLAWFUL TO REMOVE AUTHORIZED USE AND DAMAGE TO MOTOR VEHICLE IDENTIFICATION PLATES OR CONFIDENTIAL VEHICLE IDENTIFICATION NUMBERS UNDER CERTAIN CIRCUMSTANCES AND MAKING IT UNLAWFUL TO POSSESS MOTOR VEHICLES, TRAILER OR SEMI-TRAILER WHICH HAVE HAD WARRANTY OR CERTIFICATION STICKERS, VEHICLE IDENTIFICATION PLATES OR CONFIDENTIAL VEHICLE IDENTIFICATION NUMBERS REMOVED AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 67, Part IV, Title 21 of the Delaware Code, by adding thereto a new section, designated as Section 6709, which new section shall read as follows:

§6709. Removal of warranty or certification stickers; vehicle identification plates; confidential vehicle identification Numbers

No person, unless duly authorized by the Director of the Division of Motor Vehicles or an agent of the Director, shall remove or alter a vehicle identification plate, warranty or certification sticker or confidential vehicle identification number from any motor vehicle, trailer or semi-trailer, or part thereof or have in his possession any motor vehicle, trailer or semi-trailer, or part thereof, where the vehicle identification plate, warranty or certification sticker, or confidential vehicle identification number has been removed without first obtaining permission, in writing, from the said Director.

Any person found guilty of the violation of a provision of this section shall be guilty of a Class E felony as the same is defined in Chapter 42 of Title 11 of this Code and shall be sentenced in accordance therewith.

Approved July 29, 1974.

CHAPTER 558

FORMERLY HOUSE BILL NO. 896

AN ACT TO AMEND CHAPTER 67, PART IV, TITLE 21 OF THE DELAWARE CODE RELATING TO THE POSSESSION OF CERTAIN MOTOR VEHICLE DOCUMENTS; AND MAKING UNLAWFUL THE POSSESSION OR TRANSFER OF ASSIGNED TITLES, ASSIGNED REGISTRATION CARDS, VEHICLE IDENTIFICATION PLATES, WARRANTY STICKERS UNDER CERTAIN CIRCUMSTANCES AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 67, Part IV, Title 21 of the Delaware Code, by adding thereto a new section, designated as Section 6710, which new section shall read as follows:

§6710. Unlawful possession of assigned titles, assigned registration cards, vehicle identification plates, and Warranty stickers

(a) Motor Vehicle Documents. No person shall have in his possession any assigned certificate of title, registration card, vehicle identification plate or warranty sticker or deliver for sale any assigned certificate of title, registration card, vehicle identification plate or warranty sticker unless such motor vehicle document is accompanied by seventy-five percent (75%) of the vehicle described on the assigned certificate of title, registration card, vehicle identification plate or warranty sticker.

(b) Penalty. Any person found guilty of a violation of any of the provisions of this section shall be guilty of a Class E felony as the same is defined in Chapter 42 of Title 11 of this Code and shall be sentenced in accordance therewith.

Approved July 29, 1974.

CHAPTER 559

FORMERLY HOUSE BILL NO. 898
AS AMENDED BY
HOUSE AMENDMENT NO. 1 AND
SENATE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTER 46, PART III, TITLE 21 OF THE DELAWARE CODE MAKING IT UNLAWFUL TO POSSESS MOTOR VEHICLE MASTER KEYS, MANIPULATIVE KEYS, KEY-CUTTING DEVICES, LOCK PICK OR LOCK PICKING DEVICES OR HOT WIRES UNDER CERTAIN CIRCUMSTANCES AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 46, Part III, Title 21 of the Delaware Code, by adding thereto a new section, designated as Section 4604, which new section shall read as follows :

§4604. Possession of motor vehicle master keys, manipulative keys, key-cutting devices, lock picks or lock picking devices or hot wires

(a) No person shall have in his possession any motor vehicle master key, manipulative key or device, key-cutting device, lock pick or lock picking device or hot wire, designed to open or capable of opening the door or trunk of any motor vehicle or of starting the engine of a motor vehicle. Any person who violates this subsection shall be guilty of a Class E felony as the same is defined in Chapter 42 of Title 11 of this Code and shall be sentenced in accordance therewith.

(b) The provisions of this section shall not apply to any *bona fide* dealer of new or used motor vehicles, a car rental agent, a locksmith, a public utility subject to the jurisdiction of the Public Service Commission or the agents of such persons while such persons or their agents are acting within the scope of their employment. The provisions of this section shall not apply to a private investigator who in the usual course of business repos-

sesses vehicles if such investigator is licensed and bonded by the State of Delaware or the employees of such private investigator while the employee is repossessing vehicles in the usual course of business and is bonded and licensed by the State of Delaware. The provisions of this section shall not apply to a State, county or municipal law enforcement officer who is acting within the scope of his official duties. Nor shall this section apply to a bona fide business which has a key-cutting device located and used on the premises for the purpose of making replacement keys.

Approved July 29, 1974.

CHAPTER 560

FORMERLY HOUSE BILL NO. 367
AS AMENDED BY
HOUSE AMENDMENT NO. 2

AN ACT TO AMEND CHAPTER 41, TITLE 7, DELAWARE CODE TO REFLECT THE TRANSFER OF THE ADMINISTRATIVE, MINISTERIAL, FISCAL AND CLERICAL FUNCTIONS OF THE BOARDS OF DITCH COMMISSIONERS TO THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL PURSUANT TO §8011(2) OF TITLE 29, DELAWARE CODE.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §4110 of Chapter 41, Title 7, Delaware Code, by striking said §4110 in its entirety and substitute a new §4110 to read as follows:

§4110. Qualified Personnel; Employment

The Department of Natural Resources and Environmental Control shall employ personnel, including a Registered Professional Engineer, authorized to practice engineering in this State under Title 24, Chapter 28 of the Delaware Code, who is qualified by experience in hydraulic engineering, drainage and soil work, to assist it in carrying out its functions under this chapter and to perform related duties within the Division of Soil and Water Conservation.

Section 2. Amend Chapter 41 of Title 7, Delaware Code, by striking the words "State Drainage Engineer" wherever they appear in said chapter and substitute in lieu thereof the words "Division of Soil and Water Conservation or Division.

Approved July 29, 1974.

CHAPTER 561

FORMERLY HOUSE BILL NO. 366

**AN ACT TO AMEND CHAPTER 39, TITLE 7, DELAWARE
CODE BY CHANGING THE NAMES OF SOIL AND
WATER CONSERVATION DISTRICTS TO CONSERVA-
TION DISTRICTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §3903 of Chapter 39, Title 7, Delaware Code, by striking §3903 in its entirety and substitute a new §3903 to read as follows:

§3903. Conservation districts

The three soil and water conservation districts heretofore created under this chapter shall hereafter be known as the Kent Conservation District, the New Castle Conservation District, and the Sussex Conservation District respectively, and the said districts shall continue to exercise all the powers and duties prescribed for districts by this chapter.

Section 2. Amend Chapter 39, Title 7, Delaware Code, by striking the words "soil or soil and water" wherever they appear in said chapter in reference to the names of the Conservation Districts.

Approved July 29, 1974.

CHAPTER 562**FORMERLY HOUSE BILL NO. 365
AS AMENDED BY
HOUSE AMENDMENT NO. 1****AN ACT TO AMEND SUBCHAPTER II, CHAPTER 39, TITLE
7, DELAWARE CODE BY MAKING THE USE OF AP-
PROPRIATED MONIES UNIFORM IN THE THREE
CONSERVATION DISTRICTS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §3923 of Subchapter II, Chapter 39, Title 7, Delaware Code, by striking §3923 in its entirety and substitute a new §3923 to read as follows:

**§3923. Use of appropriated monies in Sussex, Kent and New
Castle Counties**

The monies appropriated pursuant to §3921 of this Title shall be used by the Soil and Water Conservation Division to pay or assist in paying all costs, including personnel required for planning construction and installation of tax ditches, public group ditches, highway ditches and resource conservation projects in Sussex, Kent and New Castle Counties, which tax ditches shall be organized under the provisions of Chapter 41 of this Title, and which public group ditches shall be ditches providing water management and drainage for groups of landowners and for landowners and portions of state highways and for which necessary construction permits, easements or rights of way for construction and maintenance operations shall have been acquired by this State or by Sussex, Kent or New Castle Counties, and which highway ditches shall be ditches maintained by the public on State or county-owned easement or rights of way adjacent to the roads of Sussex, Kent or New Castle Counties, and which resource conservation projects shall be defined in applications or project plans submitted to the Secretary of the United States Department of Agriculture for Watershed Planning or Resource Conservation and Development assistance. The

CHAPTER 564

FORMERLY HOUSE BILL NO. 340

AN ACT TO AMEND CHAPTER 69, TITLE 29 OF THE DELAWARE CODE RELATING TO THE PROCUREMENT OF MATERIEL AND THE AWARD OF CONTRACTS FOR PUBLIC WORKS BY STATE AGENCIES RESPECTING THE PREVENTION OF ENVIRONMENTAL POLLUTION IN THE PERFORMANCE OF PUBLIC CONTRACTS AND THE PROTECTION OF CONTRACTORS FROM THE RISK OF ADDITIONAL CONSTRUCTION COSTS DUE TO ANTI-POLLUTION, CONSERVATION OR ENVIRONMENTAL PROTECTION REQUIREMENTS ENACTED AFTER THE SUBMISSION OF BIDS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 69, Title 29 of the Delaware Code, by adding to Section 6905 new subsections (d) and (e) to read as follows:

(d) When an agency solicits written competitive quotations or advertises for formal sealed bids for furnishing materiel or performing work, the description of the materiel and the plans and specifications for the work issued and advertised by the agency shall set forth those provisions of Federal, State and local statutes, ordinances, rules and regulations respecting anti-pollution, conservation, and environmental protection which affect the project or projects for which such solicitations or bids are sought.

(e) If the successful bidder must undertake anti-pollution, conservation or environmental protection measures not specified in the agency's solicitation or advertisement for bids, including measures required by the enactment of new or the amendment of existing statutes, ordinances, rules or regulations occurring after the submission of the successful bid or quotation, the awarding agency shall issue a change order setting forth the additional measures that must be undertaken, which shall not invalidate the contract. The cost of such a change order to the

awarding agency shall be determined in accordance with the provisions of the contract for change orders or force accounts or, if no such provision is set forth in the contract, then the cost to the awarding agency shall be the contractor's costs for wages, labor costs other than wages, wage taxes, materials, equipment rentals, insurance and subcontracts attributable to the additional activity plus a reasonable sum for overhead and profit; provided, however, that such additional costs to undertake measures not specified in the invitation for proposal shall not be approved unless written authorization is given the successful bidder prior to his undertaking such additional activity.

Section 2. Amend Chapter 69, Title 29 of the Delaware Code, by striking in its entirety subsection (a) of Section 6909 and substituting in lieu thereof and therefor a new subsection (a) to read as follows:

(a) Within 20 days after the award of the contract, the successful bidder shall promptly execute a formal contract to be approved as to its form, terms and conditions by the agency and also the bond required by Section 6910 of this title; provided, however, that all such contracts shall make provisions for all Federal and State anti-pollution, conservation and environmental protection statutes, ordinances, rules and regulations which will be involved in the execution of the contract, and provided further that for materiel purchased in accordance with Section 6904 (b) of this title, and for work contracted for in accordance with Section 6904 (c) of this title, the agency, or a representative delegated by the agency, in accordance with regulations prescribed by the agency, may waive the requirement for the execution of a formal contract. The cost for any anti-pollution, conservation or environmental protection control activity that is not specified in the contract or otherwise provided for but becomes necessary or is deemed desirable by the awarding agency after the contract has been awarded, shall be paid for in accordance with Section 6905 (e) of this title.

Section 3. This Act shall become effective thirty days after signature by the Governor but shall not apply to any contract awarded pursuant to an invitation for bids issued on or before the date it takes effect, or to any persons or bonds in respect of any such contract.

Approved July 29, 1974.

CHAPTER 565

FORMERLY HOUSE BILL NO. 338

AN ACT TO AMEND CHAPTER 212, VOLUME 25, LAWS OF DELAWARE, 1909, AS AMENDED, ENTITLED "AN ACT TO INCORPORATE THE TOWN OF BETHANY BEACH AND GIVE IT AUTHORITY TO ISSUE BONDS", PROVIDING FOR THE APPOINTMENT OF AN ALDERMAN AND AN ASSISTANT ALDERMAN, THE HOLDING OF AND REMOVAL FROM OFFICE, QUALIFICATIONS, DUTIES AND COMPENSATIONS THEREOF, POWERS, JURISDICTION AND FEES, APPOINTMENT OF TOWN POLICE, AND THE MAINTENANCE OF A LOCK-UP OR JAIL.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members elected to each branch thereof concurring therein):

Section 1. Section 15 of Chapter 212, Volume 25, Laws of Delaware, 1909, as amended, be and the same is hereby amended by striking and repealing Section 15 thereof and enacting the following in lieu thereof:

"Section 15. (A) The said Commissioners may elect suitable persons to serve as Alderman and Assistant Alderman who may or may not be a resident of said Town, but shall live within five miles of the limits of said Town, and who shall serve as such for one year, or until their successors shall be duly elected, subject, however, to be removed from office at any time by a vote of two-thirds of all the Commissioners. The Alderman and Assistant Alderman shall be sworn or affirmed by the President of the Commissioners to perform the duties of their respective offices honestly, faithfully, and diligently. The Assistant Alderman shall perform the functions of the Alderman if the Alderman is unavailable and at such other times as may be designated by the Commissioners. During such periods of time, the Assistant Alderman shall have all the duties and powers of the Alderman. It shall be the duty of the Alderman and the Assistant Alderman to enforce all laws enacted for the government of the Town and

to carry into effect all orders and directions of the Commissioners made in pursuance of any law of this State, and to carry into effect any ordinance which the Commissioners may legally make or establish. The Commissioners shall procure a suitable record for the use of the Alderman and the Assistant Alderman. Such records shall be known as the 'Alderman's Docket'. The Alderman and the Assistant Alderman shall keep all official acts and proceedings in the 'Alderman's Docket'.

(B) The Alderman and Assistant Alderman shall have jurisdiction and cognizance of all breaches of peace and other offenses committed within the limits of the Town and within one mile of the limits and territory of the Town so far as to arrest and hold for bail or to fine and imprison offenders; of all fines, penalties and forfeiture described by this Charter, ordinances enacted hereunder, or any law of the State of Delaware; of all neglects, omissions or defaults of any member of the Town police force, or of any other Town officer, agent or employee; provided that he shall impose no fine or penalty in excess of One Hundred Dollars (\$100.00) exclusive of costs and no term of imprisonment in excess of sixty (60) days, except as otherwise provided in this Charter.

(C) The fees of the Alderman and Assistant Alderman for any service shall be the same as those of a Justice of the Peace for like service. For any service or duty for which no fee is provided by law for a Justice of the Peace, the Commissioners may establish a fee by ordinance.

(D) If any Alderman or Assistant Alderman shall be removed from office as hereinbefore provided, he shall deliver to the President of the Commissioners, within two (2) days after his removal from office, all books and papers belonging to his office, and shall pay over to the Treasurer all monies in his hands within five (5) days after receiving the notice of his removal from office. Immediately after receipt of the books and papers belonging to the office of either the Alderman or the Assistant Alderman, the President shall require the auditor of the Town to make an audit of the books and papers of the official so removed from office. Upon the neglect or failure to deliver all books and papers to the President of the Commissioners within the time specified by this Charter, or to pay over all monies to the

Treasurer within the time specified, the Alderman or Assistant Alderman, so removed, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than Twenty Dollars (\$20.00) and no more than One Hundred Dollars (\$100.00) for each day that he fails to deliver the books and papers to the President of the Commissioners or to pay over all monies to the Treasurer. The Alderman and Assistant Alderman shall report to the Commissioners all fines and penalties and pay the same to the Treasurer at such time as the Commissioners may order and direct.

(E) The Commissioners may appoint such number of local constables that shall be deemed necessary, who shall constitute the Town Police.

(F) And it shall and may be lawful for the said Commissioners to keep and maintain a suitable place as a lock-up or jail for the use of said Town, and the Alderman or Assistant Alderman, acting under the provisions of this Act, or carrying into effect any judgment or sentence pronounced under its authority or by virtue of any ordinance or regulation adopted by virtue of the power conferred by this Act, may commit a person to the lock-up or jail for any time not exceeding sixty (60) days."

Approved July 29, 1974.

CHAPTER 566**FORMERLY HOUSE BILL NO. 687
AS AMENDED BY
HOUSE AMENDMENT NO. 1**

AN ACT TO AMEND PART IX, TITLE 16 OF THE DELAWARE CODE RELATING TO DISABLED AND PARTIALLY DISABLED PERSONS; AND PROVIDING FOR A STATE USE LAW TO CREATE EMPLOYMENT OPPORTUNITIES FOR BLIND INDIVIDUALS BY ASSURING A MARKET FOR THEIR PRODUCTS AND SERVICES.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Part IX, Title 16 of the Delaware Code, by adding thereto a new chapter, to be designated as Chapter 96, which new chapter shall read as follows:

CHAPTER 96. STATE USE LAW**§9601. Declaration of purpose**

The purpose of this Act is to further the policy of the State of Delaware to encourage and assist blind individuals to achieve maximum personal independence through useful and productive gainful employment by assuring an expanded and constant market for their products and services, thereby enhancing the dignity and capacity for self-support of blind persons, and minimizing their dependence on welfare as well as the need for the State to provide costly institutionalization.

§9602. Definitions

The following words, terms and phrases, when used in this Chapter, shall have the meaning ascribed to them except where the context clearly indicates a different meaning:

(a) "Agency of this State" shall include all counties, towns, school districts, or any other entity which is supported in whole or in part by funds appropriated by the General Assembly.

(b) "Blind" shall include all persons whose central visual acuity does not exceed 20/200 in the better eye with correcting lenses or whose visual acuity, if better than 20/200, is accompanied by a limit to the better field of vision in the better eye to such a degree that its widest diameter subtends an angle of no greater than 20 degrees.

(c) "Workshop" or "sheltered workshop" shall mean the Sheltered Workshop for the Visually Impaired.

§9603. Commission for purchase of products and services

(a) There is hereby created a Commission for the Purchase of Products and Services of the blind which commission shall be appointed by the Governor. The Commission shall be composed of the following members: a private citizen with a background in industrial purchasing, a private citizen with business experience in production and/or marketing, a private citizen representing the general public, and a representative of each of the following offices or agencies of the State: the Chief State Purchasing Officer, the Chief State Fiscal Officer, the State Health Agency and the Delaware Bureau for the Visually Impaired. The members of the Commission shall each be appointed by the Governor for a term of four years, and shall serve until reappointed or until new appointments are made at the end of each term; except that of the three private citizen members first appointed, one shall be appointed for a term of two years, one shall be appointed for a term of three years, and one shall be appointed for a term of four years, as designated by the Governor at the time of appointment. The members of the Commission shall designate one of their number to be Chairman.

(b) Any private citizen member appointed under subsection (a) of this section to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term.

(c) Members of the Commission shall serve without compensation other than reimbursement for expenses actually incurred in connection with the work of the Commission, and for travel expenses when away from their homes or regular places of business.

(d) The Commission may secure, directly from any agency of this State, information necessary to enable it to carry out the provisions of this Act. Upon request of the Chairman of the Commission, the head or administrator of such State agency shall furnish the requested information to the Commission.

(e) The Commission shall, not later than ninety days following the close of each fiscal year, transmit to the Governor and to the General Assembly a report which shall include the names of the Commission members serving in the preceding fiscal year, the dates of the Commission meetings in that year, a description of its activities during that year, and any recommendations for changes in the law which the Commission might suggest.

§9604. Commission; duties and powers

There is hereby established a Workshop for the Blind. It shall be the duty of the Commission to determine the price of all products manufactured and services provided by the Workshop, which are offered for sale to the various agencies of the State. The price shall recover for the Workshop the cost of raw materials, labor, overhead and delivery costs; but shall not include a profit to the Commission or to the Workshop. The Commission may revise such prices from time to time in accordance with changing cost factors, and may make such rules and regulations regarding specifications, time of delivery, and other relevant matters of procedure as shall be necessary to carry out the purposes of this Chapter.

The Commission shall establish and publish a list of products and services provided by the Workshop for the Blind under the jurisdiction of the State Services to the Blind which the Commission determines are suitable for procurement by agencies of this State pursuant to the provisions of this Chapter. This procurement list and revisions thereof shall be distributed to any person who procures materials for any agency of the State.

§9605. Procurement requirements for the State

If any agency of this State intends to procure a product or service on the procurement list, that agency shall, in accordance with the rules and regulations of the Commission, procure such product or service, at the price established by the Commission,

from the Workshop Program of the State "Services to the Blind" program. If the product or service is available within the period required by that agency, such procurement shall be mandatory. The provisions of this Chapter, however, shall not apply in any case where products or services are available for procurement from any agency of this State and procurement therefrom is required under the provisions of any statute, rule or regulation.

In furthering the purposes of this Chapter, as set forth in §9601, and in contributing to economy of government, it is the intent of the General Assembly that there be close cooperation between the Commission and any agency of the State from which procurement of products or services is required under the provisions of any State law. The Commission and any such agency are authorized to enter into such contractual agreements, co-operative working relationships or other arrangements as may be determined to be necessary for effective coordination and efficient realization of the objectives of this Chapter and any other law requiring procurement of products or services from any agency of this State.

Section 2. Amend §2115, Chapter 21, Part II, Title 31 of the Delaware Code, by striking said section in its entirety.

Approved July 29, 1974.

CHAPTER 567

FORMERLY HOUSE BILL NO. 334
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2 AND
SENATE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTER 5, CHAPTER 7 AND CHAPTER 13, TITLE 13 OF THE DELAWARE CODE ESTABLISHING CIVIL AND CRIMINAL ACTIONS CONCERNING DESERTION AND SUPPORT AND CONFERRING EXCLUSIVE ORIGINAL JURISDICTION OVER ALL SUCH ACTIONS UPON THE FAMILY COURT OF THE STATE OF DELAWARE, CONFERRING CERTAIN RIGHTS OF APPEAL, AND REPEALING CERTAIN OTHER STATUTES.

WHEREAS, the Court of Chancery has jurisdiction over civil enforcement of the duty of support and the Family Court of the State of Delaware has jurisdiction over criminal enforcement of the duty of support; and

WHEREAS, persons seeking support occasionally institute actions in both courts simultaneously or seek support first in one court and then, if dissatisfied, in the other; and

WHEREAS, to obviate the resulting confusion and duplication of effort it would be desirable to establish a uniform procedure in support actions with original jurisdiction in a single court, and the Family Court is best suited to exercise that jurisdiction.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of all members elected to each House thereon concurring therein):

Section 1. Amend Chapter 5, Title 13 of the Delaware Code, by striking said Chapter in its entirety, and substituting in lieu thereof a new Chapter 5, which shall read as follows:

CHAPTER 5. DESERTION AND SUPPORT

SUBCHAPTER 1. DUTY TO SUPPORT

§501. Duty to support minor child

(a) The duty to support a child under the age of 18 years, whether born in or out of wedlock, rests primarily upon his parents.

(b) Where the parents are unable to provide a minor child's minimum needs a step-parent or a person who cohabits in the relationship of husband and wife with the parent of a minor child shall be under a duty to provide those needs. Such duty shall exist only while the child makes his residence with such step-parent or person and the marriage or cohabitation continues.

(c) The duty to support a child under 18 years of age, whether born in or out of wedlock, shall rest equally upon both parents.

§502. Duty to support spouse

The duty to support a spouse rests upon the other spouse.

§503. Duty to support a poor person

Except as expressly provided in §501 and §502 of this Chapter, the duty to support a poor person unable to support himself rests upon his spouse, parents, or children, in that order, subject to the provisions of §504 as to expenses described therein. If the relation prior in order shall not be able, the next in order shall be liable, and several relations of the same order shall, if able, contribute according to their means.

§504. Duty to support woman with child conceived out of wedlock

The duty to support a woman pregnant with child conceived out of wedlock rests first upon the person by whom she became pregnant. Such support may include her necessary prenatal and post-natal medical, hospital, and lying-in expenses incident to

the pregnancy and to the birth of the child, and such other relief as to the Court shall seem reasonable.

§505. Priority among dependents

(a) The duties of support specified in §501 and §504 of this Chapter shall be performed according to the following order of priority:

- (1) the duty to support one's own minor child;
- (2) the duty to support a spouse;
- (3) the duty to support a woman pregnant with child conceived out of wedlock;
- (4) the duty to support a step-child or the child of a person with whom the obligor cohabits in the relationship of husband and wife;
- (5) the duty to support a poor person.

(b) Where a support obligor is unable to provide support adequate to the needs of two or more dependents of the same order of priority, he shall apportion the amount available for support as equally as possible between or among said dependents according to their respective needs.

(c) The provisions of this section shall not repeal the rights of the parties as established by §1537 of this Title.

§506. Failure to support for just cause

No person shall be required to support another while he has just cause for failing or refusing to do so.

§507. Jurisdiction in Family Court; termination of Chancery Jurisdiction

(a) The Family Court of the State of Delaware shall have exclusive original jurisdiction over all actions arising under this Chapter. The Court shall have and exercise all other jurisdiction and powers relating to support and separate maintenance actions heretofor possessed by the Chancellor or the Court of Chancery of the State of Delaware.

(b) The jurisdiction of the Court of Chancery in civil actions for separate maintenance is hereby terminated, except for such actions for separate maintenance as have been commenced in the Court of Chancery prior to the effective date hereof. The Court of Chancery shall retain exclusive jurisdiction over such latter actions.

SUBCHAPTER II. CIVIL ENFORCEMENT

§511. Commencement of actions

Proceedings may be instituted in accordance with rules adopted by the Court, or upon a petition in which the petitioner alleges that defendant owes petitioner a duty of support and has refused or failed to provide such support.

§512. Interim Order

At any time before trial upon petition of the complainant and upon notice to the defendant, the Court shall conduct a hearing and thereafter may enter such interim order, pending final judgment, as seems just, for the support of any dependent for whom support is sought.

§513. Judgment, Order of support, other terms

Where the duty of support has been determined to exist, the Court may:

(1) Order the defendant to pay a certain sum periodically into the Court or directly to a dependent, his guardian, custodian, or trustee, for his support for so long as the obligation of support shall exist.

(2) Order the defendant to pay a specific total amount into the Court or directly to a dependent, his guardian, custodian or trustee, in a lump sum or in such stated periodic amounts as the Court deems proper.

(3) Order the defendant to pay directly to the obligee the cost of prenatal and post-natal medical, hospital, and other lying-in expenses incident to the birth of a child.

(4) Order the defendant to pay the expenses of litigation including reasonable counsel fees incurred by a petitioner.

(5) Enforce its order by attachment of the defendant or by sequestration of property.

(6) Enter such other orders as the Court of Chancery heretofor possessed the power to enter, and as the interests of the parties may require, including but not limited to orders of custody and visitation.

§514. Determination of amount of support

In determining the amount of support due to one to whom the duty of support has been found to be owing, the Court, among other things, shall consider:

(1) The health, relative economic condition, financial circumstance, income, including the wages, and earning capacity of the parties, including the children.

(2) The manner of living to which the parties have been accustomed when they were living under the same roof.

(3) The general equities inherent in the situation.

§515. Procedural rights of parties

(a) All parties to a civil action brought pursuant to this Chapter shall possess all procedural rights which such parties would have heretofore possessed in an action for support or separate maintenance in the Court of Chancery of the State of Delaware, including but not limited to the following:

(1) the right to institute and retain complete control of the suit;

(2) the right to select counsel;

(3) the right to appeal to the Supreme Court of the State of Delaware, on the record, from interlocutory or final orders or judgments. Such appeal shall be in the form and manner provided by the rules of the Supreme Court.

(b) For purposes of this section, a child born out of wedlock shall possess the same procedural rights as a child born in wedlock and the mother of a child born out of wedlock shall possess

the same procedural rights as the mother of a child born in wedlock.

(c) A complete record shall be made of all proceedings in which testimony is taken under the provisions of this section, by court stenographer, tape recorder, or other device, the method to be at the discretion of the Court.

§516. Violation of support order for spouse or child; proceedings, contempt; assignment of wages employer's duties

(a) If the Court, after notice to defendant and a hearing on a rule to show cause, concludes that the defendant has violated the terms of an order of support for a spouse or child, it may punish such defendant for contempt and may attach the defendant's wages.

(b) An attachment made pursuant to this section shall not be subject to the exemptions or limitations contained in §4931, Title 10 of the Delaware Code.

(c) Upon receipt of a certified copy of the wage assignment from the Court, the defendant's employer shall periodically deduct the sum specified therein from the "net" or "take-home" wages or salary due the defendant-employee, and periodically mail or otherwise deliver the said deduction to the Court, and shall continue to do so for so long as the defendant remains in his employ or until the Court orders otherwise. In every case the remittance to the Court shall be by check or money order payable to "The Family Court of the State of Delaware" and shall bear the defendant's name.

(d) Any employer who dismisses, terminates, or causes the termination of a defendant's employment as a result of an attachment under this statute shall be fined for the first offense not more than \$1,000.00 or imprisoned not more than 90 days, or both; and for each subsequent offense shall be fined not more than \$5,000.00 or imprisoned not more than one year, or both.

SUBCHAPTER III. CRIMINAL ENFORCEMENT

§521. Desertion or failure to support spouse or child; penalty

Any person who, without just cause, deserts or willfully neglects or refuses to provide for the support of a spouse in

destitute or necessitous circumstances, or a parent who, without just cause, deserts or willfully neglects or refuses to provide for the support of a child under the age of 18 years and in destitute or necessitous circumstances, whether such child was born in or out of wedlock, shall be fined not more than \$500.00 nor imprisoned not more than six months, or both.

§522. Probation; Terms

In lieu of the penalties provided in §521 of this Chapter, the Court may place the defendant on probation and as conditions thereof impose orders as provided in §512 and §513 of this Chapter.

§523. Procedure

Proceedings under this Subchapter may be instituted upon complaint made under oath or affirmation by the spouse, child or by any other person against any person where there is probable cause to believe such person has committed an offense under this Subchapter. Proceedings shall be by information.

§524. Appeal; stay of order of support

(a) The defendant in any criminal action under this Chapter may appeal to the Superior Court of the County in which proceedings were instituted as provided by law in other cases.

(b) An appeal or writ of certiorari shall not stay any order entered as a condition of probation.

Section 2. Amend §702, Chapter 7, Title 13 of the Delaware Code, by striking said section in its entirety.

Section 3. Amend §1321 through §1335 inclusive, Chapter 13, Title 13 of the Delaware Code, by striking said sections, each section in its entirety.

Section 4. If a court of competent jurisdiction shall adjudge to be invalid or unconstitutional any clause, sentence, paragraph, section or part of this Act, such judgment or decree shall not affect, impair, invalidate or nullify the remainder of this Act,

but the effect thereof shall be confined to the clause, sentence, paragraph, section or part of this Act so adjudged to be invalid or unconstitutional.

Section 5. This Act shall become effective three months after signature by the Governor.

Approved July 29, 1974.

CHAPTER 568

FORMERLY SENATE BILL NO. 589

**AN ACT AUTHORIZING THE EXPENDITURE OF MONIES
FROM THE CAPITAL INVESTMENT FUND BY THE
DEPARTMENT OF STATE FOR PURPOSES OF FI-
NANCING THE RESTORATION OF THE OLD STATE
HOUSE.**

Be it enacted by the General Assembly of the State of Delaware (Three-fourths of all the members elected to each branch thereof concurring therein):

Section 1. The sum of \$600,000 is appropriated from the Capital Investment Fund established by Chapter 32, Volume 54, Laws of Delaware (Chapter 62 of Title 29) to the Department of State to assist in financing the restoration of the Old State House.

Section 2. The funds appropriated in Section 1 of this Act may be used to match federal funds for the purpose of financing the restoration of the Old State House.

Section 3. Any funds appropriated by Section 1 of this Act that remain unexpended on June 30, 1977, shall revert to the Capital Investment Fund.

Approved July 29, 1974.

CHAPTER 569

FORMERLY HOUSE BILL NO. 811
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2

AN ACT TO AMEND CHAPTER 7, TITLE 13, DELAWARE
CODE, RELATING TO PARENTS AND CHILDREN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §705 and §706 of Chapter 7, Title 13, Delaware Code, by striking said sections in their entirety.

Section 2. Amend §701 of Chapter 7, Title 13, Delaware Code, by striking said section in its entirety and substitute a new §701 to read as follows:

§701. Rights and responsibilities of parents; guardian appointment

(a) The father and mother are the joint natural custodians of their minor child and are equally charged with the child's support, care, nurture, welfare and education. Each has equal powers and duties with respect to such child, and neither has any right, or presumption of right or fitness, superior to the right of the other concerning such child's custody or any other matter affecting the child. If either parent should die, or abandon his or her family, or is incapable, for any reason, to act as guardian of such child, then, the custody of such child devolves upon the other parent. Where the parents live apart, the Court may award the custody of their minor child to either of them and neither shall benefit from any presumption of being better suited for such award.

(b) The provisions of this section shall not affect the laws of this State relative to the appointment of a guardian of the property of a minor, or the appointment of a third person as a guardian of the person of the minor where the parents are unsuitable or where the child's interests would be adversely af-

fectured by remaining under the natural guardianship of his or her parents or parent.

Section 3. Amend §701, §702, §703, §704, §707, §708 and §710 of Chapter 7, Title 13, Delaware Code, by designating the above sections as:

"SUBCHAPTER I. GENERAL PROVISIONS"

Section 4. Amend Chapter 7, Title 13, Delaware Code, by adding thereto a new subchapter to be designated as Subchapter II to read as follows:

"SUBCHAPTER II. CUSTODY PROCEEDINGS"

§721. Commencement of custody proceeding; jurisdiction; notice; appointment of attorney for child

(a) A child custody proceeding is commenced in the Family Court of the State of Delaware, or as otherwise provided by law, by a parent filing a petition seeking custody of the child in the county where the child is permanently a resident or where he is found.

(b) Notice of a child custody proceeding shall be given to the child's parent, guardian and custodian, who may appear and be heard and may file a responsive pleading. The Court may, upon a showing of good cause, permit the intervention of other interested parties.

(c) The Court may, in the interest of the child, appoint an attorney to represent the child in the proceedings. A fee for an attorney so appointed shall be allowed as part of the costs of the proceeding.

§722. Best interests of child

(a) The Court shall determine custody in accordance with the best interests of the child. In determining the best interests of the child, the Court shall consider all relevant factors including:

(1) the wishes of the child's parent or parents as to his custody;

- (2) the wishes of the child as to his custodian;
- (3) the interaction and interrelationship of the child with his parent or parents, his siblings, and any other person who may significantly affect the child's best interests;
- (4) the child's adjustment to his home, school and community; and
- (5) the mental and physical health of all individuals involved.

(b) The Court shall not presume that a parent, because of his or her sex, is better qualified than the other parent to act as custodian for a child, nor shall it consider conduct of a proposed custodian that does not affect his relationship to the child.

§723. Temporary orders

(a) A party to a custody proceeding may move for a temporary custody or visitation order. The motion therefor must be supported by an affidavit, as provided in §730 of this title. The Court may award temporary custody or temporary visitation after a hearing, or, if there is no objection, solely on the basis of the affidavits.

(b) If a custody and/or visitation proceeding commenced in the absence of a petition for divorce or annulment is dismissed, any temporary custody or visitation order shall be vacated.

§724. Interviews

(a) The Court may interview the child in chambers to ascertain the child's wishes as to his custodian and may permit counsel to be present at the interview. The Court shall at the request of a party cause a record of the interview to be made and it shall be made part of the record in the case.

(b) The Court may seek the advice of professional personnel whether or not they are employed on a regular basis by the Court. The advice given may be in writing and shall for good cause shown be made available by the Court to counsel of record, parties and other expert witnesses upon request, but shall otherwise be considered confidential and shall be sealed and shall not be open to inspection, except by order of the Court. Counsel may

call for cross-examination any professional personnel consulted by the Court.

§725. Investigations and reports

(a) In all custody proceedings, the Court shall, upon motion of either party or upon the Court's own motion, order the Court staff to investigate and file a written report or reports concerning custodial arrangements for the child. Except as otherwise provided herein, such reports shall be considered confidential and shall not be available for public inspection unless by order of Court for good cause shown. The cost of each investigation up to a maximum of \$50.00 may be assessed as part of the costs of the proceeding.

(b) In preparing a report concerning a child, the staff investigator may consult any person who may have information about the child and his potential custodial arrangements. Upon order of the Court, the investigator may refer the child to professional personnel for diagnosis and evaluation. The investigator may consult with and obtain information from medical, psychiatric, or other expert persons who have served the child in the past without obtaining the consent of the parent or the child's custodian; but the child's consent must be obtained if he has reached the age of 16, unless the Court finds that he lacks mental capacity to consent. If the requirements of this §725 are fulfilled, the investigator's report may be received in evidence at the hearing.

(c) The investigator's report to the Court and the investigator's file of underlying data and reports, complete texts of diagnostic reports made to the investigator pursuant to the provisions of this section, and the names and addresses of all persons whom the investigator has consulted, shall be available for examination by counsel and by any party not represented by counsel for good cause shown. Any party to the proceeding may call the investigator and any person whom he has consulted for cross-examination. No party may waive his right of cross examination prior to the hearing.

§726. Hearings

(a) The Court, without a jury shall determine questions of law and fact. All hearings and trials shall be conducted in private

but the Court may admit any person who has a direct and legitimate interest in the particular case or a legitimate educational or research interest in the work of the Court.

(b) If the Court finds it necessary to protect the child's welfare that the record of any interview, report, investigation or testimony in a custody proceeding be kept secret, the Court shall make an appropriate order sealing the record.

(c) The Court may tax as costs the payment of necessary travel and other expenses incurred by any person whose presence at the hearing the Court deems necessary to determine the best interests of the child.

§727. Visitation privileges

(a) A parent not granted custody of the child is entitled to reasonable visitation privileges unless the Court finds, after a hearing, that visitation by the parent would endanger the child's physical health or significantly impair his emotional development.

(b) The Court may modify an order granting or denying visitation privileges whenever modification would serve the best interests of the child.

§728. Authority of custodian

Except as otherwise agreed by the parties in writing at the time of the custody decree, the custodian may determine the child's upbringing, including his education, health care, place of residence and religious training, unless the Court after hearing finds, upon motion by the non-custodial parent, that a specific limitation of the custodian's authority would be in the best interests of the child.

§729. Modification

(a) If a motion for modification has been filed, whether or not it was granted, no subsequent motion may be filed within two years after disposition of the prior motion, unless the Court decides on the basis of affidavits that there is reason to believe that the child's present environment may endanger his physical health or significantly impair his emotional development.

(b) The Court shall not modify a prior custody decree unless it finds that the modification is necessary to serve the best interests of the child. In applying these standards the Court shall retain the custodian established by the prior decree unless:

- (1) the custodian agrees to the modification; or
- (2) the child has been integrated into the family of the petitioner with the consent of the custodian; or
- (3) the child's present environment endangers his physical health or significantly impairs his emotional development and the harm likely to be caused by a change of environment is outweighed by the advantage of a change to the child.

§730. Affidavit practice

A party seeking a temporary custody order or modification of a custody decree shall submit together with his moving papers an affidavit setting forth facts supporting the requested order or modification and shall give notice, together with a copy of his affidavit, to other parties to the proceeding, who may file opposing affidavits. The Court shall deny the motion unless it finds that adequate cause for hearing the motion is established by the affidavits, in which case it shall set a date for hearing on an order to show cause why the requested order or modification should not be granted.

§731. Attorneys' fees

The Court from time to time, after considering the financial resources of the parties, may order a party to pay all or part of the cost to another party of maintaining or defending any proceedings under this chapter and for attorneys' fees, including sums for legal services rendered and costs incurred prior to the commencement of such proceedings. The Court may order that the amount be paid directly to the attorney, who may enforce the order in his name.

Section 5. This Act shall become effective immediately upon its enactment into law. Actions commenced prior to the effective date of this Act shall be governed by the provisions of Chapter 7, Title 13, operative prior to such effective date and

those provisions shall remain in effect as to those actions as if this Act were not in effect.

Section 6. Nothing in this Act shall be construed to affect any right, duty or liability arising under any statutes in effect immediately prior to the effective date of this Act, but the same shall be continued and concluded under such prior statutes. Nothing in this Act shall revive or reinstate any right or liability previously barred by statute.

Section 7. If any provision of this Act or the application thereof to any person or circumstances be held invalid, the invalidity shall not effect other provisions or application of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Approved July 29, 1974.

CHAPTER 570

FORMERLY HOUSE BILL NO. 859
AS AMENDED BY
HOUSE AMENDMENTS NO. 1, 3 AND 5

**AN ACT TO AMEND CHAPTER 51, TITLE 16 DELAWARE
CODE RELATING TO THE PROCEDURE FOR THE IN-
VOLUNTARY COMMITMENT OF MENTALLY ILL PER-
SONS TO THE DELAWARE STATE HOSPITAL AND
OTHER HOSPITALS AND DISCHARGE THEREFROM.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 5125, Chapter 51, Title 16, Delaware Code, by striking said section in its entirety and inserting in lieu thereof a new Section 5125 to read as follows:

**§5125. Involuntary commitment of the mentally ill; discharge;
procedure**

(a) Subject to the provisions of Sections 5121 - 5123 of this Title, no person shall be committed pursuant to this Chapter as a patient to the Delaware State Hospital or any other hospital as defined in Section 5122(a) of this Title, unless:

(i) he is determined by the Superior Court of the State of Delaware to be so mentally ill as to be likely to cause injury to himself or others if allowed to remain at liberty; or to be in need of care or treatment in a mental hospital and because of his illness lacks sufficient insight or capacity to make responsible decisions with respect to his hospitalization; and

(ii) the procedural requirement of this section are fully complied with.

(b) An action to commit any person under this section shall be commenced by the filing of a verified complaint in the Superior Court of the State of Delaware. The complaint shall aver that the complainant reasonably and in good faith believes that the person named in the complaint should be involuntarily committed. It shall also state with particularity the facts supporting

such belief, as well as the name and address of the spouse or other nearest relative of the person named in the complaint.

(c) The Court shall forthwith determine whether the complaint and the record show probable cause for detaining the person named in the complaint for physical and mental examination. If no probable cause is found to exist, the complaint shall be dismissed. If probable cause is found to exist, the Court shall forthwith order the Delaware State Police or the appropriate local police agency to take the person named in the complaint into custody and deliver him to the Delaware State Hospital (or to any other hospital as defined in Section 5122(a) of this Title). Such person shall be treated with due courtesy and dignity, consistent with the need to protect the safety of such person and the public. The Court shall at the same time order a date for a hearing to determine whether such person shall be involuntarily committed, and shall notify such person's nearest relatives of the hearing date: Absent exceptional circumstances, such hearing shall be held not more than fifteen (15) days from the time the hearing date is scheduled.

(d) Upon admission to the hospital of the person named in the complaint, as a patient, the hospital shall within five working days:

(i) cause the patient to be physically and mentally examined and treated, using such diagnostic and therapeutic measures as it deems necessary;

(ii) determine whether in its opinion the patient is so mentally ill as to be likely to cause injury to himself or others if allowed to remain at liberty, or to be in need of care and treatment in a mental hospital and because of his mental illness lacks sufficient insight or capacity to make responsible decisions with respect to his hospitalization; and

(iii) promptly advise the Court and the patient's counsel of its findings.

(e) The person whose confinement is sought shall be entitled:

(i) to be present at the hearing and to have counsel appointed by the Court, if he is unable to afford counsel;

(ii) to be examined by an independent psychiatrist not employed by the hospital either chosen by such person or appointed by the Court if such person is unable to afford a psychiatric examination, and to have such independent expert testify in his behalf;

(iii) to a trial by jury if such person so requests; otherwise trial shall be held before the Court;

(iv) to conduct such discovery as is permitted by the Rules of Court; and to summon and cross-examine witnesses;

(v) to be advised of the foregoing rights upon being taken into custody.

The Court, at the time the hearing is scheduled, shall enter such orders as will effectuate the rights enumerated in this subsection.

(f) The hearing shall not be public unless the patient so requests, and the records of the proceeding shall be kept confidential unless the Court for good cause orders otherwise. The Court shall base its determination upon the expert opinions of the hospital and of at least one independent psychiatrist whose qualifications are acceptable to the Court; however, nothing herein shall preclude the Court from hearing such other evidence as it deems proper.

(g) The court (or jury, as the case may be) may find:

(i) that the patient is not mentally ill, in which case the patient shall be discharged and released forthwith;

(ii) that the evidence is insufficient for a determination in which case a second hearing must be held within fifteen (15) days of such finding; or

(iii) that the patient is mentally ill and should be committed, in which case the Court shall order that the patient be committed to the custody of the hospital for a period not to exceed 180 days, for treatment and further evaluation. In determining the disposition of the patient, the Court shall consider all available alternatives to inpatient confinement at the hospital, and shall order such disposition as imposes the least restraint upon the patient's liberty and dignity, consistent with affording appropriate mental health treatment and care, and

consistent with eliminating the danger that he can cause injury to others.

(h) Upon the commitment of any patient to its custody, the hospital shall:

(i) furnish him with a written statement of his rights under this section and under Section 5126 of this Title;

(ii) render adequate treatment to the patient in accordance with professional standards. If at any time during the 180 day period the hospital determines that the patient is no longer mentally ill and that the patient's continued commitment is unnecessary, it shall promptly advise the Court. The Court, upon receiving such advice, shall forthwith order that the patient be discharged.

(iii) at the expiration of 180 days, notify the Court of the patient's physical and mental status, if the patient has not been otherwise discharged.

(i) Upon rehearing by the Court at the expiration of 180 days, the Court may decide that:

(i) the patient is not mentally ill in which case the patient shall be discharged forthwith;

(ii) a further 180 day period of treatment is necessary, in which case the patient shall be recommitted to the custody of the hospital; or

(iii) the patient requires continuing observation and treatment for an indefinite period, in which case the patient shall be recommitted to the custody of the hospital for an indefinite period, and the hospital shall report to the Court at intervals not less than 180 days as to the continued need for commitment. If the hospital determines that continued commitment of the patient is no longer necessary, it shall promptly advise the Court. Upon receiving such advice, the Court shall forthwith order the patient discharged.

(j) The patient may appeal any order of disposition to the Supreme Court within thirty (30) days of the entry of the order. The appeal shall not operate as a stay of the order unless the Supreme Court so orders.

(k) The patient, after the order of disposition becomes final, shall be entitled to petition the Court for his release upon a writ of habeas corpus on the following grounds:

(i) that the proceeding which led to his commitment was illegal, provided that that issue has not been previously litigated; or

(ii) that although the original confinement was legal, continued confinement is not warranted.

Section 2. Section 5124, Chapter 51, Title 16, Delaware Code, is hereby repealed.

Approved July 29, 1974.

CHAPTER 571

FORMERLY HOUSE BILL NO. 854

AS AMENDED BY

HOUSE AMENDMENT NO. 1, 2, 3, 5 AND 6

AN ACT TO AMEND CHAPTER 51, TITLE 16, DELAWARE CODE BY ADDING A NEW SUBCHAPTER THERETO ESTABLISHING A BILL OF RIGHTS FOR PATIENTS IN HOSPITALS FOR THE MENTALLY ILL.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 51, Title 16, Delaware Code, by adding a new subchapter thereto to read as follows:

"SUBCHAPTER V. MENTAL HEALTH PATIENTS'

BILL OF RIGHTS

§5161. Rights of patients in hospitals for the mentally ill

(a) Each patient confined pursuant to this chapter in the Delaware State Hospital or any other hospital as defined in Section 5522 (a) of Title 16 shall have the following rights, a list of which shall be prominently posted in English and Spanish in all facilities providing such services and otherwise brought to his attention by such additional means as the Department of Social Services shall determine by regulation:

(1) Each patient shall receive care and treatment suited to his needs and skillfully, safely and humanly administered with full respect for his dignity and personal integrity.

(2) The hospital shall require:

(A) careful reexamination and evaluation of each patient, to be conducted not less than every six (6) months;

(B) periodic physical examination of inpatients by a physician, to be conducted at least once a year;

(C) the order of a staff member operating within the scope of a professional authority for any treatment or therapy based upon appropriate examination;

(D) written informed consent by the patient or his guardian for surgery, electric shock treatment, major medical treatment in the nature of surgery, or the use of experimental drugs or procedures; and

(E) notation in the patient's clinical record of periodic examinations, individualized treatment programs, evaluations and reevaluations, orders for treatment and specific therapies, signed by the personnel involved.

(3) Each patient shall be entitled to communicate freely and privately with persons outside the facility as frequently as he wishes, consistent with the safety and welfare of other patients and with avoiding serious harassment to others. Correspondence initiated to others by the patient shall be sent along promptly without being opened. The hospital shall establish procedures to insure patients full opportunity to conduct correspondence, have reasonable access to telephones, and have frequent and convenient opportunities to meet with visitors.

(4) A patient's right to retain his personal belongings shall be respected, except that the hospital may temporarily retain custody of personal property for the patient's protection, provided that such property is used or conserved for the support of the patient. The patient is entitled to a receipt for all personal property of which the hospital retains temporary custody. Any interest on monies received and held for a patient shall be the property of the patient and held by the hospital for the patient's benefit. Nothing in this subsection shall be construed to relieve any patient from the obligations arising out of Section 5127 of this title.

(5) Each patient shall be entitled to participate in therapeutic, community care or release programs. It is recognized that work programs within the State institutions can be therapeutic, and the staff of such institutions shall develop suitable incentives for such programs. The provisions of the workmen's compensation law and the unemployment insurance law shall not apply to any patient engaged in such therapeutic programs.

(6) All children admitted as patients who but for their mental disability would be entitled to attend public schools, shall receive the same training and education that they would otherwise be entitled to receive in their local school districts. The hospital shall arrange for such training and education, which shall be consistent with the mental attainment of such children. If any patient is deaf, hard of hearing or blind, it shall be the duty of the hospital to arrange for suitable remedial efforts and equipment to overcome this handicap.

(7) A clinical record for each patient shall be maintained, and shall contain information on all matters relating to the admission, legal status, care and treatment of the patient and shall include all pertinent documents relating to the patient. The Division of Mental Health of the Department of Social Services shall, by regulation, determine the scope and method of recording information maintained in the clinical records, including data pertaining to admission, legal matters affecting the patient, records and notation of course of care and treatment, therapies, restrictions on the patient's rights, periodic examinations, and other information as the Division may require. The Division may require that statistical information about patients be reported to the Division, which information shall not contain names of patients.

No information reported to the Division and no clinical records maintained with respect to patients shall be public records, and such information shall not be released to any person or agency outside of the Division except as follows:

- (i) pursuant to an order of a court of record;
- (ii) to attorneys representing the patient;
- (iii) with the consent of the patient or someone authorized to act on his behalf;
- (iv) where the patient has been transferred to an institution outside of the Division of Mental Health.

(8) Nothing in this Act or in any rule or regulation adopted pursuant thereto shall be construed to deny treatment by spiritual means through prayer for any person detained for evaluation or treatment who desires such treatment, or to a minor if his parent or guardian desires such treatment.

§5162. Enforcement of rights; Court of Chancery

The provisions of this subchapter shall be enforceable by the Attorney General or by any interested citizen. Within the meaning of this section, "interested citizen" shall include any individual, voluntary association of individuals or corporate body having a bona fide interest in furthering enforcement of the rights created by this subchapter. The Court of Chancery of the State of Delaware shall have jurisdiction over all actions to enforce the rights arising out of this subchapter.

Approved July 29, 1974.

CHAPTER 572

FORMERLY SENATE BILL NO. 531

AN ACT TO AMEND PART IV, TITLE 12 OF THE DELAWARE CODE RELATING TO DECEDENTS' ESTATES AND FIDUCIARY RELATIONS, AND PROVIDING FOR A UNIFORM MANAGEMENT OF INSTITUTIONAL FUNDS ACT.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Part IV, Title 12 of the Delaware Code, by adding thereto a new chapter, designated as Chapter 47, which new chapter shall read as follows:

**CHAPTER 47. UNIFORM MANAGEMENT OF
INSTITUTIONAL FUNDS ACT**

§4701. Definitions

In this Act:

(a) "Institution" shall mean an incorporated or unincorporated organization organized and operated exclusively for educational, religious, charitable or other eleemosynary purposes, or a governmental organization to the extent that it holds funds exclusively for any of these purposes.

(b) "Institutional fund" shall mean a fund held by an institution for its exclusive use, benefit, or purposes but does not include:

(1) a fund held for an institution by a trustee that is not an institution; or

(2) a fund in which a beneficiary that is not an institution has an interest, other than possible rights that could arise upon violation or failure of the purposes of the fund.

(c) "Endowment fund" shall mean an institutional fund, or any part thereof, not wholly expendable by the institution on a current basis under the terms of the applicable gift instrument.

(d) "Governing board" shall mean the body responsible for the management of an institution or of an institutional fund.

(e) "Historic dollar value" shall mean the aggregate fair value in dollars of:

(1) an endowment fund at the time it became an endowment fund;

(2) each subsequent donation to the fund at the time it is made; and

(3) each accumulation made pursuant to a direction in the applicable gift instrument at the time the accumulation is added to the fund. The determination of historic dollar value made in good faith by the institution is conclusive.

(f) "Gift instrument" shall mean a will, deed, grant, conveyance, agreement, memorandum, writing, or other governing document (including the terms of any institutional solicitations from which an institutional fund resulted) under which property is transferred to or held by an institution as an institutional fund.

§4702. Appropriation of appreciation

The governing board may appropriate for expenditure for the uses and purposes for which an endowment is established so much of the net appreciation, realized and unrealized, in the fair value of the assets of an endowment fund over the historic dollar value of the fund as is prudent under the standard established by §4706 of this Chapter. The authority of the governing board to expend funds as permitted under other laws, permitted under the terms of the applicable gift instrument, or under the Charter of the institution is not limited.

§4703. Rule of construction

The provisions of §4702 of this Chapter shall not apply if the applicable gift instrument indicates the donor's intention that net appreciation shall not be expended. A restriction upon the expenditure of net appreciation may not be implied from a designation of a gift as an endowment, or from a direction or authorization in the applicable gift instrument to use only "income", "interest", "dividends", or "rents, issues or profits", or

"to preserve the principal intact", or a direction which contains other words of similar import. This Rule of Construction applies to gift instruments executed or in effect before or after the effective date of this Act.

§4704. Investment authority

In addition to an investment otherwise authorized by law or by the applicable gift instrument, and without restriction to investments a fiduciary may make, the governing board, subject to any specific limitations set forth in the applicable gift instrument or in the applicable law other than the law relating to investments by a fiduciary, may:

(a) invest and reinvest an institutional fund in any real or personal property deemed advisable by the governing board, whether or not it produces a current return, including mortgages, stocks, bonds, debentures and other securities of profit or non-profit corporation, shares in or obligations of associations, partnerships, or individuals, and obligations of any government or subdivision or instrumentality thereof;

(b) retain property contributed by a donor to an institutional fund for as long as the governing board deems advisable;

(c) include all or any part of an institutional fund in any pooled or common fund maintained by the institution; and

(d) invest all or any part of an institutional fund in any other pooled or common fund available for investment, including shares or interests in regulated investment companies, mutual funds, common trust funds, investment partnerships, real estate investment trusts, or similar organizations in which funds are commingled and investment determinations are made by persons other than the governing board.

§4705. Delegation of investment Management

Except as otherwise provided by the applicable gift instrument or by applicable law relating to governmental institutions or funds, the governing board may:

(a) delegate to its committees, officers or employees of the institution or the funds, or agents, including investment counsel,

the authority to act in place of the board in investment and reinvestment of institutional funds;

(b) contract with independent investment advisers, investment counsel or managers, banks or trust companies, so to act; and

(c) authorize the payment of compensation for investment advisory or management services.

§4706. Standard of conduct

In the administration of the powers to appropriate appreciation, to make and retain investments, and to delegate investment management of institutional funds, members of a governing board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. In so doing they shall consider long and short-term needs of the institution in carrying out its educational, religious, charitable, or other eleemosynary purposes, its present and anticipated future requirements, expected total return on its investments, price level trends, and general economic conditions.

§4707. Release of restrictions on use or investment

With the written consent of the donor, the governing board may release, in whole or in part, a restriction imposed by the applicable gift instrument on the use or investment of an institutional fund.

If written consent of the donor cannot be obtained by reason of his death, disability, unavailability, or impossibility of identification, the governing board may apply in the name of the institution to the appropriate court for release of a restriction imposed by the applicable gift instrument on the use or investment of an institutional fund. The Attorney General shall be notified of the application and shall be given an opportunity to be heard. If the court finds that the restriction is obsolete, inappropriate, or impracticable, it may by Order release the restriction in whole or in part. A release under this subsection may not change an endowment fund to a fund that is not an endowment fund.

A release under this section may not allow a fund to be used for purposes other than the educational, religious, charitable or other eleemosynary purposes of the institution affected.

The provisions of this section do not limit the application of the Doctrine of *Cy pres*.

§4708. Short title

This Act may be cited as the *Uniform Management of Institutional Funds Act*.

Section 2. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared severable.

Section 3. This Act shall be so applied and construed as to effectuate its general purpose to make uniform the law with respect to the subject of this Act among those States which enact it.

Approved July 29, 1974.

CHAPTER 573

FORMERLY SENATE BILL NO. 481

AN ACT TO AMEND CHAPTER 69, TITLE 29, DELAWARE CODE, RELATING TO THE ESTABLISHMENT OF POLICIES AND PROCEDURES FOR CONTRACTING PROFESSIONAL SERVICES BY THE STATE, ITS AGENCIES, MUNICIPALITIES OR POLITICAL SUBDIVISIONS, SCHOOL BOARDS; DEFINING PROFESSIONAL SERVICES; ESTABLISHING COMPETITIVE SELECTION PROCEDURES AND COMPETITIVE NEGOTIATIONS FOR FIRMS OR INDIVIDUALS PROVIDING PROFESSIONAL SERVICES; ESTABLISHING TRUTH IN NEGOTIATION REQUIREMENTS FOR PROFESSIONAL SERVICE CONTRACTS AND SETTING PENALTIES THEREFOR; AND PROVIDING FOR STATE PROFESSIONAL ASSISTANCE TO MUNICIPALITIES AND POLITICAL SUBDIVISIONS IN THE SELECTION AND NEGOTIATION OF PROFESSIONAL SERVICE CONTRACTS.

WHEREAS, the legislature of Delaware declares it to be in the best interest of the public health, safety and welfare and of good fiscal management to seek the most qualified and competent individuals and firms at fair, competitive and reasonable compensation to provide professional services to the State, its agencies, municipalities or political subdivisions and school districts; and

WHEREAS, the legislature of Delaware desires to promote competition among firms interested in providing professional services to the State, its agencies, municipalities or political subdivisions and school districts; and

WHEREAS, the legislature of Delaware declares it is in the public interest to prohibit the payment of contingent fees or other considerations for obtaining State, municipal or other professional service contracts financed from public funds.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 69, Title 29, Delaware Code, by redesignating all of the present Chapter as Subchapter I and creating a new Subchapter to be designated as Subchapter II to read as follows:

SUBCHAPTER II. CONSULTANTS COMPETITIVE NEGOTIATION ACT

§6930. Definitions

(1) For the purpose of this Act the term "professional services" shall mean those services within the scope of practice of architecture, professional engineering or registered land surveying as defined by the laws of the State of Delaware or those performed by any architect, professional engineer or registered land surveyor, in connection with this professional employment or practice.

(2) The term "agency" means the State, its departments, agencies, municipalities or political subdivisions and school districts.

(3) The term "firm" means any individual, firm, partnership, corporation, association or other legal entity permitted by law to practice architecture, engineering, or land surveying in the State of Delaware.

(4) The term "compensation" means the total amount paid by the agency for professional services.

(5) The term "agency official" is any elected or appointed officeholder, employee, consultant, person in the category of other personal service or any other person receiving compensation from the State, its agencies, municipalities, or political subdivisions and school board.

§6931. Public announcement and qualification procedures

(1) Each agency shall publicly announce in a uniform and consistent manner on each occasion when professional services are required to be purchased, except in cases of valid public

emergencies so certified by the agency head. In addition, announcements shall be mailed on each occasion to each certified firm who has requested such notification. Such announcement shall include a general description of the project and shall indicate how interested consultants can apply for consideration.

(2) Each agency shall encourage firms engaged in the lawful practice of their profession, who desire to provide professional services to the agency, to submit annually a statement of qualifications and performance data.

(3) Any firm or individual desiring to provide professional services to the agency must first be certified by the agency as qualified pursuant to law and the regulations of the agency. The agency shall make a finding that the firm or individual to be employed is fully qualified to render the required service. Among the factors to be considered in making this finding are the capabilities, adequacy of personnel, past record and experience of the firm or individual.

(4) Each agency shall adopt administrative procedures for the evaluation of professional services to include, but not limited to, capabilities, adequacy of personnel, past record and experience and such other factors as may be determined by the agency to be applicable to its particular requirements.

(5) The public shall not be excluded from the proceedings under this Act.

§6932. Competitive selection

(1) The agency, for each proposed project, shall evaluate current statements of qualifications and performance data on file with the agency, together with those that may be submitted by other firms regarding the proposed project, and shall conduct discussion with, and may require public presentations by no less than three firms regarding their qualifications, approach to the project and ability to furnish the required service.

(2) The agency shall select no less than three firms in order of preference, deemed to be most highly qualified to perform the the required services, after considering such factors as the ability of professional personnel, past performance, willingness to meet time and budget requirements, location, recent, current

and projected work loads of the firms and the volume of work previously awarded to the firm by the agency, with the object of effecting an equitable distribution of contracts among qualified firms; providing, however, that such distribution does not violate the principal of selection of the most highly qualified firms.

§6933. Competitive negotiation

(1) The agency shall negotiate a contract with the most qualified firm for professional services at compensation which the agency determines is fair, competitive and reasonable. In making such determination the agency shall conduct a detailed analysis of the cost of the professional services required, in addition to considering their scope and complexity. For all lump-sum or cost-plus-a-fixed-fee professional service contracts over \$50,000, the agency shall require the firm receiving the award to execute a truth-in-negotiation certificate stating that wage rates and other factual unit costs supporting the compensation are accurate, complete and current at the time of contracting. Any professional service contract under which such a certificate is required shall contain a provision that the original contract price and any additions thereto shall be adjusted to exclude any significant sums where the agency determines the contract price was increased due to inaccurate, incomplete or non-current wage rates and other factual unit costs. All such contract adjustments shall be made within one year following the end of the contract.

(2) Should the agency be unable to negotiate a satisfactory contract with the firm considered to be the most qualified, at a price the agency determines to be fair, competitive and reasonable, negotiations with that firm shall be formally terminated. The agency shall then undertake negotiations with the second most qualified firm. Failing accord with the second most qualified firm, the agency shall formally terminate negotiations. Failing accord with the third most qualified firm the agency shall then formally terminate negotiations and proceed to negotiate with additional pursuant to paragraph (3) of this section.

(3) Should the agency be unable to negotiate a satisfactory contract with any of the selected firms, the agency shall select additional firms in order of their competence and qualification and continue negotiations in accordance with this section until an agreement is reached.

§6934. Prohibition against contingent fees

(1) Each contract entered into by the agency for professional services shall contain a prohibition against contingent fees as follows: "The architect, registered land surveyor or professional engineer swears that he has not employed or retained any company or person, other than a bona fide employee working solely for the architect, registered land surveyor or professional engineer, to solicit or secure this agreement, and that he has not paid or agreed to pay any person, company, corporation, individual or firm, other than a bona fide employee working solely for the architect, registered land surveyor or professional engineer any fee, commission, percentage, gift or any other consideration, contingent upon or resulting from the award or making of this agreement." For the breach or violation of this provision, the agency shall have the right to terminate the agreement without liability and, at its discretion, to deduct from the contract price, or otherwise recover, the full amount of such fee, commission, percentage, gift or consideration.

(2) Any individual, corporation, partnership, firm, or company, other than a bona fide employee working solely for an architect, professional engineer or registered land surveyor who offers, agrees, or contracts to solicit or secure agency contracts for professional services for any other individual, company, corporation, partnership or firm, and to be paid, or is paid, any fee, commission, percentage gift or any other consideration contingent upon or resulting from, the award or the making of a contract for professional services, shall be guilty of a misdemeanor and upon conviction punished pursuant to the provisions of §6936 of this Act.

(3) Any architect, professional engineer or registered land surveyor, or any group, association, company, corporation, firm, partnership thereof, who shall offer to pay, or pay, any fee, commission, percentage, gift or any other consideration contingent upon, or resulting from, the award or making of any agency contract for professional services, shall be guilty of a misdemeanor and upon conviction punished pursuant to the provisions of §6936 of this Act.

(4) Any agency official who offers to solicit or secure, or solicits or secures, a contract for professional services and to be

paid, or is paid, any fee, commission, percentage, gift, or any other consideration, contingent upon the award or making of such a contract for professional services between the agency and any individual person, company, firm, partnership, or corporation shall be guilty of a misdemeanor and upon conviction punished pursuant to the provisions of §6936 of this Act.

§6935. State assistance to local agencies

On professional service contracts where the fee is over \$25,000, the department of Administrative Services shall provide, upon request by a municipality, political subdivision or school board and upon reimbursement of the costs involved, assistance in selecting consultants and negotiating consultant contracts.

§6936. Penalty; jurisdiction

Any person who violates the provisions of this Act shall be punished by a fine of not less than \$500 nor more than \$1,000, or by imprisonment for not more than one month, or by both such fine and imprisonment; and upon a second or subsequent conviction thereof, he shall be punished by a fine of not less than \$1,000 nor more than \$2,000, or by imprisonment for not more than six months, or by both such fine and imprisonment. Superior Court shall have exclusive original jurisdiction over offenses under this Subchapter.

§6937. Administrative provisions

(1) Nothing in this Act shall affect the validity or effect of any contracts in existence at the effective date hereof.

(2) Subsections (1) and (2) of §6932 of this Act shall not apply to professional service contracts of \$5,000 or less.

(3) If any section, subsection, paragraph, phrase, clause or word of this Act is held to be invalid, the remainder of the Act shall not be affected.

(4) Any laws, or parts of law in conflict with the provisions of this Act are hereby repealed.

Section 2. This Act shall take effect on July 1, 1974.

Approved July 29, 1974.

CHAPTER 574

FORMERLY SENATE BILL NO. 525
AS AMENDED BY
SENATE AMENDMENT NOS. 2 & 3
AND
HOUSE AMENDMENT NO. 2

**AN ACT TO AMEND SUBCHAPTER 1 OF CHAPTER 21,
TITLE 21, DELAWARE CODE RELATING TO REQUIRE-
MENTS OF INSURANCE FOR ALL MOTOR VEHICLES
REGISTERED IN THIS STATE.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §2118(a) (2), Subchapter 1, Chapter 21, Title 21 of the Delaware Code, by striking said subsection (a) (2) in its entirety and substituting in lieu thereof a new subsection (a) (2) which shall read as follows:

“(a) (2) a. Compensation to injured persons for reasonable and necessary expenses incurred within two years from the date of the accident for:

1. Medical, hospital, dental, surgical, medicine, X-ray, ambulance, prosthetic services, professional nursing and funeral services. Compensation for funeral services shall not exceed the sum of \$2,000.00. Compensation may include expenses for any non-medical remedial care and treatment rendered in accordance with a recognized religious method of healing.

2. Net amount of lost earnings.

3. Cost of dental or surgical procedures, medical expenses including related treatment and the net amount of lost earnings, the necessity of which have been medically ascertained within two years from the date of the accident but which are impractical or impossible to perform during that period and as to which verification that such procedures or treatments will be necessary has been made in writing by a qualified medical practitioner within two years from the date of the accident. The payment of this

cost shall be either at the time they are ascertained or at the time they are actually incurred, at the insurer's option.

4. Extra expenses for personal services which would have been performed by the injured person had they not been injured.

b. The minimum insurance coverage which will satisfy the requirements of subsection (a) (2) a. of this section is a minimum limit for the total of all payments which must be made pursuant to that subsection of \$10,000 for any one person and \$20,000 for all persons injured in any one accident.

c. The coverage required by subsection (2) of this section shall be applicable to each person occupying such motor vehicle and to any other person injured in an accident involving such motor vehicle, other than an occupant of another motor vehicle.

d. The coverage required by subsection (2) shall also be applicable to the named insureds and members of their households for accidents which occur through being struck by any vehicle other than a Delaware insured motor vehicle while a pedestrian or while occupying any registered motor vehicle, other than a Delaware registered insured motor vehicle, in any state of the United States, its territories or possessions or Canada.

e. The coverage required in subsection (2) shall apply to pedestrians only if they are involved in accidents within the State of Delaware except as to named insureds or members of their households to the extent they must be covered pursuant to subsection (2) (d) of this section.

f. The owner of a vehicle may elect to have the coverage described in subsection (2) written subject to certain deductibles, waiting periods, sublimits, percentage reductions, excess provisions and similar reductions offered by insurers in accordance with filings made by such insurers with the Department of Insurance, applicable to expenses incurred as a result of injury to the owner of a vehicle or members of his household; provided that the owner of a motorcycle may elect to exclude from such coverage expenses incurred as a result of injury to any person riding such vehicle while not on a highway and in any case of injury when no other vehicle was involved by actual collision or contact. This election must be made in writing and

signed by the owner of the vehicle; insurers issuing such policies may not require such reductions.

g. The coverages required by subsection (2) of this section shall be considered excess over any similar insurance for passengers, other than Delaware residents, when the accident occurs outside the State of Delaware.

FURTHER AMEND SENATE BILL NO. 525 by adding a new Section thereto which shall read as follows:

"Section 3. Amend §2118 (a) (4) (i), Subchapter 1, Chapter 21, Title 21 of the Delaware Code, by striking said subsection (a) (4) (i) in its entirety and substituting in lieu thereof a new subsection (a) (4) (i) which shall read as follows:

"(i) Every insurance policy issued under this section shall require the insurer to submit to arbitration, in the manner set forth hereinafter, any claims (1) for losses or damages within the coverages required under subsection (a) (2) of this section and (2) for damage to a motor vehicle, including the insured motor vehicle, including loss of use of such vehicle, upon the request of the party claiming to have suffered a loss or damages within the above described coverages of subsection (a) (2) or to such a motor vehicle. Such request shall be in writing and mailed to the Insurance Commissioner within ninety (90) days from the date of the accident.

(1) All arbitration shall be administered by the Insurance Commissioner or his nominee.

(2) The Insurance Commissioner or his nominee shall establish a panel of arbitrators consisting of attorneys authorized to practice law in the State and insurance adjusters licensed to act as such in the State.

(3) The Insurance Commissioner, or his nominee, shall select 3 individuals from the panel of arbitrators, at least 1 of which shall be an attorney authorized to practice law in the State, to hear each request for arbitration.

(4) The Insurance Commissioner, or his nominee, shall promulgate all rules and regulations necessary to implement this arbitration program.

(5) The right to require such arbitration shall be purely optional and neither party shall be held to have waived any of its rights by any act relating to arbitration and the losing party shall have a right to appeal de novo to the Superior Court if notice of such appeal is filed with that Court in the manner set forth by its Rules within 30 days of the date of the decision being rendered.

(6) The Insurance Commissioner shall establish a schedule of costs of arbitration; provided, however, the arbitrators' fee shall not exceed \$25 per arbitrator for any 1 arbitration.

(7) The cost of arbitration shall be payable to the State Department of Insurance, and shall be maintained in a special fund identified as the "arbitration fund" which shall be administered by the Insurance Commissioner. These funds under no circumstances shall revert to the general fund. All costs of arbitration including administrative expenses of the Insurance Department and the arbitrators' fees shall be payable from this fund.

(8) The applicant may be reimbursed their cost of filing arbitration as a part of the award rendered by the arbitration panel. If an insurer should pay an applicant his damages in advance of a hearing, they shall include with those damages the cost to the applicant of his filing the arbitration."

FURTHER AMEND SENATE BILL NO. 525 by adding a new section thereto which shall read as follows:

"Section 4. This Act shall take effect on January 1, 1975."

Approved July 27, 1974.

CHAPTER 575**FORMERLY SENATE BILL NO. 124**

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE BY ADDING A NEW CHAPTER PROVIDING FOR THE MORE EFFECTUAL REGULATION OF THE CONDUCT OF OFFICERS AND EMPLOYEES OF THE STATE OF DELAWARE, ESTABLISHING STANDARDS THEREFOR, AND PROVIDING FOR DISCIPLINARY ACTION AND CRIMINAL PENALTIES FOR VIOLATION THEREOF.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Title 29, of the Delaware Code, is hereby amended by adding thereto a new chapter, Chapter 58, as follows:

"CHAPTER 58: LAWS REGULATING THE CONDUCT OF OFFICES AND EMPLOYEES OF THE STATE OF DELAWARE.

§5801. Finding

The General Assembly finds and declares:

(a) In our democratic form of government, the conduct of officers and employees of the State of Delaware must hold the respect and confidence of the people. They must, therefore, avoid conduct which is in violation of their public trust or which creates a justifiable impression among the public that such trust is being violated.

(b) To ensure propriety and to preserve public confidence, officers and employees of the State of Delaware must have the benefit of specific standards to guide their conduct and of some disciplinary mechanisms to guarantee uniform maintenance of those standards. Some standards of this type are so vital to government that violation thereof should subject the violator to criminal penalties.

(c) In our democratic form of government, it is both necessary and desirable that all citizens, officers and employees

of the State of Delaware included, should have certain specific interests in the decisions of the State government, and should be encouraged to assume public office and employment, and that, therefore, the activities and employees of the State of Delaware should not be unduly circumscribed.

§5802. Construction

This Chapter should be construed to promote high standards of ethical conduct in State government.

§5803. Definitions

For the purposes of this Chapter:

(a) "Business" includes a corporation, partnership, sole proprietorship, and any other individual or organization carrying on a business or profession. .

(b) "Compensation" means any money, thing of value or any other economic benefit of any kind or nature whatsoever conferred on or received by any person in return for services rendered or to be rendered by himself or another.

(c) "Court" means the Superior Court.

(d) "Employee" means any person who has been elected or appointed to any State agency or who receives compensation for services to the same, but does not include members of the General Assembly, Justices of the Supreme Court, the judges of any Court, the Chancellor, Vice Chancellors, and Justices of the Peace.

(e) "Employment" means any rendering of services for compensation.

(f) An individual has a "financial interest" when he or she, his or her spouse, or children (natural or adopted) have an interest which is:

1. An ownership interest in a business;
2. A creditor interest in an insolvent business;
3. An employment or prospective employment for which negotiations have begun; or

4. An ownership interest in real or personal property.

(g) "State Agency" means the State of Delaware, its offices, departments, boards, commissions, committees, courts and all other public bodies existing by virtue of an act of the General Assembly or of the Constitution of this State excepting only political subdivisions of this State, their agencies and other public agencies existing by virtue of such state law whose jurisdiction is either (1) limited to a political subdivision of the State or to a portion of such a subdivision or (2) extends beyond the boundaries of this State.

§5804. Conflicts of interest

(a) No employee shall knowingly by himself or by any business in which he has a financial interest or by any partner, officer or employee of any such business, render or agree to render, for compensation or otherwise, any personal service to any person other than the State in any negotiations for the acquisition by any State agency of an interest in real property, or in any proceedings relative to such acquisition before a condemnation commission or court.

(b) No employee, nor any business in which he has a financial interest, nor any partner, officer or employee of any such business shall knowingly render or agree to render, for compensation or otherwise, any service to any person other than the State in connection with any cause, proceeding, application or other matter which is before the State agency in which such employee holds employment.

(c) No employee shall knowingly receive or agree to receive, directly or indirectly, compensation for services rendered or to be rendered, either by himself or by another, to any person, other than the State of Delaware, in connection with:

1. Any cause, proceeding, application or other matter before any State agency in the disposition or determination whereof the State has a direct financial interest, and the disposition or determination whereof is contested by the State or a State agency; or

2. Any appeal from a ruling or determination made by a State agency or employee in the discharge of his official duties.

(d) No employee shall knowingly himself, or by his partners or through any business in the pecuniary profits of which he has more than a ten percent interest, or by any other person for his use or benefit, or on his account, undertake or execute, in whole or in part, any contract, agreement, sale or purchase of the value of \$25.00 or more, made, entered into, awarded or granted by any State agency, unless such contract, agreement, purchase or sale was made or let after public notice and competitive bidding.

(e) No employee shall act as officer or agent for the State in the transaction of any business with himself or with a business in the pecuniary profits of which he has more than a ten percent interest.

(f) No person who has served as an employee other than solely in the capacity of an independent contractor, shall knowingly receive or agree to receive, directly or indirectly, compensation for any services rendered or to be rendered, either by himself, or by another, anyone other than the State within two years after termination of his employment or service, in any cause, proceeding, application or particular matter in which he has given an opinion or made an investigation or with which he has been directly concerned in the course of his duties.

(g) Any employee who violates this section shall be fined in such amount or imprisoned for such term or both as the court in its discretion may determine.

§5805. Code of ethics

(a) Employees shall endeavor to pursue a course of conduct which will not raise suspicion among the public that he is likely to be engaged in acts that are in violation of his trust and which will not reflect unfavorably upon the State of Delaware and its government.

(b) No employee shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or incur any obligation of any nature which is in substantial conflict with the proper performance of his duties in the public interest. No employee shall accept other employment, any compensation, gift, payment of expenses, or any other thing of monetary value under circumstances in which such acceptance may result in any one of the following:

1. Impairment in the independence of judgment in the exercise of official duties.

2. An undertaking to give preferential treatment to any person.

3. Impeding government efficiency or economy.

4. The making of a governmental decision outside official channels.

5. Any adverse effect on the confidence of the public in the integrity of the government of the State of Delaware.

(c) No employee shall engage in any transaction as a representative or agent of the State with any business in which he has any financial interest that might reasonably tend to conflict with the proper discharge of his official duties.

(d) No employee shall by his conduct give reasonable basis for the impression that any person can improperly influence him or unduly enjoy his favor in the performance of his official duties or that he is improperly affected by the kinship, rank, position or influence of any person.

(e) No employee shall make personal investments in enterprises which he has reason to believe may be directly involved in decisions to be made by him or which will otherwise create substantial conflict between his duty in the public interest and his private investment.

(f) If any employee:

1. shall have a financial interest having a value of \$1,000 or more in a business which is subject, in whole or in part, to the *regulatory jurisdiction* of, or contracts or does business with, any State agency; or

2. shall hold an office or directorship in any business which is subject, in whole or in part, to the *regulatory jurisdiction* of a State agency; or

3. shall have an unsecured loan exceeding \$5,000 from any business which is subject, in whole or in part, to the *regulatory jurisdiction* of, or contracts or does business with, any State agency; or

4. shall have any other interest or relationship which he determines, in his discretion, might reasonably be expected to be particularly affected by any State agency; he shall file with the State Personnel Commission a written statement fully disclosing the same. Such disclosures and the information thereon shall be confidential and the State Personnel Commission shall not release the contents of such disclosures, except as may be necessary for the enforcement of this Chapter. The filing of such disclosures, pursuant to this Chapter, shall be a condition of entering upon and for continuing the duties as such employee.

(g) No employee shall use or attempt to use his official position to secure unwarranted privileges or exemption for himself or others.

(h) No employee shall engage in any activity beyond the scope of his employment which might reasonably be expected to require or induce him to disclose confidential information acquired by him by reason of his position as such employee.

(i) No employee, beyond the scope of his employment, shall disclose confidential information gained by reason of his official position nor shall he otherwise use such information for personal gain or benefit.

(j) No employee other than a person who provides services to the State solely as an independent contractor, nor any business in which such an employee has any financial interest shall sell goods or services to the State agency in which such employee serves or is employed.

§5806. Exemptions

In addition to the exemptions hereinabove provided, unless otherwise prohibited, nothing herein contained shall be construed to:

(a) Prohibit any business in which any employee is engaged from rendering services in relation to any matter before, or transacting business with, any State Agency where such employee does not directly or indirectly share in the profits resulting therefrom.

(b) Prohibit any transaction by any employee by reason of his ownership of corporate bonds or stocks which are bought

or sold on a national securities exchange registered as such under the Securities Exchange Act of 1934.

(c) Prohibit participation in the affairs of charitable, religious, non-profit, educational, public service or civic organizations or the activities of national or State political parties.

(d) Prohibit the acceptance of awards for meritorious public contribution given by public service or civic organizations.

§5807. Contracts voidable by Court action

In addition to any other penalty provided by law, any contract entered into by any State agency in violation of this Chapter is voidable on behalf of the State; provided that in determining whether any court action should be taken to void such a contract, pursuant to this Section, the State agency shall consider the interests of third parties who may be damaged thereby and such court action to void the transaction must be initiated within thirty days after the State agency involved has, or should have, knowledge of such violation.

§5808. Administration and enforcement

(a) The State Personnel Commission created by Chapter 59 of this Title shall enforce the Code of Ethics prescribed by §5805 and shall exercise the powers and duties conferred and imposed upon it by Chapter 59, but without regard to any of the limitations therein, in connection with said enforcement.

(b) The Attorney General shall be the legal representative of the State Personnel Commission in connection with its duties hereunder.

(c) In addition, the State Personnel Commission shall have the following powers and duties:

1. It shall prescribe a form for the disclosures required hereby.

2. It shall render advisory opinions upon the request of any employee as to whether the facts and circumstances of a particular case constitute or will constitute a violation or probable violation of the Code of Ethics. If no advisory opinion is rendered within sixty days after such request and a complete statement of such facts and circumstances is filed with the Commission, it

shall be deemed that an advisory opinion was rendered and that the facts and circumstances of that particular case do not constitute a violation of the Code of Ethics. Such an opinion rendered or deemed rendered, until amended or revoked by the Commission, shall be binding upon it in any subsequent complaint concerning any employee who sought the opinion and acted in reliance upon it in good faith, unless material facts were omitted or misstated by the employee in the request for the advisory opinion.

3. It shall initiate, receive and consider complaints concerning alleged violations of the Code of Ethics, initiate and/or make investigations and hold hearings concerning such complaints.

4. In its descretion, it shall have the power and duty to remove, suspend, demote or take other disciplinary action with respect to any employee, after a hearing, without regard to the limits imposed upon it by Chapter 59 but within the limits of the Constitution and other laws of this State.

(d) The Commission may request and shall receive from every State agency, its cooperation and assistance in the performance of the duties imposed upon the Commission hereby.

(e) Any person, including the individual making the charge of violation of the Code of Ethics, who divulges information concerning the charge prior to the issuance of a complaint by the Commission, or if an investigation discloses that a complaint shall not be issued by the Commission, at any time divulges any information concerning the original charge, or who divulges the contents of disclosures required by the Code of Ethics, except as otherwise permitted by law or by this Chapter, shall be guilty of a violation of the Code of Ethics.

(f) In the event that any person is dismissed or discharged or demoted or suspended for more than thirty days in any one year, within thirty days after such dismissal or discharge or demotion or suspension, said person shall have a right of appeal to the Superior Court on the question of whether the Commission acted in accordance with the law. The burden of proof in any such appeal shall be on said person. All appeals to the Superior Court shall be made by the filing of a notice of appeal with that Court within thirty days of the final action of the Commission in a particular case.

Section 2. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provision or application of this Act, and to this end the provisions of this Act are severable.

Section 3. This Act shall become effective on the expiration of thirty days after its approval by the Governor.

Approved July 29, 1974.

CHAPTER 576

FORMERLY HOUSE BILL NO. 510
AS AMENDED BY
HOUSE AMENDMENTS NO. 1, 2, 3, 4 AND 7
AND
SENATE AMENDMENTS NO. 1, 2 AND 5

AN ACT TO AMEND CHAPTER 21, SUBCHAPTER 2, TITLE
23, DELAWARE CODE RELATING TO MOTORBOATS.

Be it enacted by the General Assembly of the State of Delaware (Two-thirds of the members elected to each branch thereof concurring therein):

Section 1. Amend Chapter 21, Title 23 of the Delaware Code, by striking Subchapter 11 in its entirety and substituting in lieu thereof the following:

"SUBCHAPTER II. REGISTRATION, EQUIPMENT
AND OPERATION

§2111. Declaration of policy

It is hereby declared to be the policy of the General Assembly and the purpose of this Act to improve boating safety and to foster greater development, use and enjoyment of all the waters of the State by encouraging and assisting participation by the State, the boating industry and the boating public in the development of boating safety programs which are more comprehensive, and by creating flexible regulatory authority concerning the use of boats and equipment. It is further declared to be the policy of the General Assembly to encourage greater and continuing uniformity of boating laws and regulations between the State, its subdivisions, and the Federal government; a higher degree of reciprocity and comity among the several jurisdictions; and closer cooperation and assistance between the State and the Federal government in developing, administering and enforcing Federal and State laws and regulations pertaining to boating safety.

§2112. Definitions

Unless as otherwise provided for in this section or Department regulations, the definitions used in this Chapter shall be the same as those used in the Federal Boat Safety Act of 1971. Other definitions are:

(a) 'Act' means the State Boat Act of 1974;

(b) 'Department' means the Department of Natural Resources and Environmental Control, unless stated otherwise in this Chapter;

(c) 'Secretary' means the Secretary of the Department of Natural Resources and Environmental Control, unless otherwise stated in this Chapter;

(d) 'State' means the State of Delaware;

(e) 'Waters of the State' means any waters within the territorial limits of this State, the marginal sea adjacent to this State, and the high seas when navigated as part of a journey or ride to or from the shore of this State.

§2113. Licensing and Registration Fees

(a) All vessels subject to this Act shall be divided into classes as follows and subject to the appropriate registration fees:

Class A - less than 16 feet	\$ 5.00 per year
Class 1 - 16 feet or over and less than 26 feet in length	10.00 per year
Class 2 - 26 feet or over and less than 40 feet in length	15.00 per year
Class 3 - 40 feet or over and less than 65 feet in length	25.00 per year
Class 4 - 65 feet or over and not required to be documented	30.00 per year

(b) The registration number may be retained by the owner in the event of a transfer by paying a fee of three dollars (\$3.00) per transfer. In the event a duplicate registration card is required, there shall be a fee of two dollars (\$2.00).

(c) Non-resident vessels using the waters of this State for principal use over sixty days and non-residents owning a boat docked and/or stowed in waters of this State for over sixty days shall be required to register with the Department. Registration of a motor boat shall not be valid for more than three years.

(d) In order to permit any person to register a motor boat on any day of the week, the Department shall designate certain locations for such registration. Persons may register the boat and pay the required fee at State offices or at approved private locations. The Secretary shall develop regulations in determining the locations where fees shall be paid by the licensee. Non-state agency locations for the registration of motor boats shall not exceed three for each county.

(e) Dealers shall be issued one registration number for a fee of ten dollars (\$10.00) and for each additional number the dealer shall pay a fee of five dollars (\$5.00), to be used for demonstration purposes only.

§2114. Regulations and standards

(a) The Department shall issue rules and regulations for all vessels using State waters in accordance with the safety procedures outlined by the United States Coast Guard and present Federal law. Every vessel shall be provided with the equipment prescribed by current United States Coast Guard regulations or Department regulations, and any amendments or changes thereto. No person shall operate or give permission for the operation of a vessel which is not in accordance with the rules and regulations of the Coast Guard or the Department, and any vessel deemed unseaworthy by the Department or its agent shall not be operated on the waters of the State.

(b) The Department may issue regulations for the use, manufacture and sale of vessels to which this Act applies, with respect to: (1) the registration, numbering and marking of undocumented vessels; (2) requirements for associated equipment; (3) boat and associated equipment standards; (4) operating requirements; (5) boating safety education; and (6) safety patrol and enforcement activity.

(c) The Department shall prescribe such rules and regulations as may be necessary concerning the reporting and investigation of casualties and accidents, including those vessels otherwise exempted.

§2115. Applicability

The provisions of this Chapter shall apply to vessels and associated equipment used, to be used, or carried in vessels used on waters subject to the jurisdiction of this State.

The provisions of this Chapter, except those sections where the content expressly indicates otherwise, do not apply to:

(a) foreign vessels temporarily using waters subject to State jurisdiction;

(b) military or public vessels of the United States, except recreational-type public vessels;

(c) a vessel whose owner is a State or subdivision thereof; other than this State, which is used principally for governmental purposes, and which is clearly identifiable as such;

(d) a ship's lifeboats;

(e) vessels for sale by authorized dealers, or for charter, livery or rent by authorized persons or agencies shall be subject to all requirements referred to in this Act.

No vessel propelled solely by wind power or physical exertion shall be subject to the licensing and registration fee of this Subchapter, but shall be subject to all safety requirements referred to in §2114 herein.

§2116. Operation on noncomplying vessels prohibited

No person shall use or give permission for the use of any vessel to which this Act applies, unless the vessel is in compliance with the requirements of this Subchapter and the applicable standards and regulations promulgated under the authority of this Subchapter.

No person may use any vessel to which this Subchapter applies, including those exempt in §2114, or any water skis, aquaplane, surfboard or similar device:

(a) in a negligent manner so as to endanger the life, limb or property of any person; or

(b) while under the influence of alcohol, narcotic drugs, barbiturates, marijuana or hallucinogens.

§2117. Release of information

Any person may request vessel numbering and registration information from the Department, if such is retrievable from the vessel numbering system records of the State. When the Department is satisfied that the request is reasonable and related to a boating safety purpose, the information shall be furnished upon payment by such person of the cost of retrieval and furnishing of the information requested.

Boating accident reports, filed by those parties directly involved, and required under the authority of §2114 (c) of this Chapter, are not public records available for public inspection or release. The fact that such reports have been made shall be admissible in evidence solely to show compliance with this section or regulations promulgated under the authority of §2114 (c). No such report nor any part thereof nor any statement contained therein shall be admissible as evidence for any purpose in any civil or criminal trial.

Boating accident reports and any information compiled therefrom may be released to State and Federal law enforcement agencies and officials of the United States Coast Guard for analytical and statistical purposes at no cost.

§2118. Enforcement and maintenance

(a) The Department shall maintain and improve public facilities for launching of vessels in all counties of the State.

(b) The Department shall assign a boating administrator who shall be qualified by training and experience to perform the duties of his office. The Boating Administrator shall train and maintain a Marine Police force capable of insuring compliance with State law and Department regulations of all vessels using, moored or anchored on State waters. The Boating Administrator shall train and maintain a clerical staff to operate the boating safety office and all boat registration offices. For the purpose of

carrying out this Act, the Marine Police shall have all the powers of investigation, detention and arrest conferred by law on peace officers, sheriffs and constables. Such officers shall have the right to arrest with a warrant for violations or without a warrant for violations of such regulations committed in their presence. Titles of the Marine Police officers shall be assigned by the Secretary.

(c) If a Marine Enforcement Officer observes a boat being used without sufficient life saving or fire fighting devices or in overloaded or other unsafe condition as defined by State or Federal law or Department regulations, and in his judgment such use creates an especially hazardous condition, he may direct the operator to take whatever immediate and reasonable steps would be necessary for the safety of those aboard the vessel, including directing the operator to return to mooring and to remain there until the situation creating the hazard is corrected or ended.

(d) Any person designated by the Secretary and empowered to enforce the provisions of State laws and Department regulations and of any rule or regulation adopted pursuant thereto, shall have the authority to stop and board any vessel subject to State laws or Department regulations for the purpose of inspection or determining compliance with the State laws or Department regulations. Vessels of law enforcement personnel shall be marked to identify them as designated enforcement vessels.

(e) Enforcement personnel, whether in uniform or civilian clothes, shall give proper identification issued by the Secretary when boarding a vessel on waters of this State.

(f) Every vessel, if underway on the 'waters of this State' and upon being hailed by a designated law enforcement officer, shall stop immediately and lay to, or shall maneuver in such a way as to permit such officer to come ahead.

(g) The State Police shall have the same authority as the Marine Enforcement Officers in enforcement of the provisions of this Subchapter.

§2119. Budgetary implementation

(a) For purposes of implementing the provisions of this subsection, there shall be appropriated annually the funds

necessary to establish and maintain reasonable support in terms of equipment and personnel to carry out the purposes of this Subchapter.

Such support shall be based on the utilization of a Boat Administrator, a Marine Police Force and the resources necessary to allow for one Marine Policeman plus equipment and operating expenses for each two thousand boats registered as of July 1 of the preceding year. Each Marine Policeman shall receive an appropriate salary as set by the Department pursuant to the Merit System.

(b) For purposes of implementing §2118 (a) of this Subchapter, there shall be appropriated not more than two dollars (\$2.00) annually for every boat registered as of July 1 of the preceding fiscal year.

§2120. Regattas, motor boat races, marine parades, tournaments or exhibitions

(a) The Department may authorize the holding of regattas, motor boat or other boat races, marine parades, tournaments or exhibitions on any waters of this State. It shall adopt and may, from time to time, amend regulations concerning the safety of motor boats and other vessels and persons thereon, either observers or participants. Whenever a regatta, motor boat race or other boat race, marine parade, tournament or exhibition is proposed to be held, the person in charge thereof shall, at least thirty days prior thereto, file an application with the Department for permission to hold such regatta, motor boat race, or other boat race, marine parade, tournament or exhibition. The application shall set forth the date, time and location where it is proposed to hold such regatta, motor boat race or other boat race, marine parade, tournament or exhibition and it shall not be conducted without authorization of the Department in writing.

(b) The provisions of this section shall not exempt any person from compliance with applicable Federal law or regulation, but nothing contained in this Subchapter shall be construed to require the securing of a State permit pursuant to this section if a permit therefor has been obtained from an authorized agency of the United States.

§2121. Local regulation restricted

(a) The provisions of this Subchapter and of other applicable laws of this State shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on the waters of this State, or when any activity regulated by this Subchapter shall take place thereon; but nothing in this Subchapter shall be construed to prevent the adoption of any ordinance or local law relating to operation and equipment of vessels, the provisions of which are identical to the provisions of this Subchapter, amendments thereto or regulations issued thereunder; provided, however, that such ordinances or local laws shall be operative only so long as and to the extent that they continue to be identical to provisions of this Subchapter, amendments thereto or regulations issued thereunder.

(b) Any subdivision of this State may, at any time, but only after public notice, make formal application to the Department for special rules and regulations with reference to the operation of vessels on any waters within its territorial limits and shall set forth therein the reasons which make such special rules or regulations necessary or appropriate.

(c) The Department shall make special rules and regulations with reference to the operation of vessels on any waters within the territorial limits of any subdivision of this State.

§2122. Rules of the road

The United States Coast Guard 'Rules of the Road', 'International-Inland' and the 'United States Coast Guard Regulations (pilot rules) for Inland Waters', established pursuant thereto, and any amendments or changes thereto shall be the State law on all 'Waters of the State', unless modified by State law or Department regulations. The Marine Enforcement Officers and State Police shall have the authority for enforcement of these rules on all waters of the State.

§2123. Vessel liveries

(a) The owner of a vessel livery shall cause to be kept a record of the name and address of the person or persons hiring

any vessel which is designed or permitted by him to be operated as a motor boat or vessel, the identification number thereof and the departure date and time and the expected time of return. The record shall be preserved for at least one year. When boats are three hours overdue or at the close of the day, the owner shall notify the Division of Fish and Wildlife.

(b) Neither the owner of a vessel livery, nor his agent or employee, shall permit any motor boat or any vessel designed or permitted by him to be operated as a motor boat or vessel to depart from his premises unless it shall have been provided, either by owner or renter, with the equipment required pursuant to the provisions of this Subchapter and any laws or regulations made pursuant thereto.

(c) Neither the owner of a vessel livery, nor his agent or employee, shall permit any motor boat or any vessel designed or permitted by him to be operated as a motor boat or vessel to depart from his premises if, in his opinion:

(1) the lessee is physically incapable of safely operating the motor boat or vessel; or

(2) the weather is prohibitive for safe operation.

§2124. Filing of regulations

A copy of the regulations adopted pursuant to this Subchapter and any amendments thereto shall be filed in the Office of the Secretary of State. This Subchapter and the regulations of the Department shall be published by the Department in convenient form and distributed to or made available to all persons registering boats or vessels in Delaware or those operating boats or vessels in the waters of the State who request this information.

§2125. Penalties

Any person who violates any provision of this Chapter or the implementing regulations shall be guilty of a misdemeanor and shall be subject to a fine of not less than twenty-five dollars

(\$25.00) nor more than five hundred dollars (\$500.00), or up to ten days in jail for each such violation. Original jurisdiction for misdemeanors under this Chapter shall be in the Justice of the Peace Courts."

Approved July 29, 1974.

CHAPTER 577

FORMERLY HOUSE BILL NO. 1058

AN ACT TO REPEAL CHAPTER 17, TITLE 18, DELAWARE INSURANCE CODE, AND TO ENACT A NEW CHAPTER TO PROVIDE FOR THE LICENSING AND REGULATION OF INSURANCE AGENTS, BROKERS, ADJUSTERS, APPRAISERS AND CONSULTANTS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 17, Title 18, Delaware Code, by striking Chapter 17 in its entirety, and inserting in lieu thereof a new Chapter 17 to read as follows:

**"CHAPTER 17. AGENTS, BROKERS,
SOLICITORS AND ADJUSTERS**

§1701. Scope, intent and concept of chapter

(a) This chapter shall govern the qualifications and procedures for granting certificates of authority to agents, brokers, surplus lines brokers, consultants, limited representatives, fraternal representatives, adjusters, apprentice adjusters, motor vehicle physical damage appraiser, apprentice motor vehicle physical damage appraisers, interim licensees and temporary licensees. The provisions of this chapter shall apply to all lines of insurance including, but not limited to, life, health, variable annuity and variable life, property, casualty, surety, title, credit, motor vehicle, travel, transportation and marine, and to all types of insurers, whether operating on a mutual, stock, reciprocal, fraternal, group or other plan.

(b) The intent of this chapter is to supersede 18 Del. C., Chapter 17, as enacted in 1968 and as subsequently amended, and to substitute therefor the basic provisions of the Uniform Agents & Brokers Licensing Act as approved by the National Association of Insurance Commissioners and as adapted by this chapter for Delaware.

(c) The basic concept of this chapter is to establish the qualifications for granting certificates of authority to professional insurance personnel; to establish the procedures to be followed in determining the initial and continuing qualifications for such personnel; to provide definitions of their authorities, duties, responsibilities and prohibitions, in a manner that will provide guidance to such personnel and control over such personnel by the Commissioner of Insurance for the benefit and protection of the citizens of the State of Delaware.

§1702. Definition and responsibilities of agent

(a) An agent is an individual, partnership or corporation holding an agent's certificate of authority and appointed by an insurer to solicit applications for policies of insurance, or to negotiate for policies of insurance on its behalf and, if authorized to do so by the insurer, to issue conditional receipts, to effectuate and/or to countersign insurance contracts.

(b) Any individual, partnership or corporation not having a certificate of authority as an agent, broker, surplus lines broker or limited representative, who solicits an application for a policy of insurance on behalf of an insurer, shall be deemed an agent and shall thereby become subject to all of the duties, responsibilities, liabilities, prohibitions, and penalties to which an agent of such insurer is subject, and such insurer, by compensating such individual, partnership or corporation through any of its officers, agents or employees for soliciting said policy of insurance, shall thereby have accepted and acknowledged such individual, partnership or corporation as its agent in such transaction.

(c) Every agent who solicits or negotiates an application for insurance of any kind shall, in any controversy between the insured or his beneficiary and the insurer, be regarded as the agent of the insurer and not of the insured or his beneficiary. This provision shall not affect the apparent authority of an agent.

§1703. Definition and responsibilities of broker

(a) A broker is any individual, partnership or corporation holding a broker's certificate of authority who, for compensation

but not being appointed by an insurer as an agent, acts or aids in any manner in negotiating a contract for insurance for a party other than himself. A broker may not issue binders, conditional receipts or effectuate or countersign insurance contracts on behalf of the insurer.

(b) Any individual, partnership or corporation not holding a broker's certificate of authority, who acts or aids in any manner in negotiating contracts for insurance for a party other than himself with an insurer that has not appointed him as an agent, shall be deemed a broker and shall thereby become subject to all the duties, responsibilities, liabilities, prohibitions and penalties to which brokers are subject.

(c) Every broker who acts or aids in any manner in negotiating contracts for insurance for a party other than himself with an insurer who has not appointed the broker as its agent, shall be regarded, in any controversy between the insured or his beneficiary and the insurer, as representing the insured or his beneficiary and not the insurer; except that any insurer which directly or through any of its agents delivers in this State to any broker a policy of insurance pursuant to the application or request of such broker, shall be deemed to have authorized such broker to receive on the insurer's behalf payment of any premium which is due on such policy of insurance at the time of its issuance or delivery.

§1704. Definition and responsibilities of surplus lines broker

A surplus lines broker is any individual, partnership or corporation holding a surplus lines broker's certificate of authority who acts or aids in any manner in negotiating contracts of insurance with an insurance company not licensed to transact business in this State, pursuant to the provisions of Chapter 19 of this title.

§1705. Definition and responsibilities of consultants

(a) A consultant is any individual, partnership or corporation holding a consultant's certificate of authority and who is not appointed by an insurer as its agent who, for a fee, holds himself or itself out to the public as being engaged in the business of offering advice, counsel, opinion or service with respect to the benefits, advantages or disadvantages to be obtained under any contract of insurance that could be issued in this State.

(b) A consultant shall serve with objectivity and loyalty the interests of his clients alone and shall render to his clients such advice, counsel, opinion or service as meets the clients' needs and interests.

(c) No consultant may accept any fee other than that fee agreed upon in advance by the consultant and his client.

(d) No consultant may accept any fee, commission or other consideration from an insurer for any activity for which the consultant has received or will receive a fee from his client.

(e) Before any consultant offers any advice, counsel, opinion or service to his client, a written agreement on a form approved by the Insurance Commissioner shall be prepared by the consultant and shall be signed by both the consultant and the client. The agreement shall outline the nature of the activity to be performed by the consultant and the amount of the fee to be paid to the consultant by the client. The consultant shall retain a copy of each such agreement for not less than three years after the completion of his activities under the agreement and the consultant shall make the agreement available for inspection by the Insurance Commissioner upon his request.

(f) A duly licensed agent or broker shall be entitled to serve as a consultant without a separate certificate of authority as a consultant provided he complies with the other provisions of this section.

§1707. Definition and responsibilities of limited representative

(a) A limited representative is any individual, partnership or corporation holding a limited representative's certificate of authority and appointed by an insurer to solicit or negotiate contracts for those lines of insurance which the Commissioner may deem, by regulation, essential for the transaction of insurance business in this State and which do not require that level of qualifications required for an agent's or broker's certificate of authority.

(b) A limited representative is subject to all the duties, responsibilities, liabilities, prohibitions and penalties to which agents are subject as pertains to the particular line or lines of

insurance for which the limited representative holds a certificate of authority.

§1708. Definition and responsibilities of fraternal representatives

(a) A fraternal representative is any individual, partnership or corporation holding a fraternal representative's certificate of authority and appointed or authorized to act for a society or fraternal organization in the solicitation, negotiation or procurement of life, accident or health insurance or annuity contracts, and who receives no commissions except as specifically exempted from this requirement by section 6128 of this title.

§1709. Definition of responsibilities of adjuster

(a) An adjuster is any individual, firm or corporation who, for compensation as an independent contractor, or as the employee of or acting on behalf of an independent contractor, insurer, self-insurer, or managing general agent, investigates, estimates, negotiates settlement of claims arising under insurance contracts.

(b) None of the following shall be deemed to be an adjuster:

(1) An attorney at law licensed to practice law in this state.

(2) Employees of insurers, brokers or agents who work in the office of licensed employers, but who do not negotiate the settlement of claims as a part of their duties.

(3) A licensed agent or broker who adjusts or assists in the adjustment of losses arising under policies of insurance issued through or serviced by such agent or broker.

(c) No adjuster's certificate of authority shall be required for any adjuster sent into this State on behalf of an insurer for the investigation or adjustment of a particular unusual or extraordinary loss, or series of losses, resulting from a catastrophe common to all such losses.

(d) An adjuster shall be authorized to represent an insurer, self-insurer, agent or broker in investigating and negotiating settlement of claims arising under insurance contracts.

(e) An adjuster shall not be authorized to operate as a "public adjuster", representing directly or indirectly an insured for compensation in the investigation and negotiation of a settlement of a claim arising under an insurance contract.

§1710. Motor vehicle damage appraiser defined

(a) A motor vehicle physical damage appraiser is any individual, partnership or corporation whose business is the appraising of damage to motor vehicles.

(b) A motor vehicle damage appraiser shall be authorized to inspect damaged motor vehicles for the purpose of determining the amount of damage by providing a realistic estimate of the probable cost of repair or replacement.

(c) In all such examinations and/or estimates, the appraiser shall insure that the cost of repairing and/or replacing all damaged or missing parts which will affect the safe operation of the motor vehicle are included in the estimate of the probable cost of repair or replacement; estimates of the probable cost of repair or replacement shall not be based upon the use of used or reconditioned parts where the use of such parts may affect safe operation of the motor vehicle.

§1711. Apprentice adjusters or apprentice motor vehicle damage appraisers defined

(a) An apprentice adjuster or apprentice motor vehicle damage appraiser is an individual to whom an initial license as an adjuster or appraiser has been issued and who is qualified to be a licensed adjuster or appraiser in this State, except as to experience, education and training.

(b) Such license shall be issued and shall be valid for a period not exceeding twelve (12) months and shall not be extended or renewed.

(c) An application for an initial license as an apprentice adjuster or apprentice appraiser shall be accompanied by a statement from a duly licensed adjuster or appraiser assuming

full responsibility for the actions of such applicant undertaken under the requested license and certifying that such applicant is a full-time employee under the supervision of the licensed adjuster or appraiser.

§1712. Interim license defined

(a) An interim agent's license is a license issued to an applicant qualified in all respects as an agent except as to experience, education and training.

(b) An interim license shall be issued only upon the request of an insurer who:

(1) shall certify that the applicant meets the qualifications set forth in 18 *Del.C.* §1721.

(2) shall accept responsibility for training, supervision and liability for all actions of such applicant undertaken under the requested license of the agent for whom such license is requested.

§1713. Temporary license defined

(a) A temporary license is a license issued for the purpose of winding up the affairs of a licensee who is deceased, disabled or otherwise incapable of transacting insurance business.

(b) Such licenses shall be issued only in accordance with the provisions of §1719 of this Chapter.

§1714. Certificate of authority defined

(a) An insurance certificate of authority is a permanent license issued by the State Insurance Department to an individual, corporation, firm or partnership qualifying in one or more insurance capabilities and in one or more lines of authority as defined in §1716 of this Chapter.

(b) A certificate of authority shall be issued to the applicant by the Department, upon proper application, and shall attest to the applicant's qualifications, as verified by the Department under the provisions of §1721 of this Chapter and shall authorize the applicant to transact insurance business according to its terms.

(c) The certificate of authority shall be valid and effective unless and until:

(i) licensee fails to pay the annual fee or otherwise ceases to be qualified to hold such certificate of authority;

(ii) the certificate is revoked or terminated pursuant to §1733 of this Chapter.

§1715. Insurer's appointment

(a) Each insurer shall file with the Commissioner, in writing, an appointment identifying such insurer's agent(s), and/or limited or fraternal insurance representative(s) in this State. The appointment shall be signed by a representative of the insurer authorized, in writing, to appoint and terminate the employment of agents on behalf of the insurer and shall specify the individual members of any firm, corporation or partnership to whom authority is granted.

(b) The initial application for a certificate of authority for an agent, limited or fraternal representative shall be accompanied by an insurer's appointment as above provided.

§1716. Lines of authority enumerated

(a) An insurance agent may qualify for licensing for the following lines of authority:

(1) Life insurance - Code No. 1, defined in §902 of this Title.

(2) Variable annuity (including variable life) - Code No. 8, an annuity contract in which the periodic benefit varies usually in relation to security market values, a cost of living index or other variable factor, in contrast to a fixed or guaranteed annuity contract.

(3) Sickness, accident and health - Code No. 2, as defined in §903 of this Title.

(4) Title insurance - Code No. 7, as defined in §908 of this Title.

(5) Fire and allied lines (property) - Code No. 4, as defined in §906 of this Title.

(6) Casualty (liability, home owners) - Code No. 5, as defined in §906 of this Title.

(7) Fidelity and surety - Code No. 6, as defined in §905 of this Title.

(8) Marine and transportation - Code No. 13, as defined in §907 of this Title.

(9) General lines - Code No. 3, including all lines of authority defined above except life insurance, variable annuity and title insurance.

(b) A limited representative may be qualified and licensed and a qualified insurance agent may hold one or more of the following limited lines of authority:

(1) Vehicle liability and vehicle damage (automobile insurance) - Code No. 9, as defined in §906(a) (1) (2).

(2) Credit life, credit health insurance - Code No. 10, as defined in §3702 (1) (2) of this Title.

(3) Public carrier's insurance - Code No. 11, which provides authority for persons representing public carriers to solicit and/or sell insurance incidental to the transportation of persons, or to the transportation and/or storage of property provided such insurance shall be limited to the persons or property to be transported and/or stored.

(c) A broker's certificate of authority may be issued for the following lines of authority:

(1) Life insurance (Code No. 1), general lines (Code No. 3), or life and general lines (Codes 1-3).

(2) A life broker's authority code includes authority for life and health (Codes No. 1 and 2, as defined).

(3) A general lines broker's authority includes the authority for all lines of insurance except title insurance (Code No. 7), life insurance (Code No. 1) and variable annuity (Code No. 8).

(4) A life and general lines broker's certificate of authority includes all lines of insurance except variable annuity (Code No. 8) and title insurance (Code No. 7).

(d) Surplus lines broker's qualification:

(1) A surplus lines broker's certificate of authority shall be issued only to licensed general lines brokers who are bona fide residents of the State.

(2) Such certificate of authority shall include all lines of insurance except life, title and variable annuity.

(e) A motor vehicle damage appraiser's certificate of authority shall convey authority for the appraisal of damage to motor vehicles only and shall not pertain to other types of damage appraisal.

(f) An adjuster's certificate of authority shall convey authority to investigate, estimate and negotiate settlement of claims on behalf of licensed agents, brokers, self-insurers or insurers in one or more of the following lines of insurance:

- (1) Fire and allied lines - Code No. 4.
- (2) Casualty insurance - Code No. 5.
- (3) Fidelity and surety - Code No. 6.
- (4) Automobile insurance - Code No. 9.
- (5) Marine and transportation insurance - Code No. 13.

§1717. Exemptions to licensing requirement

(a) A certificate of authority as an insurance agent, broker, surplus lines broker, limited or fraternal representative, adjuster or appraiser shall not be required of any of the following:

(1) A regular salaried officer or employee of an insurance company, or of a licensed insurance agent, broker, surplus lines broker or limited representative, if such officer or employee's duties and responsibilities do not include the negotiation or solicitation of insurance.

(2) Person who secure and furnish information, but who do not solicit or make calls for the purpose of: sale of group or wholesale life insurance, annuities, or group, blanket or franchise health insurance as defined in Chapters 31 and 35 of this Title; or, enrolling individuals under such plans or issuing certificates thereunder or otherwise assisting in the administra-

tion of such plans, where no commission is paid for such services.

(3) Employers or their officers or employees, or the trustees of any employee trust plan, to the extent that such officers, employers, employees or trustees are engaged in the administration or operation of any program of employee benefits for their own employees or the employees of their subsidiaries or affiliates involving insurance issued by a licensed insurance company; provided, that such employers, officers, employees or trustees are not compensated directly or indirectly by the insurance company issuing such insurance.

§1718. Duties of licensed insurance personnel

(a) It is the duty and responsibility of all persons licensed in accordance with the provisions of this Chapter to transact insurance business hereunder and to conduct such business, at all times, in accordance with the highest standards of fidelity, good faith and sound business principles. Each licensee shall conduct business hereunder to insure that each transaction undertaken will, to the extent of the licensee's capabilities, meet the needs of the insurance buying public.

(b) No licensee shall

(1) employ manipulative, deceptive, misleading or fraudulent practices, devices or representations to induce the purchase of any policy of insurance and/or the settlement of any claim under any policy of insurance.

(2) make recommendations for the purchase of new insurance or the termination or surrender of existing insurance unless such licensee has reasonable grounds for believing that such recommendations are suitable for the client on the basis of available facts and information known to such licensee.

(3) solicit, negotiate or place insurance unless the licensee discloses all material facts relevant to the proposed insurance to such licensee's client.

(4) make extravagant claims regarding the management or investment ability of a particular insurer.

(5) employ any chart, table, sales aid or device which misrepresents or inadequately represents policy benefits, values or limitations in comparison with those of competitive insurers or insurance products.

(c) A licensee shall be personally liable for violations hereunder and may not avoid such liability by reliance upon the existence or continuation of any business practice, or upon the use of any products, printed sales aid or device offered or utilized by any insurer which such licensee represents or with whom the licensee transacts such insurance business.

(d) The Insurance Commissioner shall hear and determine alleged violations hereunder; penalties for violations shall be as provided in §1733 of this Title.

§1719. Temporary license

(a) The Commissioner may issue a temporary license as defined in §1713 of this Chapter, for any lines of insurance covered by any certificate of authority issued pursuant to this Chapter, for a period of ninety (90) days without requiring an examination, if the Commissioner deems that such temporary license is necessary for the servicing of the insurance business involved in any of the following cases:

(1) To the surviving spouse, next of kin, personal representative or any employee of any individual holding any certificate of authority who becomes deceased; or to the spouse, next of kin, any employee or legal guardian of the holder of a certificate of authority who becomes disabled.

(2) To any partner or employee of a partnership or officer or employee of a corporation, upon the death or disability of an individual designated in any certificate of authority issued to said partnership or corporation.

(3) To the designee of any individual holding a certificate of authority who is entering upon active service in the Armed Forces of the United States of America.

(4) In any other circumstances where the Commissioner deems that the public interests will best be served by the issuance of such temporary license.

(b) The Commissioner may renew any temporary license for an additional term or terms of ninety (90) days each, not exceeding in the aggregate twelve (12) months for the entire period.

(c) A temporary license may cover only the same lines of insurance as were covered under the certificate of authority being replaced by the temporary license.

(d) The individual holding a temporary license may exercise the same powers as the individual holding the certificate of authority which is being replaced by the temporary license, without the necessity of any new appointments of the individual holding the temporary license by insurance companies who had previously appointed the holder of the certificate of authority. An individual holding a temporary license shall not be appointed by any additional insurance company that had not previously appointed the holder of the certificate of authority and shall not be authorized to deal in any additional lines of insurance not authorized under the original certificate of authority. This provision shall not prohibit any insurance company from terminating any of its appointments.

§1720. Interim agent's license

(a) The Commissioner may, at his discretion, and upon application, issue an interim agent's license to any applicant without an examination, provided that the applicant meets the qualifications described in §1721 except for the qualifications regarding education and training, and provided further that the applicant is sponsored by an insurance company authorized to transact insurance business in this State.

(b) The sponsoring insurance company, at the time of submitting an application for an interim agent's license to the Insurance Commissioner's Office, shall certify to the Commissioner that the sponsoring insurance company:

(1) has instructed the applicant in the duties and responsibilities of an agent.

(2) has verified, by an examination approved by the Commissioner and conducted by the insurance company, that the applicant has attained at least a minimum level of competency

as an agent; provided that such examination shall be limited to the determination that the applicant has mastered the basic definitions of policy terms and forms, and has an understanding of an agent's duties, obligations and responsibilities, including legal and ethical duties, obligations and responsibilities.

(3) has conducted an investigation of the applicant's background and character and has ascertained that the applicant has the qualifications required by §1721 (a) (2) of this Chapter.

(4) does assume responsibility for the applicant's actions pertaining to all transactions undertaken by authority of the requested interim agent's license.

(c) An interim agent's license may be issued for either life and health insurance authority or for one or more of the following lines of authority: fire; casualty, surety; marine and transportation. No individual may hold more than one interim agent's license at the same time.

(d) An interim agent's license issued for life and health insurance authorities shall not be valid for more than 120 days. An interim agent's license issued for fire, casualty, surety or marine and transportation authority shall not be valid for more than 180 days. No interim agent's license may be renewed or extended.

(e) An individual holding an interim agent's license shall not have authority to bind an insurance company to a risk except that a conditional receipt may be issued in the case of applications for life insurance. All transactions of an individual holding an interim agent's license shall be submitted to the sponsoring insurance company through a licensed resident agent of the sponsoring insurance company.

§1721. Prerequisites for a certificate of authority

(a) The Commissioner shall not issue, continue or permit to continue any certificate of authority of any agent, limited or fraternal representative, broker, surplus lines broker, consultant, adjuster or motor vehicle physical damage appraiser, unless the applicant for or holder of the certificate of authority shall

(1) be at least 18 years of age, except for partnerships or corporations which shall be exempt from this requirement.

(2) be competent, trustworthy, financially responsible and of good reputation. Each application for an initial certificate of authority for each resident applicant shall contain the certification of the sponsoring insurance company that it has investigated the applicant's background and that the applicant meets this requirement.

(3) make his principal business occupation the transaction of insurance business under the requested certificate of authority, deriving therefrom on an annual basis not less than 50% of his entire income from his personal services, except that limited and fraternal representatives and those holding interim agent's licenses and temporary licenses shall be exempt from this requirement.

(4) have demonstrated his competence to act as to the type and line of authority applied for by successfully completing a written examination approved by the Commissioner, unless specifically exempted from such examination by any other provision of this Chapter.

(5) have filed with the Commissioner a request that he be appointed from an insurance company qualified to transact insurance business in this State, if the application be for an issuance of a certificate of authority for an agent or limited or fraternal insurance representative or for the issuance of an interim agent's license.

(6) certify that the applicant does not intend to use the certificate of authority or license principally for the purpose of writing controlled business as defined in §1730 of this Chapter, except that limited representatives may write the following types of insurance:

(i) insurance on the interest of a sales or financing agency in a motor vehicle sold or financed by it;

(ii) insurance on the interest of a real property mortgagee in real property mortgaged by it; and

(iii) credit life insurance;

(iv) credit health insurance.

(7) pay to the Commissioner all fees required by Chapter 7 of this title.

(b) An applicant may qualify for a resident certificate of authority if he resides in this State or maintains his principal place of business in this State, provided that any resident certificate of authority shall be void if the holder thereof also holds or makes application for a similar certificate of authority in any other State or jurisdiction, or thereafter claims to be a resident of any other State or jurisdiction; provided, however, that if such person is a resident of a community or county, the border of which is contiguous with the boundary line of this State, he may qualify and hold a similar resident certificate of authority from each State containing a portion of said community or trade area, without voiding his resident certificate of authority issued pursuant to this Chapter.

(c) An applicant may qualify for a non-resident certificate of authority only if he holds a similar certificate of authority in another State of the United States, Province of Canada or other foreign country, if the applicant complies with §1732 of this Chapter and pays to the Commissioner all fees required by this Chapter. A non-resident certificate of authority may be issued without the applicant taking any written examination, if the Commissioner of the State of the applicant's residence certifies to the Commissioner of this State that the applicant has passed a similar written examination or has been the continuous holder of a similar certificate of authority issued prior to the time such written examination was required in the State of his residence. A non-resident certificate of authority shall grant the same rights and privilege afforded to the holder of a resident certificate of authority, except as provided in §1723 of this Chapter. Similarly the holder of a nonresident certificate of authority shall be subject to all the duties, responsibilities, liabilities, prohibitions, to which a resident holder of a certificate of authority is subject.

§1722. Special qualifications

(a) Every applicant for a certificate of authority as a broker shall meet the prerequisites described in §1721 of this

Chapter and, in addition thereto, shall file with the Commissioner a bond in favor of any citizen of the State of Delaware in a face amount of not less than \$5,000.00 and guaranteed by a corporate surety approved by the Commissioner. The bond shall be continuous in form and shall be conditioned upon full accounting and due payment to all persons entitled thereto of any funds coming into the broker's possession as a result of the transaction of insurance business. The bond shall provide that it may not be terminated or cancelled unless at least thirty (30) days' prior written notice thereof has been given to the Commissioner.

(b) Every applicant for a certificate of authority as a broker, agent or limited representative requesting authority for lines of casualty, fire, surety or marine and transportation shall meet the prerequisites described in §1721 of this Title and, in addition thereto, shall establish and maintain in a commercial bank in this State one or more trust accounts separate from accounts holding his personal, firm or corporate funds, and shall forthwith deposit and retain therein all premiums and return premiums received by him, pending due transmittal of such premiums or return premiums to the appropriate insurance company or insured; provided, however, he may deposit and comingle in the same such trust account all premiums and return premiums received by him, if the persons to whom such funds are owed and the amount owed to each are reasonably distinguishable from accounts and records maintained by the applicant. The Commissioner may control the procedures for maintaining such trust accounts by regulation.

(c) Every applicant for a non-resident certificate of authority shall meet the requirements of subparagraph (b) above, except that the trust account may be established and maintained in a commercial bank in the State where the applicant resides.

(d) Every applicant for a certificate of authority as a broker must have held a certificate of authority as an agent for at least two years for all lines of insurance for which he has applied for a certificate of authority or must have had special education, training or experience which the Commissioner finds sufficient to adequately demonstrate the applicant's competence in fulfilling the responsibilities of a broker.

(e) Every applicant for a certificate of authority as a surplus lines broker must be a bona fide resident of this State and must have held a certificate of authority as a general lines broker for at least one year.

(f) Every applicant for a certificate of authority as an apprentice adjuster or apprentice motor vehicle damage appraiser must file with the Commissioner a certification from one holding a certificate of authority as an adjuster or motor vehicle physical damage appraiser in which said holder of the certificate of authority assumes responsibility for the applicant's training and for all actions undertaken by the applicant pursuant to the requested certificate of authority.

(g) Every applicant for a certificate of authority as an agent for the line of variable annuity must hold a certificate of authority as a life insurance agent and must be registered with the National Association of Security Dealers.

§1723. Retaliatory provisions

Every applicant for a non-resident certificate of authority shall be subject to the provisions of §531 of this title.

§1724. Exemption from written examination

The following shall be exempt from the requirement for a written examination, except for the examination required by §1726 of this Chapter:

(a) Every applicant for a resident certificate of authority covering the same or lines of insurance for which the applicant previously held a certificate of authority in this State, other than a temporary license, within twelve (12) months next preceding the date of the application, unless such previous certificate of authority was revoked, suspended or renewal thereof was refused by the Commissioner.

(b) Every applicant for a non-resident certificate of authority who resides in another State or jurisdiction which extends a similar exemption for Delaware applicants and who has held a similar certificate of authority in any other State within twelve (12) months prior to his application for a certificate of authority in this State and who files with the Commissioner a certification

from the public official having supervision of insurance business of such other State or jurisdiction as to the applicant's certificate of authority and good standing in such other state or jurisdiction. A facsimile signature and seal of the certifying public official will be sufficient.

(c) Every applicant who has attained the designation of Chartered Life Underwriter shall only be required to take that portion of the written examination for lines of life, health, and variable annuity pertaining to the rules, regulations or State laws.

(d) Every applicant who has attained the designation of Chartered Property and Casualty Underwriter shall only be required to take that portion of the examinations for fire, casualty, surety or marine and transportation pertaining to rules, the regulations and State laws.

(e) Every applicant for a certificate of authority as an agent for title insurance who is an attorney.

(f) Every applicant for a certificate of authority as a limited representative for a public carrier.

(g) Every applicant for a certificate of authority as a fraternal representative qualified as described in §6128 of this Chapter.

(h) Every applicant for a certificate of authority as an adjuster who has successfully completed all phases of the Insurance Institute of America qualification requirements.

§1725. Written examination

The Commissioner, upon receipt of an application for a resident certificate of authority, shall subject each applicant to a written examination which the applicant must personally take and pass to the satisfaction of the Commissioner. If the applicant is a partnership or corporation and is not otherwise exempt, the written examination must be successfully taken by each individual who is to be named in the certificate of authority applied for. Each such written examination shall be approved for use by the Commissioner and shall reasonably test the applicant's knowledge of the lines of insurance, policies and

transactions to be handled under the certificate of authority applied for and of the duties and responsibilities of the holder of such a certificate of authority and of the pertinent insurance laws of this State. There shall be a separate written examination for each line of insurance which the applicant proposes to transact under the certificate of authority applied for. All written examinations shall be conducted and administered in accordance with regulations issued by the Commissioner. The Commissioner may require a reasonable waiting period, not exceeding six (6) months, before permitting a re-examination of an applicant who has previously failed twice to pass a written examination covering the same lines of insurance.

§1726. Validation examination

(a) Holders of Delaware certificates of authority, both resident and non-resident, shall during the fifth calendar year following issuance of such certificate, and in every fifth calendar year thereafter, take a self-administered written examination prepared by the Department, the purpose of which shall be to determine that all holders of certificates of authority are familiar with current statutes, regulations and ethical requirements for the transaction of insurance business in this State.

(b) The examination shall be limited in scope to the lines of insurance for which the certificate(s) of authority is held and to changes in statutes, regulations and insurance products occurring during the five years preceding the examination year; the Department shall prepare and provide a syllabus setting forth, in summary form, all such changes and developments and the examination shall be limited to matters covered therein.

(c) The Commissioner shall notify holders of certificates of authority due for examination during the calendar year preceding the examination year and shall provide such holders with an application for examination.

(d) Each certificate holder shall complete and return the application for examination provided by the Commissioner and shall include with such application the examination fee as provided in Section 701 of this Title. Upon receipt of the examination, the Commissioner shall forward a syllabus and examination documents to the certificate holder.

(e) Each certificate holder shall, prior to the expiration of the examination calendar year complete and return the examination to the Department together with a signed statement certifying that the examination was personally completed without assistance. The examination shall be promptly, fairly and impartially graded and the results thereof transmitted to the certificate holder.

(f) The Commissioner shall establish a qualifying score. Any certificate holder not achieving such score may be re-examined, upon application and payment of the examination fee. The certificate of authority of any individual who fails to submit and/or pass such examination prior to the expiration of the examination calendar year shall be suspended and shall remain suspended until such individual is examined and achieves a qualifying score; provided, however, any certificate of authority which shall remain suspended hereunder for more than six months shall automatically terminate. Termination hereunder shall be without right of renewal unless the holder shall make application for and qualify for a permanent license.

(g) Every certificate of authority holder shall notify the Commissioner of any change in residential or business address within thirty (30) days thereof. A certificate of authority may be suspended for failure to give notice of change of address hereunder.

§1727. Application for a certificate of authority

(a) An application for a certificate of authority by an agent, broker, limited and/or fraternal representative, adjuster, and motor vehicle damage appraiser shall be submitted, on forms provided for that purpose, to the Commissioner upon receipt of notice from the Commissioner that the examination for such certificate of authority has been satisfactorily completed by such applicant.

(b) Applications will be submitted in accordance with the regulations issued by the Commissioner and shall be accompanied by all fees prescribed in Section 701 of this Title.

§1728. Certificate of Authority

(a) Form.

(1) The certificate of authority shall contain the name, resident or non-resident status, type and line or lines of authority conveyed and such other information as the Commissioner shall, from time to time, require.

(2) The certificate of authority of an agent shall not identify the insurer or insurers for whom the agent is authorized to act, except as provided in Section 1719 and Section 1720 of this Chapter.

(3) A licensee qualified as an agent, limited or fraternal representative, shall have the authority to represent as many insurers as may file appointments with the Commissioner designating the licensee as agent.

(b) Records.

(1) The licensee shall maintain at his principal place of business the certificate of authority issued by the Commissioner, together with such records as may be reasonably required by the Commissioner. Such records shall show, for each policy or contract placed or countersigned by or through the licensee, names of the insurers, insureds, policy number, expiration date thereof, premium payable under the terms of the policy or contract, claims data and such other information as the Commissioner may, from time to time, require. Records shall be retained and available for inspection by the Commissioner for a period of three years.

(2) Nothing in this Section shall prohibit the licensee from maintaining its principal place of business at his residence.

(3) All certificates of authority issued hereunder shall be and remain the property of the State of Delaware. Upon expiration, termination, suspension or revocation of a certificate of authority, the licensee or other person having custody or control of such certificate shall forthwith deliver it to the Commissioner, either in person or by mail. In the event of loss or destruction of a certificate of authority, the Commissioner may accept in lieu of surrender thereof a signed statement from a licensee or other individual certifying the loss or destruction thereof.

(c) Term. All certificates of authority issued under this Chapter, except interim and temporary licenses, shall be valid and effective unless and until:

(1) The certificate is revoked or terminated pursuant to Section 1733 of this Chapter.

(2) The licensee no longer qualifies for licensing under Section 1721 of this Chapter.

(3) The licensee fails to pay annual continuation fees (if licensed as a broker, surplus lines broker, adjuster, motor vehicle damage appraiser or consultant), or fails to file the annual insurer's request for appointment continuation (if licensed as an agent or limited or fraternal representative), or fails to pay fees due in accordance with Section 701 of this Title.

(d) The Commissioner shall prescribe the date for and procedures to be followed in filing annual continuation requests and annual continuation of insurers appointments, by published bulletin or regulation.

(e) Applications for annual continuation of certificates of authority and/or agent's appointments filed in the form and at such time as may be provided by regulation will be processed and approved by the Department. Applications filed within thirty (30) days after the filing date will be subject to a late filing fee equal to fifty (50%) per cent of the applicable application fees, which shall accompany the application.

(f) If a continuation application shall not have been filed within thirty (30) days of the date prescribed, such license shall expire and terminate at midnight on the thirtieth day following the date announced by regulation for such filing. The certificate of authority shall forthwith be recalled by the Commissioner and the holder of such expired certificate shall be required to re-qualify by application for an initial license.

(g) If no annual request for continuation of agent and/or limited and fraternal representatives' authority shall be filed by the insurer, the authority of such agents and/or limited and fraternal representatives to represent such insurers shall terminate effective at midnight on the thirtieth day following the published date for such filings.

(h) The authority of agents, limited or fraternal representatives shall remain in effect so long as at least one current insurer's appointment for each line of authority for which the

licensee is qualified remains in effect. One year following the termination of an agent's final appointment in a line or lines of authority, the Commissioner shall recall such licensee's certificate of authority and delete such line or lines of authority therefrom for which no appointment has been filed.

§1729. Termination of appointment; agents limited representatives

(a) Subject to the terms of any agreement between an insurer and agent, if any, an insurer or agent may terminate an agency appointment at any time. If termination is by the insurer, the insurer shall promptly give written notice of termination and the effective date thereof to the Commissioner and to the agent.

(b) All notices of termination shall be filed on forms prescribed by the Commissioner and shall set forth the cause for such termination.

(c) If termination is based upon violation of any of the duties set forth under Section 1718 of this Chapter, the insurer shall so notify the Commissioner. Any information, document, record or statement provided pursuant to this Section may be used by the Commissioner in any action taken pursuant to Section 1733; provided, however, such information shall be absolutely privileged in any civil action between the insurer and agent, and no cause of action shall exist by an agent against an insurer for furnishing such information to the Commissioner.

§1730. Controlled business

(a) The Commissioner shall not grant, renew, continue or permit to continue any certificate of authority if he finds that the license is being used by an agent or will be used by an applicant for the purpose of writing "controlled business"; "controlled business" shall be:

(1) Insurance written in the interest of the licensee or of his immediate family or of his employer.

(2) Insurance written to cover the licensee or members of his immediate family or a corporation, association or partnership, where the officers, directors, substantial stockholders,

partners, and/or employees of such a corporation, association or partnership, of which he, or member of his immediate family, is an officer, director, substantial stockholder, partner, associate or employee. Provided, however, that nothing in this Section shall apply to insurance written in connection with credit transactions, as defined in Section 906(a) (9) of this Title.

(b) A certificate of authority shall be deemed to have been used for the purpose of writing "controlled business" if the Commissioners finds that during any twelve-month period, commissions earned on such controlled business have exceeded 25% of the aggregate commissions earned on all business written by the licensee during the period.

(c) This Section shall not apply to:

(1) Insurance protecting the interests of a sales or financing agency and a motor vehicle sold or financed by such agency.

(2) Insurance of the interest of a real property mortgagee and mortgaged property.

(3) Credit life and credit health insurance as defined in Section 3702 (1) (2) of this Title.

(d) As a condition of or in connection with continuation of any certificate of authority, the Commissioner may require the licensee to file such information pertaining to the applicant's business under such certificate of authority during the preceding year.

§1731. Commissions, payments; acceptance; fees

(a) No insurer, insurance agent, insurance broker, surplus lines insurance broker, consultant or limited insurance representative shall pay, directly or indirectly, any commission, finder's fee, brokerage fee or other valuable consideration to any persons for services as an insurance agent, broker, surplus lines insurance broker or limited insurance representative within this State, unless such person held at the time such services were performed a valid license for that line of insurance as required by the laws of this State; nor shall any person not duly licensed by this State as an insurance agent, insurance broker, surplus lines broker or limited insurance representative

at any time such services were performed, accept any such commission, brokerage fee or other valuable consideration.

(b) Any person duly licensed under this Chapter may pay or sign his commissions, or direct that his commissions be paid to a licensed partnership, firm, association or corporation of which he is an officer, employee or agent.

(c) This Section shall not prohibit payment or receipt of renewal or other deferred commissions to or by any person otherwise entitled thereto under this Chapter.

(d) This Section shall not prohibit payment or receipt of commissions or fees in connection with application for insurance submitted under the Delaware Assigned Risk Plan (Section 2527 of this Title) or FAIR plan (Sections 4107-4113 of this Title); nor to individuals holding interim or temporary licenses.

(e) No licensed agent, limited or fraternal insurance representative shall charge or collect a fee which has not been filed as a part of the premium in accordance with 18 *Del.C. Section* 2503.

(f) This Section shall not preclude the collection of fees by a licensed broker who may charge a service fee for services rendered to a client pursuant to an express agreement, made in advance, for the payment of such service fees.

§1732. Nonresident power of attorney

(a) Every non-resident licensed under this Chapter shall designate the Commissioner, by written instrument, as his attorney upon whom may be served all legal process issued in connection with any action or proceeding brought or pending in this State against or involving the licensee and relating to transactions arising from or in connection with licensing hereunder. The appointment shall be irrecoverable and shall continue in force so long as any action or proceeding may be commenced. The Commissioner shall prescribe and furnish the designation forms.

(b) Process shall be served upon the Commissioner or Deputy Commissioner or such other person(s) within the Department as the Commissioner shall designate, in duplicate, and shall be accompanied by a process fee of \$2.50. Upon receipt of such process, the Commissioner shall forthwith transmit a copy

thereof by registered or certified mail, with return receipt requested, to the non-resident licensee at his business address of record with the Commissioner.

(c) Service of process and the transmission thereof to the licensee hereunder shall, for all intents and purposes constitute personal service of process upon the licensee.

§1733. Penalty bond

(a) The Commissioner may require an individual, firm or corporation licensed under this Chapter to post a monetary penalty bond of not less than \$25 and not more than \$2,000 with the Department if, upon investigation the Commissioner finds reasonable grounds to believe that such individual, firm or corporation has committed one or more of the violations set forth in subparagraph (c) hereof. Such bond shall be held by the Department and a hearing shall be held not later than sixty (60) days following imposition of the bond, except upon application of the licensee, the hearing date may be postponed to a later date. Following the hearing, the Commissioner shall refund all sums held hereunder if no violation shall be established and may, if a violation or violations be found, declare forfeit all or part of such bond.

(b) Failure to post bond within ten (10) days shall automatically suspend licensee's authority to transact business under this Chapter until such time as the Commissioner has conducted a hearing and issued a final order hereunder.

(c) The Commissioner may require a monetary penalty bond upon a finding of probable cause to believe that any one or more of the following offenses have been committed and may, following hearing, suspend, revoke, refuse to issue and/or refuse to continue a certificate of authority for any person or firm found to have committed one or more of the following offenses:

(1) Concealment of any material fact which, if known to the Commissioner at the time of issuance of a license hereunder would have been grounds for refusal to issue such license.

(2) Wilful violation of or non-compliance with any insurance laws or any lawful regulation, rule or order of the Depart-

ment, Commissioner or of a Commissioner or Department of insurance of another state.

(3) Any materially untrue statement in the license application.

(4) Obtaining or attempting to obtain such license through misrepresentation or fraud.

(5) Improperly withholding, misappropriating or converting to one's own use any monies belonging to policy-holders, insurers, beneficiaries or others received in the course of transaction of insurance business.

(6) Wilful misrepresentation of the terms of any actual or proposed insurance contracts.

(7) Conviction of any unfair trade practice or fraud defined in this Code.

(8) Use of fraudulent, coercive or dishonest practices or incompetence, untrustworthiness or financial irresponsibility in the conduct of insurance business under this license.

(9) Suspension or revocation of the licensee's license in another state, province, district or territory.

(10) Forgery by the licensee in connection with application for any application for insurance.

(11) Offering or receiving assistance in completion of any examination or issuance or renewal of an insurance license.

(12) Conviction by final judgment, of a felony involving moral turpitude.

(d) The Commissioner's order to post a penalty bond shall set forth the offense charged, the amount to be posted and the right to the licensee to request a hearing on all questions of fact pertaining to the violation charged.

(e) Upon issuance of an order to post bond, the Commissioner shall promptly notify any insurer currently authorizing the licensee to represent such insurer.

(f) Penalty bonds forfeited hereunder shall be forwarded to the State Treasurer.

§1734. Termination or suspension of certificate of authority; fines

(a) The Commissioners may suspend a certificate of authority for not more than twelve (12) months or may revoke or refuse to continue any certificate of authority issued under this Title if, after hearing, it is determined that the licensee has committed one or more of the violations enumerated in Section 1733 (c) of this Chapter.

(b) In lieu of such suspension, revocation or refusal to continue, the Commissioner may levy a fine upon the licensee of not less than \$25 and not more than \$2,000 for each such violation. The Commissioner's order shall specify the date upon which such fine shall be paid and shall revoke the license of any licensee failing to comply with such order. The date on which payment shall be due shall be not less than 15 days following the date of the Commissioner's order. The Commissioner may institute a civil action to recover fines so levied and shall pay over all fines paid and were recovered to the State Treasurer.

(c) In the event of suspension, revocation or refusal to continue any certificate of authority hereunder the Commissioner shall give notice of such action to all insurers represented by the licensee.

(d) The Commissioner shall not again issue a certificate of authority under this Title to any person whose license has been revoked until

(i) The expiration of one year from the date of revocation; and

(ii) Until such person shall qualify for licensing in accordance with the applicable provisions of this Title. A person whose license has been revoked on two occasions shall not again be licensed under this Title.

(e) The license of a firm, partnership or corporation may be suspended, revoked or refused if the Commissioner finds, after a hearing, that one or more of the violations set forth in Section 1733 of this Chapter has been committed by an individual employed by such partnership, firm or corporation licensed and that such violation or violations were known or should have been

known to one or more of the partners, officers or managers acting on behalf of such firm and that such violation was neither corrected nor reported to the Insurance Department.

§1735. Hearings

All hearings held pursuant to this Chapter shall be governed by Chapter 3 of this Title and such additional implemented regulations as may be published by the Insurance Commissioner.

§1736. Conservation of agent or broker business

(a) If the Commissioner finds that the business of any licensed general lines agent or broker in this State has become financially impaired or insolvent, or has been abandoned by the licensee, or has been conducted in such a manner as to require or justify revocation of the licenses of that licensee, and if the Commissioner further finds that the conservation and administration of the business of the licensee would be in public interest, he shall file in the Court of Chancery in the County in which the agent or broker's business is located a Petition for the appointment of the Commissioner as Conservator or Receiver of such agent or broker's business.

(b) The Petition shall be verified by the Commissioner and shall set forth the facts and circumstances from which the existence of one or more of the grounds required under subsection (a) above, may be determined; such petition may request that the licensee be required to show cause why the petition should not be granted.

(c) A copy of the petition, and of the order to show cause, if they are issued, shall be served upon the licensee in the same manner as provided by law of this State for service of other legal process.

(d) Upon the filing of a petition and pending a hearing upon the order to show cause, the Court may, upon good cause shown and without notice to the other party, appoint the Commissioner as temporary conservator or receiver of the agent's or broker's business.

(e) The Commissioner shall, as conservator or receiver, be authorized and empowered to conduct and administer the

affairs of the agent or broker business in order to expeditiously terminate such business and, to the extent reasonably possible to provide services and an accounting for funds to all persons previously insured and to insurers who have previously been doing business through such agent or broker. Subject to the Court's order, the Commissioner shall have the power to collect funds owed to the agent or broker on account of insurance business transacted by him, and to account for and make payment of those funds to such persons as are entitled to them.

(f) The Commissioner may delegate the actual conduct and administration of the business of the agent or broker to a Deputy or other regular employee of the Department, and no charges for services so rendered shall be made against the funds or assets of the agent or brokerage business.

(g) Except as expressly herein provided, receivership or conservatorship shall be subject to the applicable laws of this State and to the Order of any court of competent jurisdiction.

§1737. Counter signature

Any statute or rule of law to the contrary notwithstanding a non-resident agent holding a current Delaware non-resident agent certificate of authority shall not be required to obtain a counter signature by a resident Delaware agent on any policy or policies of insurance effected by such nonresident agent.

§1738. Rules and regulations

The Commissioner of insurance may issue reasonable rules and regulations for the implementation and administration of the provisions of this title.

§1739. Conflict with the laws

All statutes, parts of statutes and rules of law of this State which are inconsistent with the provisions of this Chapter are hereby superceded.

Section 2. If any provision of this Chapter or its application to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of this Chapter

or the application thereof and the provisions of this Chapter are and shall be deemed severable.

Section 3. Effective date

This chapter shall take effect six months after signature by the Governor.

Approved July 29, 1974.

1908

CHAPTER 578

FORMERLY HOUSE BILL NO. 972

**AN ACT TO AMEND CHAPTER 33, PART III, TITLE 19 OF
THE DELAWARE CODE RELATING TO UNEMPLOY-
MENT COMPENSATION, TO ELIMINATE REHIRING
CREDITS FOR EMPLOYERS.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 3350, Chapter 33, Title 19 of the Delaware Code, by striking paragraph (7) thereof in its entirety.

Section 2. The effective date of this Act shall be June 30, 1974.

Approved July 30, 1974.

CHAPTER 579

FORMERLY SENATE BILL NO. 667
AS AMENDED BY
SENATE AMENDMENT NOS. 1 & 2

AN ACT TO AMEND CHAPTER 39 OF TITLE 12 OF THE
DELAWARE CODE RELATING TO THE APPOINT-
MENT OF GUARDIANS AND TO ESTABLISH THE OF-
FICE OF PUBLIC GUARDIAN.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §3914 of Chapter 39, Title 12, Delaware Code, by striking the title to said section in its entirety and substitute in lieu thereof a new title to read as follows:

"Guardian for person or property of aged, mentally infirm or physically incapacitated persons".

Section 2. Amend subsection (a) of §3914, Chapter 39, Title 12 of the Delaware Code, by striking the phrase "manage and care for his property" wherever such phrase appears in said subsection and substituting in lieu thereof the phrase "manage and care for his person or property".

Section 3. Further amend subsection (a) of §3914, Chapter 39, Title 12 of the Delaware Code, by striking the phrase "guardian of the property" and substituting in lieu thereof the phrase "guardian of the person or property".

Section 4. Further amend subsection (a) of §3914, Chapter 39, Title 12 of the Delaware Code, by adding after the phrase "victim of designing persons" the following phrases:

"or, in the case where a guardian of the person so sought, such person is in danger of substantially endangering his health, or of becoming subject to abuse by other persons, or of becoming the victim of designing persons,".

Section 5. Amend subsection (b) of §3914, Chapter 39, Title 12 of the Delaware Code, by striking the phrase "for whose property a guardian is sought" and substituting in lieu thereof the phrase "for whose person or property a guardian is sought".

Section 6. Further amend subsection (b) of §3914, Chapter 39, Title 12 of the Delaware Code, by adding thereto a new sentence to read as follows:

"Provided, however, that in all cases where a guardian of the person is sought such person shall be entitled to representation by counsel."

Section 7. Amend subsection (c) of §3914, Chapter 39, Title 12 of the Delaware Code, by striking the phrase "of such person's property" and substituting in lieu thereof the phrase "of the person or of such person's property, or both, as the Court may deem proper".

Section 8. Amend subsection (f) of §3914, Chapter 39, Title 12 of the Delaware Code, by adding after the word "guardian" the phrase "of the property".

Section 9. Amend Chapter 39, Title 12 of the Delaware Code, by adding thereto a new Subchapter VII, to read as follows:

"SUBCHAPTER VII. PUBLIC GUARDIAN

§3991. Public Guardian; appointment

There is established the office of the public guardian. The Chancellor shall appoint the public guardian, who shall serve at his pleasure. The salary of the public guardian shall be \$18,500 per annum, to be paid from the General Fund. The Chancellor, in his discretion, may require the public guardian to post bond.

§3992. Powers and duties

(a) The public guardian, when appointed as guardian by Court order shall:

(1) Serve as a guardian for the property of aged, mentally infirm or physically incapacitated persons, pursuant to §3914, Title 12, Delaware Code, or

(2) Serve as a guardian for the person of aged, mentally infirm or physically incapacitated persons where such persons are in danger of substantially endangering their health, or of becoming subject to abuse by other persons, or of becoming the victim of designing persons, or,

(3) Serve as both guardian of the person and of property of such person.

§3993. Allocation of costs

(a) If a public guardian has been appointed guardian of the person or of the property, administrative costs and all costs incurred in the appointment procedure shall not be charged against the income or estate of the ward or protected person. However, if at any time the Court determines that the income or the estate of the ward or protected person can support the payment of any part of those costs, the Court may enter an order charging that part of the payment of cost against the income or the estate.

(b) If a public guardian has been appointed guardian of the person or of the property, all administrative costs and all cost incurred in the appointment procedure shall be paid initially from the general fund. If the Court enters an order charging any part of these costs against the income or estate of the ward or protected person, the public guardian shall reimburse the general fund from the income or estate.

§3994. Court costs

In any proceeding for appointment of a public guardian, or in any proceeding involving the estate of a ward or protected person from whom a public guardian has been appointed guardian of the person or of the property, the Court may waive any court costs or filing fees.

§3995. Staff; budgeting and finance

(a) The public guardian may appoint subordinates to assist him in carrying out the purposes of this subchapter. Subordinates shall include, but not be limited to, such non-profit organizations as the public guardian shall deem to be qualified in carrying out the duties as a subordinate guardian.

(b) The public guardian shall prepare an annual fiscal budget for the operation of the office of public guardian for the consideration of the General Assembly. The office of public guardian shall be operated within limitation of the Annual Appropriation and any other funds appropriated by the General Assembly or designated for that purpose from the estate of the ward by the Court. Special funds may be used in accordance with approved programs, grants and appropriations.

§3996. Periodic Review

Beginning six months from the date of the commitment order, the court shall review the case and status of the person committed, and shall further review the case and status of such person every six months thereafter to determine whether or not such commitment and guardianship should be continued.

§3997. Annual Report

The public guardian shall make an annual report to the Chancellor and the General Assembly of the operations of his office, and render such other reports as the Chancellor or General Assembly may from time to time request or as may be required by law."

Approved July 30, 1974.

CHAPTER 580

HOUSE BILL NO. 822

AS AMENDED BY

HOUSE AMENDMENTS NO. 2, 3, 5, 6, 7 and 9

AND

SENATE AMENDMENTS NO. 3, 4, 5, 6, 7, 9, 10, 13,
14, 17, 18, 19, 20, 23, 29, 30, 31, 32, 33, 34, 35 and 36

AN ACT TO AMEND TITLE 15, DELAWARE CODE, BY ADDING THERETO A NEW PART VI DEALING WITH CAMPAIGN CONTRIBUTIONS AND EXPENDITURES WHICH PROVIDES FOR LIMITS ON CONTRIBUTIONS TO AND EXPENDITURES BY CANDIDATES AND POLITICAL COMMITTEES IN PRIMARY, GENERAL AND SPECIAL ELECTIONS, PRESCRIBES THE DUTIES OF CANDIDATES AND POLITICAL COMMITTEES, DIRECTS THE FILING OF REPORTS BY CANDIDATES AND COMMITTEES ON CAMPAIGN CONTRIBUTIONS AND EXPENDITURES, AND PROVIDES PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, it is essential that elections at all levels of government be carried out with a decent respect for the highest ideals of our representative form of government; and

WHEREAS, public knowledge of the receipt and distribution of political campaign funds will contribute to this goal, it is the intent of the law herein enacted to provide a method of auditing contributions and expenditures of election funds that will assure the public against the corrupt use of such funds.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Title 15, Delaware Code, by adding thereto a new Part VI to be designated as "Election Campaigns" which shall read as follows:

"PART VI. ELECTION CAMPAIGNS**Chapter 80. Limits on Campaign Contributions and Expenditures; Reporting and Disclosing of Contributions and Expenditures.****§8001. Definitions**

As used in this chapter :

(a) 'Candidate' means a person who seeks nomination for or election to an office which is required by law to be determined by an election, and who has taken action necessary under the law to qualify for nomination or election under the laws of the State or has authorized the solicitation of any contribution or the making of any expenditure in his behalf. Candidate shall not include those who seek office on elected school boards which pay no salaries, nor on town or city councils which pay no salaries. Any elective office which pays less than \$1,000 per year shall be exempt from this Chapter.

(b) 'Contribution' means any advance, deposit, gift, or transfer of funds or any contract or obligation or anything of value to any candidate or political committee involved in an election; provided, however, this shall not be construed to include services provided without compensation by individuals volunteering a portion or all of their time on behalf of a candidate or political committee.

(c) 'Election' means the action by registered or otherwise qualified voters of the State of Delaware either to nominate by vote a candidate for public office or to select a candidate to fill a public office and shall include primary, general and special elections; provided, however, the term 'election' shall refer to a single election, whether primary, general, or special election.

(d) 'Expenditure' means any payment made or debt and/or obligation incurred by a candidate or political committee involved in an election.

(e) 'Campaign treasurer' means a person appointed by a candidate to assist the candidate with the duties and responsibilities imposed by this chapter.

(f) 'Commissioner' means the State Election Commissioner for the State of Delaware, or his designee.

(g) 'Committee treasurer' means a person designated to receive and disburse all funds received or used in any way by a political committee.

(h) 'Immediate family' means spouse, father, mother, brother, sister, son, daughter, parent-in-law, brother-in-law, sister-in-law, son-in-law or daughter-in-law, stepparent or step-child, uncle or aunt.

(i) 'Person' includes corporations, companies, associations, firms, partnerships, societies and joint stock companies, as well as individuals.

(j) 'Political committee' means any organization or association, permanent or created for the purposes of a political campaign, which accepts contributions or makes expenditures for or against any candidate or candidates, with or without the knowledge of such candidate or candidates; and shall include the campaign committees of the permanently organized or temporarily organized political parties.

§8002. Duties and responsibilities of candidates

(a) It shall be the duty and responsibility of a candidate to keep full and complete records of all contributions received and all expenditures made by or on behalf of the candidate. Such records shall be retained for one full year following the election for which he or she was a candidate.

(b) It shall be the duty and responsibility of the candidate to file the reports required by Section 8008 of this chapter to be made to the State Election Commissioner.

(c) A candidate may designate a campaign treasurer to assist with the duties and responsibilities under this chapter; provided, nothing shall relieve the candidate from the responsibility for keeping the records and filing the reports required by this chapter.

(d) It shall be the duty and responsibility of a candidate to report immediately to the State Election Commissioner any at-

tempt to make a contribution or demand an expenditure prohibited by this chapter.

§8003. Duties and responsibilities of political committees

(a) It shall be the duty and responsibility of a political committee to file a list of its members in writing with the State Election Commissioner, which writing shall designate one person as committee treasurer. No contribution shall be accepted or expenditure made by or on behalf of the political committee until the committee has filed the list required by this Section.

(b) It shall be the duty and responsibility of the committee treasurer to keep full and complete records of all contributions made to the political committee, of all contributions made by the political committee to any candidate, and all expenditures made by the political committee. Such records shall be retained for one full year following the election in connection with which the contributions and expenditures were made.

(c) It shall be the duty and responsibility of the committee treasurer to file the reports required by Section 8008 of this chapter to be filed with the State Election Commissioner.

§8004. Prohibitions

(a) It shall be unlawful for any person other than a candidate or a member of such candidate's immediate family to make, and no candidate or any person acting in his or her behalf, or political committee member or committee treasurer shall accept any contribution that will cause the total amount contributed by such person in support of such candidate, including contributions to political committees supporting such candidate, to exceed, with respect to a single statewide election, \$1,000, or in respect to a single election that is other than statewide, \$500.00.

(b) The total amount which may be contributed to the campaign of any candidate, and all political committees supporting such candidate, by the immediate family of such candidate and such candidate, shall not exceed five thousand dollars (\$5,000) for any single election.

(d) It shall be unlawful for any person to make any contribution in excess of \$50.00 in currency to a candidate or a political committee.

(e) It shall be unlawful for any person to make a contribution anonymously or in a fictitious name, or on behalf of or in the name of another person and no candidate or person acting on his or her behalf and no member of a political committee or committee treasurer shall knowingly accept a contribution made anonymously or in a fictitious name or by one person on behalf of or in the name of another person.

(f) It shall be unlawful for any candidate or political committee to make any expenditure except for the purposes enumerated in Section 8006 of this chapter.

(g) It shall be unlawful for any political committee to make any expenditure on behalf of a candidate or in support of his or her candidacy without having the written approval of such candidate; provided, that any such expenditure by a political committee shall be included in the expenditure limit imposed on a candidate by Section 8007 of this Chapter. Where an expenditure by a political committee benefits more than one candidate, such expenditure shall be prorated among the candidates benefited for purposes of the expenditure limit.

(h) It shall be unlawful for any person (other than a political committee or candidate) to make any contribution or expenditure, other than by contribution to a political committee or candidate, in an aggregate amount in excess of \$100.00 in connection with any primary, general or special election campaign without having the written approval of such candidate. Any expenditure under this subsection which is approved by a candidate shall be included in the expenditure limit imposed on a candidate by Section 8007 of this Chapter and shall be included in the reports filed by the candidate with the State Election Commissioner pursuant to Section 8008 of this Chapter. Such contribution or expenditure under this subsection shall be deemed a contribution pursuant to subsection (a) of this section and shall be included within the limit imposed by that section on contributions by individuals.

§8006. Campaign expenditures

(a) For the purposes of this Chapter a lawful expenditure may be made by a candidate or political committee for:

(1) the salaries of campaign managers, campaign treasurer and other staff;

(2) the travel expenses of the candidate and members of his staff;

(3) the payment of fees or charges for placing the name of the candidate on the ballot and for holding and making returns of the election;

(4) the hire of clerks, stenographers and office help and the cost of clerical and stenographic work and such other personnel costs as shall be deemed necessary;

(5) the costs of the telegraph and telephone services;

(6) the costs of postage, freight and express charges;

(7) printing and stationery;

(8) food, refreshments and related supplies;

(9) obtaining and preparing lists of voters;

(10) making canvasses of voters;

(11) employee election watchers;

(12) office rent and equipment;

(13) media advertising and publicity;

(14) holding political meetings, demonstrations and conventions; advertising same; paying speakers, musicians and others participating in such events;

(15) employing counsel who are licensed to practice law in the State of Delaware.

(b) All campaign literature or advertising, with the exception of such items as pins, buttons, badges, emblems, hats, bumper stickers, and similar materials, shall carry the statements: 'PAID FOR BY' (name of candidate, political committee, organization or person paying for such literature or advertising).

§8007. Limits on expenditures

(a) In any primary election, the total expenditure of any candidate which shall include any expenditures made by a

political committee on behalf of his or her candidacy shall not exceed:

for a candidate for statewide office, the product of 25 cents times the total number of persons in the state registered to vote in the most recent presidential election;

for a candidate for the state Senate, the product of 25 cents times the total number of persons registered to vote in the senatorial district at the most recent general election, or the amount of \$4,000, whichever is more;

for a candidate for the state House of Representatives, the product of 25 cents times the total number of persons registered to vote in the representative district at the most recent general election, or the amount of \$2,000, whichever is more;

for a candidate for county or municipal office, the product of 25 cents times the total number of persons registered to vote in the appropriate county or municipal district at the most recent election for such office.

(b) In any general or special election, the total expenditure of any candidate shall not exceed:

for a candidate for statewide office, the product of 50 cents times the total number of persons in the state registered to vote in the most recent presidential election;

for a candidate for the state Senate, the product of 50 cents times the total number of persons registered to vote in the senatorial district at the most recent general election, or the amount of \$8,000, whichever is more;

for a candidate for the state House of Representatives, the product of 50 cents times the total number of persons registered to vote in the representative district at the most recent general election, or the amount of \$4,000, whichever is more;

for a candidate for county or municipal office, the product of 50 cents times the total number of persons registered to vote in the appropriate county or municipal district at the most recent election for such office.

§8008. Reports and sworn statements

(a) Each candidate and each committee treasurer shall file with the State Election Commissioner reports of contributions and expenditures on forms prescribed by the Commissioner.

(b) Such reports shall be filed twenty days prior to the date of an election and by the 31st day of December of the year following the election. Reports shall also be filed by the 31st day of December following the election and each year thereafter by the 31st day of December until such time as contributions and expenditures are balanced and the fund closed; provided, however, that any surplus in the campaign fund of any candidate or political committee may be contributed to a tax-exempt charitable or political organization, if such donation is authorized by the candidate and noted in the required report.

(c) Each report under this section shall disclose:

(1) the amount of cash on hand at the beginning of the reporting period;

(2) the full name and mailing address of each person who has made one or more contributions to or for such candidate or political committee (including the purchase of tickets for events such as dinners, luncheons, rallies, and similar fundraising events) in connection with such campaign in an aggregate amount or value in excess of \$100, together with the amount and date of such contributions;

(3) the total sum of individual contributions made to or for such committee or candidate during the reporting period and not reported under paragraph (2);

(4) the name and address of each candidate or political committee from which the reporting candidate or political committee received, or to which that committee or candidate made, any transfer of funds, together with the amounts and dates of all transfers;

(5) each loan to or from any person within the calendar year in an aggregate amount or value in excess of \$100, together with the full names and mailing addresses of the lender and endorsers, if any, and the date and amount of such loans;

(6) the total amount of proceeds from (A) the sale of tickets to each dinner, luncheon, rally, and other fundraising events; (B) mass collections made at such events; and (C) sales of items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;

(7) each contribution, rebate, refund, or other receipt in excess of \$100 not otherwise listed under paragraphs (2) through (6);

(8) the total sum of all receipts by or for such political committee or candidate during the reporting period;

(9) the full name and mailing address of each person to whom expenditures have been made by such committee or on behalf of such candidate or political committee in connection with such campaign in an aggregate amount or value in excess of \$100, the amount, date, and purpose of each such expenditure and the name and address of, and office sought by, each candidate on whose behalf such expenditure was made;

(10) the full name and mailing address of each person to whom an expenditure for personal services, salaries, and reimbursed expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date, and purpose of such expenditure;

(11) the total sum of expenditures made by such political committee or candidate in connection with such campaign;

(12) the amount and nature of debts and obligations owed by or to the political committee, in such form as the Commissioner may prescribe and a continuous reporting of their debts and obligations after the election at such periods as the State Election Commissioner may require until such debts and obligations are extinguished; and

(d) The reports required to be filed by subsection (a) shall be cumulative for the campaign to which they relate, but where there has been no change in an item previously reported, only the amount need be carried forward.

(e) Each statement shall be accompanied by an affidavit verified by the candidate or committee treasurer and stating as follows:

'I do solemnly swear that the foregoing statement is in all things true and correct and discloses all contributions received and expenditures required by me under the Campaign Financing and Disclosure Act of 1974.'

(f) The State Election Commissioner shall mail, by certified mail, to every filed candidate and political committee, a copy of this Act and a concise explanation of its terms, responsibilities, and penalties not later than 15 days after filing by such candidate or political committee. The Election Commissioner shall send similar documents to the chairman of all legally recognized political party subdivisions down to the representative district level.

§8009. Public Disclosure

All reports made to the State Election Commissioner, or his designee under this law shall be public and shall, upon filing, be made immediately available during the customary office hours of the Office of the Commissioner for inspection and copying by the public. The candidate or Treasurer of such candidate shall upon filing such report be given an official receipt indicating the date and time of such filing and upon satisfactory compliance with the provisions of this act be relieved of all legal liability if such reports are not made public.

§8010. Certificate of election

No certificate of election shall be granted to any candidate until the Superior Court has certified that a candidate or treasurer of said candidate has filed with the Commissioner reports required by §8008 to be filed prior to election.

§8011. Civil remedies

For the purpose of any civil remedy, the Superior Courts of the State of Delaware shall have jurisdiction.

§8012. Violations and penalties; jurisdiction in Superior Court

(a) Any candidate, committee treasurer, or other person who makes or accepts an unlawful contribution in violation of Section 8003, 8004 or 8005 of this Chapter or who makes an unlawful expenditure in violation of Section 8003, 8004 or 8006 of this Chapter shall be guilty of a Class B misdemeanor.

(b) Any candidate whose campaign expenditures shall exceed the expenditure limit set under Section 8007 of this Chapter shall be guilty of a misdemeanor and shall be fined an amount not less than twice the amount by which the expenditure limit was exceeded nor more than ten times the amount by which such limit was exceeded.

(c) Any candidate or committee treasurer who knowingly files any report required by Section 8008 that is false in any material respect, or fails to file any such report shall be guilty of a Class B misdemeanor.

(d) The Superior Court shall have jurisdiction over all offenses under this Chapter.

§8013. Attorney General Candidates

(a) Whenever a complaint shall be brought against the candidate(s) for Attorney General of the State of Delaware, such complaint shall be directed to the Supreme Court of the State of Delaware, for action under the rules of the Court on the Judiciary.

(b) Complaints under the provisions of (a) may be initiated by any party in possession of information supporting, or tending to support, the complaint. All hearings before the Court of the Judiciary in connection with such complaint shall be private. Upon the vote of a majority of the members of the Court on the Judiciary, its findings and recommendations shall be directed to the appropriate enforcement authority for this Chapter and to the House of Representatives, in the case of a successful candidate for Attorney General, for such action as the House shall determine.

(c) Whenever it shall occur that an action before the courts of Delaware is initiated for or against the Attorney General of Delaware as a result of the provisions of this Chapter, the Supreme Court of the State of Delaware, by majority vote, shall appoint a special prosecutor, who shall be licensed to practice before the courts of Delaware and a registered decline on the voter registration rolls of the county in which said attorney resides. Such appointee shall be responsible for the State of Delaware's portion of such court action for or against the Attorney General.

§8014. Short title

This Act shall be known as the Campaign Financing and Disclosure Act of 1974."

Section 2. If any provision of this Chapter, or of any rule, regulation, or order promulgated thereunder, or the application of any such provisions, regulation, or order to any person or circumstances shall be held invalid, the remainder of this Chapter or any regulations or order promulgated pursuant thereto or the application of such provisions, regulations, or order to persons or circumstances other than those to which it is held invalid, shall not be affected thereby.

Section 3. This Act shall take effect July 1, 1974.

Approved July 30, 1974.

CHAPTER 581

FORMERLY SENATE BILL NO. 615
AS AMENDED BY
HOUSE AMENDMENT NO. 1

**AN ACT MAKING A SUPPLEMENTARY APPROPRIATION
TO THE STATE BOARD OF EDUCATION FOR THE
PURPOSE OF PURCHASING, INSTALLING AND
EQUIPPING PORTABLE CLASSROOM UNITS ALONG
WITH OTHER EQUIPMENT FOR THE CAPITAL
SCHOOL DISTRICT.**

Be it enacted by the General Assembly of the State of Delaware:

Section 1. The sum of \$36,000 is hereby appropriated to the State Board of Education for the purpose of purchasing, installing and equipping two portable classroom units along with other equipment for the Capital School District.

Section 2. The Capital School District shall pay rent to the State Board of Education at the appropriate rate while the portable classroom units and other associated equipment are used for the purpose intended by the said Capital School District. When the Capital School District no longer requires the use of the said portable classroom units and other associated equipment, they will be returned to the State Board of Education for use by others as determined by the State Board.

Section 3. This Act shall be known as a supplementary appropriation act. The funds herein appropriated shall be a supplementary appropriation for the fiscal year ending June 30, 1974 and such funds shall be paid out of the General Fund of the State of Delaware from funds not otherwise appropriated.

Section 4. Any funds hereby appropriated which remain unexpended on June 30, 1975, shall revert to the General Fund of the State.

Approved June 30, 1974.

Extraordinary Session

CHAPTER 582

FORMERLY HOUSE BILL NO. 1114

AN ACT TO AMEND SECTION 14, CHAPTER 182, VOLUME 45, LAWS OF DELAWARE, AS AMENDED, RELATING TO THE TOWN OF DELMAR BY INCREASING THE LIMIT OF TAXATION FOR GENERAL PURPOSES.

Be it enacted by the General Assembly of the State of Delaware (two-thirds of the members elected to each branch concurring therein):

Section 1. That Section 14, Chapter 182, Volume 45, Laws of Delaware, as amended, be further amended by striking the words and figures "fifty thousand dollars (\$50,000.)", as they appear therein and substituting in lieu thereof the words and figures "one hundred thousand dollars (\$100,000.)".

Approved August 30, 1974.

CHAPTER 583

FORMERLY HOUSE BILL NO. 1117

**AN ACT TO AMEND CHAPTER 65 AND 67, TITLE 9 OF
THE DELAWARE CODE RELATING TO THE MAXI-
MUM INTEREST RATE PERMITTED FOR CERTAIN
BONDS ISSUED BY SUSSEX COUNTY.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend §6511, Chapter 65, Part IV, Title 9 of the Delaware Code, by striking the words "6 per cent" as the same appear in the first sentence of subsection (b) and inserting in lieu thereof the words "9 per cent".

Section 2. Amend subsection (d), Section 6704, Chapter 67, Title 9 of the Delaware Code, by striking the figure "6%" as the same appears in paragraph (3) of said subsection, and substituting the figure "9%" in lieu thereof.

Approved August 30, 1974.

CHAPTER 584

FORMERLY HOUSE BILL NO. 1093

AN ACT TO AMEND VOLUME 56, CHAPTER 469, LAWS OF DELAWARE, ENTITLED "AN ACT AUTHORIZING THE STATE OF DELAWARE TO BORROW MONEY TO BE USED FOR CAPITAL IMPROVEMENTS AND EXPENDITURES IN THE NATURE OF CAPITAL INVESTMENTS AND TO ISSUE BONDS AND NOTES THEREFOR AND APPROPRIATING THE MONEYS TO VARIOUS AGENCIES OF THE STATE" BY EXTENDING THE DATE ON SALES OF THE BONDS AND NOTES.

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each branch thereof concurring therein):

Section 1. Amend Section 17, Chapter 469, Volume 56, Laws of Delaware, by striking the date "June 30, 1974" as the same appears therein, and inserting in lieu thereof the date "June 30, 1976".

Approved August 30, 1974.

CHAPTER 585

FORMERLY HOUSE BILL NO. 1073

AN ACT EXEMPTING THE THOMAS COLLINS STATE SERVICE CENTER FROM THE PROVISIONS OF SECTION 14, CHAPTER 347, VOLUME 58, LAWS OF DELAWARE, AND FURTHER AUTHORIZING AS NECESSARY THE TRANSFER OF ANY UNEXPENDED PORTION OF THE APPROPRIATION THERETO FOR THE COMPLETION OF THE GEORGETOWN STATE SERVICE CENTER.

WHEREAS, there is a total of \$2,417,000 available to fund the Thomas Collins State Service Center as follows:

\$900,000	- Cap. Imp. Act 1969 - Vol. 56, Ch. 469, Sec. 7
600,000	- Imp. Act 1972 - Vol. 58, Ch. 347, Sec. 7
500,000	- Cap. Imp. Act 1973 - Vol. 58, Ch. 578, Sec. 7
<u>\$2,000,000</u>	- Available for design, construction and equipment
417,000	- Hill Burton Federal reimbursement funds
<u>\$2,417,000</u>	- Total

WHEREAS, the project cost of the Thomas Collins State Service Center, including the purchase of furniture and equipment, is \$2,200,000, as follows:

\$1,848,700	- Construction Contract
139,000	- Architect's fees
165,000	- Furniture & Equipment
47,300	- Contingency Fund
<u>\$2,200,000</u>	- Total Cost

WHEREAS, purchase of furniture and equipment is prohibited by the terms of Section 7, Chapter 347, Volume 58, Laws of Delaware; and

WHEREAS, the Georgetown State Service Center is approximately \$75,000 over budget principally due to the unexpected charge to coordinate the electrical systems of the proposed building and the two existing buildings into a single system;

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware (three-fourths of all the members elected to each house thereof concurring therein):

Section 1. The Thomas Collins State Service Center project is exempted from the restrictive provisions of Section 7, Chapter 347, Volume 58, Laws of Delaware, to permit the purchase of furniture and equipment for the project.

Section 2. The Secretary of Administrative Services is hereby authorized to use, as needed, the balance of any unexpended funds originally appropriated and identified in the 1972 Annual Capital Projects Schedule as "Thomas Collins State Service Center" to complete the "Georgetown Service Center" project.

Approved August 30, 1974.

CHAPTER 586

FORMERLY HOUSE BILL NO. 1072
AS AMENDED BY
HOUSE AMENDMENT NO. 1

AN ACT TO AMEND CHAPTERS 121 AND 469, VOLUME 56; CHAPTERS 29, 299 AND 736, VOLUME 57; CHAPTER 347, VOLUME 58; AND CHAPTER 223, VOLUME 59, LAWS OF DELAWARE, AUTHORIZING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO USE RESIDUAL FUNDS FROM COMPLETED CAPITAL IMPROVEMENT PROGRAM PROJECTS TO CORRECT FACILITY LIFE SAFETY AND MAINTENANCE DEFICIENCIES AT THE DELAWARE STATE HOSPITAL AND THE GOVERNOR BACON HEALTH CENTER.

Be it enacted by the General Assembly of the State of Delaware (Three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The Secretary of the Department of Health and Social Services with the approval of the State Architect and the State Planner, is hereby authorized to use, as needed, residual funds from the completed capital improvement program projects identified and listed below to correct life safety and building maintenance deficiencies of facilities at the Delaware State Hospital and the Governor Bacon Health Center.

<i>C.I.P. Year</i>	<i>Volume</i>	<i>Chapter</i>	<i>Description</i>
FY 1970	57	299	General Food Service Building-Bissell Hospital
FY 1974	59	223	Home and Hospital Design State 4-7
FY 1968	56	121	Kent and Sussex Treatment Delaware State Hospital
FY 1970	57	299	Central Laundry-Delaware State Hospital
FY 1970	57	299	Medical-Surgical Building Design - Delaware State Hospital
FY 1972	58	347	Institute of Human Behavior Delaware State Hospital
FY 1969	56	469	Educational Facility-Hospital for the Mentally Retarded

Approved August 30, 1974.

CHAPTER 587

FORMERLY HOUSE BILL NO. 1071

AN ACT TO AMEND VOLUME 59, CHAPTER 223, LAWS OF DELAWARE, ALSO KNOWN AS THE "ANNUAL CAPITAL IMPROVEMENTS ACT OF 1974," AUTHORIZING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO USE RESIDUAL FUNDS ORIGINALLY APPROPRIATED FOR BIGGS BUILDING RENOVATIONS AT THE DELAWARE STATE HOSPITAL TO CORRECT FACILITY LIFE SAFETY AND MAINTENANCE DEFICIENCIES AT VARIOUS BUILDINGS AT THE DELAWARE STATE HOSPITAL.

Be it enacted by the General Assembly of the State of Delaware (Three-fourths of all the members elected to each House thereof concurring therein):

Section 1. The Secretary of the Department of Health and Social Services with the approval of the State Architect and the State Planner, is hereby authorized to use, as needed, the balance of funds originally appropriated and identified in the 1974 Annual Capital Projects Schedule as "Delaware State Hospital - Biggs Building Renovations" to correct life safety and building maintenance deficiencies of facilities at the Delaware State Hospital.

Approved August 30, 1974.

CHAPTER 588

FORMERLY HOUSE BILL NO. 1115

AN ACT TO AMEND CHAPTER 570, VOLUME 59, LAWS OF DELAWARE, RELATING TO THE PROCEDURE FOR THE INVOLUNTARY COMMITMENT OF MENTALLY ILL PERSONS TO THE DELAWARE STATE HOSPITAL AND OTHER HOSPITALS AND DISCHARGE THEREFROM.

WHEREAS, on July 29, 1974, House Bill No. 859 (Chapter 570, Volume 59, Laws of Delaware) was enacted into law, and took effect immediately upon signature by the Governor; and

WHEREAS, House Bill No. 859 had the effect of changing the procedure for involuntary hospital commitment of the mentally ill; and

WHEREAS, the enactment of House Bill No. 859 created procedural and practical problems which make the Statute difficult to implement on an immediate basis; and

WHEREAS, the General Assembly has concluded that the effective date of House Bill No. 859 should be postponed to enable such procedural problems to be resolved.

NOW, THEREFORE:

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend Chapter 570, Volume 59, Laws of Delaware, by striking Section 2 of said Chapter, and substituting in lieu thereof the following:

"Section 2. (a) This Act shall not take effect until April 15, 1975. Sections 5124 and 5125 of Chapter 51, Title 16 of the Delaware Code, as such Sections existed immediately prior to July 29, 1974, shall remain effective and in force until April 15, 1975; provided, however, that this Act shall govern and be

applicable to any rights which have accrued, and any actions which were commenced, between July 29, 1974, and the date this Amendment is signed into law.

(b) In the event that Sections 5124 or 5125 of Chapter 51, Title 16 of the Delaware Code, or any portion thereof, as such Sections existed immediately prior to July 29, 1974, are declared invalid by any court of competent jurisdiction, then this Act shall become effective immediately upon the date that said Sections or any portion thereof are declared invalid.

(c) The Superior Court shall adopt such Rules of Procedure as may be required to implement the procedural requirements of this Act beginning April 15, 1975.

(d) If any provision of this Act, or of any rule, regulation or Order promulgated thereunder, or the application of an such provision, regulation or Order to any person or circumstances shall be held invalid, the remainder of this Act or any regulation or Order promulgated pursuant thereto or the application of such provision, regulation or order to persons or circumstances other than those to which it is held invalid, shall not be affected thereby.

Section 3. Upon the effective date of Chapter 570, Volume 59, Laws of Delaware, after this Act becomes law, §5124, Chapter 51, Title 16 of the Delaware Code shall be repealed."

Approved August 30, 1974.

CHAPTER 589

FORMERLY SENATE BILL NO. 714

**AN ACT TO AMEND SECTION 2301, CHAPTER 23, TITLE
6 OF THE DELAWARE CODE RELATING TO THE
LEGAL RATE OF INTEREST.**

*Be it enacted by the General Assembly of the State of
Delaware:*

Section 1. Amend Section 2301, Chapter 23, Title 6 of the Delaware Code, by striking subsection (a) in its entirety and substituting in lieu thereof a new subsection (a) to read as follows:

“(a) The legal rate of interest for the loan or use of money, where no express contract has been made for a less rate, shall be 6 percent per annum, except that any borrower may agree to pay, and any lender may charge and collect from such borrower, interest at any rate agreed upon in writing in excess of 6 percent per annum, but not in excess of 4 percent over the discount rate charged by the Federal Reserve Board of Governors to its member banks.”

Approved August 30, 1974.

1936

CHAPTER 590

FORMERLY HOUSE BILL NO. 975
AS AMENDED BY
HOUSE AMENDMENTS NO. 1, 3, 4, 6 AND 7
AND
SENATE AMENDMENTS NO. 1, 2 AND 3

AN ACT TO AMEND TITLE 4 OF THE DELAWARE CODE
RELATING TO ALCOHOLIC LIQUORS.

Be it enacted by the General Assembly of the State of Delaware:

Section 1. Amend §304, Title 4 of the Delaware Code, by striking the period (.) at the end of subsection (5) thereof and substituting in lieu thereof the following: “; provided, however, that the Commission’s said power to control the sale of alcoholic liquors shall not be exercised in such a manner as to prevent any holder of a retail license for the sale of alcoholic liquors not for consumption on the premises where sold from giving a retail purchaser of a case or more of spirits and/or wine a discount not to exceed 10% of the total dollar sale.”

Section 2. Amend §512, Title 4 of the Delaware Code, by adding thereto a new subsection, to be designated as subsection “(d)”, which shall read as follows:

“(d) Any person receiving a license under this section shall be permitted to charge a cover charge at any time when live entertained is actually being provided by the licensee, provided that any licensee so charging a cover charge shall be required to prominently display the fact that a cover charge is being made, both at the entrance to the premises and on the menu if one is used on the premises.”

Section 3. Amend Chapter 7, Title 4 of Delaware Code, by adding thereto a new section to be designated “§727A” which shall read as follows:

§727A. Storage of Alcoholic liquors

All holders of licenses for the sale of alcoholic liquor in a tavern, restaurant or taproom and as to the public sale portions

of the premises covered by holders of a hotel or club license shall store all alcoholic liquor in adequate storage facilities and the premises, or the part of the premises where such alcoholic liquor is stored if a hotel or club, must be locked before the last person leaves the licensed premises.

Section 4. Amend §512, Title 4 of the Delaware Code, by adding thereto a new section to be designated as subsection "(d)", which shall read as follows:

"(d) Any person operating a bowling alley may apply for a license to keep and sell alcoholic liquor to patrons for consumption on the premises only."

Section 5. Amend §718, Title 4 of the Delaware Code, by striking said section in its entirety and substituting in lieu thereof a new section, which shall read as follows:

§718. Reports by persons licensed to sell

(a) The Commission shall require that every importer shall make a monthly report of his manufacture, purchases, stocks and sales of alcoholic liquor to the Commission.

Section 6. The Delaware Alcoholic Beverage Control Commission is specifically directed to promptly review and amend as appropriate its rules and regulations to be consistent with the amendments made by this Act.

Section 7. Amend Subsection 561 (a), Title 4, Delaware Code, by striking therefrom the word "shall" and inserting in lieu thereof the word "may". This section shall take effect on June 1, 1973.

Section 8. All rules and/or regulations of the Delaware Alcoholic Beverage Control Commission which on or after the effective date of this Act conflict with the provisions of this Act are null and void.

Section 9. The effective date of this Act, unless otherwise provided herein, shall be the date this Act is signed by the Governor or becomes law without his signature.

Section 10. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provisions or application, and to that end the provisions of this Act are declared to be severable.

Approved September 28, 1974.

Resolutions

CHAPTER 591

HOUSE CONCURRENT RESOLUTION NO. 3

EXPRESSING THE DEEP CONCERN OF THE 127TH GENERAL ASSEMBLY, THE GOVERNOR AND GIRL SCOUT TROOP 284, NEW CASTLE, DELAWARE, FOR ALL AMERICAN POW'S, MIA'S, AND THEIR FAMILIES BY PROCLAIMING MARCH 11, 1973, AS A STATEWIDE DAY OF PRAYER.

WHEREAS, the people of this great nation of ours are reveling over the advent of peace in Southeast Asia and the return of American prisoners of war to their loved ones; and

WHEREAS, the young ladies of Girl Scout Troop 284 in New Castle, Delaware, have shown exceedingly great interest in the POW's of this country and in those men listed as Missing In Action; and

WHEREAS, Girl Scout Troop 284 has adopted as an Honorary Brother, Sgt. Edward A. Willing, listed as Missing In Action; and

WHEREAS, the 127th General Assembly of the State of Delaware, in conjunction with the members and leaders of Girl Scout Troop 284, wishes to express sincere thanks for those POW's who have returned and deep concern for those POW's not yet released and for those men reportedly Missing In Action.

NOW THEREFORE,

BE IT RESOLVED that the House of Representatives, the Senate and Governor concurring therein, that Sunday, March 11, 1973, be proclaimed as a Statewide Day of Prayer in honor of our returning American Prisoners of War, those prisoners not yet returned, those men and women still listed as Missing In Action, and the families of all.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Girl Scout Troop 284, New Castle, and to the family of Sgt. Edward A. Willing.

Approved March 9, 1973.

CHAPTER 592

SENATE CONCURRENT RESOLUTION NO. 2

EXTENDING THE SYMPATHY OF THE MEMBERS OF THE 127TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE UPON THE UNTIMELY DEATH OF THE WIFE AND DAUGHTER OF UNITED STATES SENATOR JOSEPH R. BIDEN, JR.

WHEREAS, the members of the 127th General Assembly of the State of Delaware have noted with profound sorrow the tragic death of Mrs. Neilia Hunter Biden, wife of U.S. Senator Joseph R. Biden, Jr.; and

WHEREAS, the members of the 127th General Assembly also note with profound grief the tragic death in the same accident of Amy Biden, thirteen month old daughter of Senator Biden; and

WHEREAS, the loss of these children of God occurred at a time when Senator Biden was preparing to accept a very important assignment as Delaware's Junior U.S. Senator; and

WHEREAS, Senator Biden bravely and courageously met the unusual circumstances and overcame the despair which invaded his family.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that warm and sincere sympathy be extended to Senator Biden and his family.

BE IT FURTHER RESOLVED that the text of this Resolution be made a part of the Senate and House Journals of the 127th General Assembly and that a copy be forwarded to Senator Biden and his family.

Approved March 16, 1973.

1942

CHAPTER 593

SENATE CONCURRENT RESOLUTION NO. 3

**EXTENDING THE SYMPATHY OF THE MEMBERS OF
THE 127TH GENERAL ASSEMBLY OF THE STATE OF
DELAWARE UPON THE DEATH OF PRESIDENT
HARRY S. TRUMAN.**

WHEREAS the members of the 127th General Assembly of the State of Delaware have noted with profound sorrow the death of former President Harry S. Truman; and

WHEREAS, President Truman was a man of the highest ideals and integrity, setting an honored example for the members of this body and all of the citizens of our State and our Nation; and

WHEREAS, President Truman served his country so well and so selflessly to the fullest extent of his talents as a U.S. Representative, as a U.S. Senator, as Vice-President, and as Chief Executive; and

WHEREAS, President Truman's inspiration to his countrymen will be sorely missed.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that warm and sincere sympathy be extended to Mrs. Harry S. Truman and her family.

BE IT FURTHER RESOLVED that the text of this Resolution be made a part of the Senate and House Journals of the 127th General Assembly and that a copy be forwarded to Mrs. Harry S. Truman and her family.

Approved March 16, 1973.

CHAPTER 594

SENATE CONCURRENT RESOLUTION NO. 4

**EXTENDING THE SYMPATHY OF THE MEMBERS OF
THE 127TH GENERAL ASSEMBLY OF THE STATE OF
DELAWARE UPON THE DEATH OF PRESIDENT
LYNDON B. JOHNSON.**

WHEREAS, the members of the 127th General Assembly of the State of Delaware have noted with profound sorrow the death of former President Lyndon B. Johnson; and

WHEREAS, President Johnson was a man of the highest ideals and integrity, setting an honored example for the members of this body and all of the citizens of our state and our nation; and

WHEREAS, President Johnson served his country so well and so selflessly to the fullest extent of his talents as a U.S. Representative, as a U.S. Senator, as Vice-President and as Chief Executive; and

WHEREAS, President Johnson's inspiration to his countrymen will be sorely missed.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly, of the State of Delaware, the House of Representatives concurring therein, that warm and sincere sympathy be extended to Mrs. Lyndon B. Johnson and her family.

BE IT FURTHER RESOLVED that the text of this Resolution be made a part of the Senate and House Journals of the 127th General Assembly and that a copy be forwarded to Mrs. Lyndon B. Johnson and her family.

Approved March 16, 1973.

1944

CHAPTER 595

SENATE CONCURRENT RESOLUTION NO. 5

**COMMENDING PRESIDENT NIXON FOR HIS EFFORTS IN
OBTAINING A CEASE-FIRE AGREEMENT AND AC-
COMPLISHING A PEACEFUL SETTLEMENT TO THE
CONFLICT IN VIETNAM.**

WHEREAS, on the evening of January 23, 1973, President Nixon announced that a Vietnam cease-fire will go into effect on Saturday, January 27, 1973 at 7:00 p.m. E.S.T.; and

WHEREAS, all American troops will be withdrawn within 60 days and all American prisoners of war will return home for repatriation within that same time period; and

WHEREAS, the return of American prisoners of war has been a high priority consideration of the Paris peace talks; and

WHEREAS, the United States Military Command in Saigon has assured the President that repatriation will not end until every prisoner of war and those missing in action have been accounted for; and

WHEREAS, the government of South Vietnam has agreed in full with the settlement negotiated between the United States by special assistant Dr. Henry A. Kissinger and for the Government of North Vietnam by Politburo Le Duc Tho; and

WHEREAS, this peace settlement represents the ending of the longest war in United States history; and

WHEREAS, the continuation of this conflict has bitterly divided our great nation into factions; and

WHEREAS, the settlement of an honorable peace has insured that the 45,000 Americans who lost their lives in the hostilities in Southeast Asia have not died in vain; and

WHEREAS, the cease-fire agreement is a positive step towards the goal of ending man's inhumanity to man in Vietnam; and

WHEREAS, the diligent efforts of President Nixon in obtaining this peace in the face of criticism have been tireless; and

WHEREAS, all Americans can now be grateful and give thanks that the long and arduous Vietnam conflict is at an end; and

WHEREAS, it is the hope of the President that the termination of the Vietnam war will insure a lasting peace in that country, providing a generation of peace not only in Vietnam, but in all corners of the world; and

WHEREAS, it is also the wish of the President that the American people never again will have to endure the hardships, heartaches and tragedy that the brave mothers, fathers, wives, sons and daughters of those who fought, those who died and those who were prisoners of war in Vietnam have had to suffer; and

WHEREAS, a generation of peace is now truly at hand.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House concurring therein, that President Nixon is to be commended for his steadfastness in procuring an honorable peace with honor in Vietnam.

BE IT FURTHER RESOLVED that this resolution be entered into the House and Senate Journals and that a copy be forwarded to President Nixon in Washington, D.C.

Approved March 16, 1973.

1946

CHAPTER 596

SENATE CONCURRENT RESOLUTION NO. 6

COMMEMORATING GEORGE HANBY UPON THE EVENT
OF HIS 100TH BIRTHDAY.

WHEREAS, on March 1, 1973, George Hanby of 1608 Brandywine Boulevard in Wilmington celebrated his 100th birthday; and

WHEREAS, George Hanby, born March 1, 1873, the son of William Hanby and Jane Bullock Hanby, has resided in the City of Wilmington for an entire century; and

WHEREAS, George Hanby has served his State, city and community working for over 50 years at the Jessup and Moore Company in Wilmington and later for his son at his establishment of business, George D. Hanby Co., Inc., retiring at the admirable age of 88; and

WHEREAS, George Hanby is alert and active for his age, sharing this joyous day with his two great grandchildren and other members of his family; and

WHEREAS, Delaware is justly proud of its newest centenarian upon reaching a milestone that few achieve.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly, the House of Representatives concurring therein, that George Hanby is to be commended and celebrated upon reaching his 100th birthday and best wishes and regards of the day are hereby extended.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to George Hanby in care of his daughter, Miss Evelyn A. Hanby at her residence at 1608 Brandywine Boulevard, Wilmington, Delaware.

Approved March 16, 1973.

CHAPTER 597

SENATE CONCURRENT RESOLUTION NO. 9

CONGRATULATING RADIO EXECUTIVE HARVEY C. SMITH FOR BEING NAMED RECIPIENT OF THE JOSIAH MARVEL CUP FOR OUTSTANDING COMMUNITY SERVICE IN 1972.

WHEREAS, the Delaware State Chamber of Commerce has presented its coveted Josiah Marvel Cup for distinguished service to community, state, and nation, to Harvey C. Smith, General Manager of Wilmington radio stations WDEL and WSTW; and

WHEREAS, Harvey C. Smith, for 36 years a member of the WDEL organization and currently President of the Delmarva Broadcasting Co., has gained fame not only as radio's popular "Mr. Goodwill", but as a bearer of good will and good works in numerous organizations and activities throughout his beloved State of Delaware; and

WHEREAS, Harvey C. Smith, prior to being named recipient of the Josiah Marvel Cup for achievements in 1972, received the Silver Advertising Award of the Advertising Club of Wilmington and the Silver Medal Award of AFA-AAW Printers, Inc.; and

WHEREAS, Harvey C. Smith, is a dedicated churchman, affiliated with St. Andrew's Episcopal Church, Wilmington; humanitarian; sports enthusiast; devoted husband and father; and a friend to thousands of Delawareans.

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly, the House of Representatives concurring therein, that its members "broadcast" warm congratulations to "Mr. Goodwill", Harvey C. Smith, a dedicated servant to the people of Delaware and a man who is "always alive on 1-1-5" radio, for having received the 1972 Josiah Marvel Cup.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Harvey and his dear wife, Dorothy, and to the newsroom of Radio Stations WDEL and WSTW.

Approved March 16, 1973.

CHAPTER 598

HOUSE CONCURRENT RESOLUTION NO. 2

**EXTOLLING THE SALESIANUM HIGH SCHOOL SALLIES
AND THEIR HEAD COACH, THOMAS OLIVADOTTI,
FOR BEING THE HIGH SCHOOL FOOTBALL CHAM-
PIONS OF THE STATE OF DELAWARE.**

WHEREAS, the Second Annual State High School Football Tournament was held in 1972 under the auspices of the Delaware Secondary School Athletic Association; and

WHEREAS, the Salesianum High School Sallies emerged as champions and the "Number One" High School football team of the State of Delaware, after defeating Middletown High School in the semifinals and John Dickinson High School in the championship game of the State High School Football Tournament; and

WHEREAS, members of the Sallies, led by Thomas Olivadotti, their successful, energetic and skillful Head Coach, displayed great spirit, determination and all-around ability during the entire season in the tradition of former teams of Salesianum; and

WHEREAS, Head Coach Thomas Olivadotti deserves special praise for guiding the Sallies to the State Football Championship in his first year as Head Coach; and

WHEREAS, the members of the House of Representatives of the 127th General Assembly, the Senate concurring therein, wish to extend congratulations and praise to the State Champs;

NOW, THEREFORE,

BE IT RESOLVED by the members of the 127th General Assembly, the Senate concurring therein, that hearty congratulations and praise be extended to Coach Thomas Olivadotti, his coaching assistants, and the Salesianum High School team members for being the High School Football Champions of the State of Delaware; and

BE IT FURTHER RESOLVED that the text of this Resolution be spread upon the minutes of both the House and the Senate, and copies forwarded to Head Coach Thomas Olivadotti, Salesianum High School Principal Reverend Robert D. Kenney, O.S.F.S., Athletic Director Reverend Robert Ashenbrenner, and a copy to each member of the team.

Approved March 20, 1973.

1950

CHAPTER 599

HOUSE JOINT RESOLUTION NO. 4

CONGRATULATING THE HOWARD HIGH SCHOOL BASKETBALL TEAM AND ITS COACHES FOR WINNING THE DELAWARE HIGH SCHOOL BASKETBALL CHAMPIONSHIP.

WHEREAS, the Howard High School basketball team has finished the entire basketball season undefeated; and

WHEREAS, the Howard High team participated in, and won, the Chester Kiwanis Basketball Tournaments, the Flight "B" Blue Hen Conference Championship, and the Delaware State Basketball Tournament; and

WHEREAS, the General Assembly and the Governor wish to recognize the excellent, energetic and intelligent service rendered by the Howard High coaching staff and the great skill, versatility and sportsmanship on and off the field, displayed by the Howard High team in attaining the State's highest basketball honors.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives, the Senate and the Governor of the State of Delaware that warm and sincere congratulations are extended to the players of the Howard High School basketball team for the unselfish teamwork and leadership which the championship symbolizes, and to the coaches for the service which they have rendered to the community during the past season.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to Robert M. Percy, Principal of Howard High School, and to the following coaches and players:

Ernest Coleman
Eric Fuller
Lemuel Glover

Kenneth Hynson
Richard Miles
Michael Miller

Istavan Norwood
Wayne Parson
Isaiah Reason
David Roane

Joseph Robinson
Lonnie Sparrow
Kelvin Stigars

COACHES:

Jay Thomas
Stan Hill

Approved March 29, 1973.

1952

CHAPTER 600

SENATE CONCURRENT RESOLUTION NO. 8

**COMMEMORATING THE DOVER HIGH SCHOOL BAND ON
ITS SELECTION TO REPRESENT DELAWARE IN THE
SECOND MEXICAN INVITATIONAL BAND FESTIVAL.**

WHEREAS, the Dover High School Band will travel to Mexico City on May 3, 1973 to represent Delaware in the Second Mexican Invitational Band Festival; and

WHEREAS, only twenty-five bands from the United States have been chosen to participate in the 1973 festival; and

WHEREAS, the bands were chosen on recommendation of the American Band Directors Association based on the bands' musical abilities and accomplishments.

NOW, THEREFORE,

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware, that the Dover High School Band be recognized and commemorated for the singular honor which it has been accorded.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Mr. Ronald E. Shomo, Band Director, on behalf of the 136 members of the Dover High School Band, and to Mr. Elbert Golder, President of the Dover High Band Boosters Association.

Approved April 2, 1973.

CHAPTER 601

SENATE JOINT RESOLUTION NO. 5

PROCLAIMING NATIONAL POLICE WEEK AND PEACE OFFICERS MEMORIAL DAY 1973.

WHEREAS, our law enforcement agencies play an essential role in safeguarding the rights and freedoms which have been guaranteed by the United States Constitution and the Constitution of Delaware; and

WHEREAS, it is important that people throughout the First State know and understand the problems, duties, and responsibilities of their police departments, and that members of our law enforcement agencies recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and

WHEREAS, Delaware's police departments have grown to be modern and scientific law enforcement bodies which unceasingly provide a vital public service; and

WHEREAS, since 1962 the week in May in which May 15 falls has been nationally designated as Police Week in recognition of the contribution the police officers of America have made to our civilization through their dedicated and selfless efforts in enforcing our laws, and May 15 has been designated as Peace Officers Memorial Day in honor of the Federal, State, and municipal peace officers who have been killed or disabled in line of duty.

NOW, THEREFORE,

BE IT RESOLVED by the Senate and the House of Representatives of the State of Delaware with the approval of the Governor as attested by his signature appended hereto, that the Governor issue a proclamation calling upon the people of Delaware and upon all patriotic, civic, and educational organizations

in the First State to observe the week of May 13-19, 1973, as Police Week with appropriate ceremonies in which all of our people may join in commemorating police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

BE IT FURTHER RESOLVED that the Governor officially designate Tuesday, May 15, 1973, as Peace Officers Memorial Day in honor of those peace officers who, through their courageous deeds, have lost their lives or have become disabled in the performance of duty.

Approved April 6, 1973.

CHAPTER 602

SENATE SUBSTITUTE NO. 1
FOR
SENATE JOINT RESOLUTION NO. 6

COMMEMORATING 1973 AS THE FIFTIETH ANNIVERSARY YEAR OF THE DELAWARE STATE POLICE.

WHEREAS, the safety and well being of the residents of the State of Delaware is of major importance to all the citizens of the State; and

WHEREAS, the single best measure of the success of any society is its ability to enforce just laws fairly and equitably for all the people regardless of race, creed or social standing; and

WHEREAS, the Delaware State Police was officially organized as the result of legislation, passed by the General Assembly, being approved on April 28, 1923; and the State Police has since served as conservator of the peace throughout the State with its members having the responsibility of suppressing all acts of violence and enforcing all laws relating to the safety of persons and property; and

WHEREAS, the members of the Delaware State Police have traditionally performed their duties honestly and faithfully to the best of their abilities and without fear, favor or prejudice, making their State and Country a safer place in which to live; and

WHEREAS, the Delaware State Police during the past fifty years has increasingly been recognized as a professional highly trained and essential part of the State's and Nation's public safety and law enforcement team; and

WHEREAS, members of the Delaware State Police have and continue to dedicate themselves to the preservation of property and human life, often placing their own lives in jeopardy as they strive to perform their duties and uphold their responsibilities; and

WHEREAS, it is fitting during the Fiftieth Anniversary Year of this vital organization to call to the attention of the public the contributions to their safety and well being made by the State Police; and

WHEREAS, it is important that the people of Delaware know and understand the problems, duties and responsibilities of their State Police, granting members of that organization the respect they have worked so hard to earn.

NOW, THEREFORE:

BE IT RESOLVED by the members of the 127th General Assembly that the year 1973 is hereby proclaimed as the Fiftieth Anniversary Year of the Delaware State Police, and that Saturday, April 28 of this Fiftieth Anniversary Year be designated officially by the Governor as Delaware State Police Day.

Approved April 6, 1973.

CHAPTER 603

HOUSE CONCURRENT RESOLUTION NO. 1
AS AMENDED BY
HOUSE AMENDMENTS NO. 1 AND 2

**PROVIDING FOR THE ESTABLISHMENT OF AN AD HOC
COMMITTEE TO STUDY THE FEASIBILITY OF PER-
MITTING LOTTERIES IN THE STATE OF DELAWARE.**

WHEREAS, there is a prevalent and widespread clamor and pursuit, both in support of and against a lottery in the State of Delaware; and

WHEREAS, there has never been an objective and scientific study conducted as to the feasibility and ramifications of the State of Delaware permitting a lottery; and

WHEREAS, there have been numerous revenue estimates from reliable and unreliable sources as to the amount of revenue the State of Delaware could accrue from a lottery.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that there is hereby established an ad hoc committee to study the feasibility of permitting a state wide lottery with emphasis placed upon the administration, revenue and moral aspects of a state wide lottery.

BE IT FURTHER RESOLVED that the ad hoc committee shall be composed of 6 members: two (2) of which shall be selected by the Speaker of the House, two (2) to be selected by the President Pro Tem and two (2) to be appointed by the Governor of the State of Delaware. The appointing authorities herein mentioned shall appoint one member from each major political party. The Committee shall elect a chairman from among its members by a majority vote.

BE IT FURTHER RESOLVED that the Committee shall study in depth all facets of a state lottery for the purpose of

recommending to the Governor and the General Assembly a positive course of action that will be in the best interest of the State of Delaware.

BE IT FURTHER RESOLVED that the report of the committee be made to the Governor and members of the General Assembly not later than May 15, 1973.

Approved April 6, 1973.

CHAPTER 604

HOUSE CONCURRENT RESOLUTION NO. 5

**RELATIVE TO THE DEATH OF FORMER JUSTICE OF
THE PEACE HOWARD WESTON.**

WHEREAS, the members of the 127th General Assembly of the State of Delaware have learned with regret of the passing of Howard Weston; and

WHEREAS, Howard Weston has served well the people of the State of Delaware as a Justice of the Peace and as a member of the State Pension Board; and

WHEREAS, the members of the 127th General Assembly desire to express to the family of the deceased in this public manner their sympathy at the occasion of this loss;

NOW, THEREFORE,

BE IT RESOLVED that the members of the 127th General Assembly of the State of Delaware extend their deepest sympathies to the family of former Justice of the Peace Howard Weston; and

BE IT FURTHER RESOLVED that a copy of this Resolution be made a part of the Journals of both the Senate and the House of Representatives of the 127th General Assembly, and that a copy of this Resolution be forwarded to Mrs. Lillian Weston, widow of the deceased.

Approved April 6, 1973.

1960

CHAPTER 605

HOUSE CONCURRENT RESOLUTION NO. 7

MEMORIALIZING AND URGING THE CONGRESS OF THE UNITED STATES TO MAKE AN APPROPRIATION TO THE SOIL CONSERVATION SERVICE IN THE 1974 FISCAL YEAR BUDGET IN AN AMOUNT AT LEAST EQUAL TO THE APPROPRIATION IN THE 1973 FISCAL YEAR BUDGET AND URGING THE DELAWARE CONGRESSIONAL DELEGATION TO GIVE THEIR SUPPORT TO THE APPROPRIATION OF FUNDS TO THE SOIL CONSERVATION SERVICE AT THE 1973 FISCAL YEAR LEVEL.

WHEREAS, the preservation of the soil, water, forests, and wildlife of Delaware and of this nation is necessary; and

WHEREAS, we believe the preservation of these resources is the responsibility of all people; and

WHEREAS, farmers and other landowners, through conservation practices, have made Delaware a more beautiful State for both rural and urban people to enjoy; and

WHEREAS, soil loss, previously recognized as detrimental to the production of agricultural crops, is now recognized as a major pollutant of rivers, lakes, and streams; and

WHEREAS, control of erosion, sediment production, and runoff containing fertilizer and pesticide residues are of such significance that greater control is in the public interest; and

WHEREAS, the Agricultural Conservation Program, providing incentives to landowners for rural environmental improvement of private lands, has been eliminated; and

WHEREAS, the technical services program, providing services to farmers and other landowners through the local Soil and Water Conservation Districts, have been curtailed by impoundment of funds appropriated to the Soil Conservation Service; and

WHEREAS, further reductions in both funds and services for programs affecting whole communities and watersheds are proposed in the 1974 fiscal year budget of the Soil Conservation Service; and

WHEREAS, major reductions are proposed for both the Watershed Program and the Resource Conservation and Development Program, two programs having areawide impacts on resource protection and development in Delaware; and

WHEREAS, the Department of Natural Resources and Environmental Control has budgeted its activities to meet its obligations toward planning, staffing, and funding based on mutual efforts of local, county, state, and federal areas of cooperation as stated in work plans and other articles of agreement,

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the Congress of the United States is respectfully urged to make an appropriation to the Soil Conservation Service in the 1974 fiscal year budget in an amount at least equal to the appropriation in the 1973 fiscal year budget; and

BE IT FURTHER RESOLVED that Delaware Senators William V. Roth, Jr. and Joseph R. Biden, Jr., and the State Representative in Congress, Pierre S. duPont, IV, are urged to give their wholehearted support to the appropriation of funds at the 1973 fiscal year level to the Soil Conservation Service; and

BE IT FURTHER RESOLVED that the Secretary of State be directed to transmit duly attested copies of this Resolution to the President of the United States; to the Vice President of the United States; to the Speaker of the House of Representatives; to the Chairmen of the Senate and House Committees on Agriculture; to the Chairmen of the Senate and House Committees on Appropriations; to the Secretary of Agriculture; and to the Delaware Congressional Delegation.

Approved April 10, 1973.

CHAPTER 606

SENATE CONCURRENT RESOLUTION NO. 10

VOICING THE OPPOSITION OF THE 127TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE AND THE CITIZENS OF DELAWARE TO THE CONSTRUCTION OF TWO BRIDGES ACROSS THE NANTICOKE RIVER AT SHARPTOWN AND VIENNA, MARYLAND AND RECOMMENDING AND REQUESTING A RE-STUDY OF THE ECONOMIC POTENTIAL OF THE AREA BY THE UNITED STATES COAST GUARD BEFORE ANY CONSTRUCTION PERMITS ARE ISSUED.

WHEREAS, the State of Maryland has applied to the United States Coast Guard to build two fixed bridges with vertical clearances of 40 and 45 feet above mean high water across the Nanticoke River at Sharptown and Vienna, Maryland, respectively; and

WHEREAS, Delaware residents living in the vicinity of the Nanticoke River are of the opinion the bridges, if constructed at the proposed heights, would severely restrict river traffic to the City of Seaford and nearby communities thereby assuring an adverse effect on businesses and private property owners in that area as well as on the economy of all sections of Sussex County; and

WHEREAS, the Seaford-Blades Chamber of Commerce, the Seaford City Council, and the Division of Economic Development, among others have gone on record as opposing construction of any bridge spanning the Nanticoke River in Maryland that would fail to meet with intercoastal waterway standards that specify minimum clearance height of 65 feet above mean high water for a bridge crossing a river considered to be intercoastal waterway; and

WHEREAS, the Nanticoke River is the only access in lower Delaware to the Chesapeake Bay from Delaware and is the only river in Sussex County navigable to commercial vessels and to pleasure crafts owned by Seaford area residents who are eagerly

planning to utilize the facilities of a recently completed commercial marina upstream from Seaford which can accommodate vessels requiring more than 40 feet vertical clearance; and

WHEREAS, the members of the 127th General Assembly of the State of Delaware are in opposition to the construction of the proposed bridges at Sharptown and Vienna, Maryland and are in accord with the fervent wishes of a large segment of the population of Sussex County that a careful re-study be made by the proper governmental agencies of all proposed bridges over the Nanticoke River from the standpoint of economic growth and potential development of fastlands bordering the Nanticoke River during the next 50 to 100 years.

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the congressional delegations of both Maryland and Delaware, the Governor of Maryland and members of the Maryland Legislature be advised of the opposition of the members of the Delaware General Assembly and the citizens of Delaware to the proposed construction of two bridges of less than 65 feet vertical clearance across the Nanticoke River at Sharptown and Vienna, Maryland.

BE IT FURTHER RESOLVED that the Senate of the 127th General Assembly, the House of Representatives concurring therein, go on record as strongly opposing plans to build bridges over the Nanticoke River at Sharptown and Vienna, Maryland, and strongly recommend and request that an exhaustive re-study be made by the Department of Transportation of the United States Coast Guard prior to granting any permits for bridge construction across the Nanticoke River with particular emphasis on the future economic growth of the areas in Delaware bordering the Nanticoke River.

BE IT FURTHER RESOLVED that the text of this resolution be spread upon the Journals of the Delaware Senate and House of Representatives, and copies of this resolution be forwarded to all members of the Maryland and Delaware Con-

gressional Delegations, to the Governor of Maryland, to the President of the Maryland Senate, to the Speaker of the Maryland House of Delegates, to the Seaford City Council, to the Seaford-Blades Chamber of Commerce, and to the Division of Economic Development of the State of Delaware, and to the Governor of Delaware.

Approved April 12, 1973.

CHAPTER 607

SENATE JOINT RESOLUTION NO. 10

RECOGNIZING THE IMPORTANCE OF TODAY'S SECRETARY IN INDUSTRY, THE PROFESSIONS, AND GOVERNMENT AND PROCLAIMING THE WEEK OF APRIL 22 THROUGH APRIL 28 AS SECRETARIES' WEEK.

WHEREAS, the efficient functioning of modern society is largely dependent upon effective communication, and the modern methods of communication have come more and more to rest in the hands of secretaries; and

WHEREAS, the increasing amount of communications inherent in our complex society has made it necessary for today's secretary to acquire technical skills, and to assume the responsibility for countless details in the operation of a business; and

WHEREAS, today's secretary must have at her command tact, diplomacy, increasing business and economic knowledge, and decision-making ability in the greater role the secretary is performing as a member of the management team; and

WHEREAS, the important contribution made by secretaries in business, government, and the professions of our country has been recognized by designating the last week in April as Secretaries' Week and Wednesday, April 25, 1973, as Secretaries' Day.

NOW, THEREFORE :

BE IT RESOLVED by the Senate and the House of Representatives of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that the members of the General Assembly hereby urge all citizens of the State to recognize the efforts made by our secretaries in the operation of industry, the professions, and government and their role as silent partners in American Business.

BE IT FURTHER RESOLVED that the text of this Resolution be spread upon the pages of the Journal of the Senate and the Journal of the House of Representatives of the 127th General Assembly.

Approved April 17, 1973.

1966

CHAPTER 608

HOUSE JOINT RESOLUTION NO. 6

CONGRATULATING THE FLAMING ARROW MARCHING BAND OF CLAYMONT HIGH SCHOOL ON RECEIVING AN INVITATION TO REPEAT AS THE OFFICIAL REPRESENTATIVE OF THE STATE OF DELAWARE AT "THE FESTIVAL OF STATES" PAGEANT IN FLORIDA, AND WISHING THE GROUP SUCCESS IN ITS VENTURE.

WHEREAS, the Flaming Arrow Marching Band of Claymont High School has been invited to make a return appearance as the musical representative of the State of Delaware for the "Festival of States" pageant in Saint Petersburg, Florida, commencing April 3, 1973; and

WHEREAS, the distinguished musicians of the Flaming Arrow Marching Band have worked diligently at a variety of tasks in order to raise money for their upcoming Florida adventure; and

WHEREAS, the Claymont Band Boosters, representing every segment of the Claymont community, have undertaken numerous endeavors to aid the Flaming Arrow Band in its quest for funds; and

WHEREAS, Claymont School District administrators, teachers, and staff members, particularly the District Superintendent Dr. Frank J. Furgele and Claymont High Principal Thomas H. Ramsey, have given the Flaming Arrow Marching Band 100% support in its preparations for the Sunshine State pageant; and

WHEREAS, the Flaming Arrow Marching Band, under the leadership and guidance of bandmaster J. Kent Shaw, has planned a diversified program of Delaware musical treats to serve up to the Saint Petersburg pageant audience; and

WHEREAS, the pageant invitation extended to the Flaming Arrow Marching Band is not only a great honor for the band

members and for band director Shaw, but in addition, it is a tribute to former Band Director Edward R. Steiner, who during 25 years of association with Claymont High School, has seen the band emerge as one of the finest musical aggregations in the East.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly, the Senate and Governor concurring therein, that the Flaming Arrow Marching Band of Claymont High School and its director, J. Kent Shaw, be accorded congratulations and wishes for the very best of success during its presentation in the "Festival of States" pageant.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Messrs. Furgele, Ramsay, Shaw, and Steiner, along with 10 copies to be posted prominently throughout the Claymont School District.

Approved April 17, 1973.

1968

CHAPTER 609

HOUSE JOINT RESOLUTION NO. 2

AN ACT MEMORIALIZING THE DELAWARE CONGRESSIONAL DELEGATION TO SUPPORT HOUSE RESOLUTION 2920 SPONSORED BY REPRESENTATIVE P. S. DUPONT, IV, DEALING WITH THE COORDINATION OF AGENCIES, DEPARTMENTS AND ENVIRONMENTAL FACTORS CONCERNED WITH THE ENERGY PROBLEM.

WHEREAS, the joint committees of Public Safety and Community Affairs and Economic Development have studied the question of whether an immediate fuel crisis exists in Delaware; and

WHEREAS, hearings were held on January 18th and 24th in Dover and a meeting conducted with Getty Oil Company representatives on February 5th; and

WHEREAS, the committees have determined that there is no immediate fuel crisis and that the health and public safety of the citizens of Delaware will not be adversely affected; and

WHEREAS, it was pointed out that the reason there is not an immediate fuel crisis is due in part to the unusually mild winter on the east coast and the easing of the grain drying situation in the midwest; and

WHEREAS, it was concluded that Delaware and the United States do have a *potential* future energy crisis and steps must be taken now to cope with this possibility; and

WHEREAS, over the past ten years energy needs have been growing at an accelerated rate and demands for modern conveniences and the impact of environmental controls have combined to increase energy consumption; and

WHEREAS, many diverse opinions were expressed as to the cause of the potential energy crisis; and

WHEREAS, these explanations included the facts that government ceilings have been placed on the price of natural gas, diminishing the number of exploration wells in the country; the cost of drilling has increased and the incentive for exploration has disappeared; and that oil companies have run their plants to meet increasing gasoline needs; and

WHEREAS, it was revealed that it is estimated that the United States has enough on-shore oil for the next ten years, natural gas for eleven years, shale oil for 35 years to 120 years and coal for the next 500 years.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the State of Delaware, the Senate concurring therein, that the Delaware Congressional Delegation support Representative P. S. DuPont, IV's House Resolution 2920 which coordinates efforts at the Federal level, bringing together all agencies, departments and environmental factors into one strong unit, creating, in the Executive Office of the President, a Council on Energy.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the forty-nine state legislatures for their urgent consideration and support in an attempt to focus national attention on this potential fuel crisis.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Senator William V. Roth, Senator Joseph R. Biden, Jr. and Rep. Pierre S. DuPont, IV, and that this resolution be incorporated into the Congressional Record.

Approved April 18, 1973.

1970

CHAPTER 610

HOUSE CONCURRENT RESOLUTION NO. 10

IN MEMORY OF THE LATE FORMER WILMINGTON CITY COUNCIL PRESIDENT, WILLIAM J. "WOODY" MC- CLAFFERTY, JR.

WHEREAS, the hand of death reached out on April 16, 1973, for the venerable and beloved William J. "Woody" McClafferty, Jr., long-time Wilmington City Council President and shining knight of the Democratic Party for more than forty eventful years; and

WHEREAS, Woody was dedicated to the needs of his fellow citizens and worked to bring a better life for the people in Wilmington serving, in addition to his twelve years as Council President, as Chairman of the City Democrats and on the New Castle County Board of Assessment, the County Board of Elections and the State Labor Commission; and

WHEREAS, Woody was a printer by trade, having begun his career as a newspaper office boy and having achieved the presidency of his own printing company while serving six terms as President of Local 123, International Typographical Union and a term as President of the Printing Industry of America; and

WHEREAS, Woody was active with the Knights of Columbus, as a charter member and a past grand knight of the Bishop Curtis Council and with the Men of Malvern; and

WHEREAS, friends and fellow workers in the many arenas in which he served will miss the graveled voice, the relentless vigor and the scrappy personality of a man you could even fight with affection.

NOW, THEREFORE:

BE IT RESOLVED by the members of the House of Representatives, the Senate concurring therein, that sympathy is ex-

tended to his wife, Mrs. Nellie M. McClafferty and to his entire family.

BE IT FURTHER RESOLVED that a moment of silence be observed in memory of William J. McClafferty, Jr. and in tribute to his example of hard-working public-spirited and God-fearing citizenship.

Approved April 19, 1973.

1972

CHAPTER 611

SENATE JOINT RESOLUTION NO. 14

PROCLAIMING MAY 1 ANNUALLY AS LAW DAY.

WHEREAS, it is getting that we honor one day of the year as Law Day in order to rededicate Delawareans to the principles of our democratic form of government; and

WHEREAS, the need is ever present to re-emphasize to the citizenry of the great State of Delaware that ours is a government of laws and not of men, and respect for the law is vital to the democratic way of life; and

WHEREAS, respect for the law and courts is the only way we will uphold and safeguard our individual rights and liberties.

NOW, THEREFORE:

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware, the Governor concurring therein, that May 1 be proclaimed as Law Day annually for the purpose of rededicating the citizens of Delaware to the principles of democracy and respect for the law and courts which are vital to the safeguarding of our individual rights and liberties.

BE IT FURTHER RESOLVED that this Resolution be made a part of the Senate and House Journals of the 127th General Assembly.

Approved April 25, 1973.

CHAPTER 612

HOUSE CONCURRENT RESOLUTION NO. 9

**PRAISING THE CONDUCT OF THE AMERICAN P.O.W.'S
RECENTLY RETURNED FROM INDO-CHINA AND
CONDEMNING THE ACTIONS OF JANE FONDA.**

WHEREAS, the American P.O.W.'s who have recently returned from their captivities in Indo-China are to be praised for their sacrifices in serving their country; and

WHEREAS, these P.O.W.'s did endure hardships such as torture, humiliation and lived in deplorable conditions; and

WHEREAS, returning P.O.W.'s have stated that throughout their long ordeals in Communist prison camps they never lost faith that the people of the United States were supporting their efforts to stay alive and sane; and

WHEREAS, the callous, cruel and irresponsible remarks made by Jane Fonda concerning the validity of the American P.O.W.'s claims of insufferable conditions in the Communist prison camps are in the poorest of taste; and

WHEREAS, Jane Fonda's harmful actions are nothing more than a sensationalized publicity stunt drawing attention away from the acts of valor performed by the American P.O.W.'s.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the American P.O.W.'s be praised and congratulated for their endurance, determination and faith above and beyond their appointed duty.

BE IT FURTHER RESOLVED that the inflammatory actions of Jane Fonda be condemned by this General Assembly.

Approved April 26, 1973.

1974

CHAPTER 613

HOUSE CONCURRENT RESOLUTION NO. 8

CONGRATULATING THE DEDICATED EMPLOYEES OF THE MOTOR VEHICLE DIVISION IN THE CITY OF WILMINGTON FOR AN EXEMPLARY JOB DONE UNDER TRYING AND DIFFICULT CIRCUMSTANCES.

WHEREAS, the condition of the inspection facility at 8th and Bancroft posed appalling working conditions for motor vehicle employees and a safety hazard to the people of Delaware; and

WHEREAS, after closing down the 8th and Bancroft facility, all inspections had to be made at the New Castle Inspection Lanes doubling the work load at that facility and causing employees to work to near exhaustion while listening to the complaints of citizens; and

WHEREAS, upon finding a new alternate location at 2100 W. 4th Street the employees began the task of preparing for business making minor and necessary repairs at no cost to the State and voluntarily working overtime at no cost to the State, in order to be of service to the people of Delaware.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the dedicated employees of the Motor Vehicle Division be congratulated for a job well done under trying and difficult circumstances.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to William J. Warren, Jr. at his office at the Department of Public Safety, Division of Motor Vehicles.

Approved May 2, 1973.

CHAPTER 614

SENATE JOINT RESOLUTION NO. 13

PRAISING THE DELAWARE AGRICULTURE INDUSTRY FOR ITS VALUE TO THE STATE AND THANKING ALL GROUPS AND INDIVIDUALS RESPONSIBLE FOR THE INDUSTRY'S OUTSTANDING THIRD ANNUAL DINNER, HONORING THE GOVERNOR AND MEMBERS OF 127TH GENERAL ASSEMBLY.

WHEREAS, the State of Delaware's largest industry — Agriculture paid tribute to Governor Sherman W. Tribbitt and all members of the 127th General Assembly at a sumptuous dinner at the Dover Armory on Saturday, March 24, 1973; and

WHEREAS, the Third Annual Agricultural Industry Dinner served again to point up the tremendous importance of Agribusiness to the economy of the State of Delaware; and

WHEREAS, Governor Sherman W. Tribbitt, in addressing the large Agricultural Dinner crowd of nearly 500 well-fed Delawareans and guests from other areas of Delmarva, praised Delaware farmers for the contributions they make to the welfare of the First State and to all of its people; and

WHEREAS, the Third Annual Delaware Agricultural Industry Dinner Committee headed by its Chairman and Toastmaster, John F. Tarburton, is worthy of high praise for arranging such a splendid evening including guest humorist, Archie Campbell; and

WHEREAS, the dinner committee successfully carried out its duties under the leadership and guidance of the Delaware Council of Farm Organizations and its President, Howard W. Papen, and the backing of 130 dinner sponsors.

NOW, THEREFORE,

BE IT RESOLVED that the members of the 127th General Assembly of the State of Delaware, the House of Representatives

and the Governor concurring therein, send warm and sincere thanks to Secretary of Agriculture M. Martin Isaacs, to Dinner Chairman John F. Tarburton and his committee members, to the attractive dinner hostess (Misses Linda Wells, Gail Davis, Nancy Waldbusser, and Sue Comly), to all members of the Delaware Council of Farm Organizations, to the myriad of dinner sponsors -- all of whom made the Third Annual Agricultural Industry Dinner an event to be remembered, not only in terms of food and drink, but in terms of friendship and better understanding of the great Industry of Agriculture in Delaware.

BE IT FURTHER RESOLVED that sufficient copies of this resolution be forwarded to Secretary Isaacs, Chairman Tarburton, and President Papen for distribution to all Committee members and to all sponsors of the dinner.

Approved May 7, 1973.

CHAPTER 615

HOUSE CONCURRENT RESOLUTION NO. 14

PROVIDING THAT A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE BE CONVENED TO WITNESS THE AWARDING OF THE CONSPICUOUS SERVICE CROSS TO COMMANDER ROBERT DOREMUS BY THE GOVERNOR.

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that both the House of Representatives and the Senate meet together in Joint Session in the House Chambers at 1:30 p.m. on Thursday, the Tenth day of May, 1973, or as soon thereafter as the Governor may be heard, for the purpose of witnessing the presentation of the Conspicuous Service Cross by Governor Sherman W. Tribbitt to Commander Robert Doremus.

Approved May 10, 1973.

1978

CHAPTER 616

SENATE JOINT RESOLUTION NO. 3

SALUTING THE 1972 UNIVERSITY OF DELAWARE FOOTBALL TEAM FOR ATTAINING #1 SMALL COLLEGE RATING FOR THE SECOND CONSECUTIVE YEAR.

WHEREAS, the 1972 football team of the University of Delaware attained unprecedented recognition by being named the nation's #1 small college team for the second consecutive year in both the rating polls of the Associated Press and the United Press International; and

WHEREAS, the University of Delaware football team, the "Blue Hens", under the leadership of the nation's small college Coach-of-the-Year, (also for the second straight year), Harold "Tubby" Raymond, became the first gridiron team in the history of the University to go through a ten-game season with an unblemished record; and

WHEREAS, the "Blue Hens" were further recognized and honored by having two men, Joe Carbone and Dennis Johnson, named to Little All American football teams; and

WHEREAS, the members of the 127th General Assembly, recently convened, and the sixty-sixth Governor, Sherman W. Tribbitt, just inaugurated, wish to add their words of praise and appreciation to those already heaped upon the 1972 football team of the University of Delaware for their skill, poise, and good sportsmanship.

NOW, THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives and the Governor concurring therein, on behalf of all citizens of the State, send enthusiastic congratulations to Coach Harold "Tubby" Raymond and all coaches, players and other members affiliated with the University of Delaware football squad for once again bringing #1 status to the First State.

BE IT FURTHER RESOLVED that this resolution be spread upon the minutes of the Senate and the House of Representatives and copies be forwarded to Coach Harold Raymond, team captain Dennis Johnson, Joe Carbone, Athletic Director Dave Nelson, University President Dr. E. A. Trabant, Sports Information Director Ed Carpenter, and to the Sports Editor of the University of Delaware paper, *The Review*.

Approved May 15, 1973.

1980

CHAPTER 617

HOUSE JOINT RESOLUTION NO. 10

PROCLAIMING THE MONTH OF MAY AS "OLDER AMERICANS' MONTH" AND EXTENDING AN INVITATION TO THE MEMBERS OF THE DELAWARE COUNCIL FOR SENIOR CITIZENS TO VISIT LEGISLATIVE HALL.

WHEREAS, the Delaware Council for Senior Citizens is composed of many senior citizen organizations located throughout the State of Delaware; and

WHEREAS, under our traditional American concepts, all our citizens, including our older Americans, are entitled to dignity and respect as individuals in our democratic society; and

WHEREAS, the Delaware Council for Senior Citizens believes that our older Americans are entitled to an adequate income in retirement, suitable housing, the opportunity for economic independence and employment and other rights enjoyed by the population as a whole; and

WHEREAS, the members of the General Assembly welcome Delaware's senior citizens to Legislative Hall and welcome their keen interest in the activities of the General Assembly.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor as attested by his signature affixed hereto, that the month of May, 1973, be proclaimed "Older Americans' Month" and that the members of the 127th General Assembly hereby wish to extend an invitation to all members of the Delaware Council for Senior Citizens to visit Legislative Hall on May 3, 1973.

BE IT FURTHER RESOLVED that the text of this Resolution be spread upon the pages of the Journal of the Senate and the Journal of the House of Representatives of the 127th General Assembly.

Approved May 15, 1973.

CHAPTER 618

HOUSE CONCURRENT RESOLUTION NO. 12

SALUTING WESLEY JUNIOR COLLEGE, DOVER, DELAWARE ON THE OCCASION OF ITS CENTENNIAL CELEBRATION.

WHEREAS, Wesley College of Dover, Delaware is nearing completion of a wonderful and exciting Centennial Celebration spanning the period from August 1, 1972 to July 1, 1973; and

WHEREAS, beautiful Wesley College, is a distinguished institution of learning located in the heart of the quaint capital city of the first State; and

WHEREAS, Wesley College for more than 100 years has provided Christian education in the following ways:

1. The publication and projection into the future of the enduring principles and purpose for which Wesley was founded as a Christian institution, thereby honoring its founding fathers.

2. the demonstration of the vitality of academic life, etc., by spotlighting the modern, private junior college as an important enduring institution on the national educational scene.

3. the encouragement of Alumni and Friends in the City of Dover, the State of Delaware, and beyond, to accept the challenges of the new century for Wesley College, thereby proving Wesley College is worthy of public confidence and private support; and

WHEREAS, the 127th General Assembly, of the State of Delaware, wishes to say "Happy Birthday, Wesley College" in a warm and sincere manner.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly, the Senate concurring therein, that Wesley College be congratulated for its outstanding achievement

in academic circles during its first one hundred years with the added wish that its second century will be as outstanding in the field of education.

BE IT FURTHER RESOLVED that copies of this Resolution be sent to Dr. Robert Parker, President of Wesley College, and a copy to Mr. Joseph Bellmeyer, Director of the Centennial Committee.

Approved May 15, 1973.

CHAPTER 619

HOUSE JOINT RESOLUTION NO. 12

RECOGNIZING RETIRING NEW CASTLE-GUNNING BEDFORD SCHOOL DISTRICT SUPERINTENDENT JOSEPH R. KLECKNER ON THE EVE OF THE GOLD BALLROOM BANQUET IN HIS HONOR.

WHEREAS, Joseph R. Kleckner, known to all as Joe, the long-time superintendent of the New Castle-Gunning Bedford School District, will retire in June capping a 27 year career of leadership in the public schools of the New Castle area; and

WHEREAS, his contribution and dedication to the steady improvement of the learning process as teacher, principal, and superintendent is well recognized by the students, parents, teachers, and citizens he has served; and

WHEREAS, when Joseph R. Kleckner first came to New Castle as superintendent in 1946, the district consisted of one building, 1,090 pupils, and not quite 40 faculty and staff members; and

WHEREAS, since that time the district has, in well planned and orderly fashion, grown to include 12 buildings, over 9,000 students, and a faculty and staff of over 600; and

WHEREAS, during his tenure, the challenges of desegregation in the mid 50's and consolidation in 1969 tested his leadership and proved the effectiveness of his sound planning and program; and

WHEREAS, the list of instructional firsts provided by his leadership range from the implementation of a child guidance center to the beginning of an environmental laboratory.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives, the Senate and the Governor of the State of Delaware concurring

therein, that warm and sincere congratulations are extended to Joseph R. Kleckner for his unselfish, outstanding and thoroughly professional leadership of the public schools in the New Castle area.

BE IT FURTHER RESOLVED that The Honorable Governor Sherman W. Tribbitt carry this Resolution to the May 17 banquet in honor of Mr. Kleckner and personally present it to him with the good wishes of the 127th General Assembly.

Approved May 17, 1973.

CHAPTER 620

SENATE CONCURRENT RESOLUTION NO. 20

IN REFERENCE TO FEDERAL REVENUE SHARING.

In harmony with the policy adopted by the Intergovernmental Relations Committee of the National Legislative Conference following its meeting with the President on March 30, 1973, the Senate of the State of Delaware, the House of Representatives concurring therein, hereby adopts the following resolution:

WHEREAS, each and every one of the fifty sovereign States has, through the years, by design and by tradition, adopted certain methods of funding programs; and

WHEREAS, the Congress of the United States and the National Administration should recognize and make allowance for the unique variations in funding programs existing within the States.

NOW, THEREFORE,

BE IT RESOLVED that the Congress of the United States and the National Administration be urged to continue administering grants-in-aid programs in their present form until such time as Special Revenue Sharing programs have been enacted. Since States are in the process of adopting their budgets—some for one year, others for two—an appropriate amount of time must be available to the States in order to plan for a transition from categorical grants-in-aid to a Special Revenue Sharing approach.

BE IT FURTHER RESOLVED that the Congress of the United States and the National Administration also be urged:

1. to provide for reasonable procedures such as hold-harmless clauses and flexible timetables,
2. to insure a greater degree of certainty in the amount of Federal funding which can be expected by the States by providing that appropriations be consonant with authorizations, and

3. to insure adequate and meaningful planning at the State level by making annual appropriations prior to the beginning of the fiscal year.

BE IT FURTHER RESOLVED that the Congress of the United States and the National Administration enter into a meaningful dialogue with the States so that Special Revenue Sharing legislation will be drawn in a fashion that will enable each State to benefit equitably under such laws.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the President of the United States and to each member of Delaware's Congressional Delegation, and that they be hereby requested to jointly arrange for its insertion in the Congressional Record.

Approved May 17, 1973.

CHAPTER 621**SENATE CONCURRENT RESOLUTION NO. 18****RELATING TO A SIGN FOR THE GOVERNOR'S OFFICE.**

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the sum of \$50.00 is hereby appropriated to the Legislative Council to order and install, on the main staircase landing, a sign directing the way to the Governor's Office. Such sign will replace the temporary blue and white sign now installed, and shall conform in spirit, coloring and letter style with the other signs in Legislative Hall.

Approved May 24, 1973.

1988

CHAPTER 622

HOUSE JOINT RESOLUTION NO. 7

PROVIDING FOR PRIORITY PAYMENT OF BILLS FROM VENDORS TO STATE AGENCIES OR TO SCHOOL BONDS WHICH OFFER CASH DISCOUNTS FOR EARLY PAYMENT.

WHEREAS, the State of Delaware can save substantial sums of money by following good business procedure; and

WHEREAS, the Office of Budget, the Department of Finance, and the State Treasurer have not taken the initiative to institute procedures for taking advantage of cash discounts available to the State of Delaware.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly, the Senate concurring therein, that all State agencies and school districts establish such procedures as may be necessary to identify, segregate, mark or otherwise flag all vendors invoices which offer a cash discount for payment within a specified period of time.

BE IT FURTHER RESOLVED that all State agencies and school districts process all such invoices as soon as possible so as to allow sufficient time for reasonable processing by Central Accounting and the State Treasurer to pay within the term allowed.

BE IT FURTHER RESOLVED that all State agencies and school districts take any discount offered.

BE IT FURTHER RESOLVED that if a vendor claims a balance due as the result of payment not being made within the terms offered, then the State agency or the school district shall prepare a supplementary State invoice explaining in detail the circumstances and authorizing the payment of the discount taken but not earned.

BE IT FURTHER RESOLVED that the State Budget Director in cooperation with the State Treasurer and Secretary of Finance promulgate procedures for the prompt handling of discounted payments and instruct all agencies and school districts as to the method of identifying such invoices.

Approved May 24, 1973.

1990

CHAPTER 623

SENATE CONCURRENT RESOLUTION NO. 22

WELCOMING McDONALD THOMAS COKER AS HE RETURNS TO HIS LEGISLATIVE COUNCIL DUTIES WHILE RECUPERATING FROM SURGERY.

WHEREAS, the members of the Senate and House of the 127th General Assembly have observed that McDonald Thomas Coker, Assistant Director of Legislative Council has returned to active duty after a two-week layoff due to surgery; and

WHEREAS, the well-tanned torso topped by the beaming countenance of McDonald Thomas Coker has been missed by the legislators, the staff people of both Houses, and his Legislative Council Cohorts during his surgically enforced stay on the sidelines.

NOW, THEREFORE:

BE IT RESOLVED that the members of the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring, say:

Welcome back, Don, you've been missed,
As you commence your work, we all insist;
The next time you feel you need a vacation,
Please don't submit to an operation!

Approved June 5, 1973.

CHAPTER 624

SENATE CONCURRENT RESOLUTION NO. 24

**RELATIVE TO THE DEPARTMENT OF HIGHWAYS AND
TRANSPORTATION DELAYING FURTHER ACTION
REGARDING THE EXTENSION OF BROWNLEAF
ROAD IN NEW CASTLE COUNTY.**

WHEREAS, Brownleaf Road which presently bisects the developments of Foxchase (150 homes) and Birchwood Park (250 homes) near Newark was originally designed as a closed residential street leading to a dead end; and

WHEREAS, the new development, Sherwood Forest (proposed 238 homes) is presently being constructed just south and contiguous to Foxchase and Birchwood Park whereby Brownleaf Road will be continued south to Chopin Road; and

WHEREAS, Brownleaf Road will become a thoroughfare and no longer a self-contained residential community street; and

WHEREAS, the residents of these named areas have owned homes and property for years and fear depreciation of said properties; and

WHEREAS, the residents' children on Brownleaf Road play near their homes and near the street; and

WHEREAS, residents of the 150 homes of Foxchase must cross Brownleaf Road to use the only park in the neighborhood; and

WHEREAS, 98 percent of the present 35 homes in Sherwood Forest, 95 percent of residents in Birchwood Park and Foxchase have signed petitions indicating they do not wish Brownleaf Road to be opened from Route 273 (26,000 cars per day) to Chopin Road leading to numerous large apartment complexes, Christiana High School, Salem Church Road and Route 40; and

WHEREAS, it is anticipated that Brownleaf Road will be used by non-residents to avoid traffic congestion spots as Ogle-town and University Plaza Shopping Center; and

WHEREAS, residents of an established community should reserve the right to be the final judge of the best use of traffic patterns in their own neighborhood; and

WHEREAS, the present builder of Sherwood Forest has no objections to the purpose of this resolution; and

WHEREAS, the residents of these areas face long, arduous and unnecessary expensive litigation in order to achieve their objectives.

NOW, THEREFORE,

BE IT RESOLVED BY THE Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein that the Department of Highways and Transportation is hereby requested to respect the wishes of 400 homeowners of Birchwood Park, Foxchase and Sherwood Forest by allowing Brownleaf Road to remain closed permanently.

BE IT FURTHER RESOLVED that the Department of Planning of New Castle County is hereby requested to respect the wishes of 400 homeowners of Birchwood Park, Foxchase and Sherwood Forest by allowing Brownleaf Road to remain closed permanently.

BE IT FURTHER RESOLVED that this Resolution be made a part of the Senate and House Journals and that a copy be forwarded to the Secretary of the Department of Highways and Transportation and the New Castle County Council.

Approved June 5, 1973.

CHAPTER 625

SENATE JOINT RESOLUTION NO. 19

**VOICING THE OPPOSITION OF THE 127TH GENERAL
ASSEMBLY OF THE STATE OF DELAWARE AND THE
CITIZENS OF DELAWARE TO THE TERMINATION OF
CERTIFICATED AIR SERVICE IN THE STATE OF
DELAWARE BY THE CIVIL AERONAUTICS BOARD.**

WHEREAS, there is presently pending before the Civil Aeronautics Board in Washington a proceeding captioned "Wilmington Service Investigation", initiated by the Board which has as its stated purpose the elimination of all certificated air service into and out of the State of Delaware which will make Delaware the only state in the fifty states without such service; and

WHEREAS, for nearly thirty years the Civil Aeronautics Board affirmatively acknowledged Delaware's need for more and better commercial air service and repeatedly denied petitions by airlines to terminate service, the most recent denial of which was 1970; and

WHEREAS, the airlines presently obligated to service Delaware have unilaterally discontinued certain service in violation of orders of the Civil Aeronautics Board and purposefully downgraded and rendered inadequate service and now use those created conditions in the attempt to justify an economic need to terminate all service; and

WHEREAS, in the face of a gasoline energy crisis, with our highways already over-burged with traffic, with the attempt of the bankrupt railroads to discontinue rail service in the entire Northeast, it is imperative to Delaware's economy, future development and the welfare of her people that she retain and upgrade commercial airline service; and

WHEREAS, the Governor of Delaware has ordered that the State of Delaware be added as a party to and join in the proceedings before the Civil Aeronautics Board.

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the Delaware Congressional delegation be advised of the opposition of the members of the Delaware General Assembly and the citizens of Delaware to the proposed elimination of commercial air service in this State.

BE IT FURTHER RESOLVED, that the 127th General Assembly of the State of Delaware go on record as vigorously opposing the cessation of commercial air service and recommend and request that the Civil Aeronautics Board consider the public need and not merely acquiesce to the airline lobby.

BE IT FURTHER RESOLVED, that the text of this resolution be spread upon the Journals of the Delaware Senate and House of Representatives, and copies of this resolution be forwarded to all members of the Delaware Congressional delegation, U.S. Senator William V. Roth, Jr., U.S. Senator Joseph R. Biden, Jr., and U.S. Representative Pierre S. du Pont IV, with the request that it be incorporated into the Congressional Record.

Approved June 21, 1973.

CHAPTER 626

SENATE JOINT RESOLUTION NO. 21

**EXPRESSING REGRETS AND CONDOLENCES TO THE
FAMILY AND FRIENDS OF FRANK MOODY.**

WHEREAS, the Members of the 127th General Assembly have learned with regret of the death of Frank Moody at the age of ninety-two; and

WHEREAS, Frank Moody was elected by the people of Pencader Hundred to the Senate of the State of Delaware where he served with distinction as a member of the 106th and 107th General Assemblies; and

WHEREAS, Frank Moody was a lifelong resident of the Newark area and a member of the First Presbyterian Church of Newark; and

WHEREAS, in addition to his time and service in the General Assembly, Frank Moody left his beloved profession of farming to serve as Treasurer of New Castle County.

NOW, THEREFORE:

BE IT RESOLVED that the Members of the 127th General Assembly and the Governor of Delaware extend their deepest sympathies to the family and friends of Frank Moody.

BE IT FURTHER RESOLVED that the text of this resolution be spread upon the Journals of both the Senate and House of Representatives and that copies of this resolution be sent to Frank's widow, Golda, and to his sons, Frank H. Moody, John C. Moody, and Elwood G. Moody; and to his daughter, Mrs. Anna M. Lester.

Approved June 21, 1973.

1996

CHAPTER 627

SENATE JOINT RESOLUTION NO. 22

ESTABLISHING THE YEAR 1974 AS "DELAWARE BEAUTIFICATION YEAR".

WHEREAS, Delaware is a state of historical charm and natural beauty with attractions enjoyed by Delawareans and out-of-state visitors; and

WHEREAS, the upcoming celebration of the 200th anniversary of the American Revolution will undoubtedly cause additional travel and sightseeing in our state; and

WHEREAS, Delaware should make an effort to improve the attractiveness of its highways, streets and smaller roads, expand its program of planting trees, shrubs and flowers, and clear away all unsightly garbage and un-used signboards before the Bicentennial; and

WHEREAS, citizen participation in this endeavor is vital to its success; and

WHEREAS, establishing, "Delaware Beautification Year" will serve to encourage all Delawareans to join in this effort and will provide a twelve month period in which to accomplish the aims of this resolution.

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the year 1974 shall be proclaimed "Delaware Beautification Year".

BE IT FURTHER RESOLVED that the Legislative Council shall cause copies of this resolution to be sent to each Secretary, Director and Chairman of each Department, Division and Commission of the State of Delaware, so that each agency of the State will be ready to cooperate in every way with individ-

uals, groups, associations and other agencies of the State and local governments with programs and projects to aid in beautifying Delaware.

BE IT FURTHER RESOLVED that the "Delaware Beautification Council" be established to coordinate and encourage participation in the pursuit of the goals of this resolution; which Council shall have five members appointed by the Governor, with at least one member having his principal residence in each of the three counties of this State and with at least one member having his principal residence in the City of Wilmington.

BE IT FURTHER RESOLVED that copies of this resolution be sent to news media in Delaware so that all citizens of this State may be enjoined to aid the State and local governments in the accomplishment of a more beautiful Delaware.

Approved June 21, 1973.

CHAPTER 628

HOUSE CONCURRENT RESOLUTION NO. 13

MEMORIALIZING THE DELAWARE CONGRESSIONAL DELEGATION FAVORABLY CONSIDER A MEASURE NOW PENDING IN THE UNITED STATE CONGRESS WHICH EXTENDS THE RAILROAD RETIREMENT ANNUITIES PROGRAM.

WHEREAS, on July 1, 1973, the Railroad Retirement Annuities Program will expire; and

WHEREAS, the termination of this program will cause certain Delaware employees affiliated with the Brotherhood of Railroad, Airline and Steamship Clerks to experience a pension cut of over 50% in some cases; and

WHEREAS, Congressman Harley Staggers of West Virginia has introduced House Resolution #7200 in the U.S. Congress, extending the Railroad Retirement Annuities Program beyond its July 1, 1973, termination date; and

WHEREAS, the passage of this resolution would ease the financial burden that would be placed upon certain retired Delawareans involved in the Railroad Retirement Annuities Program.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives, the Senate concurring therein, that the Delaware Congressional Delegation is requested to favorably consider House Resolution #7200 extending the Railroad Retirement Annuities Program.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Senators William V. Roth, Jr. and Joseph R. Biden, Jr. and to Congressman Pierre S. duPont, IV at their respective Senate and House offices in Washington, D.C.

Approved June 21, 1973.

CHAPTER 629

HOUSE JOINT RESOLUTION NO. 1

**COMMENDING THE INAUGURAL COMMITTEE FOR
THEIR COMPETENT DIRECTION OF THE INAUGURA-
TION OF SHERMAN W. TRIBBITT AND EUGENE D.
BOOKHAMMER.**

WHEREAS, the inauguration of the Governor and Lieutenant-Governor of the State of Delaware is both a necessary and important ceremony; and

WHEREAS, the many honored guests gathered were presented with a most excellent program; and

WHEREAS, the facilities constructed and the smooth continuation of the events were of a professional nature; and

WHEREAS, the Inaugural Committee devoted much time and effort to insure the success of this traditional and historic event, contributing to the heritage of the First State.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the Inaugural Committee is to be commended for their competent completion of their assigned task.

BE IT FURTHER RESOLVED that the text of this Resolution be entered in the House and Senate Journals and that copies be sent to each member of the Inaugural Committee.

Approved June 26, 1973.

CHAPTER 630

HOUSE CONCURRENT RESOLUTION NO. 17

SALUTING PRESIDENTIAL SCHOLAR, GREGORY S. BENTLEY, 1973 GRADUATE OF JOHN DICKINSON HIGH SCHOOL, FOR OUTSTANDING SCHOLASTIC ACHIEVEMENTS.

WHEREAS, it has come to the attention of the members of the 127th General Assembly that Gregory S. Bentley, a 1973 graduate of John Dickinson High School in Millcreek Hundred, has been accorded a number of outstanding scholastic honors; and

WHEREAS, Greg Bentley, a diligent student possessing a happy-go-lucky personality, has been named Delaware's male Presidential Scholar for the 1972-73 school year, a National Merit Scholarship winner, and most outstanding student at John Dickinson High School; and

WHEREAS, Greg Bentley has accepted an invitation by President Richard M. Nixon to join 120 other Presidential Scholars for a three-day visit to the Nation's capital, commencing June 17 and highlighted by a special White House ceremony honoring those students; and

WHEREAS, the members of the 127th General Assembly wish to congratulate former newsboy Greg Bentley for his superb scholastic achievements of the past and to wish him well in his future studies at the Wharton School of Finance at the University of Pennsylvania.

NOW, THEREFORE:

BE IT RESOLVED that the House of Representatives of the 127th General Assembly, the Senate concurring therein, salutes Gregory S. Bentley for the scholastic honors he has received and sends sincere wishes to this fine young Delawarean for continued success in his future endeavors.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to Greg Bentley and his parents, to Mr. George E. Glynn, Jr., Superintendent of the Stanton School District, and to Mr. James E. Atkinson, Principal of John Dickinson High School.

Approved June 26, 1973.

CHAPTER 631

SENATE JOINT RESOLUTION NO. 8
AS AMENDED BY
HOUSE AMENDMENT NO. 1

PROVIDING FOR THE ESTABLISHMENT OF A JOINT COMMITTEE FOR THE PURPOSE OF INVESTIGATING THE NUMEROUS ALLEGATIONS AND COMPLAINTS REGARDING THE COSMETOLOGY BOARD OF THIS STATE.

WHEREAS, members of the Senate and the House of Representatives of the 127th General Assembly of the State of Delaware, have received widespread complaints regarding certain illegal practices alleged to have taken place with the approval of the Cosmetology Board; and

WHEREAS, it is widely alleged that licenses have been issued by the Board to certain parties to operate beauty salons without being properly examined according to the law; and

WHEREAS, it is also alleged that certain beautician schools have been operating contrary to the law by permitting students to complete 60 hours of training per week in lieu of the 40 hours per week as spelled out in the law and by serving customers on Saturday; and

WHEREAS, it has been alleged that those students who attend certain beautician schools get their license to practice automatically; and

WHEREAS, it is alleged that there is no one in the office of administration who is competent and qualified to answer questions relating to the field of cosmetology; and

WHEREAS, any regulatory agency such as the Cosmetology Board who collects approximately \$170,000 in revenue for the State of Delaware in fees from licenses and other costs should certainly manifest a better image to the general public than what is presently being manifested by the existing Board.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that there is hereby established a Joint Committee to investigate all aspects of the cosmetology profession in this State to include the practices, methods and procedures of the existing Board with respect to the administration of the cosmetology statutes.

BE IT FURTHER RESOLVED that the Committee shall be composed of six (6) members, three (3) of whom shall be members of the Senate appointed by the President Pro Tempore of the Senate, and three (3) of whom shall be members of the House of Representatives appointed by the Speaker of the House of Representatives. No more than three (3) of said members shall be of the same political party. The chairman shall be elected by the membership of said Committee. The Committee shall be authorized to hold such hearings as necessary, to require by subpoena or otherwise the attendance of such witnesses and the production of such books and documents as necessary, to administer oaths and to take testimony. The Committee shall submit a report of its findings to the General Assembly no later than January 30, 1974.

Approved June 26, 1973.

CHAPTER 632

SENATE JOINT RESOLUTION NO. 23

**DIRECTING THE SECRETARY OF THE DEPARTMENT
OF NATURAL RESOURCES AND ENVIRONMENTAL
CONTROL TO PROVIDE FOR LIFEGUARDS AND
OTHER FACILITIES AT DEWEY BEACH AND FEN-
WICK ISLAND FOR THE SUMMER 1973 SEASON.**

WHEREAS, increasing numbers of vacationers are expected to make use of the beaches at Dewey Beach and Fenwick Island this summer; and

WHEREAS, these beaches are not now protected by lifeguards and have no concessions or facilities for use of the general public; and

WHEREAS, providing such services as lifeguards and concessions would serve to protect life and property and make these Delaware beaches safer and more pleasant for the general public.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, and with the approval of the Governor as attested by his signature appended hereto, that the Secretary of the Department of Natural Resources and Environmental Control is hereby directed to provide for lifeguards at Dewey Beach and Fenwick Island for the summer season 1973 through the Labor Day weekend.

BE IT FURTHER RESOLVED that the Secretary of the Department of Natural Resources and Environmental Control may also provide such other concessions, facilities, or services at Dewey Beach and Fenwick Island as he deems necessary to preserve the cleanliness of these areas and protect the health and safety of visitors thereto.

Approved June 30, 1973.

CHAPTER 633

HOUSE JOINT RESOLUTION NO. 16

WELCOMING THE HONORABLE RIJNHARD BERNHARD VAN LYNDEN, ROYAL AMBASSADOR TO THE UNITED STATES FROM THE NETHERLANDS, TO DELAWARE FOR NEW CASTLE COUNTY'S TERCENTENNIAL CELEBRATION.

WHEREAS, in 1655 the Dutch under Peter Stuyvesant took over the Swedish settlement in Delaware; the Hollanders having been the first to arrive in the southeastern end of the State earlier in 1628; and

WHEREAS, it has been said that the map of the State of Delaware resembles an old Dutch shoe, a legend which has been passed on by the original Dutch settlers of the "lower three counties"; and

WHEREAS, on July 3, 1973, at Buena Vista, the Royal Ambassador to the United States from the Netherlands will be visiting Delaware for New Castle County's Tercentennial Celebration; and

WHEREAS, presiding over this historical occasion which commemorates the Dutch involvement in the settling of New Castle County and welcoming Ambassador Van Lynden will be the Honorable Sherman W. Tribbitt, Governor of Delaware, and the Honorable Melvin A. Slawik, New Castle County Executive.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly the Senate and Governor of the State of Delaware concurring therein, that the Honorable Rijnhard Bernhard Van Lynden, Ambassador to the United States from the Netherlands, is hereby given a warm and hearty welcome to Delaware upon his visit for the New Castle County Tercentennial on July 3, 1973 at Buena Vista.

BE IT FURTHER RESOLVED that the text of this Resolution be made a part of the House and Senate Journals of the 127th General Assembly, and that a copy be presented to The Honorable Rijnhard Bernhard Van Lynden, Royal Ambassador to the United States from the Netherlands, and a copy forwarded to The Honorable Sherman W. Tribbitt, Governor of the State of Delaware, and to The Honorable Melvin A. Slawik, New Castle County Executive.

Approved July 3, 1973.

CHAPTER 634

SENATE CONCURRENT RESOLUTION NO. 31

PROVIDING THAT A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE BE CONVENED TO HEAR A MESSAGE FROM THE GOVERNOR RELATING TO THE OPERATIONAL BUDGET FOR FISCAL 1974 AND REVENUE PROPOSALS.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that both the Senate and House meet together in a joint session in the Senate Chamber at 7:00 p.m. on Monday, the 25th day of June, 1973, or as soon thereafter as the Governor may be heard, for the purpose of receiving a message from the Governor of the State of Delaware, relating to the annual operational budget for Fiscal Year 1974 and revenue proposals.

Approved July 6, 1973.

CHAPTER 635

SENATE JOINT RESOLUTION NO. 36

REQUIRING THAT THE GENERAL ASSEMBLY PASS THE NECESSARY TAX PROGRAM NO LATER THAN FEBRUARY 15, 1974, TO PROVIDE FOR PAYMENT OF ANTICIPATED REVENUE REFUNDS FOR TAXABLE YEAR BEGINNING ON OR AFTER JANUARY 1, 1973.

BE IT RESOLVED by the Senate of the 127th General Assembly, the House of Representatives concurring therein, that the State of Delaware, acting through the Secretary of Finance or any other person shall not process or issue any revenue refunds covering the tax year beginning on or after January 1, 1973, until an additional revenue measure is enacted by the 127th General Assembly as is contemplated in Senate Bill No. 390 which establishes the Delaware Tax Study Committee.

Approved July 6, 1973.

CHAPTER 636

SENATE JOINT RESOLUTION NO. 27

**MEMORIALIZING THE DELAWARE CONGRESSIONAL
DELEGATION TO REQUEST THE U.S. ARMY CORPS
OF ENGINEERS TO EXAMINE THE POSSIBILITY
AND FEASIBILITY OF RESTORING THE HISTORIC
LOCKS AT DELAWARE CITY.**

WHEREAS, the old lock canal which was opened in 1829 with its easternmost lock at Delaware City holds great historical significance for the town of Delaware City; and

WHEREAS, the canal was first recommended as early as 1661 by Augustine Herman of Bohemia Manor and seriously considered by Benjamin Franklin in 1786; and

WHEREAS, with the construction of the present Chesapeake and Delaware Canal, the old locks, which are now only a branch channel of the new waterway, have been covered with mud; and

WHEREAS, the restoration of these locks would provide Delaware City with a historical tourist attraction where the people of Delaware and visitors to the State could discover the special distinction and flavor of the old canal town that sets Delaware City apart from any of the other river and bay side towns in Delaware from New Castle to Lewes.

NOW, THEREFORE:

BE IT RESOLVED that the members of the 127th General Assembly and the Governor of the State of Delaware request the Delaware Congressional Delegation to contact the U.S. Army Corps of Engineers concerning the possibility and feasibility of restoring the historic locks at Delaware City.

BE IT FURTHER RESOLVED that the members of the Delaware Congressional Delegation incorporate a copy of this resolution into the Congressional Record or into the record of

any committee hearings that may be conducted relative to this subject.

BE IT FURTHER RESOLVED that a copy of this Memorial be mailed to Senators William V. Roth, Jr. and Joseph R. Biden and to Representative Pierre S. DuPont, IV at their respective Senate and House offices in Washington, D.C.

Approved July 12, 1973.

CHAPTER 637

SENATE JOINT RESOLUTION NO. 26

**SALUTING THE CLAYMONT HIGH SCHOOL INDIANS
BASEBALL TEAM FOR WINNING THE DELAWARE
STATE HIGH SCHOOL BASEBALL CHAMPIONSHIP
FOR 1973.**

WHEREAS, on Saturday, June 9, 1973, the Claymont High School Baseball Team, coached by Larry Wheeler, completed its sweep of three lower Delaware teams - Lake Forest, Smyrna, and Dover - in the State high school baseball tournament thus becoming "Diamond State" diamond champions of 1973; and

WHEREAS, the Claymont High School Baseball Indians compiled an astounding 1973 record of nineteen victories against one defeat, while winning the Flight B Championship of the Blue Hen Conference and the final game 12-4 victory over the defending State titleist, the Dover High School Senators, in the State tournament; and

WHEREAS, the success story of the Claymont baseball team's march to the #1 position in the State was the result of a full team effort, although one super athlete, pitcher Carmen Coppel, truly was the leader of the ball club; and

WHEREAS, the citizens of the State of Delaware, particularly those living in the Claymont area, are enthusiastic about the fine all around play and sportsmanship displayed by the Claymont team during the superbly conducted State tournament held at the University of Delaware's athletic complex; and

WHEREAS, the members of the Senate and House of Representatives of the 127th General Assembly of the State of Delaware are eager to salute the Claymont Baseball Team for their 1973 accomplishments.

NOW, THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly, the House of Representatives and Governor concur-

ring therein, heartily congratulate Coach Larry Wheeler and his Claymont Varsity Baseball team for winning the annual State baseball championship for the first time in 1973.

BE IT FURTHER RESOLVED that Coach Wheeler, his players and assistant Coaches be invited to visit the members of the Senate, the House of Representatives and the Governor of the State on Wednesday, June 13, 1973, at which time copies of this resolution will be distributed to the coaches and team members with additional copies of the resolution to be forwarded to Dr. Frank J. Furgele, Superintendent of the Claymont School District; Mr. Thomas H. Ramsay, Principal of the Claymont High School; and to Mr. Raymond E. Tomasetti, President of the Claymont Board of Education.

Approved July 13, 1973.

CHAPTER 638

SENATE CONCURRENT RESOLUTION NO. 32

AUTHORIZING THE GOVERNOR TO APPOINT A COMMITTEE FOR THE PURPOSE OF MEETING WITH THE HEIRS OF THE LATE WILLIAM DUPONT, JR., TO DISCUSS POSSIBLE DISPOSITION OF HIS BELLEVUE ESTATE.

WHEREAS, the estate of the late William duPont, Jr., at Bellevue, Delaware, has been a national attraction primarily because of its famous tennis courts which were used during the past thirty years for women's championship tournament play; and

WHEREAS, the estate itself is one of the last of the major assemblies of property to remain intact in what is rapidly becoming a heavily built area; and

WHEREAS, the maintenance of this estate as a public property, in which many types of public activities could be supervised for the common good of the residents of the State, and particularly those of northern Delaware is very important; and

WHEREAS, the heirs of William duPont, Jr., will soon be making a decision as to whether to dispose of the estate for commercial purposes or to keep it intact.

NOW, THEREFORE:

BE IT RESOLVED, by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the Governor of the State of Delaware be authorized and empowered to appoint a committee of five (5) notable citizens of the State, including not more than three from any one of the three counties, to meet with the heirs of William duPont, Jr., to determine whether negotiations can be initiated which would make this estate at Bellevue available to the public for purchase or as a gift.

BE IT FURTHER RESOLVED, that an interim report from this committee will be made to the Governor and the General Assembly on or before April 30, 1974.

BE IT FURTHER RESOLVED, that a copy of this Resolution, after having been approved by the Governor, be sent immediately to the attorney for the heirs of William duPont, Jr., for his records and usage.

Approved July 17, 1973.

CHAPTER 639

SENATE CONCURRENT RESOLUTION NO. 36

EXPRESSING THE APPRECIATION AND COMMENDATION OF THE 127TH GENERAL ASSEMBLY FOR THE WORK OF THE DELAWARE TAX STUDY COMMITTEE.

WHEREAS, a committee of leading citizens of Delaware including members of the 127th General Assembly spent many hours in a special study of the State's financial needs; and

WHEREAS, the members of this Tax Study Committee, bringing together many points of view and attitudes, did, nevertheless, work out a report that will be useful to this and future sessions of the General Assembly; and

WHEREAS, the members of this special committee served without compensation in the best tradition of citizens of the First State; and

WHEREAS, the people of Delaware through their legislators owe a debt of gratitude to the members of this committee, appointed by the Governor of Delaware, the President Pro-Tem of the Senate, and the Speaker of the House; and

WHEREAS, this Special Session of the 127th General Assembly affords the opportunity for expressing the people's praise, commendation and gratitude for this fine effort.

NOW, THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly, in Special Session met, the House of Representatives concurring therein, does hereby express the deep appreciation of its members and of all of the citizens of Delaware to the members of the Delaware Tax Study Committee which labored hard and fruitfully in the difficult task of preparing a report recommending fair and equitable revenues.

BE IT FURTHER RESOLVED that the State of Delaware, by this resolution, offers its congratulations for a job well done to all of the members of the Committee.

BE IT FURTHER RESOLVED that copies of this concurrent resolution be sent to each member of the Delaware Tax Study Committee.

Approved December 4, 1973.

CHAPTER 640

SENATE CONCURRENT RESOLUTION NO. 37

EXPRESSING THE APPRECIATION OF THE 127TH GENERAL ASSEMBLY OF THE STATE OF DELAWARE FOR THE OUTSTANDING WORK OF WILLIAM P. FRANK, OF THE WILMINGTON NEWS JOURNAL PAPERS, AS A WRITER, EDITORIALIST AND COLUMNIST DURING A 50-YEAR CAREER.

WHEREAS, the members of the Senate of the 127th General Assembly have learned with interest and respect the fact that William P. Frank, Wilmington journalist, has now worked in this profession for 50 years; and

WHEREAS, the members of the Senate are aware of the recent celebration of this fact at a party for Mr. Frank in Wilmington; and

WHEREAS, the members of the Senate wish to join in the public acclamation for Mr. Frank for his long career as a journalist, a career marked by outstanding public service in the collecting and disseminating of important factual information required by the citizen of a free state in a free nation; and

WHEREAS, the Senate believes that the members of the House of Representatives will wish to join in this tribute to Mr. Frank.

NOW, THEREFORE:

BE IT RESOLVED that the Senate of the 127th General Assembly, the House of Representatives concurring therein, does make this expression of appreciation for the outstanding journalistic career of William P. Frank, columnist, writer and editorialist of the Wilmington News Journal papers.

BE IT FURTHER RESOLVED that the Senate, the House concurring therein, takes this opportunity to welcome Mr. Frank to the halls of the General Assembly anytime as a tribute to his

ability and his 50 years of special service in a difficult and demanding calling.

BE IT FURTHER RESOLVED that a copy to this Concurrent Resolution be properly prepared and sent to Mr. Frank.

Approved December 4, 1973.

CHAPTER 641

SENATE JOINT RESOLUTION NO. 12

REAFFIRMING THAT DELAWARE BE KNOWN AS "THE FIRST STATE".

WHEREAS, during the past few years the slogan identifying Delaware as "The State That Started A Nation" has gained prominence through its widespread usage; and

WHEREAS, this slogan is historically inaccurate; and

WHEREAS, no one state can claim credit for the beginning of the Nation on July 4, 1776, since the thirteen colonies, acting in concert, started the United States of America; and

WHEREAS, it is historically correct to call Delaware "The First State", as Delaware was the first state to ratify the Constitution, which established the states on December 7, 1787, fully eleven and one-half years after the Nation was actually started; and

WHEREAS, there can be found no formal record or order which authorized or directed the State Archivist to emblazon the slogan "The State That Started A Nation".

NOW, THEREFORE:

BE IT RESOLVED by the 127th General Assembly of the State of Delaware, the Governor concurring therein, that Delaware hereafter shall be known as "The First State" and that all references and uses as to the slogan "The State That Started A Nation" be hereby terminated for all time.

BE IT FURTHER RESOLVED that the Secretary of State be directed to use the term "The First State" in all matters where a description, nickname or slogan is to be required or used and that references to Delaware as "The State That Started A Nation" be ended.

BE IT FURTHER RESOLVED that this Resolution be spread upon the minutes of the Senate and the House of Representatives and that a copy of this Resolution be forwarded to the Department of State and the Department of Economic Development and Community Affairs.

Approved January 8, 1974.

CHAPTER 642

HOUSE CONCURRENT RESOLUTION NO. 21

HAILING RANDY WHITE, A GRADUATE OF THOMAS MC KEAN HIGH SCHOOL, MILLCREEK HUNDRED, FOR BEING NAMED TO THE FIRST LEVEL ASSOCIATED PRESS 1973 FOOTBALL TEAM IN HIS JUNIOR YEAR AT THE UNIVERSITY OF MARYLAND.

WHEREAS, the members of the 127th General Assembly are pleased to learn for the first time in recent history, first team All-American football honors have been bestowed upon a Delawarean, namely Randy White, a 1971 graduate of Thomas McKean High School, Millcreek Hundred; and

WHEREAS, Randy, son of Mr. and Mrs. Guy J. White of 3817 Evelyn Drive, Dunlinden Acres, was named to a first team defensive end position by the Associated Press All-American selection board after superb performances throughout his junior year for the University of Maryland Terrapins' Peach Bowl eleven; and

WHEREAS, Randy, formerly a first team Blue Hen Conference Flight A selection and second team Delaware All-Stater, both offensively and defensively, during his playing days at McKean High School, gained national acclaim initially by being accorded "College Lineman of the Week" honors after participating in seventeen tackles during Maryland's victory over North Carolina on September 22, 1973; and

WHEREAS, affable Randy thrilled a national TV audience with his rugged play as Maryland represented the formidable Atlantic Coast Conference in its Peach Bowl battle against the Georgia Bulldogs of the equally strong Southeastern Conference in Atlanta last December; and

WHEREAS, the members of the Delaware General Assembly wish to congratulate Randy White for reaching the pinnacle of college football achievement in 1973 and to wish him continued success in the future.

NOW, THEREFORE,

BE IT RESOLVED that the House of Representatives, the Senate concurring therein, proudly hail Randy White for being named to the first level Associated Press All-American team and for displaying outstanding sportsmanship on and off the playing field, thereby bringing favorable attention to his family, university, community and state.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Randy, his parents, to Mr. Edward J. Guringo, Principal of Thomas McKean High School, and to the President of the University of Maryland.

Approved January 22, 1974.

CHAPTER 643

SENATE JOINT RESOLUTION NO. 43

**EXPRESSING REMEMBRANCES AND SYMPATHY AT
THE PASSING OF SENATOR ALLEN J. COOK.**

WHEREAS, on January 9, 1974, a distinguished member of the Delaware State Senate, Allen J. Cook, died at the age of 54 years; and

WHEREAS, Allen J. Cook served in the General Assembly, both House and Senate, for well over twenty years, where he worked quietly, but effectively to enact quality legislation for the well being of all Delawareans; and

WHEREAS, Allen J. Cook was admired and respected by his colleagues; and

WHEREAS, the modest, soft-spoken and knowledgeable Senator from Kenton will be sadly missed not only by his colleagues but by all Delawareans.

NOW, THEREFORE:

BE IT RESOLVED by the members of the 127th General Assembly, the Governor concurring therein, that sincere condolences are hereby extended to Nancy Cook and family on the loss of their loved one.

BE IT FURTHER RESOLVED that a copy of this Resolution be made a part of the Senate and House Journals and that a copy be forwarded to Mrs. Nancy Cook.

Approved January 22, 1974.

CHAPTER 644

SENATE CONCURRENT RESOLUTION NO. 38

CONVEYING SINCERE WISHES FROM THE MEMBERS OF THE 127TH GENERAL ASSEMBLY TO NEWS-MAN HARRY C. MC SHERRY ON THE OCCASION OF HIS 80TH BIRTHDAY AND 60TH YEAR IN THE FIELD OF COMMUNICATIONS.

WHEREAS, Tuesday, January 1, 1974, A.D., not only marked the beginning of a brand new year, but also the advent of revered staff writer and columnist for the Delaware State News and Daily Eagle, Harry C. McSherry, as an octogenarian; and

WHEREAS, Harry C. McSherry descended upon this earth on January 1, 1894, at a time when Grover Cleveland was President of the United States, and started a distinguished newspaper career in the Keystone State of Pennsylvania during Woodrow Wilson's reign as President of this nation; and

WHEREAS, Delaware's State Capital was blessed when Harry C. McSherry moved to Dover in 1920 after tenure in the armed forces of his beloved country during World War I; and

WHEREAS, Harry C. McSherry, officially proclaimed by Governor Sherman W. Tribbitt in 1973 as "Dean of the Delaware Press Corps", is a veritable wellspring of information after sixty years of newspaper and radio reporting in almost every field including sports, courts, highways and transportation and most especially, legislative affairs; and

WHEREAS, Harry C. McSherry, a gentle, rotund, hard-working man, better-known as "Mr. Mac", or just plain "Mac", to his multitude of friends and co-workers, possesses the desired qualities of honesty, sincerity, fairness, and trustworthiness; and

WHEREAS, the members of the Senate, the House of Representatives concurring therein, wish to salute Harry C. McSherry on the occasion of his eightieth birthday and his sixtieth year in the field of communications.

NOW, THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, convey sincere wishes for a "Happy 80th Birthday" to "Dean Harry" McSherry and continued good health so that he might author many, many more "Capital Capsule" columns and broadcasts in the days and years to come.

BE IT FURTHER RESOLVED that the text of this Resolution be spread upon the minutes of both the Senate and House with copies hand delivered to "Mr. Mac" at his desk in the Senate Chamber.

Approved January 24, 1974.

CHAPTER 645

SENATE CONCURRENT RESOLUTION NO. 39

**A RESOLUTION EXPRESSING THE APPRECIATION OF
THE DELAWARE GENERAL ASSEMBLY FOR THE
OUTSTANDING CONTRIBUTION TO HOME BUILDING
MADE BY LEON N. WEINER.**

WHEREAS, the work of Leon N. Weiner, Wilmington builder, in the field of home-building has been increasingly important to the state's commerce during the past 25 years; and

WHEREAS, in this period Leon N. Weiner has been cited many times for his home designs; and

WHEREAS, the home-building industry now needs friends if it is to survive the current economic crisis; and

WHEREAS, men of vision and great capability such as Leon N. Weiner exemplify the type of leader the state community needs in these difficult days; and

WHEREAS, Leon N. Weiner has brought new fame and credit to the State of Delaware by his recent citation as Housing's Man of the Year; and

WHEREAS, this citation was presented to Leon N. Weiner at a dinner in Wilmington held at the instigation of the National Housing Conference; and

WHEREAS, Leon N. Weiner is the first person to be honored as Housing Man of the Year by this conference.

NOW, THEREFORE:

BE IT RESOLVED that the Senate of the 127th General Assembly, the House concurring herein, wishes to add its congratulations and expressions of esteem to Leon N. Weiner for his recognition by the National Housing Conference; and

BE IT FURTHER RESOLVED that this concurrent resolution is designed to inspire others in the business of building to do their utmost to make housing available to all economic groups; and

BE IT FURTHER RESOLVED that a copy of this concurrent resolution, suitably prepared, be sent to Leon N. Weiner.

Approved January 24, 1974.

CHAPTER 646

SENATE CONCURRENT RESOLUTION NO. 46

COMMENDING SHERRY LYNN JARRELL, AGE EIGHTEEN, FOR HAVING BEEN CROWNED DELAWARE'S JUNIOR MISS ON SATURDAY, JANUARY 12TH.

WHEREAS, Sherry Lynn Jarrell, age 18, of 349 North Governors Avenue was crowned Delaware's Junior Miss on Saturday, January 12th; and

WHEREAS, Sherry Lynn Jarrell is a student at Holy Cross High School, Dover, Delaware, where she is a member of the National Honor Society; and

WHEREAS, Sherry Lynn Jarrell won the distinct honor of representing Delaware in competition with 17 other high school seniors; and

WHEREAS, Delaware's talented representative displayed her dramatic talents in the November production of the Kent County Theatre Guild, *Butterflies are Free*, in which she had the lead roll; and

WHEREAS, Sherry Lynn Jarrell actively participates in many school activities to include the Delaware Youth Center Program, school clubs, school newspaper and yearbook; and

WHEREAS, Sherry plans to attend Western Maryland College to pursue a course in journalism; and

WHEREAS, Sherry is presently secretary of the State Organization of Student Councils, Student Chairman of the Kent County Heart Fund and Student Co-Director of the Dover Y.M.C.A.'s operation OCTOPUS Youth Government Program.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representa-

tives concurring therein, that Sherry Lynn Jarrell is hereby congratulated and commended for having been selected as Delaware's Junior Miss.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the pages of the Journal of each House and copies be sent to Sherry Lynn Jarrell and her parents, Mr. and Mrs. John G. Jarrell of 349 North Governors Avenue, Dover, Delaware.

Approved January 24, 1974.

CHAPTER 647

SENATE CONCURRENT RESOLUTION NO. 45

COMMENDING THE NEWS JOURNAL PAPERS OF WILMINGTON, DELAWARE, FOR PUBLISHING FREE ADVERTISEMENTS FOR CAR-POOLING.

WHEREAS, the Energy Crisis is bringing out the best as well as the worst among the people of this nation; and

WHEREAS, among the best is the decision of the News-Journal Papers of Wilmington to publish, without charge, certain advertising announcing the organization of car pools; and

WHEREAS, this kind of public service represents the media, especially the newspaper media, at their best; and

WHEREAS, this policy shows good thinking and public spirit.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th Delaware General Assembly, the House of Representatives concurring therein, that the News-Journal Papers of Wilmington, Delaware, be commended for their policy of publishing free car-pool advertisements during this Energy Crisis.

BE IT FURTHER RESOLVED that a copy of this concurrent resolution be sent to the President of the News-Journal Company for use in the archives of his enterprise.

Approved January 24, 1974.

CHAPTER 648

HOUSE CONCURRENT RESOLUTION NO. 23

COMMENDING THE FOUR FINALISTS AND ALL PARTICIPANTS IN THE VOICE OF DEMOCRACY PROGRAM SPONSORED BY THE VETERANS OF FOREIGN WARS; AND CONGRATULATING ELLEN JOSEPH, THE DELAWARE STATE WINNER.

WHEREAS, each year thousands of high school students throughout the United States participate in the Voice of Democracy program sponsored by the Veterans of Foreign Wars; and

WHEREAS, each participant is responsible for the writing of a patriotic theme and for the presentation of the theme in a short public address which is judged on the basis of content, originality and delivery; and

WHEREAS, this year the participants wrote and spoke on the subject: "My Responsibility as a Citizen"; and

WHEREAS, the four Delaware State Finalists were Ellen Joseph of Henry C. Conrad High School, Deborah Haines of Sussex Central High School, Anthony D'Amico of Salesianum High School, and Marian Victorian of Dover AFB High School; and

WHEREAS, the winning Delaware participant, Ellen Joseph, with winners representing each state, as well as the District of Columbia, the Panama Canal Zone, and Overseas Areas, will participate in the National Finals which will be held this March in Washington, D.C.

NOW, THEREFORE:

BE IT RESOLVED, by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that those students who have participated in the Voice of Democracy program are hereby commended for their interest, enthusiasm and dedication to citizenship and democracy.

BE IT FURTHER RESOLVED, that congratulations be extended to the four 1973 Delaware State Finalists for their presentations on the subject: "My Responsibility as a Citizen".

BE IT FURTHER RESOLVED, that a warm and sincere welcome be extended to the Delaware winner, Ellen Joseph of the Henry C. Conrad High School, and that she is hereby invited to present her address to each House individually.

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the pages of the Journal of each House, and a copy be delivered to each of the four Delaware finalists, and to the V.F.W. Voice of Democracy Chairman.

Approved January 24, 1974

CHAPTER 649

HOUSE JOINT RESOLUTION NO. 20

**REQUESTING THAT THE COUNCIL OF THE CITY OF
DOVER ANNEX CERTAIN STATE LANDS INTO THE
LIMITS OF THE CITY OF DOVER.**

WHEREAS, the State of Delaware is the owner of a parcel or tract of land situated in East Dover Hundred, Kent County, and consisting of 139.33 acres, more or less, (formerly known as the Jacob Zimmerman Farm) located north of and contiguous with the present limits of the City of Dover; and

WHEREAS, the State is planning to use approximately 60 acres of said tract of land for the Kent County Campus of the Delaware Technical and Community College and approximately 51 acres of said tract for the Voc-Tech Center for the Kent County Vocational Technical School District; and

WHEREAS, the General Assembly is desirous of having said tract of land included within the limits of the City of Dover; and

WHEREAS, said tract of land is more particularly described in Exhibit "A" attached hereto;

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly, the Senate concurring therein, that The Council of The City of Dover is requested to adopt a resolution annexing the tract of land described in Exhibit "A" attached hereto and including the same within the limits of the City of Dover.

EXHIBIT "A"

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to The Honorable Crawford Carroll, Mayor of The City of Dover, a copy to each member of the Council of the City of Dover, and a copy to the Clerk of the Council.

Beginning at a concrete monument set on the westerly right-of-way line of U.S. Route 13 at a corner for this tract and for lands of John Witcher (deed reference E-25-343), said point of beginning being S. $37^{\circ} 55'$ E. of and 1117.9' from the intersection of the westerly right-of-way line of U.S. Route 13 with the southerly right-of-way line of County Road #100; thence running from said point of beginning and running with the westerly right-of-way line of U.S. Route 13 S. $37^{\circ} 55'$ E. a distance of 249.00 feet to another concrete monument set on said westerly right-of-way line at a corner also for The First Pentecostal Church (deed reference D-25-61), thence running with the said Church lands the following four courses: S. $52^{\circ} 05'$ W. a distance of 600.00 feet; thence S. $32^{\circ} 13'$ E. a distance of 201.00'; thence S. $37^{\circ} 57'$ E. a distance of 230.00 feet; thence N. $52^{\circ} 05'$ E. a distance of 20.00 feet to a concrete monument set at a point along the land of Charles Fountain; thence with the Fountain land S. $37^{\circ} 26' 55''$ E. a distance of 196.72 feet to a concrete monument set along the lands of Lewis Learned; thence along the lands of Learned the following two courses: S. $61^{\circ} 38' 52''$ W. a distance of 257.00 feet; thence S. $25^{\circ} 25' 37''$ E. a distance of 613.47 feet to a large oak tree, a corner also for Trailer Village, Inc.; thence with the lands of Trailer Village, Inc. the following two courses: S. $67^{\circ} 26'$ W. a distance of 367.32 feet, to a concrete monument; thence S. $25^{\circ} 54' 13''$ E. a distance of 417.00 feet to a concrete monument set along the lands of Louis Reback, et ux and Mario R. DiAntonia, et ux (deed reference S-24-106) said point being near the head of a wooded swamp; thence running in or near the center of said swamp and in part along the lands of Reback and DiAntonia and in part along the lands now or formerly of M. A. Frazier S. $36^{\circ} 38' 51''$ W. a distance of 1400.27 feet to a point in the center of the Dover River, said line passing over a concrete monument set on the northeasterly side of said river; thence running with the center of said Dover River in a northwesterly direction 2700 feet more or less to a point in the center of said river and on the easterly right-of-way line of County Road #100; thence running with the easterly line of Road #100 N. $17^{\circ} 10'$ W. a distance of 359.87 feet to a point of curvature in said right-of-way line; thence continuing with the said right-of-way line and curving to the right on the arc of a circle with a radius of 1120.92 feet an arc distance of 374.98 feet to a point of tangency in said right-of-way

line; thence continuing with right-of-way line N. $2^{\circ} 00'$ E. a distance of 332.52 feet to another point of curvature in said line; thence curving to the right on the arc of a circle with a radius of 261.48 feet an arc distance of 273.20 feet to a point of tangency in said right-of-way line; thence continuing with which is now the southerly right-of-way line of County Road #100 N. $61^{\circ} 52'$ E. a distance of 927.48 feet to an angle in said line; thence N. $62^{\circ} 12'$ E. a distance of 467.06 feet to a concrete monument set on said right-of-way line at a corner also for the lot of Katherine Cote; thence leaving said right-of-way line of County Road #100 and running in part with the Cote lot and in part with the land of John Witcher S. $27^{\circ} 45'$ E. a distance of 260.00 feet to a concrete monument set at an angle point in the line of the tract herein described and the lands of John Witcher (200 feet of this last course is adjacent to a permanent easement granted to John Witcher and described in Deed Book R, Volume 23, Page 388) (see also. Confirmatory Deed in Book E, Volume 25, Page 343) said easement having a width of 20 feet and extending southerly from the southerly right-of-way line of Road #100 a distance of 200 feet); thence running from the aforesaid concrete monument and along the land of John Witcher S. $25^{\circ} 32'$ E. a distance of 857.57 feet to a concrete monument at a corner also for John Witcher; thence continuing with the Witcher land N. $61^{\circ} 05'$ E. a distance of 820.00 feet to the point of beginning, the tract containing an area of 139.33 acres more or less, and the bearings herein described being based on the magnetic force observed by Fred C. Ruyter, Registered Land Surveyor, of Dover, Delaware, during a previous survey made in August of 1971.

Approved January 24, 1974

CHAPTER 650

HOUSE CONCURRENT RESOLUTION NO. 26

**EXPRESSING WISHES FOR A LIFETIME OF MARITAL
BLISS TO REPRESENTATIVE AND MRS. ROBERT T.
CONNOR.**

WHEREAS, December 8, 1973 A.D. was a red letter day for Representative Robert "The Red-headed Rogue of the Rear Row" Connor, who on that date took the hand in marriage of his dear, delightful, doting, delovely Dorinda "Dori" Clark during ceremonies at St. Peter's R. C. Church, New Castle; and

WHEREAS, this charming couple invited the Governor and members of the Delaware General Assembly, as well as citizens throughout the "First State" to attend a first-class reception at beautiful Buena Vista in New Castle County; and

WHEREAS, the members of the 127th General Assembly wish to extend somewhat belated, but ever so sincere, congratulations to Dori and Bob for joining together in the bond of matrimony.

NOW THEREFORE,

BE IT RESOLVED that the House of Representative, the Senate concurring therein, extend heartfelt wishes for a happy and successful lifetime together (and may all their "troubles" be "little ones".)

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the brand new couple, the Honorable and Mrs. Robert T. Connor, 18 Crippen Drive, Penn Acres, New Castle, Delaware.

Approved January 24, 1974

CHAPTER 651

HOUSE CONCURRENT RESOLUTION NO. 24

**EXTENDING THE DEADLINE FOR THE FINAL REPORT
OF THE DELAWARE LOTTERY STUDY COMMITTEE.**

WHEREAS, the Delaware Lottery Study Committee was instructed in House Bill No. 551 of the 127th General Assembly to "study in depth all types of lottery systems for the purpose of recommending a *specific* proposal to the Governor and the General Assembly" by January 22nd; and

WHEREAS, the Lottery Study Committee has worked diligently toward this goal throughout the past several months, nevertheless, new factors have developed within the past two weeks which require additional consideration before the committee feels it can make an absolute decision regarding a specific proposal.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the Delaware Lottery Study Committee shall submit its report to the Governor and the General Assembly on or before February 15, 1974.

Approved January 28, 1974

CHAPTER 652

HOUSE CONCURRENT RESOLUTION NO. 30

WELCOMING UNITED STATES REPRESENTATIVE CORINNE BOGGS OF NEW ORLEANS, LOUISIANA, TO DELAWARE.

WHEREAS, members of the 127th General Assembly of the State of Delaware have learned on this date, March 14, 1974, that Congresswoman Corinne Boggs, wife of the late Hal Boggs of Louisiana will visit Delaware to be the guest speaker at the annual fund raising dinner of the Sussex County Democratic Committee to be held in Seaford, Delaware tonight, March 14, 1974; and

WHEREAS, Mrs. Boggs is the first woman in Louisiana's history to be elected to the United States House of Representatives where she serves on the very important Banking and Currency Committee; and

WHEREAS, Mrs. Boggs is also distinguished as the first woman in United States history to serve as Co-Chairman for the Inaugural Balls for two Presidents, the late John F. Kennedy and the late Lyndon B. Johnson; and

WHEREAS, Mrs. Boggs has headed countless political and civic organizations, the zenith of which she served as President of the Woman's National Democratic Club; and

WHEREAS, members of the Democratic Party of the State of Delaware are proud and elated to have such a distinguished lady as their guest speaker this evening at their annual fund raising dinner.

NOW THEREFORE,

BE IT RESOLVED by the members of the House of Representatives of the 127th General Assembly, the Senate concurring therein, that warm greetings are hereby extended to Congresswoman Corinne Boggs of New Orleans, Louisiana, on her arrival in the First State.

BE IT FURTHER RESOLVED that the Democratic Party of the State of Delaware, acting in concurrence with the members of the 127th General Assembly also extend a hearty welcome and a pleasurable stay here in the First State to Mrs. Corinne Boggs, representing the fine State of Louisiana.

BE IT FURTHER RESOLVED that the original copy of this resolution be hand-delivered to Mrs. Boggs by Representative William Gordy, Chairman of the annual fund raising dinner of the Sussex County Democratic Committee.

Approved March 15, 1974

CHAPTER 653

HOUSE CONCURRENT RESOLUTION NO. 28

**SALUTING BILLY COLE, WILLIAM PENN HIGH SCHOOL
ATHLETIC DIRECTOR, AS HE RETIRES FROM FOOT-
BALL COACHING AFTER 25 SUCCESSFUL YEARS
AT THE NEW CASTLE SCHOOL.**

WHEREAS, sports enthusiasts throughout the State of Delaware are truly aware that the end of an era in the annals of Delaware sports history arrived with the announcement by Billy Cole of William Penn High School that he is retiring from coaching football after guiding the destinies of the Colonels of New Castle for 25 years; and

WHEREAS, the handsome, greying but still boyish-looking, Billy Cole, at age 50, has harvested numerous honors during his distinguished career at William Penn including State football championships in 1952, 1953, 1955 and 1962, and Coach-of-the-Year recognition in 1962; and

WHEREAS, Billy Cole, a three letterman, was a standout, speedy halfback at the University of Delaware during the late 1940's when the Blue Hens compiled a 32-game winning streak, prior to his becoming head football and baseball coach—the latter for 12 years—and athletic director of William Penn High School; and

WHEREAS, Billy Cole—an expert hunter, tiller of the soil, golfer, in addition to being a superb leader of young men—will happily continue in his present role as athletic director of William Penn; and

WHEREAS, Billy Cole, the lone remaining member of the original committee that formed the highly successful Blue Hen Conference for high school sports in New Castle County, was the coach of the victorious Blue team that played in the first Delaware All Star Football Game for the benefit of Delaware's Mentally Retarded Children; and

WHEREAS, Billy Cole is a respected friend of thousands of Delawareans and a beloved husband of Mrs. Elaine Cole and three fine young Coles—Billy, age 9, and twins, Leslie and Tommy, age 8; and

WHEREAS, the members of the 127th General Assembly wish to salute Billy "Old King" Cole as he retires after a quarter century of coaching gridiron teams wearing the scarlet and black colors of William Penn High School.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that sincere congratulations be extended to Billy Cole as he gives up the football coaching reins at William Penn High School after holding them for 25 years and that warm wishes be extended to him for good health and continued success as athletic director in the future.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Coles at their home in Penn Acres, New Castle; to Mr. Jack D. Graybeal, Principal of William Penn High School; and to Mr. Ray W. Christian, Superintendent of the New Castle-Gunning Bedford School District.

Approved March 18, 1974

CHAPTER 654

HOUSE JOINT RESOLUTION NO. 31

SALUTING THE WILMINGTON HIGH SCHOOL RED DEVILS ON WINNING THE 1974 DELAWARE STATE HIGH SCHOOL BASKETBALL CHAMPIONSHIP.

WHEREAS, one of the most exciting seasons in the history of Delaware high school basketball came to a close on Saturday afternoon, March 9, 1974, with the crowning of the Red Devils of Wilmington High as State Champions for the second time in three years by virtue of an exciting 64-57 over arch-rival Howard High School, the 1973 Champion; and

WHEREAS, the Wilmington High Team coached by Greg McNeill and able assistants Gene Thompson, Jim Realer, and Mike Costa, displayed superb poise and skill throughout the 1974 Delaware State Tournament as it defeated St. Elizabeth's, Alexis I. duPont, Archmere, and finally the Howard Wildcats before 4,350 fans at the Delaware Fieldhouse en route to the coveted title; and

WHEREAS, Wilmington High sparked by the State Tournament's most valuable player Bill Berry; Sidney Roy named to the All-Tournament Team with Berry; Court General Burt Watson; top rebounder Marvin Goodson and all the other speedy and sharp-shooting Red Devils achieved truly a *team* victory; and

WHEREAS, the members of the 127th General Assembly, particularly those Representatives and Senators from Wilmington sponsoring this resolution, wish to salute the 1973-74 State High School Basketball Champions, Wilmington High School for its superb season capped with 20 consecutive victories.

NOW THEREFORE,

BE IT RESOLVED that the House of Representatives, the Senate and Governor concurring therein, extend hearty congratulations to the players, coaches and fans of the Wilmington

High School Red Devils for their outstanding play, attitude and sportsmanship in attaining the 1974 Delaware High School Basketball Championship.

BE IT FURTHER RESOLVED that 20 copies of this resolution be sent to Head Coach Greg McNeill for distribution to the "High School" players, coaches, to Mr. Edward E. Cinaglia, Acting Principal, and to Dr. Earl E. Jackson, Sr., Superintendent of the Wilmington School District.

Approved March 18, 1974

CHAPTER 655

SENATE JOINT RESOLUTION NO. 46

**SALUTING THE DELAWARE AGRICULTURAL INDUSTRY
AND EXPRESSING THANKS TO THE MEMBERS OF
THE COMMITTEE FOR THE DELAWARE AGRICUL-
TURAL INDUSTRY'S FOURTH ANNUAL DINNER.**

WHEREAS, for the fourth consecutive year, the Governor of the State of Delaware and the sixty-two members of the Delaware Legislature were guests at a superb dinner and dance hosted by Delaware's premier industry—Agriculture—on Saturday, March 2, 1974, at beautiful Clayton Hall on the campus of the University of Delaware; and

WHEREAS, the festive event, while providing the guests and Agribusiness representatives from all corners of the First State with delightful Delaware delicacies and a warm, friendly atmosphere, it also served to point up how essential the Delaware Agriculture Industry is to the economy and well-being of the citizens of the counties of New Castle, Kent, and Sussex; and

WHEREAS, Governor Sherman W. Tribbitt and the members of the 127th General Assembly wish to express their thanks to Mr. John F. Tarburton, President of the Delaware Council of Farm Organizations, to the combined membership of the Council, and to Mr. Bruce R. Walton, Chairman of the Fourth Annual Agricultural Dinner and all his diligent assistants, (including the youthful eye-filling hostesses,) and to the Honorable M. Martin Isaacs, Secretary of Agriculture, for sponsoring such an outstanding event.

NOW THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly, the House and Governor concurring therein, send sincere thanks to everyone who made the Fourth Annual Agricultural Dinner-Dance an overwhelming success and, in addition, salute the Delaware Council of Farm Organizations —

John F. Tarburton, President for their continuing efforts to make Delaware a better place for all Delawareans to live.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Mr. John F. Tarburton, President of Delaware Council of Farm Organizations, to Mr. Bruce R. Walton, Fourth Annual Agricultural Dinner Chairman, and to the Honorable M. Martin Isaacs, Secretary of Agriculture.

Approved March 19, 1974

CHAPTER 656

HOUSE CONCURRENT RESOLUTION NO. 29

CONGRATULATING THE CAESAR RODNEY HIGH SCHOOL WRESTLING TEAM FOR EXTENDING THEIR UNBEATEN STRING TO 28 CONSECUTIVE VICTORIES AND FOR WINNING THE HENLOPEN CONFERENCE 1973-74 DELAWARE HIGH SCHOOL WRESTLING TITLE.

WHEREAS, the growth of the sport of high school wrestling has been phenomenal in the State of Delaware during the past decade, particularly in Kent and Sussex Counties where three high schools, Caesar Rodney, Smyrna and Sussex Central, have consistently produced high calibre wrestling teams; and

WHEREAS, during the recently concluded wrestling season the "Rasslin' Riders" of Caesar Rodney High School in Camden, under the tutelage of first-year coach Pete Basile, and his assistant, Joe Shetzler, scored 13 consecutive dual match victories, thereby extending their Henlopen Conference unbeaten string to 28 matches and emerging as Henlopen Champions for 1973-74; and

WHEREAS, in the Henlopen Conference Championship events five Caesar Rodney matmen—Ed Bordley, the fantastic blind wrestler; Bobby Bosco, Rick Christy, Morgan Rigby and Greg Warren—won titles in their respective divisions; and

WHEREAS, the State-wide high school wrestling competition held at the University of Delaware Fieldhouse saw three Caesar Rodney Riders—the Messrs. Bosco, Bordley, and Rigby—upend opponents, thereby giving the "C.R." grapplers more wins than any other school and the undisputed 1973-74 High School Wrestling Championship of the First State; and

WHEREAS, the members of the 127th General Assembly wish to express their admiration for the mat performance of the Caesar Rodney "Rasslin' Riders".

NOW THEREFORE,

BE IT RESOLVED that the House Representatives of the 127th General Assembly of the State of Delaware, the Senate Concurring therein, congratulate the unbeaten Caesar Rodney High School Wrestling Team, their five Henlopen Conference Champions, their three super State Champions, and their coaches Pete Basile and Joe Shetzler, for winning the 1973-74 State Championship.

BE IT FURTHER RESOLVED that 20 copies of this resolution be forwarded to Caesar Rodney coach Pete Basile for distribution to his team, to his assistant, to Caesar Rodney Principal N. James Schoch, to Caesar Rodney School District Superintendent F. Neal Postlewaite, and to #1 fan, Vice Principal Dick Buckley.

Approved March 25, 1974

CHAPTER 657

HOUSE CONCURRENT RESOLUTION NO. 32

CONGRATULATING NEWARK MEZZO SOPRANO KATHERINE E. (KATHY) CIESINSKI FOR FINISHING SECOND IN THE RENOWNED METROPOLITAN OPERA NATIONAL FINAL AUDITIONS.

WHEREAS, sweet music literally has come to the ears of the members of the 127th General Assembly with the announcement that Katherine E. Ciesinski of Newark, a mezzo soprano, attained second place honors in the Metropolitan Opera National Final Auditions held Sunday, March 24, 1974, in New York City; and

WHEREAS, 23-year old Kathy Ciesinski, daughter of the popular former Newark High School athletic director and coach, Roman (Ray) and Mrs. Ciesinski, won a total of \$6,000 in scholarships for the purpose of continuing her musical education with her superb singing renditions during the competition; and

WHEREAS, Kathy Ciesinski, a 1958 graduate of Newark High School and a cum laude graduate of Temple University, in 1971 studied on a scholarship at the Mozarteum in Salzburg, Austria, and currently is studying at the Curtis Institute in Philadelphia, and has had the opportunity to sing with the Philadelphia Orchestra; and

WHEREAS, Kathy Ciesinski while thrilling the audience at the "Met" sang *Air des Lettres* from Werther by Massenet and *Sequidilla* from Bizets' Carmen.

NOW THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly, the Senate concurring therein, that Katherine E. Ciesinski be warmly congratulated for her outstanding feat of finishing second in the Metropolitan Opera National Final Auditions.

BE IT FURTHER RESOLVED that ten copies of this resolution be forward to Kathy and her parents at 1218 Valley Road, Newark, one copy sent to Dr. George V. Kirk, Superintendent of the Newark School District, and one copy to Mr. H. Nelson Freidly, Jr., Principal of Newark High School.

Approved March 29, 1974

CHAPTER 658

SENATE CONCURRENT RESOLUTION NO. 53

**CONGRATULATING MRS. J. EDWIN LEWIS ON BEING
NAMED DELAWARE'S MOTHER-OF-THE-YEAR.**

WHEREAS, a warm and welcome honor has come to the capital city of the First State with the announcement that Mrs. J. Edwin Lewis, mother of three fine sons, Frederick, John and Arthur, has been named Delaware's Mother-of-the-Year; and

WHEREAS, Mrs. J. Edwin Lewis — the former Doris Townsend—is truly a "Lady of All Counties", having lived in Kent, Sussex, and New Castle, and having participated in church and community activities throughout her beloved Delaware; and

WHEREAS, Mrs. Doris Lewis has been very active in Dover-area organization, particularly the Dover Century Club for over twenty years, the Round Table Club of Wyoming, and the Colonel Armwell Long Chapter, Daughters of the American Revolution; and

WHEREAS, Mrs. Doris Lewis, as a successful candidate sponsored by the Peoples Church of Dover and its women's auxiliary in the Delaware Mother-of-the-Year competition, will be accompanied by her dear hubby, Ed Lewis, former Secretary of the Delaware Senate and retired Chief of Collections for the I.R.S., to the National finals in New York City in May.

NOW, THEREFORE,

BE IT RESOLVED that the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, extends joyous congratulations to Mrs. J. Edwin Lewis on being named Delaware's Mother-of-the-Year and wishes her continued success as she advances to the National Mother of the Year competition in New York City.

BE IT FURTHER RESOLVED that ten copies of this resolution be sent to Mr. and Mrs. J. Edwin Lewis and their family.

Approved March 29, 1974

CHAPTER 659

HOUSE CONCURRENT RESOLUTION NO. 36

CONGRATULATING MISS NATALIE DIANE BEAM FOR WINNING THE DELAWARE SEGMENT OF THE 1974 AMERICAN LEGION ORATORICAL CONTEST AND WISHING HER WELL IN THE REGIONAL FINALS TO BE HELD IN LEGISLATIVE HALL ON APRIL 15, 1974.

WHEREAS, the members of the 127th General Assembly of the State of Delaware are pleased to learn that Miss Natalie Diane Beam of 5 Lyells Court, Arundel, Wilmington is the 1974 winner of the Delaware segment of the American Legion Oratorical Contest; and

WHEREAS, Natalie, a 17 year old Senior at John Dickinson High School will now advance to the National regional oratorical contest to be held on Monday, April 15, 1974 in the House Chamber of Legislative Hall, Dover; and

WHEREAS, the members of the Delaware State General Assembly are in hopes that Natalie Beam will be a great success as she represents the First State in the forthcoming regional competition.

NOW, THEREFORE,

BE IT RESOLVED that the members of the House of Representatives, the Senate concurring therein, wish Natalie Beam the very best of luck in the regional competition to be held in the House Chamber on April 15.

BE IT FURTHER RESOLVED that ten copies of this resolution be presented to Natalie and her parents, Mr. and Mrs. Roger E. Beam, and a copy forwarded to Mr. Melvin Blechman of Georgetown, State Chairman for American Legion's outstanding Delaware State oratorical competition.

Approved April 11, 1974

CHAPTER 660

SENATE JOINT RESOLUTION NO. 47

RELATIVE TO THE OBSERVANCE OF SECRETARIES WEEK.

WHEREAS, the secretary is resolved to maintain the highest professional and personal ethics in this increasingly vital role in the modern complexities of business, industry, government, and education; and

WHEREAS, a secretarial career has attained the status of an exacting and highly qualified profession; and

WHEREAS, the secretary believes that diligence should be directed to increased learning, efficiency, and loyalty in making an ever more valuable contribution to the office; and

WHEREAS, the last full week in April is set aside each year to recognize all secretaries.

NOW, THEREFORE,

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware that the Legislature hereby proclaims the week of April 21 to April 27 to be **SECRETARIES WEEK** and April 24 to be **SECRETARIES DAY** throughout the State of Delaware and commends it to the attention of business and the secretary alike to pay tribute to the Secretarial Profession by recognizing all secretaries for their services to the community and to the State.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to transmit a suitably prepared copy of this Resolution to the President of the D-M-D Division, The National Secretaries Association (International), and to the Delaware Chapter Secretaries Week Chairman, The National Secretaries Association (International).

Approved April 11, 1974

CHAPTER 661

HOUSE CONCURRENT RESOLUTION NO. 37

**EXPRESSING THE APPRECIATION OF THE GENERAL
ASSEMBLY FOR THE OUTSTANDING CAREER OF AS-
SOCIATE SUPREME COURT JUSTICE JAMES B.
CAREY WHO HAS ANNOUNCED HIS RETIREMENT.**

WHEREAS, the judicial calling requires a unique combination of integrity, compassion and scholarship; and

WHEREAS, Delaware has been fortunate in summoning to the higher courts men who exemplified these qualifications; and

WHEREAS, Associate Supreme Court Justice James B. Carey, of Georgetown, throughout his career as a member of the judiciary has demonstrated integrity, compassion and scholarship to a singular degree; and

WHEREAS, the General Assembly of Delaware takes great pleasure in offering its appreciation to Justice Carey for his contribution to Delaware justice and jurisprudence.

NOW, THEREFORE,

BE IT RESOLVED that the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring herein, expresses its highest appreciation through this concurrent resolution to Associate Supreme Court Justice James B. Carey, of Georgetown, for his outstanding career on the bench, starting in 1945 when he was first appointed to the Superior Court.

BE IT FURTHER RESOLVED that the original of this resolution be sent to Justice Carey and that a copy of this resolution be sent to the Delaware Supreme Court for its archives.

Approved April 16, 1974

CHAPTER 662

HOUSE JOINT RESOLUTION NO. 23
AS AMENDED BY
HOUSE AMENDMENT NO. 1

DIRECTING THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES TO SYSTEMATICALLY ROTATE THE ASSIGNMENTS OF PERSONS CHARGED WITH THE ON-THE-SCENE INSPECTION OF MIGRANT LABOR CAMPS.

WHEREAS, the legislature wishes to encourage the fair and efficient enforcement of laws and regulations of this State; and

WHEREAS, the interests of fair and efficient law enforcement require procedures which minimize the chance of law enforcement which is selective or arbitrary by reason of personal bias or hostility; and

WHEREAS, personal bias or hostility on the part of an agent charged with law enforcement toward individuals within a class, subject to particular laws, as a result of relationships developed over a period of years, may result in selective or arbitrary law enforcement against certain individuals within a class of persons subject to particular laws.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that the Department of Health and Social Services is directed to rotate the assignments of persons charged with the on-the-scene inspection of migrant labor camps.

BE IT FURTHER RESOLVED that such persons whose duties include the inspection of migrant labor camps shall be rotated on a seasonal basis in such a manner that no person performing any such inspections shall do so for more than twelve months during any period of thirty-six consecutive months.

Approved April 23, 1974

CHAPTER 663

SENATE JOINT RESOLUTION NO. 51

**EXPRESSING BEST WISHES FOR A HAPPY BIRTHDAY
TO THE VIVACIOUS FIRST LADY OF THE STATE OF
DELAWARE, MRS. JEANNE TRIBBITT.**

WHEREAS, the members of the 127th General Assembly of the State of Delaware have learned that on this 23rd day of April, 1974, the First Lady of the Great State of Delaware, Mrs. Jeanne Tribbitt, is favored with the inevitable and obligatory honor of celebrating her birthday despite all connotations to the contrary; and

WHEREAS, the members of the 127th General Assembly wish to extend a most felicitous expression of happiness to the First Lady on this 23rd day of April, 1974; and

WHEREAS, the members of the General Assembly as well as the general citizenry of the First State are most grateful to Mrs. Jeanne Tribbitt for her subtle, but significant contributory efforts in bringing into prominent and conspicuous display those great cultural, artistic and historic heritage pieces which add such decorative charm to the Governor's Mansion as well as the Governor's personal suite in Legislative Hall; and

WHEREAS, Jeanne Tribbit's appreciation for the historical and cultural arts, as well as her innate decorative ability, along with her warm and vivacious personality have gained her the respect and love of everyone whom she has ever had the opportunity to greet and welcome to the Great State of Delaware; and

WHEREAS, the Shakespearean expression which reads "no man is an island unto himself" is testimonial evidence of her lovely attributes and moral support she has generously shared with her husband, Governor Sherman W. Tribbitt, in making his life one of complete joy and fulfillment.

NOW, THEREFORE,

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware, the Governor concurring therein, that happy birthday wishes are hereby extended to the First Lady of the First State, Mrs. Jeanne Tribbitt.

BE IT FURTHER RESOLVED that Mrs. Jeanne Tribbitt be extended many more happy birthdays and that she continue to render her artistic and historic talents towards making all Delawareans proud of their historical heritage.

BE IT FURTHER RESOLVED that a copy of this Resolution be made a part of the Senate and House Journals and that a copy be forwarded to Mrs. Jeanne Tribbitt, the First Lady of the First State of Delaware.

Approved April 23, 1974

CHAPTER 664

SENATE CONCURRENT RESOLUTION NO. 28

URGING THE MANAGEMENT OF THE PENN CENTRAL TRANSPORTATION COMPANY TO TAKE ALL NECESSARY STEPS TO INSURE THAT THE PROPERTY AND EQUIPMENT OWNED BY THE COMPANY IN THE STATE OF DELAWARE BE PROPERLY MAINTAINED.

WHEREAS, the Penn Central Transportation Company owns property and equipment in the State of Delaware pursuant to the company's business in this State; and

WHEREAS, some of that property and equipment has not been properly maintained to the detriment of the safety and welfare of the people of this State; and

WHEREAS, the Penn Central Transportation Company was recently notified of malfunctioning signal equipment at several railroad crossings in the Newark area; and

WHEREAS, there is a constant need for repairs to several railroad crossing beds in the Newark area; and

WHEREAS, inspection and corrective maintenance of the property and equipment of the Penn Central Transportation Company should rest with said Company.

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the management of the Penn Central Transportation Company be urged to take all necessary steps to insure that the property and equipment owned by the company in the State of Delaware be properly maintained.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the management of the Penn Central Transportation Company and to the director of the office charged with maintenance of the company's property and equipment in the State of Delaware.

Approved May 1, 1974.

CHAPTER 665

HOUSE CONCURRENT RESOLUTION NO. 38

**PROCLAIMING APRIL 30, 1974 A STATEWIDE DAY OF
HUMILIATION, FASTING AND PRAYER.**

WHEREAS, all across the country Americans are being urged to observe April 30, 1974 as a National Day of Humiliation, Fasting and Prayer; and

WHEREAS, it is fitting that Delawareans join their fellow Americans in confessing our transgressions and shortcomings as a nation and to pray for clemency and forgiveness;

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that April 30, 1974 be designated a Day of Humiliation, Fasting and Prayer, and that all people of this State be urged to humble ourselves as we see fit before our Creator to acknowledge our final dependence upon Him and to repent of our national sins.

Approved May 1, 1974

CHAPTER 666

HOUSE CONCURRENT RESOLUTION NO. 39

IN MEMORY OF THE HIGHLY RESPECTED AND ACCLAIMED CIVIL RIGHTS LEADER, ROY L. WAGSTAFF, 1921 - 1974.

WHEREAS, the members of the 127th General assembly, and thousands of other Delawareans were saddened upon learning that the respected civil rights leader, Roy L. Wagstaff, died on April 19, 1974, in Johns Hopkins Hospital, Baltimore; and

WHEREAS, Roy Wagstaff, a native of Baltimore who came to Wilmington in 1947, assumed an important role in his community for over a quarter of a century during which time he had terms as President of the Wilmington Branch of the NAACP, President of the Wilmington Board of Education, Chairman of Community Action of Greater Wilmington, and Chairman of the National Conference of Christians and Jews; and

WHEREAS, Roy Wagstaff, a peaceful man, nevertheless displayed qualities of firmness in decision-making and forcefulness in actions of purpose while leading a crusade for better living conditions, improved education, and total civil rights for the minorities he represented; and

WHEREAS, Roy Wagstaff will be remembered fondly by the people who knew him and worked with him in endeavors where the man's patience, perseverance, and dogged determination came to the fore.

NOW, THEREFORE,

BE IT RESOLVED by the house of Representatives, the Senate concurring therein, that sincere condolences be extended to Mrs. Inell Wagstaff, the wife of Roy, and to Mrs. Roberta Wagstaff, his beloved mother, at this time of sorrow in their lives.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Roy L. Wagstaff's wife and mother and to Mr. Littleton P. Mitchell, State Chairman of NAACP.

Approved May 1, 1974

CHAPTER 667

HOUSE JOINT RESOLUTION NO. 38

IN MEMORY OF THE ACHIEVEMENTS OF AN OUT-
STANDING WOMAN, VERA GILBRIDE DAVIS.

WHEREAS, the General Assembly has learned with regret that Vera Gilbride Davis, one of the more colorful figures in recent Delaware political history, died on the evening of May 5, 1974; and

WHEREAS, the long and active public life of Vera G. Davis began in 1919 as a vigorous member and organizer in the Women's Suffrage movement; and

WHEREAS, decades before the present Women's Liberation movement, Vera G. Davis became the first woman bill clerk of the House of Representatives (1927); the first woman Secretary of the Senate (1941); the first woman elected to the Senate (1946); was elected to the House of Representatives and became the first woman Majority Floor Leader (1953); and

WHEREAS, in 1949 Vera G. Davis became the first and only woman President *pro tempore* of the Senate, and in 1956 she was elected State Treasurer, and became the first woman in Delaware history to be elected to Statewide public office. During her political career her name had often been mentioned as a possible candidate for the United States Congress or Lieutenant Governor; and

WHEREAS, from the time she was elected Kent County committee woman in 1920 to her involvement in the recent bitter Republican primary fight, Vera G. Davis remained in the center of Delaware political activity and controversy, and in her long public career took part in many of the political events which shaped Delaware history, and which have subsequently influenced the lives of all of us; and

WHEREAS, she worked for many years in a variety of social service positions, including the State Board of Charities; she was chiefly responsible for the consolidation of many wel-

fare agencies, forming the State Board of Welfare, which was a predecessor to our present Department of Health and Social Services; she had the longest tenure on the Board of Directors of the Kent General Hospital; and she was a President and charter member of the Delaware Society for Crippled Children and Adults (Easter Seal); and

WHEREAS, Vera G. Davis was also active as an educator, serving as a teacher in the Dover school system during World War I, as an adult education teacher in the 1930's, and was active for many years in Boys State and Girls State; and

WHEREAS, Vera G. Davis held many professions memberships, was a member of the Dover Century Club since 1915, and was designated Delaware Mother of the Year in 1962; and

WHEREAS, the members of the General Assembly, and the Governor, wish to express their deep condolences to her survivors, the families of John G. Davis, Frank H. Davis, Jr., Maria U. Gilbride, and Joseph Gilbride, knowing that she will be sorely missed by her loved ones and friends.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that the sincere sympathy of the members of the General Assembly and of the Governor is hereby extended to the survivors of Vera Gilbride Davis during this period of sorrow.

BE IT FURTHER RESOLVED that a moment of silence be observed by the members of each House in memory of Vera Gilbride Davis and that the text of this Resolution be spread upon the pages of the Journal of the House and the Journal of the Senate, and that copies be forwarded to each of the following persons: John G. Davis, Frank H. Davis, Jr., Maria U. Gilbride and Joseph Gilbride.

Approved May 9, 1974

CHAPTER 668

SENATE JOINT RESOLUTION NO. 44

**REQUESTING ALL AGENCIES AND DEPARTMENTS OF
THE EXECUTIVE BRANCH OF GOVERNMENT TO
SUBMIT LEGISLATIVE PROPOSALS ON OR BEFORE
MAY 15, 1974.**

WHEREAS, the General Assembly is desirous of expediting the orderly process of legislation; and

WHEREAS, the Constitution of the State of Delaware mandates the end of the regular session by June 30, 1974.

NOW, THEREFORE,

BE IT RESOLVED, by the Senate with the House of Representatives concurring therein that all Agencies and Departments of the Executive Branch of Government of the State of Delaware are urged to submit any pieces of legislation requiring legislative action to a member or members of the Legislative Branch of Government on or before May 15, 1974.

Approved May 10, 1974

CHAPTER 669

HOUSE CONCURRENT RESOLUTION NO. 42

COMMENDING THE DELAWARE STATE ARTS COUNCIL AND SECTION OF ARCHEOLOGY FOR THEIR STATE-WIDE "ARTMOBILE" TOUR OF AN EXHIBIT ENTITLED "INDIAN ART IN DELAWARE."

WHEREAS, the annual tour of the Artmobile, co-sponsored by the Delaware Arts Council and the Section of Archeology under the direction of Dr. Ronald A. Thomas, State Archeologist is currently underway in the First State, and will continue through May 24, 1974; and

WHEREAS, the 1974 Artmobile exhibit entitled "Indian Art in Delaware" points up the fact that the State of Delaware is one of the richest sites in this country for archeological discoveries of artifacts of pre-historic Indians dating back to 10,000 B.C.; and

WHEREAS, the Artmobile's visit to elementary schools and other locations in the three counties enables students to discover what an archeologist does, how he "reads" history and discovers art through the objects he unearths, and to see examples of recent Indian art which still uses the designs and symbols of Delaware's pre-historic Indians; and

WHEREAS, the popularity of the Artmobile has grown each year and some 300 trained women now give time and talent to act as guides in working for the satisfaction of taking art ideas to school children while hoping to open minds with new concepts and interesting possibilities for educational enjoyment and satisfaction.

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives of the State of Delaware, the Senate concurring therein, that the Delaware State Arts Council and the Section of Archeology be commended for their exhibition, "Indian Art in Delaware".

which is touring the State of Delaware during the months of April and May.

BE IT FURTHER RESOLVED that the Governor and members of the 127th General Assembly and citizens of the State Capital be urged to visit the Artmobile when it makes one of its scheduled stops at Legislative Hall on May 1, 1974.

Approved May 14, 1974

CHAPTER 670

HOUSE JOINT RESOLUTION NO. 37

TO CALL TO THE ATTENTION OF ALL OF THE PEOPLE OF DELAWARE THE EXCELLENT WORK BEING DONE BY THE DELAWARE STATE JAYCEES IN THE CAMPAIGN TO REDUCE ALCOHOLISM.

WHEREAS, despite the services of hospitals, detoxification centers and medical science generally there is a continuing growth of alcoholism in the United States; and

WHEREAS, alcoholism is considered the most insidious drug-related disease; and

WHEREAS, the Delaware State Jaycees are calling attention to this mentally, physically and emotionally-crippling disease with a series of commercials used by WDOV, Dover radio station, and other radio stations; and

WHEREAS, this commercial states that there are nine million alcoholics in the United States, that alcoholism is the number-one health problem, that fifty percent of traffic fatalities are alcohol-related, and that 450,000 alcoholics in the United States are between the ages of nine and twelve; and

WHEREAS, the Delaware State Jaycees have joined their national organization in sponsoring Operation Threshold which seeks to reduce alcoholism.

NOW, THEREFORE,

BE IT RESOLVED that the House of Representatives of the General Assembly of Delaware, the Senate concurring therein, wishes to commend most sincerely the campaign of the Delaware State Jaycees and especially the excellently-prepared commercial used by Radio Station WDOV and other media outlets in the drive to reduce alcoholism.

BE IT FURTHER RESOLVED that the General Assembly of the State of Delaware by this joint resolution expresses the

wish that this campaign to reduce this insidious disease be continued not only by the Delaware State Jaycees but by all of the public and private agencies now engaged in this work.

BE IT FURTHER RESOLVED that copies of this joint resolution be conveyed to each member of the Delaware Congressional Delegation for their consideration and cooperation.

Approved May 16, 1974

CHAPTER 671

HOUSE JOINT RESOLUTION NO. 35
AS AMENDED BY
HOUSE AMENDMENT NO. 1 AND SENATE
AMENDMENTS NO. 1 AND 2

EXPRESSING THE CONCERN OF THE GENERAL ASSEMBLY OVER THE METHODS BY WHICH CERTAIN PUBLIC UTILITIES OBTAIN RATE INCREASES, AND PROPOSING A MORATORIUM.

WHEREAS, various legislative committees, chaired by Representative Ambrosino, Senator Schlor, and Senator Isaacs have been investigating rate increases proposed by certain public utilities, including the method of posting bond and obtaining the increase prior to a full Public Service Commission hearing; and

WHEREAS, one utility, Delmarva Power and Light Co. has requested a rate increase to be effective June 1, 1974; and

WHEREAS, it is felt that before any rate increases are granted the General Assembly and the Public Service Commission should have the benefit of reading the reports by the various committees and the consideration of important legislation concerning public utilities.

NOW THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that the Public Service Commission is hereby directed to suspend any action, for ninety (90) days, on any rate increase proposed by Delmarva Power and Light Co. In addition, the General Assembly hereby requests the said Delmarva Power and Light Co. to refrain from putting any suspended rate increase into effect by the filing of a bond with the Commission.

BE IT FURTHER RESOLVED that the Commission shall, within a reasonable time, announce a public hearing for each

proposed utility rate increase, which hearings shall be held in the early evening, during the business week, and only after the announcement of such hearing or hearings is published in newspapers having general circulation throughout the State or in each of the three counties.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Public Service Commission and to any utility which has proposed rate increases which are presently under consideration by the Commission.

Approved May 17, 1974

CHAPTER 672

HOUSE CONCURRENT RESOLUTION NO. 43

ACCORDING THE HEARTIEST OF CONGRATULATIONS TO THE CLAYMONT HIGH SCHOOL FLAMING ARROW MARCHING BAND FOR OUTSTANDING ACHIEVEMENTS DURING THE 1974 SHENANDOAH APPLE BLOSSOM FESTIVAL IN WINCHESTER, VIRGINIA.

WHEREAS, the 145 member Claymont High School Flaming Arrow Marching Band has once again gained the pinnacle of success by finishing first in the large band category of the Fireman's Parade held May 3, 1974, during the Shenandoah Apple Blossom Festival in Winchester, Virginia; and

WHEREAS, the Claymont Flaming Arrow High School Band Front — composed of color guards, guideons and rifle squad—won a second place prize among the more than 90 entries from the eastern segment of the United States in the Festival competition on May 4; and

WHEREAS, the Claymont High School Flaming Arrow Band, under the guidance of Band Director J. Kent Shaw and Drill Instructor Albert Sacko, has consistently brought distinction to its school, community, and state through its superb musical talent, marching ability, precision formations, and displays of good sportsmanship.

NOW THEREFORE,

BE IT RESOLVED by the members of the House of Representatives, the Senate concurring therein that the Claymont High School Flaming Arrow Marching Band, be accorded the heartiest of congratulations for its outstanding achievements in the recently completed competitions held during the 1974 Apple Blossom Festival held in Winchester, Virginia.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Messrs. J. Kent Shaw and Albert

Sacko; to Claymont School District Superintendent Dr. Frank J. Furgele; and to Claymont High School Principal Thomas H. Ramsay.

Approved May 20, 1974

CHAPTER 673

SENATE SUBSTITUTE NO. 1
FOR
SENATE JOINT RESOLUTION NO. 48

REQUESTING THE SECRETARY OF THE U.S. DEPARTMENT OF TRANSPORTATION, MR. CLAUDE S. BRINEGAR, AND THE RAIL SERVICES PLANNING OFFICE OF THE INTERSTATE COMMERCE COMMISSION EX-PARTE NO. 293-SUB NO. 1 TO RESCIND RECOMMENDATIONS MADE IN THE DEPARTMENT OF TRANSPORTATION REPORT OF FEBRUARY 1, 1974, REGARDING THE ABANDONMENT OF CERTAIN RAIL FACILITIES IN ZONES 84, 85, 86 AND 182 PURSUANT TO PUBLIC LAW NO. 93-236.

WHEREAS, members of the 127th General Assembly of the State of Delaware with the concurrence of the Governor of the State of Delaware clearly recognize that Public Law No. 93-236 is constructive legislation which will help to resolve and generally alleviate the economic crisis which the American railroad system currently faces; notwithstanding the fact that recommendations in the Secretary of Transportation's report of February 1, 1974, are economically adverse to the Delmarva Peninsula as reflected in Zones 84, 85, 86 and 182 of the report with the exception of the Rockland to Pennsylvania State line segment; and

WHEREAS, the economy of the eastern shore which includes most of the land area of Delaware is heavily oriented to agriculture and related processing activities of a highly seasonal nature, particularly the tri-state area zones; and

WHEREAS, Penn Central is the only railroad serving the peninsula, unlike other sections of the northeast, and agriculture and its related industries are almost wholly dependent upon rail service because it is the most economic means of shipping both raw and finished products of the agribusiness; and

WHEREAS, the car float operation alone is an essential link in the Penn Central rail operation on the Delmarva Penin-

sula which by Penn Central's own admission from its accounting division, this marine operation covering the 27 mile distance across Chesapeake Bay between Cape Charles, Virginia, on the peninsula and the Norfolk area rail and port complex on the mainland is a profitable operation; and

WHEREAS, in recent years the volume of cars carried across the Chesapeake Bay between Cape Charles and Norfolk has averaged approximately 50,000 cars annually; and

WHEREAS, the car floats operation is also absolutely vital to the operation of the main line from Norfolk, Virginia, to Wilmington, Delaware; and,

WHEREAS, the through line from Norfolk, Virginia, to Wilmington, Delaware, is 100 miles shorter than the alternate route to Wilmington and the north via Richmond, Virginia, and the bottlenecks of the badly overcrowded Potomac marshalling yards in Washington, D.C., and Baltimore; and

WHEREAS, clearance for the Baltimore rail tunnel prohibits the shipment of rail transported items exceeding fourteen feet in height, thus excluding some items now shipped from Norfolk, north via the peninsula route; and

WHEREAS, such an illustration, for example, would be shipment of modular homes which would be forced to go west to Hagerstown, Maryland, and back east to Wilmington, Delaware, avoiding the Baltimore Tunnel, and then south for delivery on the peninsula; and

WHEREAS, a vast portion of the fertilizer and its component ingredients vital to the agribusiness on the peninsula is currently shipped in bulk by rail, likewise the seed and grain produce of the area is shipped outbound by rail; and

WHEREAS, many of the components of fertilizer originate in faraway shipping points such as Florida, Texas, New Mexico and Canada making shipment by truck too costly to be practical; and

WHEREAS, the cost added for truck shipment versus rail shipment is \$8.00 or \$9.00 a ton for feed and \$30.00 per ton for fertilizer; and

WHEREAS, another vital commodity of the area is lumber which is shipped on and off the peninsula mostly by rail and costs approximately \$24.00 a ton cheaper than shipment by truck; and

WHEREAS, several items essential to Delmarva agriculture now transported on the rail car floats such as petroleum and agricultural chemicals are prohibited as truck cargo on the Chesapeake Bridge and Tunnel complex; and

WHEREAS, traffic on the Georgetown-Lewes-Rehoboth spur included in the track recommended for abandonment running eastward from Georgetown, Delaware, the county seat of Sussex County, to Lewes and Rehoboth on the Atlantic Coast is on the increase with 426 cars handled in 1972 versus 330 cars in 1971 and has great potential for substantial increases in demand as a result of recent economic developments in the area; and

WHEREAS, it would be quite uneconomical to abandon the Georgetown-Lewes-Rehoboth spur when the Federal Government has just made an outright EDA grant of \$100,000 to construct 6,270 feet of rail track and switching appurtenances from Georgetown to the new Sussex County Airport Industrial Complex now under development; and

WHEREAS, three (3) of the twenty-nine (29) industrial sites at the airpark have indicated a usage of 850 rail cars nearly doubling the present car-handling on the line; and

WHEREAS, upgrading of the existing track would increase usage by two Lewes shippers for a total of 50 cars per year; and

WHEREAS, the spur which connects Dagsboro to Selbyville to Snow Hill, Maryland, is showing an annual usage of 43.5 carloads per mile by five large companies shipping such products as fertilizer, feed and lumber and the economy of the area indicates significant growth particularly by two current users

who have indicated a considerable increase in their demands for additional rail service; and

WHEREAS, the citizens of Delaware consider the retention of the Penn Central car floats operation an absolute must for the economic health of the State; and

WHEREAS, the continued operation of the 99 miles of trackage from Cape Charles, Virginia, to Salisbury, Maryland, is of equal importance in maintaining the status quo of the economy of the State's vast investment in agriculture and its potential for attracting new industrial growth; and

WHEREAS, rail facilities in Zone 84 specifically the tracks running from Elsmere to Hockessin and the tracks running from Townsend, Delaware, to the Maryland State line are essential to the economies of these areas; and

WHEREAS, rail facilities running from Seaford, Delaware, to Vienna and Cambridge, Maryland, are also essential to the economic well being of these areas; and

WHEREAS, the rail facilities in Zone 85, specifically the track which runs from Clayton, Delaware, to the Maryland State line, is also essential to the local economy; and

WHEREAS, members of the General Assembly and the Governor feel that the Department of Transportation report gives too much weight to raw figures of cars hauled by Penn Central and/or profit and loss ratios of such service excluding a very significant factor, namely the effects of track abandonment such as disruption or cessation of an industry and the effects it will have on the market; and

WHEREAS, we feel that the Department of Transportation must give weight to the detrimental economic effects which would mushroom outward over a wide area as a result of greatly increased costs of transportation, for incoming raw materials as well as outgoing finished products; and

WHEREAS, the Department of Transportation must also take into account that the low level of rail traffic on Penn Cen-

tral system on the Delmarva is due to the deplorable condition of the tracks and roadbed which have slowed speeds to a snail's pace; and

WHEREAS, a significant number of Delaware shippers who have shifted from rail to truck and abandoned the use of the railroad as a carrier have indicated a desire to return to rail shipment if service were improved in their area; and

WHEREAS, Delaware wishes to go on record morally supporting the same positions in which the States of Maryland and Virginia have taken in opposing the abandonment of rail trackage from Salsbury, Maryland, to Cape Charles, Virginia, and the car float facilities; and

WHEREAS, in view of these facts it would appear that the wisest course to be taken by the Department of Transportation regarding Penn Central facilities would be the renovation and modernization of existing facilities rather than abandonment of such facilities.

NOW, THEREFORE:

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware, the Governor concurring therein, that the Secretary of the U.S. Department of Transportation, Mr. Claude S. Brinegar, is hereby requested to rescind recommendations in his report of February 1, 1974, regarding the abandonment of aforementioned tracks located in Zones 84, 85, 86 and 182 of his official report with the exception of the Rockland to Pennsylvania State line segment.

BE IT FURTHER RESOLVED that this Resolution be officially embodied in the Senate and House Journals and that copies be sent to the following persons: U.S. Secretary of Transportation, Claude S. Brinegar, Washington, D.C.; Governor Marvin Mandel, Governor of the State of Maryland; Governor Mills E. Godwin, Jr., Governor of the State of Virginia; U.S. Senators William V. Roth, Jr., Joseph R. Biden, Jr., and Rep. Pierre S. duPont, IV; Delmarva Advisory Council, Salisbury, Maryland; Delmarva Poultry Industry, Georgetown, Delaware; Delaware Farm Bureau, Dover, Delaware; and Mr. Ralph O'Day, Delaware State Grange, Seaford, Delaware.

Approved May 21, 1974

CHAPTER 674

SENATE JOINT RESOLUTION NO. 56

PROVIDING FOR A COMMITTEE FOR THE PURPOSE OF MEETING WITH THE TRUSTEES OF THE ESTATE OF THE LATE WILLIAM DU PONT, JR. TO DISCUSS POSSIBLE DISPOSITION OF HIS BELLEVUE ESTATE AND PROVIDING A SUPPLEMENTAL APPROPRIATION THEREFOR.

WHEREAS, the first session of the 127 General Assembly passed Senate Concurrent Resolution No. 32 authorizing the Governor to appoint a committee for the purpose of meeting with the heirs of the late William duPont, Jr., to discuss possible disposition of his Bellevue Estate; and

WHEREAS, recent developments mandate the continuation of this committee, an increase in the established five (5) members and a supplemental appropriation to permit the committee to effectively negotiate the possibility of the purchase of the estate for public use by obtaining, inter alia, necessary appraisals of its fair market value.

NOW, THEREFORE:

BE IT RESOLVED by the Senate and House of Representatives of the 127th General Assembly of the State of Delaware, the Governor concurring therein, that the Committee established by Senate Concurrent Resolution No. 32 is continued with the addition of two new members, one of whom shall be a member of the House of Representatives, appointed by the Governor, and the Secretary of Natural Resources and Environmental Control.

BE IT FURTHER RESOLVED that the sum of \$5,000 is hereby appropriated to Legislative Council for the purpose of enabling the Committee to obtain appraisals of the fair market value of the Bellevue Estate.

BE IT FURTHER RESOLVED that the funds appropriated shall be used only for the purposes specified and any funds

hereby appropriated that remain unexpended on June 30, 1975, shall revert to the General Fund of the State of Delaware.

BE IT FURTHER RESOLVED that this resolution shall be known as a supplementary appropriation and the funds hereby appropriated shall be paid out of the General Fund from funds not otherwise appropriated.

Approved May 30, 1974

CHAPTER 675

HOUSE CONCURRENT RESOLUTION NO. 46

**RECOGNIZING THE WEEK OF SUNDAY, JUNE 2, 1974,
AS THE WEEK DESIGNATED IN DELAWARE AS
"SOLIDARITY SUNDAY FOR SOVIET JEWRY"**

WHEREAS, the members of the 127th General Assembly of the State of Delaware are distressed by the continuing harassment and imprisonment of Jews in the Soviet Union attempting to exercise their basic human and legal right, as guaranteed them by the Constitution of the U.S.S.R. and the Universal Declaration of Human Rights; and

WHEREAS, trials continue to be staged against Soviet Jews who have attempted to live full Jewish lives in the Soviet Union, or who have applied to emigrate to Israel; and

WHEREAS, those Soviet Jewish prisoners are systematically denied subsistence diet, adequate medical care, or even the periodic visits and mail from relatives; and

WHEREAS, tens of thousands of Soviet Jews, after applying to leave the Soviet Union, have been subjected to illegal induction into the armed forces, incarceration in mental institutions, loss of their jobs and housing, expellation of their children from school, and their families subjected to constant harassment and surveillance; and

WHEREAS, all who cherish liberty express their support for those who cannot speak out for themselves, and those who value human dignity for those whose rights are not respected.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives of the 127th General Assembly of the State of Delaware, the Senate concurring therein, that the week of June 2, 1974 will be locally recognized as the week of Solidarity with Soviet Jews; and

BE IT FURTHER RESOLVED that continued support is given the world-wide appeal for the improvement of the lives of Jews who are citizens of the Soviet Union, including the right to emigrate freely to the countries of their choice; and

BE IT FURTHER RESOLVED that Delaware welcomes to this State the three Russian Jewish families who have recently immigrated to our State.

Approved June 4, 1974.

CHAPTER 676

SENATE JOINT RESOLUTION NO. 59

EXPRESSING DEEP CONCERN AND UNWAVERING SUPPORT IN BEHALF OF THE DELEGATION FROM THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, THE DIVISION OF MENTAL HEALTH, THE STAFF FROM THE DELAWARE STATE HOSPITAL AND THE MENTAL HEALTH ASSOCIATION OF DELAWARE IN THEIR APPEAL CONCERNING THE LOSS OF ACCREDITATION OF THE DELAWARE STATE HOSPITAL.

WHEREAS, the members of the 127th General Assembly of the State of Delaware, along with the Governor of the State of Delaware, have been advised that a delegation is leaving on June 6, 1974, for Chicago, Illinois, for the purpose of appealing to the Joint Commission on Hospital Accreditation as a result of the loss of accreditation of Delaware State Hospital; and

WHEREAS, the Delaware State Hospital has been denied accreditation by the Joint Commission on Hospital Accreditation; and

WHEREAS, the loss of accreditation will cause the cancellation of Medicare and Medicaid benefits, the cancellation of approved training programs for mental health professionals at Delaware State Hospital, and a catastrophic decline in morale among the patients and staff of Delaware State Hospital; and

WHEREAS, Delaware State Hospital has been granted an appeal hearing before a council of the Joint Commission on Hospital Accreditation in Chicago, Illinois, on Monday, June 10th, 1974; and

WHEREAS, recommendations have been proposed to the Governor, The Honorable Sherman W. Tribbitt, to wit: (1) the phasing out of the Biggs Building as a geriatric facility; (2) the use of funds previously allocated for the repairs of the Biggs Building to meet major physical plant deficiencies throughout

Delaware State Hospital; (3) the use of residual funds and capital improvement funds to meet emergency, fire and safety needs throughout Delaware State Hospital; (4) the funding of 75 additional patient-related positions at a cost of \$405,000 annually to be added to the omnibus bill; (5) immediate support of efforts to up-grade salaries of psychiatrists, psychologists and physicians in order that Delaware State Hospital may attract and retain qualified professional staff; and

WHEREAS, these recommendations constitute those essential remedial acts without which Delaware State Hospital cannot regain accreditation.

NOW, THEREFORE:

BE IT RESOLVED by the 127th General Assembly of the State of Delaware, the Governor concurring therein, that we pledge our best efforts to secure necessary funds and proper administrative changes as shall be necessary to regain the accreditation of Delaware State Hospital.

BE IT FURTHER RESOLVED that this Resolution be made a part of the Senate and House Journals and that a copy be forwarded immediately upon passage by air mail special delivery to the Joint Commission on Hospital Accreditation.

Approved June 7, 1974.

CHAPTER 677

SENATE JOINT RESOLUTION NO. 58

EXPRESSING THE APPRECIATION OF THE GOVERNOR OF DELAWARE AND THE MEMBERS OF THE 127TH GENERAL ASSEMBLY FOR THE MUNIFICENT CONTRIBUTIONS OF THE R. R. M. CARPENTER FAMILY—OWNERS OF THE PHILADELPHIA PHILLIES BASEBALL CLUB—ON BEHALF OF THE PEOPLE OF DELAWARE AND THE DELAWARE VALLEY AS A WHOLE.

WHEREAS, the Carpenter family of Montchanin, Delaware, has had a long and distinguished history of spreading good will and helping men of lesser means throughout the densely populated area known as Delaware Valley, U.S.A.; and

WHEREAS, Mr. Robert Ruly M. Carpenter, Sr., a veteran of many an African big game safari purchased the lightly regarded Philadelphia Phillies National League baseball franchise in time for the war-time season of 1944; and

WHEREAS, the Philadelphia Phillies have been under the continuous ownership and leadership of the Carpenters — the late R. R. M. Carpenter, Sr.; R. R. M. "Bob" Carpenter, Jr. presently Chairman of the Board; and R. R. M. "Ruly" Carpenter, III, currently President of the exciting 1974 ball club, for the past thirty years; and

WHEREAS, many institutions and foundations have been greatly bolstered by the philanthropic considerations of the Carpenter family, especially the educational and athletic programs of the University of Delaware and the Delaware Foundation for Retarded Children, which benefits annually from the Delaware All Star Football Game of which Mr. Bob Carpenter was a founder; and

WHEREAS, the members of the Delaware General Assembly and Governor Sherman W. Tribbitt wish to pay homage to the late R. R. M. Carpenter, Sr. and all other members of the

Carpenter family for their contributions to the State of Delaware and the whole Delaware Valley area.

NOW THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives and Governor concurring therein, that the beloved and respected R. R. M. Carpenter family of Montchanin, Delaware, be accorded warm and sincere thanks on behalf of the people of the First State as well as the populous of the Delaware Valley for an untold number of contributions of time, talent, and treasure to the cause of humanity.

BE IT FURTHER RESOLVED that copies of this resolution be presented to the Messrs. Bob and Ruly Carpenter with the added wish that the baseball Phillies will join their hockey counterparts, the Flyers, as champions of the sports world in 1974!

Approved June 11, 1974.

CHAPTER 678

HOUSE JOINT RESOLUTION NO. 39

**REQUESTING THE GOVERNOR TO RETURN HOUSE BILL
NO. 127, AS AMENDED, TO THE HOUSE OF REPRESENTATIVES.**

WHEREAS, House Bill 127, as amended, was delivered to the Governor's Office on May 30, 1974; and

WHEREAS, House Bill 127, as amended, contains an appropriation of \$127,000 for Fiscal Year 1975; and

WHEREAS, House Bill 127, as amended, is in effect a supplemental appropriation for FY 1975, which the Governor is prohibited from signing into law until the Budget Bill has first become law;

NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives, and the Senate of the State of Delaware, with approval of the Governor as attested by his signature affixed hereto, that House Bill 127, as amended, shall be returned to the House of Representatives by the Governor and retained by it until such time as the FY 1975 Budget Bill is enacted into law, after which it shall be returned to the Governor for his consideration.

Approved June 11, 1974.

CHAPTER 679

HOUSE JOINT RESOLUTION NO. 32
AS AMENDED BY
HOUSE AMENDMENT NO. 1**ENCOURAGING THE INTRODUCTION OF CONSUMER
EDUCATION INTO THE PUBLIC SECONDARY
SCHOOLS OF DELAWARE.**

WHEREAS, the modern consumer is faced with a confusing multitude of product claims in the market place and proposals of every sort for investment or borrowing opportunities; and

WHEREAS, vendors, lenders, developers and advocates of every sort almost always present their wares in an attractive manner; and

WHEREAS, consumer education can be introduced into many school subjects but will succeed best when deliberately planned and monitored; and

WHEREAS, the Division of Consumer Affairs of the State of Delaware initiated several workshops with teachers to encourage consumer education in the public schools of the State of Delaware;

WHEREAS, the State Department of Public Instruction, through the supervisor of the social studies program, developed a model unit in consumer education which was piloted in a Delaware secondary school in 1973-74 in order to help our young men and women in the secondary schools to become alert, responsive and responsible consumers.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the State of Delaware, with the approval of the Governor as attested by his signature affixed hereto, that the State Board of Education and the State Department of Public Instruction be commended for preparing and introducing a

model unit in consumer education into a Delaware secondary school in 1973-74. The Board is advised that it is the desire of the General Assembly of the State of Delaware that identifiable units in consumer education be introduced into the social studies program and wherever appropriate into other subject areas in our schools. It is requested that the State Superintendent of Public Instruction report to the General Assembly on the success of this model program on or before May 1, 1975, and present a plan for the introduction of consumer education units in all Delaware high schools, effective September 1975 in such a manner that each high school graduate will have received at least forty-five (45) class hours of instruction in such areas as simple concepts of economics, buying practices, advertising analysis, consumer behavior and the roles, rights and responsibilities of consumers. The program herein described shall be conducted for three years, at which time the program shall be evaluated by the Department of Public Instruction in order to determine the desirability of its continuation. Such evaluation shall be set forth in a report which shall be forwarded to each member of the General Assembly.

Approved June 17, 1974.

CHAPTER 680

HOUSE JOINT RESOLUTION NO. 41

ESTABLISHING THE OFFICIAL REVENUE FOR FISCAL YEAR 1975.

WHEREAS, in order for the General Assembly and the Governor to effectively act on the budget for the next Fiscal Year, it is necessary to establish a firm revenue estimate for Fiscal Year 1975; and

WHEREAS, the Governor and the General Assembly are mindful that the Governor cannot sign a budget not anticipated to be in balance the second year of the biennium; and

WHEREAS, to expedite the early passage of the budget for Fiscal Year 1975, the Governor and the General Assembly, after receipt and independent evaluation of advice and counsel, deem it necessary and desirable to reach a mutual accord in establishing the official revenue estimate for Fiscal Year 1975.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the State of Delaware, with the approval of the Governor as attested by his signature affixed hereto, that the estimated revenue for Fiscal Year 1975 is hereby officially established to be \$377 million.

BE IT FURTHER RESOLVED that General Fund appropriations for Fiscal Year 1975 shall not exceed \$377 million, exclusive of federal revenue sharing receipts.

Approved June 19, 1974.

CHAPTER 681

SENATE JOINT RESOLUTION NO. 55

**CONGRATULATING ALEXIS I. DU PONT HIGH SCHOOL
OF GREENVILLE, DELAWARE, FOR HAVING BEEN
SELECTED AS ONE OF THE TOP TEN HIGH SCHOOLS
IN THE DELAWARE VALLEY AREA.**

WHEREAS, members of the 127th General Assembly of the State of Delaware have recently learned from an article which appeared in the Philadelphia Inquirer that out of fifty schools which the study included in the Delaware Valley area, Alexis I. duPont High School of Greenville, Delaware, ranked in the first ten; and

WHEREAS, this high accolade bespeaks of the great strides made in the educational curriculum of Alexis I. duPont High School in order to meet and serve the needs of the student enrollment; and WHEREAS, officials of the Great State of Delaware are always proud and elated to learn that its educational institutions are being recognized for their progress and growth, especially during this period of time when it is so popular to criticize rather than praise; and

WHEREAS, this commendation bespeaks highly of not only the administration and faculty of Alexis I. duPont High School, but equally as much of the student enrollment and the general citizenry of the district who support the educational progress being accomplished.

NOW, THEREFORE:

BE IT RESOLVED by the members of the 127th General Assembly of the State of Delaware, the Governor concurring therein, that congratulations are hereby extended to the Alexis I. duPont High School for having been selected as one of the top high schools in the Delaware Valley area out of a field of fifty schools included in the study.

BE IT FURTHER RESOLVED that this Resolution be made a part of the Senate and House Journals and that copies be for-

warded to the following persons: Dr. James B. Pugh, Superintendent of the Alexis I. duPont School District; Samuel R. Russell, President of the Board of Education; and Mrs. Marguerite S. Benthall, Principal.

Approved June 24, 1974.

CHAPTER 682

SENATE SUBSTITUTE NO. 1
FOR
SENATE JOINT RESOLUTION NO. 54

**EXPRESSING ENDORSEMENT AND SUPPORT FOR THE
JULY 4, 1974, MUSIC PROGRAM ENTITLED "ONE NA-
TION UNDER GOD" AS A VALUABLE CONTRIBUTION
TO THE CITIZENRY OF DELAWARE.**

WHEREAS, The Foundation for the Advancement of God and Country is a non-profit organization incorporated in Delaware to advance the belief in God and the United States of America; and

WHEREAS, The Foundation is sponsoring a pre-Bicentennial music and dialogue concert titled "One Nation Under God" the evening of July 4, in Wilmington's Baynard Stadium with the support of leaders in government, church and business communities; and

WHEREAS, the program "One Nation Under God" will include William L. Frederick, former speaker of the Delaware House of Representatives and leader in many church related activities; and

WHEREAS, the program "One Nation Under God" will include the music group *The Re'Generation*, the official American Revolution Bicentennial Music Group of the State of Tennessee, also the recipients of the Freedoms Foundation's George Washington Honor Medal Award for patriotic musical tours, 1973, and nationally renowned for their religious concerts; and

WHEREAS, the program "One Nation Under God" will include Navy Captain Eugene B. McDaniel whose faith in God and his country never waivered, even during almost six years as a Vietnam POW.

NOW, THEREFORE:

BE IT RESOLVED that the members of the 127th General Assembly of the State of Delaware, the Governor concurring

therein, hereby render endorsement and moral support for the July 4, 1974, Music Program entitled "One Nation Under God" as being a very valuable contribution to the general citizenry of the State of Delaware.

BE IT FURTHER RESOLVED that Governor Sherman W. Tribbitt is hereby respectfully requested to officially proclaim the day of July 4, 1974, as a Day of Spiritual and Patriotic Renewal so as to conform with the theme of "One Nation Under God".

BE IT FURTHER RESOLVED that this Resolution be made a part of the Senate and House Journals and that a copy be forwarded to the Foundation for the Advancement of God and Country.

Approved June 24, 1974.

CHAPTER 683

SENATE CONCURRENT RESOLUTION NO. 56

REQUESTING THE GOVERNOR TO CREATE A COMMITTEE TO STUDY THE FEASIBILITY OF ESTABLISHING A STATE VETERANS' CEMETERY.

WHEREAS, there are no National Cemeteries opened to the veterans of Delaware for burial. Since the closing of all National Cemeteries within a radius of 150 miles; and

WHEREAS, veterans of all wars were given the privilege of burial in a National Cemetery by a grateful government; and

WHEREAS, veterans of Delaware would like to be buried in Delaware and not in some distant place in some other State.

NOW, THEREFORE:

BE IT RESOLVED, by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the Governor is requested to create a committee to study the feasibility of establishing a veterans' cemetery, which cemetery would be owned and operated by the state until such times as the Department of the Army or Veterans Administration takes over the ownership or operation of the cemetery.

BE IT RESOLVED, that the committee shall contain two members of the Senate, appointed by the President Pro Tem, two members of the House of Representatives, appointed by the Speaker of the House, a member from the Disabled American Veterans, a member from the American Legion, a member from the Veterans of Foreign Wars, a member from the Jewish War Veterans, a member from the Paralyzed Veterans of America, and a member from the Veterans of World War I.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to William V. Roth, United States Senator, Joseph R. Biden, Jr., United States Senator, Pierre S. duPont, United

States Congressman, and Sherman W. Tribbitt, Governor of the State of Delaware, the Commander of the American Legion, Veterans of Foreign Wars, Jewish War Veterans, Paralyzed Veterans of America, Veterans of World War I, and Disabled American Veterans.

Approved July 12, 1974.

CHAPTER 684

SENATE CONCURRENT RESOLUTION NO. 62

COMMENDING THE AMERICAN LEGION AUXILIARY DEPARTMENT OF DELAWARE AND THE CITIZENS OF THE 1974 GIRLS STATE FOR THEIR PARTICIPATION IN A UNIQUELY EDUCATIONAL EXPERIENCE.

WHEREAS, the members of the 127th General Assembly of the State of Delaware recognize the uniquely educational experience which the participants in Girls State are gaining as a result of their direct involvement in the governmental processes; and

WHEREAS, girls from 35 schools throughout the State of Delaware have been meeting in the House and Senate Chambers from June 24 through June 28, working and learning to obtain a solid knowledge of the processes of State government, how legislation is introduced, and how bills are passed into law; and

WHEREAS, the members of the General Assembly also wish to commend the American Legion Auxiliary, Department of Delaware, under whose auspices Girls State is annually held, for the thorough work and planning which is involved to obtain such a meaningful event in the lives of the Girls State participants.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that all 1974 members of Girls State be commended for their interest, enthusiasm and participation in the processes of State government.

BE IT FURTHER RESOLVED that the General Assembly extends its thanks to Mrs. George Hess, Mrs. Donald Webster, Mrs. Margaret Alfele, Mrs. William Cann, Mrs. Park Huntington, and Mrs. Herman Henderson, and all other members of the Girls State Committee, as well as the Girls State Counsellors, for their hard work in making the project a success.

BE IT FURTHER RESOLVED that the General Assembly also congratulates Valerie Messick of Tower Hill High, the new Governor of Girls State, and all the other newly-elected officers.

Approved July 12, 1974.

CHAPTER 685

HOUSE JOINT RESOLUTION NO. 44

**UPDATING THE OFFICIAL REVENUE ESTIMATE FOR
FISCAL YEAR 1975.**

WHEREAS, the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, by the passage of House Joint Resolution No. 41, established a firm revenue estimate for fiscal year 1975; and

WHEREAS, this revenue estimate was made after receipt and independent evaluation of advice and counsel and was officially established to be \$377 million; and

WHEREAS, subsequent to this official revenue estimate an additional franchise tax has been proposed by House Bill No. 1110 to be placed on the net earnings of banks, national banks, trust companies and building and loan associations; and

WHEREAS, it is estimated that an additional \$1 million of revenue shall result during fiscal year 1975 if the Bank Franchise Tax is enacted;

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the State of Delaware, with the approval of the Governor as attested by his signature affixed hereto, that the estimated revenue for fiscal year 1975 is hereby increased to \$378 million contingent upon passage of House Bill No. 1110.

BE IT FURTHER RESOLVED that General Fund appropriations for fiscal year 1975 shall not exceed \$378 million, exclusive of federal revenue sharing receipts.

Approved July 17, 1974.

CHAPTER 686

HOUSE JOINT RESOLUTION NO. 28

MEMORIALIZING THE DELAWARE CONGRESSIONAL DELEGATION TO USE THE INFLUENCE OF THEIR OFFICES TO INSURE AND PROTECT INDEPENDENT GASOLINE AND OIL DEALERS IN DELAWARE.

WHEREAS, the multiple phases of fuel production in this country to a large extent are corporately integrated and controlled from its primary source to the consumer by big giant corporations; and

WHEREAS, independent gasoline and oil dealers find it very difficult to compete in the free market beside such huge corporate enterprises, despite federal legislation which prohibits restraint of trade and price fixing in the free market; and

WHEREAS, allegations are quite rampant that independent gasoline and oil dealers to use a colloquialism are getting a raw deal, particularly during our current energy shortage; and

WHEREAS, independent gasoline and oil dealers do not have the economic wherewithal to cope with or compete against the huge corporate enterprises that have economists, lawyers and staff literally in the thousands to influence governmental decisions; and

WHEREAS, independent gasoline and oil dealers are deserving of some consideration if only because of their limited resources.

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor of the State of Delaware, as attested by his signature appended hereto, that the Delaware Congressional Delegation is hereby requested to use the influence of their offices to insure and protect whenever possible independent gasoline and oil dealers in Delaware.

BE IT FURTHER RESOLVED that a copy of this Resolution be made a part of the House and Senate Journals and that copies be forwarded to Senators William V. Roth, Jr., Joseph R. Biden, Jr., and Representative Pierre S. duPont, IV.

Approved July 17, 1974.

CHAPTER 687

SENATE CONCURRENT RESOLUTION NO. 59

REQUESTING THE DELAWARE RIVER AND BAY AUTHORITY TO CONDUCT A FEASIBILITY STUDY TO DETERMINE THE MANNER IN WHICH THE AUTHORITY MAY ESTABLISH ITS OWN UNEMPLOYMENT COMPENSATION PROGRAM.

WHEREAS, in 1961 the States of Delaware and New Jersey entered into a compact, known as the "Delaware-New Jersey Compact", which resulted in the Delaware River and Bay Authority; and

WHEREAS, within its sphere the Authority is autonomous, except that action initiated by the Authority must be approved by the Governors of both States; and

WHEREAS, employees working for the Authority, including approximately fifty Delawareans, are not deemed to be employees of either State, and at present would, upon sudden unemployment, have no recourse to the unemployment compensation programs of either State; and

WHEREAS, it seems that the most appropriate solution would be for the Authority to establish and finance its own Unemployment Compensation program.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that the Delaware River and Bay Authority is hereby requested to conduct a feasibility study to determine the methods by which an unemployment compensation program may be established and financed by the Authority for the benefit of its employees.

BE IT FURTHER RESOLVED that because of the interest which the Delaware General Assembly has in this study, the Authority is requested to advise the General Assembly as to its findings.

Approved July 17, 1974.

CHAPTER 688

SENATE CONCURRENT RESOLUTION NO. 55

IN REFERENCE TO PRESERVATION OF A HISTORICAL HOME.

WHEREAS, the house located at 303 Washington Street, Wilmington, Delaware is reputed to be of historical value; and

WHEREAS, it is thought, according to the best evidence available, that General George Washington established his headquarters during the latter part of August, 1777, at this address; and

WHEREAS, this location has steadily deteriorated over the years; and

WHEREAS, said location is in one of the more historical sections of town; and

WHEREAS, the house has stood for over 198 years in this location; and

WHEREAS, it was recently reported in the news that this location is scheduled to be torn down supposedly in the name of redevelopment and progress; and

WHEREAS, if said property is razed, it will be approximately 24 months before the State of Delaware shall celebrate its Bicentennial Celebration; and

WHEREAS, said property is one of the few instances whereby the State of Delaware can lay claim to the phrase, "George Washington slept here".

NOW, THEREFORE,

BE IT RESOLVED by the Senate of the 127th General Assembly of the State of Delaware, the House of Representatives concurring therein, that all possible efforts be made by the City of Wilmington and the citizens of Delaware to protect and save this property.

Approved July 17, 1974.

CHAPTER 689

HOUSE JOINT RESOLUTION NO. 43

AUTHORIZING THE ESTABLISHMENT OF AN AD HOC COMMITTEE TO STUDY METHODS OF INCREASING THE TOURIST POTENTIAL OF FORT DELAWARE AND PEA PATCH ISLAND AREA AND TO STUDY THE POSSIBILITY OF RESTORATION OF THE LOCK FACILITIES OF THE OLD CHESAPEAKE AND DELAWARE CANAL, AND PROVIDING FOR THE SUBMISSION OF REPORT OF SUCH STUDY AND INVESTIGATION TO THE GENERAL ASSEMBLY, AND PROVIDING A SUPPLEMENTAL APPROPRIATION THEREFOR.

WHEREAS, the State and local communities are preparing for the Bicentennial Celebration; and

WHEREAS, Fort Delaware and Pea Patch Island are of historic significance; and

WHEREAS, the lock facilities located at Delaware City on the old Chesapeake and Delaware Canal have the historic potential to be a major tourist attraction during the Bicentennial Celebration;

NOW, THEREFORE:

BE IT RESOLVED by the House of Representatives and the Senate of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that an Ad Hoc Committee be formed to study the methods of increasing the tourist potential of Fort Delaware and Pea Patch Island and to investigate the possibility of the restoration of the lock facilities in Delaware City on the old Chesapeake and Delaware Canal.

The Ad Hoc Committee shall consist of eleven members composed of the following individuals: the Director of the Division of Parks and Recreation of the Department of Natural Resources and Environmental Control; Mr. Kenneth Boulden, Jr.

of New Castle County; Ralph Cryder of New Castle County; the President of the Fort Delaware Society; the Mayor of the City of Delaware City; the Chairman of the Delaware City Bicentennial Commission; the Chairman of the State of Delaware Bicentennial Commission; Mr. Emerson Wilson of the Fort Delaware Society; a representative of the Delaware Congressional Delegation; and one Senator and one Representative from the General Assembly to be appointed by the Governor.

One member of the Ad Hoc Committee shall be appointed as Chairman by the Governor.

BE IT FURTHER RESOLVED that the Committee shall make a report to the General Assembly on or before January 15, 1975 on the advisability of the reconstruction of the lock facilities located at Delaware City on the old Chesapeake and Delaware Canal and on the advisability of the continuing renovation of Fort Delaware and the Pea Patch Island area for the Bicentennial Celebration. The report shall also contain information on the availability of federal, State, county, city or private funds which can be used in the restoration of the locks or renovation of Fort Delaware and the Pea Patch Island area.

BE IT FURTHER RESOLVED that the sum of \$5,000 is hereby appropriated to Legislative Council to be used by the Ad Hoc Committee for the purpose of making the study and investigation as herein provided for.

BE IT FURTHER RESOLVED that this appropriation shall be considered a supplemental appropriation, and the monies hereby appropriated shall be paid out of the General Fund of the State of Delaware from monies not otherwise appropriated. Any funds remaining unexpended as of June 30, 1975 shall revert to the General Fund.

Approved July 18, 1974.

CHAPTER 690

SENATE JOINT RESOLUTION NO. 63

AUTHORIZING THE GOVERNOR TO APPOINT A COMMITTEE FOR THE PURPOSE OF MEETING WITH THE OWNERS OF THE UPPER REACHES OF THE WHITE CLAY CREEK AND MUDDY RUN STREAM VALLEYS FOR THE PURPOSE OF DETERMINING WHETHER OR NOT IT IS POSSIBLE TO OBTAIN ALL OR PART OF EITHER TRACT.

WHEREAS, the Upper Reaches of the White Clay Creek and Muddy Run Stream Valleys are owned by the E. I. duPont deNemours and Company and other owners or their estates, and are among the last remaining "unique natural areas" in the State of Delaware; and

WHEREAS, it is essential that a committee be formed to explore the possibilities of purchasing the Upper Reaches of the White Clay Creek and Muddy Run Stream Valleys for the State, the conditions and requirements involved in such purchase, the manner of funding such purchase, and all other information concerning the purchase which may be required.

NOW, THEREFORE:

BE IT RESOLVED by the Senate and the House of Representatives of the 127th General Assembly of the State of Delaware, with the approval of the Governor, that an Ad Hoc Committee be formed to contact the owners of the Upper Reaches of the White Clay Creek and Muddy Run Stream Valleys to determine whether the tracts hereinbefore referred to can be acquired in whole or in part by gift, devise, purchase or lease for the use of the public as a natural area.

BE IT FURTHER RESOLVED that the Ad Hoc Committee shall be bipartisan. The Governor shall appoint two members from the House of Representatives and two members from the Senate, and the fifth member shall be the Secretary of the Department of Natural Resources and Environmental Control.

BE IT FURTHER RESOLVED that an interim report from the Committee will be made to the Governor on or before September 1, 1974.

BE IT FURTHER RESOLVED that a copy of this Resolution be sent immediately to the owners of the land in the Upper Reaches of the White Clay Creek and Muddy Run Stream Valleys.

Approved July 22, 1974.

CHAPTER 691

SENATE CONCURRENT RESOLUTION NO. 52

EXPRESSING THE CONCERN OF THE GENERAL ASSEMBLY OVER THE REPORT BY THE UNIQUE HAZARDS COMMITTEE OF THE STATE BOARD OF PUBLIC INSTRUCTION RELATING TO CONSTRUCTION PROJECTS TO ELIMINATE HAZARDS AND REDUCE BUSING; AND DIRECTING THAT THE PRESENT MORATORIUM BE EXTENDED FOR ONE YEAR.

WHEREAS, by resolution approved by the Governor on October 12, 1971 the 126th General Assembly of the State of Delaware directed the State Board of Public Instruction to establish a moratorium of one school year before steps to eliminate the busing of students declared by the Committee to be ineligible for public transportation; and

WHEREAS, the Resolution further required that the State Board of Public Instruction submit a report to the General Assembly delineating "safety hazards" as the same applies to the transportation of pupils, including recommendations; and

WHEREAS, the Unique Hazards Committee has submitted its report, together with an additional appropriations request of \$1,590,944 and State funds are not available.

NOW, THEREFORE:

BE IT RESOLVED by the Senate of the 127th General Assembly, the House of Representatives concurring therein, that the State Board of Public Instruction be directed to continue bus transportation of students previously declared ineligible by the Unique Hazards Committee and to extend the moratorium for one more school year, or until the funds requested are appropriated and the construction completed. Spur routes shall continue to be served as present.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chairman of the Unique Hazards Committee and the Supervisor of the State Board of Public Instruction.

Approved July 26, 1974.

Executive Orders

CHAPTER 692

STATE OF DELAWARE EXECUTIVE DEPARTMENT

DOVER

**EXECUTIVE ORDER
NUMBER SIXTY-SIX**

TO: Heads of All State Departments and Agencies

**RE: Delaware Agency to Reduce Crime Funds for
State Aid to Local Law Enforcement**

WHEREAS, there are thirty-four (34) local law enforcement units considered eligible for funding under the Delaware Agency to Reduce Crime (hereinafter referred to as "DARC") aid to local law enforcement program; and

WHEREAS, the administrative and clerical costs and time required to develop proposals for these funds appear to have been an excessive burden on both the local police units and DARC; and

WHEREAS, present administrative procedures setting forth the form and manner of submitting applications to the DARC for State aid to local law enforcement funds have proved cumbersome and unworkable and need to be simplified; and

WHEREAS, new administrative modifications herein set forth will in no way alter the basic intent or prescribed uses of State aid to local law enforcement;

NOW, THEREFORE, I, RUSSELL W. PETERSON, by virtue of the authority vested in me as Governor of Delaware, do hereby proclaim as follows:

The following rules, regulations and administrative procedures are hereby adopted to be followed by DARC and local jurisdictions in the administration of funds budgeted for State aid to local law enforcement:

Administrative Procedures

1. All law enforcement units which seek State aid are required to submit by July 30 of each year a statement of the number of full-time sworn officers as of July 1 of that year. This document must be signed by the Chief Executive Officer of the jurisdiction and the Chief of Police or Department of Public Safety.

2. Based on verification and compilation of the above data, the eligible law enforcement units will receive notice of funds reserved for use pending satisfactory application.

3. The amount for which each unit is eligible is to be computed by dividing the number of full-time sworn local officers in the State as of July 1 of the current fiscal year into the amount of funds allocated by the legislature to determine a per-man figure. That per-man figure is then multiplied by the number of full-time sworn officers in the jurisdiction making application.

4. Specific applications for funds can be made on or before August 31, October 31, or January 31. Funds reserved for local units, for which specific application is not made, are subject to reallocation.

5. Applications will be reviewed at DARC by the Associate Director of Planning and the Associate Director of Administrative Services with appropriate action recommended to the Executive Director and Executive Planning Committee within thirty (30) days of each deadline.

6. Formal notification of approval or conditional approval must be made by sixty (60) days after each deadline.

7. Grants under this program will not be monitored but will be audited annually to assure expenditure compliance with the terms of the application.

8. Budget modifications or adjustments must be requested and approved in advance of implementation.

9. Special Issues

(a) Where applications are used to match federal grants, all portions of the grant (federal and State aid) shall be subject to monitoring and/or evaluation requirements.

(b) Where applications are used to match federal grants, requests must be made by January 31.

10. All State funds provided to DARC for the purpose of aiding local law enforcement agencies shall be administered and distributed according to the following guidelines and directions:

(a) DARC is authorized to make grants of such funds to political subdivisions of this State, and law enforcement agencies thereof, which make application for the same, after it shall be satisfied that such grant and the local matching funds herein-after described shall be used for any one of the following purposes, which shall be in addition to the law enforcement program or functions of the local jurisdiction at the time of such grant:

(i) Public protection, including the development, evaluation, implementation and purchase of methods, devices, facilities and equipment designed to improve or strengthen law enforcement and reduce crime in public and private places.

(ii) The recruiting and hiring of law enforcement personnel and the training of personnel in law enforcement.

(iii) Public Education relating to crime prevention and encouraging respect for law and order, including education programs in schools and programs to improve public understanding and cooperation with law enforcement agencies.

(iv) Purchase, lease, renovation or construction of buildings or other physical facilities designed to (a) improve and strengthen law enforcement, including, but not limited to, police stations, substations or precinct police facilities located in decentralized areas of a political subdivision where particular need exists; (b) limit potential civil disorders; and (c) improve police-community relations.

(v) The organization, education and training of regular law enforcement officers, special law enforcement units and law enforcement reserve units for the prevention, detection, and control of riots and other civil disorders. This includes acquisition of riot control equipment.

(vi) The augmentation or supplementation of salaries and other compensation of law enforcement personnel.

(b) Grants of State funds hereunder may also be made for the planning, preliminary staffing and administrative expenses associated with projects and programs in the categories set forth in subsection (a) of this Section. Such funds may be used by the local jurisdictions as part of the local matching share required by Federal law if the Federal-local project or program is within the categories set forth in subsection (a) of this Section.

(c) All applications shall be made on behalf of and signed by the Chief Executive Officer of the jurisdiction. DARC by rule and regulation shall prescribe the form and manner of applications and the method of accounting to DARC for funds received hereunder and for the reporting of results of all projects and programs.

(d) As much as possible, all grants shall be in accordance with the priorities established by the comprehensive plan developed by DARC pursuant to the Omnibus Crime Control and Safe Streets Act of 1968.

11. When an applicant has been notified of approval, funds should be requested as DARC shall prescribe.

12. The applicant is required to notify DARC in writing that the funds have been received within ten (10) days of the date of receipt.

Approved This 28th day of December, 1972.

(GREAT SEAL)

RUSSELL W. PETERSON
Governor

Attest:

WALTON H. SIMPSON
Secretary of State

CHAPTER 693
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER ONE

TO: Heads of All State Departments and Agencies
RE: Fuel Conservation

WHEREAS, there is a potential and immediate possibility of a serious shortage of heating fuels; and

WHEREAS, such a shortage could have a most adverse effect upon the health, welfare and economy of the citizens of the State; and

WHEREAS, the general public properly expects the government to set an example in practice as well as policy.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order, as follows:

1. Effective this date and until terminated by notice from this office, the following seven point program to conserve fuel is directed in all State departments, agencies and offices.

a. Temperatures in all state-owned or leased facilities will be lowered to the optimum level consistent with maintenance of good health and working efficiency of the occupants. I propose a working day temperature of 68°F, lowered to 63°F, in those facilities which are unoccupied between the hours of 5:00 P.M. and 7:30 A.M. Health care facilities such as hospitals and homes for the aged or infirm, are exempt from this restriction; however, it should be applied where heating systems permit, in purely administrative areas of such facilities.

b. Wherever possible, doors to unused rooms should be closed and heat controls for those areas set to the minimum temperature of 63°F.

c. Portable electric heaters will not be substituted by individuals to circumvent the intent of this policy.

d. Water heating units will be checked to insure that water temperatures are not being maintained at unnecessarily high levels.

e. Any lights not essential for the maintenance of proper working conditions or for safety and security reasons will be turned off.

f. Power switches on electrically powered equipment will be turned off when such equipment is not actually in use unless technical instructions recommend against such procedure.

g. Window air conditioners will be checked for proper covering to prevent heat loss through these units.

2. Supervisors at all levels will make special emphasis on compliance with this order.

3. All employees will be encouraged to practice similar conservation measures in their individual homes.

4. The Secretary, Department of Administrative Services shall develop the necessary technical instructions for implementing this order in those State facilities in which the Division of State Building and Grounds has responsibility for maintenance and custodial services.

Approved This 18th day of January, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 694
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWO

TO: Heads of All State Departments and Agencies

SUBJECT: Agencies Closing on Thursday, January 25, 1973

WHEREAS, the people of Delaware are greatly saddened by the death of former President Lyndon B. Johnson; and

WHEREAS, the said President Lyndon B. Johnson is to be interred on Thursday, January 25, 1973; and

WHEREAS, many employees of the State of Delaware and many students in our Public School System would like to participate in appropriate services that are to begin that morning and continue throughout the day; and

WHEREAS, President Lyndon B. Johnson left behind millions of deeply grieved people who will cherish his memory and mourn his death for generations to come:

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of Delaware, do order and direct that the State Board of Education declare the schools closed on Thursday, January 25, 1973; except as to those employees who are still needed to perform essential functions, and it is further

ORDERED: that all State Agencies be closed on Thursday, January 25, 1973, except for those agencies required by statute to remain open on a continuing basis and those State Agencies which require a skeleton work force for the performance of essential functions, and it is further

ORDERED: that all National and State flags within the State of Delaware be flown at half mast for period of thirty (30) days, and the State of Delaware shall officially observe a thirty (30) day period of mourning beginning January 23, 1973.

Approved This 23rd day of January, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 695
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THREE

TO: Heads of All State Departments and Agencies

RE: Continuation and Transfer of the Office of Federal-State Highway Safety Coordinator

WHEREAS, it is desirable to continue the functions of the Office of Federal-State Highway Safety Coordinator and to continue and, where possible, expand the program of improved highway safety; and

WHEREAS, the previous administration continued by Executive Order 15 the Office of the Federal-State Highway Safety Coordinator; and

WHEREAS, the Governor of the State of Delaware, being vitally interested and personally concerned with all aspects of the State's safety program, will continue as the State official ultimately responsible to the Federal Government for the conduct of such program and has seen fit to place the direction and administration of the Office of the Federal-State Highway Safety Programs directly under the Office of the Governor;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware do hereby amend Executive Order No. 42, dated September 24, 1970, as follows:

1. The Office of the Federal-State Highway Safety Coordinator is to be placed under the Office of the Governor.
2. The Coordinator of the Federal-State Highway Safety Office will also serve at the pleasure of the Governor. His rep-

representative for Highway Safety will be responsible to the Governor for the conduct of the Highway Safety Program for the State of Delaware.

Approved This 9th day of February, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 696

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

DOVER

EXECUTIVE ORDER
NUMBER FOUR

TO: Heads of All State Departments and Agencies

RE: Delaware Agency to Reduce Crime

WHEREAS, by his Executive Order Number 37, of August 20, 1968, Governor Charles L. Terry created the Delaware Law Enforcement Planning Agency; and

WHEREAS, by his Executive Order Number 6, of May 22, 1969, Governor Russell W. Peterson expanded the functions, responsibilities, and membership of said agency and changed its name to The Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 25, of April 27, 1970, his Executive Order Number 49 of December 30, 1970, his Executive Order Number 55 of July 29, 1971, and his Executive Order Number 59 of March 8, 1972, Governor Russell W. Peterson did further modify responsibilities, ex-officio membership, public membership, and the method of appointment of public members of the Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 66 of December 28, 1972, Governor Russell W. Peterson established rules, regulations and administrative procedures to be followed by DARC and local jurisdictions in the administration of funds budgeted for state aid to local law enforcement; and

WHEREAS, it is desirable to reaffirm the role to be played by The Delaware Agency to Reduce Crime in the planning and coordinating of an effective crime prevention program in this State and in effective management and direction of the human

and material resources available towards the goal of crime prevention ; and

WHEREAS, it is desirable to clarify the responsibilities, functions, and membership of the Delaware Agency to Reduce Crime as set forth in the numerous Executive Orders referred to herein by setting forth the future responsibilities, functions, and membership of the Agency in an Executive Order at this time.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare as follows :

1. The name of the Agency "Delaware Agency to Reduce Crime" shall continue to be the name of the Agency.

2. The Agency shall be composed of the following members who shall serve ex officio :

(1) Attorney General

(2) Chief Justice of the Delaware Supreme Court or a Justice designated by the Chief Justice

(3) Administrative Director of State Courts

(4) Secretary, Department of Public Safety

(5) Public Defender

(6) Superintendent of State Police

(7) Public Safety Commissioner for the City of Wilmington

(8) Director, New Castle County Police Department

(9) President, Delaware League of Local Governments

(10) Mayor of the City of Wilmington

(11) New Castle County Executive

(12) Mayor of the City of Newark

(13) Representative, Kent County Levy Court

(14) Representative, Sussex County Council

(15) Director, Division of Juvenile Corrections

- (16) Director, Division of Adult Corrections
- (17) Deputy Administrator for the Justices of the Peace
- (18) Chairman of the Parole Board
- (19) State Planner
- (20) President, Fraternal Order of Police, State Lodge
- (21) U.S. District Attorney
- (22) City Solicitor for the City of Wilmington
- (23) Chief Judge, Family Court
- (24) Mayor of the City of Rehoboth Beach

In the event of a vacancy in any of the aforesaid offices, the acting officer, duly appointed and qualified as such, shall serve as a member of the Agency until such time as the permanent office holder is qualified to serve.

3. In addition to the ex officio members of the Delaware Agency to Reduce Crime provided for in this Order, the Governor may appoint to serve at his pleasure such additional representatives of the public at large and such ex officio members as he sees fit without issuing additional Executive Orders. A letter of appointment signed by the Governor shall constitute sufficient authority for any appointee to serve on the Delaware Agency to Reduce Crime with full voting rights. All of those persons serving as representatives of the public at large as of the date of this Order shall continue to serve until such time as a list of Public Members appointed to the Agency is issued by the Governor at which time their appointments shall terminate unless they are reappointed.

4. All members shall have full voting rights on all questions brought before the Agency with the exception of the United States Attorney who shall abstain from voting on questions involving the final disposition of Federal funds. The proxy vote of an absent ex officio member shall be counted if the substitute casting the vote is an associate or employee of the absent member. A substitute shall not cast more than one proxy vote.

5. Leadership in crime prevention is the personal responsibility of the Governor and the Governor shall serve as Chairman of the Delaware Agency to Reduce Crime.

6. The Governor may appoint to serve at his pleasure a Vice-Chairman of the Delaware Agency to Reduce Crime.

7. The designation of this Agency as the "State Planning Agency" within the meaning of the Omnibus Safe Streets and Crime Control Act of 1968 is reaffirmed and adopted and the Agency shall also carry out such state planning functions as may be required under the provisions of the Juvenile Delinquency Prevention and Control Act of 1968.

8. At the direction of the Governor, and in addition to any duties and responsibilities invested in the Agency heretofore, the Agency shall perform such other duties with respect to, and shall administrate, coordinate and implement, any federal or state program in the area of law enforcement planning and crime prevention as the Governor shall assign to it. Such powers and duties to act at the direction of the Governor in the area of law enforcement planning and crime prevention shall include authority to receive and administer federal and/or state funds, including both monies for direct grants and monies provided for matching purposes.

The Agency shall be responsible for assisting the Governor in stimulating and coordinating the many functions of federal, state, local and private agencies and groups toward a goal of the maximum possible reduction of violent crimes in Delaware in line with the recommendations formulated by a Commission on Criminal Justice System Standards and Goals to be created by the Governor. The Agency shall also establish the means of measuring the rate of the violent crime and report it semi-annually to the Governor. Such coordination shall involve a two-pronged attack on crime: (1) improving the effectiveness of our police, courts and correctional agencies in dealing with offenders and (2) reducing the basic causes of crime and delinquency. In connection with this coordination, the Agency is empowered and directed to retain such professional help as is necessary for the attainment of these goals. The Agency shall endeavor to make provision for the application of systems analysis to reduce crime in this State.

9. At the direction of the Governor, all the funds provided to the agency for the purpose of aiding local law enforcement agencies shall be administered and distributed according to the following guidelines and directions:

(a) At the direction of the Governor, the agency is authorized to make grants of such funds to political subdivisions of this State, and law enforcement agencies thereof, which make application for the same, after it shall be satisfied that such grant and the local matching funds hereinafter described shall be used for any one of the following purposes, which shall be additional to the law enforcement program or functions of the local entity at the time of such grant:

(i) Public protection, including the development, evaluation, implementation and purchase of methods, devices, facilities and equipment designed to improve or strengthen law enforcement and reduce crime in public and private places.

(ii) The recruiting and hiring of law enforcement personnel and the training of personnel in law enforcement.

(iii) Public education relating to crime prevention and encouraging respect for law and order, including education programs in schools and programs to improve public understanding and cooperation with law enforcement agencies.

(iv) Purchase, lease, renovation or construction of buildings or other physical facilities designed to facilitate, improve and strengthen law enforcement, including, but not limited to, police stations, substations or precinct police facilities, located in decentralized areas of a political subdivision where particular need exists, crime prevention, limitation of potential civil disorders and the enhancement of police-community relations.

(v) The organization, education and training of regular law enforcement officers, special law enforcement units and law enforcement reserve units for the prevention, detection and control of riots and other civil disorders, including acquisition of riot control equipment.

(vi) The augmentation or supplementation of salaries and other compensation of law enforcement personnel.

(b) Grants of state funds hereunder may also be made for the planning and preliminary staffing and administrative expenses associated with projects and programs in the categories set forth in subsection (a) of this Section. Such funds may be used by the local entities as part of the local matching share required by Federal Act if the federal-local project or program is within the categories set forth in subsection (a) of this Section.

(c) All applications made by political subdivision shall be made on behalf of and signed by Chief Executive Officer of such subdivision. The Agency by rule and regulation shall prescribe the form and manner of applications and the method of accounting to the Agency for funds received hereunder and the results of all projects and programs.

(d) All grants made by the Agency shall be upon the condition that the political subdivision involved shall provide additional locally-raised funds for accomplishing the purposes of the grant amount to at least one-half of the grant made by the Agency.

(e) All grants shall be made with a view to the comprehensive plan developed by the Agency pursuant to the Omnibus Safe Streets and Crime Control Act of 1968 and to the extent deemed advisable by the Agency, with the approval of the Governor, such grants shall be in accordance with the priorities established by such plan.

10. The rules, regulations and administrative procedures to be followed by the DARC in local jurisdictions in the administration of funds budgeted for state aid to local law enforcement set forth in Executive Order Number 66 issued by Governor Russell W. Peterson under date of December 28, 1972 are hereby adopted and affirmed and shall remain in effect until further order.

11. All previous Executive Orders relating to the Delaware Agency to Reduce Crime or its predecessor organizations are continued in full force except insofar as they conflict with this Executive Order, in which case they are superseded.

APPROVED this 12 day of February, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 697
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIVE

TO: Heads of All State Departments and Agencies

RE: Modification of Executive Order Number Two Relating to That Portion Ordering all National and State Flags be Flown at Half Staff for a Thirty Day Period.

WHEREAS, Executive Order Number Two, approved on January 23, 1973, ordered that all National and State flags within the State of Delaware be flown at half staff for a thirty (30) day period to mourn the death of former President Lyndon B. Johnson; and

WHEREAS, Executive Order Number Two was issued in connection with a similar order issued by Richard M. Nixon, President of the United States of America; and

WHEREAS, former President Johnson was deeply committed to the ending of the Viet Nam War and the return of American Prisoners of War; and

WHEREAS, the Viet Nam War has been ended and American Prisoners of War are now returning home; and

WHEREAS, the President of the United States, Richard M. Nixon, after conferring with former President Johnson's widow, has ordered that all National flags be raised in honor of the returning Prisoners of War;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of Delaware,

do order and direct that all National and State flags within the State of Delaware be immediately raised to honor each and every returning Prisoner of War who has endured so much and served so well this State and Nation.

APPROVED : this 20 day of February, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 698
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIX

TO: Heads of All State Departments and Agencies

RE: Limiting Expenditures for the Remainder of F.Y.
1973

WHEREAS, current estimates of revenues and expenditures indicate the State of Delaware will end Fiscal 1973 with a deficit in the General Fund; and

WHEREAS, sound management practices dictate that measures be taken to lessen the impact of this situation;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order the following:

FOR THE PERIOD MARCH 7, 1973 to JUNE 30, 1973

1. A moratorium is placed on the hiring of personnel to fill new positions and existing vacancies.
2. A moratorium is placed on all pay increases except Merit increases approved by department heads.
3. Expenditures of General Fund non-salary appropriations, other than Capital Outlay, shall be limited to fifty (50) percent of the total unencumbered balance.
4. Expenditures of General Fund appropriations for the purchase of Capital Outlay items are prohibited.
5. Expenditures of General Fund appropriations for out-of-state travel are prohibited.

6. The above prohibitions and limitations do not apply to the Legislative and Judicial branches of government.

The Office of the Budget will be responsible for the administration of this Order.

APPROVED this 7th day of March, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 699
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SEVEN

TO: Heads of All State Departments and Agencies

RE: Reorganization of the Department of Administrative Services

WHEREAS, pursuant to 29 *Delaware Code* §8803 (4), the Secretary of the Department of Administrative Services, with the concurrence of the Governor, has the power to "establish, consolidate or abolish such divisions and offices within the Department or transfer or combine the powers, duties and functions of the divisions within the Department as the Secretary, with the written approval of the Governor, may deem necessary, provided that all powers, duties and functions required by law shall be provided for and maintained"; and

WHEREAS, changes in the names and functions of certain organizations within the Department have been deemed necessary by the Secretary and have been implemented since the reorganization of State Government in order to better clarify and define the functions of such organizations; and

WHEREAS, those changes include the abolition of the Division of State Buildings and the creation of the "Division of Facilities Management" and the "Division of Maintenance and Communications"; and

WHEREAS, the "Division of Graphics and Printing" was created on January 1, 1971, pursuant to law; and,

WHEREAS, it is desirable that these changes be officially noted and formally recognized by Executive Order;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, with the concurrence of the Secretary of the Department of Administrative Services and by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The creation of the "Division of Graphics and Printing" within the Department of Administrative Services is hereby confirmed. The Division shall have such powers, functions and duties as may be assigned to it by law or by the Secretary of the Department of Administrative Services.

2. The abolition of the "Division of State Buildings" is hereby confirmed.

3. The creation of the "Division of Facilities Management" is hereby confirmed. The Division shall have the power to perform and shall be responsible for the performance of all the powers, duties and functions heretofore vested in the Division of State Buildings not herein vested in the Division of Maintenance and Communications, as well as those other powers, functions and duties as may be assigned to it by law or by the Secretary of the Department of Administrative Services.

4. The creation of the "Division of Maintenance and Communications" is hereby confirmed. The Division shall have the power to perform and shall be responsible for the performance of all the powers, duties and functions heretofore vested in the Division of State Buildings pursuant to the provisions of Chapter 45 of Title 29 of the Delaware Code Annotated (Custodian of the State House). It shall further have the power and duty to supervise and account for the administration and operation of the communication, messenger and mail services heretofore administered by the Division of State Buildings pursuant to Section 8804 (a) (1) of Chapter 88 of Title 29 of the Delaware Code Annotated, as well as those powers, duties and functions as may be assigned to it by law or by the Secretary of the Department of Administrative Services.

APPROVED this 6th day of April, 1973

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 700
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER EIGHT

TO: Heds of All State Departments and Agencies

RE: Formation of Delaware Energy Emergency Board

WHEREAS, there are indications that gasoline, diesel, and other fuels may be in short supply during the coming months, and

WHEREAS, this crisis may affect the jobs of many hundreds of our citizens in all walks of life, and

WHEREAS, this crisis may seriously interfere with our economy, based as it is on the various modes of transportation, and

WHEREAS, it is in the best interests of the State and its citizenry that a mechanism be established to review and evaluate this potential energy crisis, to report on it to the Governor, to make recommendations to the Governor, and to cooperate with appropriate intrastate, interstate and federal agencies.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The creation of the Delaware Energy Emergency Board. The committee shall have such powers, functions, and duties as may be assigned to it by the Chairman.

2. The Chairman of the Delaware Energy Emergency Board shall be Secretary Clifton E. Morris, Department of Highways and Transportation.

3. The Assistant Chairman shall be Col. James W. McCloskey, Division of Emergency Planning and Operations, Department of Public Safety.

4. The members of the committee shall include:

Secretary John C. Bryson
Department of Natural Resources and Environmental
Control

Secretary John D. Daniello
Department of Community Affairs and Economic
Development

Director John O. Hidinger
Division of Transportation

E. Sherman Webb
Executive Assistant to the Governor

Also, three members to be chosen by the committee to represent industry and three members to be chosen by the committee to represent the public interest.

Approved This 4th day of May, 1973.,

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 701
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER NINE

TO: Heads of All State Departments and Agencies

RE: Governor's Emergency Medical Service Advisory
 Council

WHEREAS, Public Law 89-564, entitled the "National Highway Safety Act of 1966", provides Federal Grants for the planning, administration and implementation of highway safety; and

WHEREAS, Section 11 of Public Law 89-564, entitled "Emergency Medical Service", provides that planning shall be made for emergency medical service to highway accident victims; and

WHEREAS, it has been determined that the State is deficient in the administration of the standards promulgated in Section 11 of Public Law 89-564, because of the independent and fragmented operation of the emergency medical service in the State by the various public and private agencies involved; and

WHEREAS, there is a need for the designation of a State Agency to be responsible for establishing liason, coordination, cooperation and reporting among the public and private agencies in this State which provide emergency medical service so that all work together as a unified whole and comply with applicable federal standards.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The Division of Public Health of the Department of Health and Social Services is hereby designated as the State Agency responsible for the establishment, implementation and administration of a comprehensive program to most effectively utilize the Emergency Medical Service organizations of this State.

2. There is hereby created and established an Advisory Council entitled the "Governor's Emergency Medical Service Advisory Council", whose purpose shall be to study, research, plan, evaluate, recommend and advise the Division of Public Health, as well as offer guidance to, cooperate with and assist public agencies and private institutions and organizations on methods for the coordination and effective utilization of their Emergency Medical Service programs. The Council may request and shall receive from any department, division, commission or agency of the State of Delaware such reasonable assistance and data as will enable it properly to carry out its functions hereunder.

3. The Council shall consist of members appointed by the Governor from among agencies and organizations who have commitments to and are concerned with improvement in emergency medical services, such as:

a. The Division of Public Health of the Department of Health and Social Services

b. The Division of Planning, Research and Evaluation of the Department of Health and Social Services

c. The Medical Society of Delaware

d. The Association of Delaware Hospitals

e. The Federal-State Highway Safety Coordinator

f. The Division of Central Data Processing of the Department of Administrative Services

g. The Division of Emergency Planning and Operations of the Department of Public Safety

h. The Office of Intergovernmental Services of the Department of Public Safety

- i. The Division of State Police of the Department of Public Safety
 - j. The Division of Transportation of the Department of Highways and Transportation
 - k. The Delaware State Fire School
 - l. The State Fire Prevention Commission
 - m. The Ambulance Advisory Committee to the State Fire Prevention Commission
 - n. The Ambulance Standards Committee of the Delaware Volunteer Firemens' Association
 - o. Delaware Chapter of the American Red Cross
 - p. Delaware Heart Association
 - q. Wilmington Medical Center
 - r. Delaware Safety Council
 - s. Delaware Police Chiefs Regional Council
 - t. The Committee on Trauma of the American College of Surgeons
 - u. Health Services Authority
 - v. Community Council on Emergency Medical Service of New Castle, Kent and Sussex Counties
 - w. Delaware Regional Medical Program
4. The Chairman of the Council shall be designated from among the members by the Governor and shall serve during the pleasure of the Governor. The Chairman of the Council shall make a report to the Governor on or before September 15th of each year on the activities of the Council.
5. The Division of Public Health is authorized and empowered to apply for, accept and disburse grants, gifts and contributions from the federal government, individuals, foundations, corporations, and other organizations, agencies or institutions

on behalf of the Council for the purpose of furthering the objectives of the Council's programs.

Approved This 4th day of June, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 702
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TEN

TO: Heads of All State Departments and Agencies

RE: Final Implementation of State Police Salary Increase

WHEREAS, the 126th General Assembly of the State of Delaware enacted into law House Bill No. 585, Chapter 332, 58 Laws of Delaware, giving the Delaware State Police a 16.5 percent salary increase; and

WHEREAS, approximately 15 percent of the pay raise has already been implemented thus leaving a balance of 1.5 percent retroactive to November, 1972; and

WHEREAS, there are no more restrictions being imposed by the Federal Pay Board upon the final phase of the State Police pay raise; and

WHEREAS, funds for said pay raise have already been appropriated; and

WHEREAS, executive action is now needed to implement the final phase of the State Police pay raise bill.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do order and declare that the compensation schedules established for active-duty State Police in Section 1, Chapter 322, 58 Delaware Laws (11 *Delaware Code* 8303) are hereby effectuated and the final phase of the 16.5 percent salary increase is herewith fully implemented by giving the active-duty

State Police the remaining 1.5 percent of their salary increase retroactive to November, 1972.

Approved this 5th day of June, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 703
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER ELEVEN

TO: Heads of All State Departments and Agencies

RE: Amending Executive Order Number Four Relating to The Delaware Agency To Reduce Crime by Eliminating Paragraph 9(d) Thereof and Inserting The Word "State" Prior to The Word "fund" in The First Line of Paragraph 9

WHEREAS, by his Executive Order Number 37, of August 20, 1968, Governor Charles L. Terry created the Delaware Law Enforcement Planning Agency; and

WHEREAS, by his Executive Order Number 6, of May 22, 1969, Governor Russell W. Peterson expanded the functions, responsibilities, and membership of said agency and changed its name to The Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 25, of April 27, 1970, his Executive Order Number 49 of December 30, 1970, his Executive Order Number 55 of July 29, 1971, and his Executive Order Number 59 of March 8, 1972, Governor Russell W. Peterson did further modify responsibilities, ex-officio membership, public membership, and the method of appointment of public members of the Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 66 of December 28, 1972, Governor Russell W. Peterson established rules, regulations and administrative procedures to be followed by DARC and local jurisdictions in the administration of fund budgeted for State aid to local law enforcement; and

WHEREAS, it is desirable to reaffirm the role to be played by The Delaware Agency to Reduce Crime in the planning and coordinating of an effective crime prevention program in this State and in effective management and direction of the human and material resources available towards the goal of crime prevention; and

WHEREAS, it is desirable to clarify the responsibilities, functions, and membership of The Delaware Agency to Reduce Crime as set forth in the numerous Executive Orders referred to herein by setting forth the future responsibilities, functions, and membership of the Agency in an Executive Order at this time.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare as follows:

1. The name of the Agency "Delaware Agency to Reduce Crime" shall continue to be the name of the Agency.

2. The Agency shall be composed of the following members who shall serve ex officio:

- (1) Attorney General
- (2) Chief Justice of the Delaware Supreme Court or a Justice designated by the Chief Justice
- (3) Administrative Director of State Courts
- (4) Secretary, Department of Public Safety
- (5) Public Defender
- (6) Superintendent of State Police
- (7) Public Safety Commissioner for the City of Wilmington
- (8) Director, New Castle County Police Department
- (9) President, Delaware League of Local Governments
- (10) Mayor of the City of Wilmington
- (11) New Castle County Executive
- (12) Mayor of the City of Newark

- (13) Representative, Kent County Levy Court
- (14) Representative, Sussex County Council
- (15) Director, Division of Juvenile Corrections
- (16) Director, Division of Adult Corrections
- (17) Deputy Administrator for the Justices of the Peace
- (18) Chairman of the Parole Board
- (19) State Planner
- (20) President, Fraternal Order of Police, State Lodge
- (21) U.S. District Attorney
- (22) City Solicitor for the City of Wilmington
- (23) Chief Judge, Family Court
- (24) Mayor of the City of Rehoboth Beach

In the event of a vacancy in any of the aforesaid offices, the acting officer, duly appointed and qualified as such, shall serve a member of the Agency until such time as the permanent office holder is qualified to serve.

3. In addition to the ex officio members of the Delaware Agency to Reduce Crime provided for in this Order, the Governor may appoint to serve at his pleasure such additional representatives of the public at large and such ex officio members as he sees fit without issuing additional Executive Orders. A letter of appointment signed by the Governor shall constitute sufficient authority for any appointee to serve on the Delaware Agency to Reduce Crime with full voting rights. All of those persons serving as representatives of the public at large as of the date of this Order shall continue to serve until such time as a list of Public Members appointed to the Agency is issued by the Governor at which time their appointments shall terminate unless they are reappointed.

4. All members shall have full voting rights on all questions brought before the Agency with the exception of the United States Attorney who shall abstain from voting on question involving the final disposition of Federal funds. The proxy vote of an absent ex officio member shall be counted if the substitute

casting the vote is an associate or employee of the absent member. A substitute shall not cast more than one proxy vote.

5. Leadership in crime prevention is the personal responsibility of the Governor and the Governor shall serve as Chairman of the Delaware Agency to Reduce Crime.

6. The Governor may appoint to serve at his pleasure a Vice-Chairman of the Delaware Agency to Reduce Crime.

7. The designation of this Agency as the "State Planning Agency" within the meaning of the Omnibus Safe Streets and Crime Control Act of 1968 is reaffirmed and adopted and the Agency shall also carry out such state planning functions as may be required under the provisions of the Juvenile Delinquency Prevention and Control Act of 1968.

8. At the direction of the Governor, and in addition to any duties and responsibilities invested in the Agency heretofore, the Agency shall perform such other duties with respect to, and shall administrate, coordinate and implement, any federal or state program in the area of law enforcement planning and crime prevention as the Governor shall assign to it. Such powers and duties to act at the direction of the Governor in the area of law enforcement planning and crime prevention shall include authority to receive and administer federal and/or state funds, including both monies for direct grants and monies provided for matching purposes.

The Agency shall be responsible for assisting the Governor in stimulating and coordinating the many functions of federal, state, local and private agencies and groups toward a goal of the maximum possible reduction of violent crimes in Delaware in line with the recommendations formulated by a Commission on Criminal Justice System Standards and Goals to be created by the Governor. The Agency shall also establish the means of measuring the rate of the violent crime and report it semi-annually to the Governor. Such coordination shall involve a two-pronged attack on crime: (1) improving the effectiveness of our police, courts and correctional agencies in dealing with offenders and (2) reducing the basic causes of crime and delinquency. In connection with this coordination, the Agency is empowered and directed to retain such professional help as is necessary for the

attainment of these goals. The Agency shall endeavor to make provision for the application of systems analysis to reduce crime in this State.

9. At the direction of the Governor, all State funds provided to the Agency for the purpose of aiding local law enforcement agencies shall be administered and distributed according to the following guidelines and directions:

(a) At the direction of the Governor, the agency is authorized to make grants of such funds to political subdivisions of this State, and law enforcement agencies thereof, which make application for the same, after it shall be satisfied that such grant and the local matching funds hereinafter described shall be used for any one of the following purposes, which shall be additional to the law enforcement program or functions of the local entity at the time of such grant:

(i) Public protection, including the development, evaluation, implementation and purchase of methods, devices, facilities and equipment designed to improve or strengthen law enforcement and reduce crime in public and private places.

(ii) The recruiting and hiring of law enforcement personnel and the training of personnel in law enforcement.

(iii) Public education relating to crime prevention and encouraging respect for law and order, including education programs in schools and programs to improve public understanding and cooperation with law enforcement agencies.

(iv) Purchase, lease, renovation or construction of building or other physical facilities designed to facilitate, improve and strengthen law enforcement, including, but not limited to, police stations, substations or precinct police facilities, located in decentralized areas of a political subdivision where particular need exists, crime prevention, limitation of potential civil disorders and the enhancement of police-community relations.

(v) The organization, education and training of regular law enforcement officers, special law enforcement units and law enforcement reserve units for the prevention, detection and control of riots and other civil disorders, including acquisition of riot control equipment.

(vi) The augmentation or supplementation of salaries and other compensation of law enforcement personnel.

(b) Grants of state funds hereunder may also be made for the planning and preliminary staffing and administrative expenses associated with projects and programs in the categories set forth in subsection (a) of this Section. Such funds may be used by the local entities as part of the local matching share required by Federal Act if the federal-local project or program is within the categories set forth in subsection (a) of this Section.

(c) All applications made by political subdivision shall be made on behalf of and signed by Chief Executive Officer of such subdivision. The Agency by rule and regulation shall prescribe the form and manner of applications and the method of accounting to the Agency for funds received hereunder and the results of all projects and programs.

(d) All grants shall be made with a view to the comprehensive plan developed by the Agency pursuant to the Omnibus Safe Streets and Crime Control Act of 1968 and to the extent deemed advisable by the Agency, with the approval of the Governor, such grants shall be in accordance with the priorities established by such plan.

10. The rules, regulations and administrative procedures to be followed by the DARC in local jurisdictions in the administration of funds budgeted for state aid to local law enforcement set forth in Executive Order Number 66 issued by Governor Russell W. Peterson under date of December 28, 1972 are hereby adopted and affirmed and shall remain in effect until further order.

11. All previous Executive Orders relating to the Delaware Agency to Reduce Crime or its predecessor organizations are continued in full force except insofar as they conflict with this Executive Order, in which case they are superseded.

APPROVED this 6th day of June, 1973.

(GREAT SEAL)

Attest:

ROBERT H. REED
Secretary of State

SHERMAN W. TRIBBITT
Governor

CHAPTER 704
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWELVE

TO: Heads of All State Departments and Agencies

RE: Energy Conservation

WHEREAS, the State of Delaware is faced with a severe financial situation and all measures must be taken to conserve and prevent unnecessary expenditures of funds; and

WHEREAS, this State and the Nation is faced with a potential energy crisis; and

WHEREAS, such a crisis could have an adverse effect upon the health, welfare and economy of the citizens of the State; and,

WHEREAS, the general public properly expects the government to set an example in practice as well as policy in combating the monetary and energy problems of the State;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. Effective this date and until terminated by notice from this office, all state agencies, departments and offices are directed to utilize air conditioning systems at a level consistent with maintenance of good health and working efficiency of the occupants and all such equipment, as well as the power switches on all other electrically powered equipment when not actually in use shall be turned off, unless technical instructions recommend against such procedure, in facilities which are unoccupied on

weekends or holidays and between the hours of 5:00 P.M. and 8:00 A.M. each working day. Health care facilities such as hospitals and homes for the aged or infirm, are exempt from this restriction; however, it should be applied where practicable in purely administrative areas of such facilities. During the working day, doors to unused rooms should be closed.

2. Supervisors at all levels will make special emphasis to insure compliance with this order.

3. All employees are encouraged to practice similar conservation measures in their individual homes.

4. The Secretary, Department of Administrative Services, shall develop the necessary technical instructions for implementing this order in all State facilities.

APPROVED this 12th day of June, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 705
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTEEN

TO: Members of the 127th General Assembly, Heads of
 all State Departments and Agencies.

RE: Contract between the State of Delaware and the
 Farmers Bank of the State of Delaware, dated June
 18, 1973; and distribution thereof.

WHEREAS, a contract between the State of Delaware and the Farmers Bank of the State of Delaware, attached hereto and made a part hereof, has been executed; and

WHEREAS, a condition of the contract is that there are no obligations on the part of the State unless the contract is ratified or authorized by the General Assembly; and

WHEREAS, the contract should be made available to all Members of the General Assembly and to all interested persons prior to consideration by the General Assembly of any legislation ratifying or authorizing the contract.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. Copies of this Executive Order and the contract attached hereto shall be distributed to each member of the General Assembly prior to June 20, 1973.

2. The Secretary of State shall maintain extra copies of this Executive Order and the contract attached hereto at his office or at such other place or places as he deems advisable for inspection and distribution to interested persons.

APPROVED this 18th day of June, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:
ROBERT H. REED
Secretary of State

CONTRACT

THIS CONTRACT, made and entered into as of this 18th day of June, 1973, by and between FARMERS BANK OF THE STATE OF DELAWARE (hereinafter defined and referred to as the "Bank"), duly incorporated and existing under and by virtue of the Laws of the State of Delaware, and THE STATE OF DELAWARE (hereinafter defined and referred to as the "State").

WITNESSETH:

WHEREAS, it has been determined to be in the best interests of both State and the Bank that the historic relationship between them be modified; and

WHEREAS, the State has maintained in the Bank an average daily balance in excess of \$77,000,000.00 for the period of the five years preceding December 31, 1972; and

WHEREAS, this Contract will prevent an abrupt termination of the relationship which, if such occurred, would result in serious adverse consequences because of the Bank's historic role as the sole depository of State moneys and the State's historic and unique dependence on the Bank's financial advice and management.

NOW, THEREFORE, upon approval hereof by the Treasurer, the Secretary of Finance and the Attorney General, and upon execution of this Contract by the Governor and the Chair-

man of the Board of Directors of the Bank with signatures attested thereto, for and in consideration of \$1.00 and the mutual covenants, promises and obligations herein the sufficiency whereof is hereby mutually acknowledged, the parties hereto formally covenant, agree and bind themselves as follows, to-wit:

ARTICLE I

Definitions

§1.1 "Bank" shall mean The Farmers Bank of the State of Delaware.

§1.2 "Contract" shall mean this Contract as from time to time amended or supplemented in accordance with the terms hereof.

§1.3 "Contract date" shall mean the date ascribed to and written on this Contract.

§1.4 "Commencement date" shall mean the immediate date when all of the following either separately or together have occurred:

(a) A legal opinion of the Attorney General and a legal opinion of counsel for the Bank to the effect that valid legislation shall have been enacted by the State which adequately:

(i) ratifies or authorizes the State to enter into and perform this Contract; and

(ii) authorizes the sale of capital stock of the Bank held by the State.

(b) A legal opinion of the Attorney General and a legal opinion of counsel to the Bank to the effect that this Contract is legally binding and enforceable upon both the State and the Bank and no provision thereof is contrary to Federal or State law or regulation.

(c) The sale by the State of stock of the Bank and receipt of collected moneys by the Treasurer of the State of Delaware for the full net sales price of the stock.

§1.5 "State" shall mean the State of Delaware except where reference is made to moneys, it shall further include its School Districts, agencies and other bodies, other than counties, which are required by law on the Contract date to deposit moneys or funds in the Bank.

§1.6 "Fiscal Year" shall mean the fiscal year used by the State as of the Contract date. The first State fiscal year shall mean the fiscal year beginning after the commencement date of this Contract. The second State fiscal year shall be the subsequent year and so on.

ARTICLE II

Duration

§2.1 This Contract shall become effective on the commencement date and continue until the end of fifteen full State fiscal years following the commencement date, or until such earlier date as mutually agreed upon by the State and Bank.

ARTICLE III

Contractual Obligations

§3.1 This Contract shall be a binding contractual obligation on State and Bank and is not to be altered, amended or modified unilaterally by either State or Bank.

§3.2 Subject to the provisions of §3.3 and §3.4 hereof, the State shall deposit each fiscal year to the credit of the State Treasurer in the Bank sufficient moneys so that at the end of such fiscal year the corresponding amount shown below shall have been the average of the daily balances for such fiscal year:

The portion of the fiscal year after the commencement date (if the commencement date is not on the first day of a fiscal year), and for each of the six full fiscal years after commencement date.

	\$70,000,000
7th fiscal year	63,000,000
8th fiscal year	56,000,000
9th fiscal year	49,000,000

10th fiscal year	42,000,000
11th fiscal year	35,000,000
12th fiscal year	28,000,000
13th fiscal year	21,000,000
14th fiscal year	14,000,000
15th fiscal year	7,000,000

In calculating or determining whether the State has met the above minimum average of daily balances for any fiscal year, any moneys invested or deposited with the Bank as the result of competitive bidding shall not be considered.

§3.3 The State shall not be in default of its obligations set forth in §3.2 if the State has insufficient moneys during any fiscal year to meet its requirement of the average of daily balances for that fiscal year, provided, however, that this section shall not apply to the limited extent of any portion of such insufficiency which is the result of the State depositing moneys in other banks or making investments other than with the Bank.

§3.4 The State shall not be in default of its obligations set forth in §3.2 if the State has insufficient moneys during any fiscal year to meet its requirement of the minimum average of daily balances for that fiscal year as the result of the State making investments or making deposits in other banks, provided, however, that during the next following fiscal year the average of the daily balances is greater than the required minimum average of the daily balances for such next following fiscal year by at least the amount of the insufficiency resulting from such investments and such deposits with other banks, and further provided, however, that this section shall apply only to the limited extent 10% of the required minimum average of the daily balances of the fiscal year in which such insufficiency occurs. Nothing in this section shall be construed so as to permit the State to intend to create an insufficiency by means of making deposits in other banks or making investments other than with the Bank.

§3.5 Throughout the duration of this Contract as stated in Article II herein the Bank shall be a depository of State moneys and shall, without special fee or charge, furnish to the State the same services the Bank extends without special fee or charge to its other depositors, and, in addition, without special fee or charge, the Bank shall at the option of the State (1) continue to

act as paying agent for the State and for all School District bonds and coupons, (2) continue to provide daily balance statements on operating accounts, and (3) furnish, as the State may reasonably request to assist it in its financial planning, such information as is available to the Bank regarding the State's finances during the relationship between the State and the Bank previous to the Contract date.

ARTICLE IV

Compensation to the Bank

§4.1 The rate of return to the State on deposits held in time accounts in the Bank shall be set by annual negotiation between the Bank and the State and shall constitute a reasonable return to the State on such deposits. In so negotiating, the parties shall consider the rate of return the State might reasonably expect to earn on a portfolio of short term treasury securities and other high grade short term investments having maturity dates corresponding to such time accounts, provided, however, that such rate of return shall not exceed the amount the Bank is permitted to pay by law or regulation.

§4.2 During the period from the commencement date to the end of the tenth full fiscal year following the commencement date, the State shall maintain all of the demand deposit accounts of the State in the Bank and the Bank shall continue, as heretofore, to provide services to the State in addition to those set forth in Article III §3.5 and the State shall pay the Bank therefore, which consideration may include the maintenance of compensating balances in the demand deposit accounts of the State, as determined by annual negotiation between the parties on the basis of the nature of the services, the cost thereof to the Bank and a reasonable profit thereon to the Bank.

§4.3 In the event of the inability of the parties to agree to the rate of return provided by §4.1 hereof, or the additional services and the compensation therefor provided by §4.2 hereof, then such shall be set by determination of the Court of Chancery with a right of appeal to the Supreme Court of the State of Delaware.

ARTICLE V**Miscellaneous**

§5.1 This Contract may be amended or modified from time to time only in writing and by mutual agreement of the appropriate authorities of the State and Bank.

§5.2 This Contract may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

§5.3 Failure of either party to exercise any right or remedy shall not constitute a waiver of such right or remedy or any other rights or remedies, provided, however, that no right or remedy for any default may be exercised more than three years after such default.

§5.4 This Contract may be terminated by the option of either party in the event that all legislation referred to in Article I, §1.4 (a) is not enacted prior to June 30, 1973, provided, however, that such option may not be exercised after the enactment of all such legislation.

IN WITNESS WHEREOF, the State and the Bank have approved this Contract and have caused the same to be executed in their respective names and behalf and the respective seals to be affixed and attested.

Approved By:

MARY D. JORNLIN

Treasurer

W. LAIRD STABLER, JR.

Attorney General

CLIFFORD B. EDWARDS

Secretary of Finance

STATE OF DELAWARE

SHERMAN W. TRIBBITT

Governor

ROBERT H. REED

Secretary of State

**FARMERS BANK OF THE
STATE OF DELAWARE**

A. EDWARD DANFORTH

Chairman of the Board of
Directors

LEWIS NEILSON

Secretary

CHAPTER 706
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FOURTEEN

TO: Heads of all State Departments and Agencies.
RE: Period of Mourning for Chief Justice Daniel F. Wolcott

WHEREAS, the State of Delaware has lost a faithful public servant in Chief Justice Daniel F. Wolcott whose record of service is worthy of the highest traditions of his family; and

WHEREAS, Chief Justice Wolcott committed himself fully to the law; and

WHEREAS, Chief Justice Wolcott served the people of our State ably and faithfully and left us a legacy of high achievement; and

WHEREAS, his death is a loss not only to the Bench and Bar of the State, which greatly revered him, but also a loss to all Delawareans;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order a

PERIOD OF MOURNING

FOR

CHIEF JUSTICE DANIEL F. WOLCOTT

throughout the State of Delaware beginning today, July 11, 1973, and continuing through July 25, 1973; and I further order all State flags within the State of Delaware to be flown at half mast

during this period of mourning in memory of this outstanding Delaware citizen.

APPROVED this 11th day of July, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 707
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTEEN

TO: Heads of All State Departments and Agencies

RE: Limiting Expenditures for F.Y. 1974

WHEREAS, until there is positive action by the Special Session of the 127th General Assembly scheduled to convene on or about October 30, 1973, current estimates of revenues and expenditures indicate the State of Delaware will end Fiscal 1974 with a deficit in the General Fund; and

WHEREAS, sound management practices dictate that measures be taken to lessen the impact of this possible situation;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order the following:

UNTIL AMENDED, REVISED OR CANCELLED BY SUBSEQUENT ANNOUNCEMENT FROM THIS OFFICE:

- 1. A moratorium is placed on the hiring of personnel to fill new positions and existing vacancies.**
- 2. Expenditures of General Fund appropriations for out-of-state travel are prohibited.**
- 3. The above prohibitions and limitations do not apply to the Legislative and Judicial branches of government.**

The Office of the Budget will be responsible for the administration of this Order.

APPROVED this 24th day of July, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 708
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIXTEEN

TO: Heads of All State Departments and Agencies

RE: Designation of the Division of Drug Abuse Control, Department of Health and Social Services, as the Single State Agency to Coordinate and Direct the State and Local Responses to the Drug Abuse Problem.

WHEREAS, drug abuse is a major social problem in the State of Delaware and afflicts urban, suburban, and rural areas of this State;

WHEREAS, drug abuse seriously impairs individual, as well as societal, health and well-being and substantially contributes to crime;

WHEREAS, the success of drug abuse prevention, treatment, rehabilitation, education, and research programs requires a recognition that a consolidated, coordinated approach is absolutely essential to combat this threat;

WHEREAS, the differences in local drug abuse problems and local responses to such problems are of critical importance and hence, local definition of problems and responses is necessary for successfully dealing with these problems;

I HEREBY DECLARE that it is the policy of the State of Delaware to focus the comprehensive resources of this State to bear on the drug abuse problem.

THEREFORE, I hereby designate the Division of Drug Abuse Control, Department of Health and Social Services, as

the single State Agency responsible for coordinating all drug abuse prevention functions in this State, which include, drug abuse rehabilitation, treatment, education, research and prevention activities. The Division shall:

1. Conduct and see that local authorities, conduct, a detailed survey of State and local problems and needs for prevention and treatment of drug abuse and drug dependence, including, but not limited to, a survey of health facilities needed to provide services for drug abuse and drug dependence, and the development of techniques for the assessment of an unduplicated count of chronic drug abusers;
2. Identify all funds, programs, and resources available in the State from the Federal Government, the State government, local governments, public and private agencies, foundations, and other sources, which are currently being used and those which could in the future be used to implement drug abuse prevention functions in the State;
3. Develop objective devices or methodologies for the evaluation of all drug abuse prevention functions within this State;
4. Establish a clearinghouse for development of and maintenance of a centralized drug abuse data collection and dissemination system for all drug abuse prevention functions, consistent with the confidentiality safeguards of Federal and State law;
5. Develop and maintain a management information system providing for an ongoing review of the State drug abuse problem indicators, drug abuse programs, and resources, relationship of resources to drug problem intensity, and analysis of problem indicator dynamics to resource application and assist local chief executive offices in building and maintaining a local management information system;
6. Formulate and administer a comprehensive State plan for coordinating all drug abuse prevention functions (and other State plans in related areas, especially health, education and criminal justice) within the State in accordance with regulations promulgated by the Federal government;
7. Coordinate the delivery of all funding from whatever source, to State and local levels;

8. Require such information and reports as necessary from State and local agencies for planning, management, and evaluation and for otherwise carrying out the mandate of this Order ;

9. Review all budgets, regulations, guidelines, requirements, criteria, and procedures of all State Agencies in terms of their consistency with policies, priorities, and objectives established by the Division, and provide policy direction to such agencies in making any changes which may be necessary to bring them into consistency with these policies ;

10. Develop and establish health, safety, and professional standards for certifying licensing or approving drug abuse treatment programs, facilities, and personnel within the State either by itself or by designation of another State department or agency, including standards to be followed in hiring individuals both subject to and not subject to the merit system ;

11. Devise policies and procedures to foster greater cooperation and interaction between the treatment community and the criminal justice system, particularly in the local jurisdictions, through formulation of a long term plan of cooperation ;

12. Coordinate all drug abuse education and training programs conducted within this State through cooperation with State and local Boards of Education, schools, and other public and private agencies in establishing education programs for the prevention of drug abuse and for training in the treatment and rehabilitation of persons dependent upon and abusing drugs ;

13. Develop geographically distributed drug abuse prevention and treatment facilities and programs throughout the State in order to assure ready access for all people within the State ;

14. Review, at least annually, the State plan for coordination of drug abuse prevention functions within the State, and annually submit to the Secretary of the United States Department of Health, Education and Welfare an analysis and evaluation of the effectiveness of the prevention and treatment programs and activities carried out under the plan, modifications in the plan which it considers necessary, and submission of any reports which the Secretary may require ;

15. Meet at least every 3 months with representatives of the State Drug Abuse Prevention Advisory Council ;

16. Report annually to the Governor and the General Assembly concerning its activities for the past year.

APPROVED this 22nd day of Aug, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 709
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SEVENTEEN

TO: Heds of all State Departments and Agencies.

RE: Establishment of a State Manpower Planning
 Council and Ancillary Manpower Planning Board
 for Kent and Sussex Counties.

WHEREAS, programs affecting manpower planning and development are the direct and indirect responsibility of several departments; and

WHEREAS, any statewide manpower service system must also reflect the viewpoints of interested citizens and private organizations concerned with manpower and related supportive services; and

WHEREAS, it is necessary to coordinate these programs in order to increase their effectiveness, and to ensure optimum participation in Federal, State and local programs;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The Governor's State Manpower Planning Council is established as an advisory council for the purpose of coordinating programs affecting manpower planning and development in the State.

2. The Council shall consist of the following persons:

(a) Chairman, to be appointed by the Secretary of Labor;

(b) Directors or Acting Directors of the following state agencies:

- Division of Employment Services
- Division of Unemployment Insurance
- Division of Vocational Rehabilitation
- Division of Social Services
- Division of Economic Development
- Division of Housing
- Office of Economic Opportunity
- Division of Vocational Education
- Division of Environmental Control
- Office of State Personnel
- Delaware Agency to Reduce Crime
- State Planning Office

In addition:

Assistant to the President of Delaware Technical and Community College

- An Appropriate Representative from Agriculture
- An Appropriate Representative from Transportation
- An Appropriate Representative from Health Services

(c) The Secretary of Labor may appoint additional members of the Council to include, but not be limited to, representatives of the following groups and interests:

- State Chamber of Commerce
- Division of Urban Affairs, University of Delaware
- Mayor of the City of Wilmington
- New Castle County Executive
- Chief Elected Official of Kent County Government
- Chief Elected Official of Sussex County Government
- Appropriate Representatives from Industry
- Appropriate Representatives from Organized Labor
- Appropriate Representatives from Community Organizations

Client Group Representatives (who are presently enrolled in manpower programs or have been enrolled in manpower programs in the past)

3. The Governor's Ancillary Manpower Planning Board for Kent and Sussex Counties is established, subordinate to the State Manpower Planning Council, for the purpose of coordinating programs affecting manpower planning and development in the two counties.

4. The Board may include, but not be limited to, the following persons:

(a) Chairmen, the Chief Elected Officials of Kent and Sussex County Governments who would alternate each year

A Mayor from Kent County

A Mayor from Sussex County

Executive Director of Sussex County Community Action Agency

Local Office Manager, Dover Branch of Employment Services

Local Office Manager, Georgetown Branch of Employment Services

County Administrator, Division of Social Services, Kent County

County Administrator, Division of Social Services, Sussex County

An Appropriate Representative from Agriculture

Chairman of Delmarva Advisory Council

Appropriate Representatives from Industry

Appropriate Representatives from Organized Labor

Appropriate Representatives from Community Organizations

Appropriate Client Group Representatives (who are presently enrolled in manpower programs or have been enrolled in manpower programs in the past)

5. The Council and Board shall have an Executive Committee which will advise the Chairmen of the Council and Board of any situations, conditions or activities having a bearing upon the effectiveness of coordinated planning and cooperative action between CAMPS agencies and to recommend courses of action.

6. The Executive Committee shall be empowered to make administrative and other practical decisions between regular meetings, based on the authority given to them by the State Manpower Planning Council.

7. The Executive Committee shall consist of the following persons:

(a) Chairman, Chairman of the State Manpower Planning Council

(b) Directors or Acting Directors of the following State agencies:

Division of Employment Services
Division of Social Services
Division of Vocational Education
Office of State Planning

(c) In addition, the Executive Committee may include:

The Chairman of the Ancillary Manpower Planning Board
The Chairman of the Manpower Area Planning Council
An Appropriate Representative from Industry
An Appropriate Representative from Organized Labor
An Appropriate Representative from a Community Organization

8. The Secretariat shall be responsible for providing staff and technical services to the State Manpower Planning Council and the Ancillary Manpower Planning Board and fulfilling such other functions as may be necessary for the preparation of manpower plans, and monitoring and evaluation of programs and services.

9. The Council shall serve as the major policy advisory group to the Governor on methods for improving the coordination and effectiveness of the State's manpower and training programs and shall consider such other matters as may be referred to it by the Governor or any member thereof. The Council shall provide effective planning for and implementation of State policies. The Board shall report to the Council which will in turn report to the Governor through the Secretary of Labor. The Secretary of Labor shall make an annual report to the Governor on the activities of the Council and which shall include a report of the Ancillary Manpower Planning Board.

10. Executive Order Number Fifty-Six, dated November 23, 1971, is hereby rescinded.

APPROVED this 7th day of Aug., 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 710
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER EIGHTEEN

TO: Heads of All State Departments and Agencies.
RE: Formation of the Delaware Shellfish Quality Control Board.

WHEREAS, the responsibility for the propagation and regulation of the Shellfisheries of the State is vested with the Department of Natural Resources and Environmental Control; and

WHEREAS, the responsibility for sanitary quality of shellfish waters currently rests with the Department of Health and Social Services; and

WHEREAS, it is determined to be in the best interest of the State and the industry to assure a coordinated effort;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order the following:

1. The creation of the Delaware Shellfish Quality Control Board. The Board shall be responsible for establishing procedures for testing and promulgating regulations governing the handling, processing and transportation as they relate to the sale of shellfish. The Board shall take into consideration the Standards established by the Shellfish Sanitation Branch, Food and Drug Administration, and Department of Health, Education and Welfare.

2. The Chairman of the Delaware Shellfish Quality Control Board shall be Secretary Jack D. White, Department of Health and Social Services.

3. The members of the committee shall include:

Secretary John C. Bryson
Department of Natural Resources and Environmental Control

Senator Richard S. Cordrey, member of the Natural Resources Committee

Dr. Kent Price, Director
Field State, Marine Laboratory
University of Delaware
One Oysterman

APPROVED this 13th day of August, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 711
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

**EXECUTIVE ORDER
NUMBER NINETEEN**

TO: Heads of all State Departments and Agencies
RE: Establishment of a Governor's Task Force on Off-Highway Vehicles (OHV'S)

WHEREAS, the natural resources of the State of Delaware must be conserved to assure continued availability for public benefit; and

WHEREAS, the development and utilization of the natural resources must be regulated to ensure that these resources are employed for beneficial uses and not wasted; and

WHEREAS, the State of Delaware is faced with a serious problem with the growing number and improper utilization of off-highway vehicles on public lands; and

WHEREAS, establishment of uniform legislation for enforcement and control of these vehicles is direly needed; and

WHEREAS, the provision of and development of designated use areas to accommodate these vehicles will help conserve the natural resources as well as protect the best interest of the health and safety of the public;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is created a Governor's Task Force on Off-Highway Vehicles, whose primary task will be to study the impact of these vehicles on public lands within Delaware, and after such study,

draft uniform legislation for the enforcement and control of these vehicles, and further recommend the provision of and development of designated use areas which will help conserve the natural resources as well as protect the health and safety of the public.

2. The Task Force on Off-Highway Vehicles will consist of representatives of the following agencies and organizations:

Delaware General Assembly
Department of Highways and Transportation
Delaware State Police
Department of Natural Resources and Environmental Control
State Planning Office
Department of Public Instruction
New Castle County Department of Parks and Recreation
Kent County Department of Parks and Recreation
Sussex County Council
Wilmington Department of Parks and Recreation
Delaware Motorcycle Dealers Association
City of Newark Department of Parks and Recreation
Delaware Federation of Sportsmen Clubs

3. The Task Force will be responsible to report its findings and recommendations to me not later than March 1, 1974.

APPROVED this 4th day of September, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

GROVER A. BIDDLE
Assistant Secretary of State

CHAPTER 712
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY

TO: Heads of All State Departments and Agencies
RE: Notification of Intent to Apply for Federal Grant-in-Aid Assistance.

WHEREAS, the Intergovernmental Cooperation Act of 1968 (P.L. 90-577) establishes procedures whereby applicants for Federal Aid programs specified in Office of Management and Budget Circular A-95 are required to notify the appropriate Clearinghouse of their intent to apply for Federal grants-in-aid; and

WHEREAS, requiring all State agencies and departments in Delaware to give notification of intent to apply for financial assistance under any Federal program would result in increased assurance that Federally assisted grants-in-aid programs are consistent with State goals and objectives; and

WHEREAS, not all Federal assistance programs are covered by the intergovernmental Cooperation Act of 1968 thus diminishing efficacy of the Act;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. That all State Departments and agencies shall at least 30 days before making formal application for any federal funds, notify in writing the Delaware State Planning Office of their intent to make such an application; and
2. That the State Planning Office as Federal Aid Clearinghouse shall notify all interested agencies and departments of

proposed applications for federal funds so that all interested and affected agencies and departments will have an opportunity to review and comment in order to maximize the achievement of goals and objectives and minimize the possibility of duplication; and

3. That the planning Office, as the Federal Aid Clearinghouse shall periodically inform the Governor, Lieutenant Governor, Chairman of the Senate Finance Committee, Chairman of the House Finance Committee, Comptroller General and Budget Director of all proposed applications for Federal Aid and all Federal Aid applications approved; and

4. That all State departments and agencies shall, at least 45 days before making formal submission of federally required State Plan, submit such Plan to the Delaware State Planning Office to be reviewed by that agency on the Governor's behalf; and

5. The State Planning Office shall publish operating procedures and forms to implement this Executive Order; and

6. All State agencies and departments shall cooperate with the Planning Office to guarantee the successful implementation of this Executive Order.

APPROVED this 23rd day of October, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 713
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER

NUMBER TWENTY-ONE

TO: Heads of All State Departments and Agencies.

RE: Creation of the Division of Motor Fuel Tax of the Department of Public Safety.

WHEREAS, pursuant to 29 *Delaware Code* §8203 (4), the Secretary of the Department of Public Safety, with the concurrence of the Governor, has the power to "establish, consolidate or abolish such divisions and offices within the Department or transfer or combine the powers, duties and functions of the divisions within the Department as the Secretary, with the written approval of the Governor, may deem necessary, provided that all powers, duties and functions required by law shall be provided for and maintained"; and

WHEREAS, Chapter 216, Volume 59 *Laws of Delaware*, transferred the powers, duties and functions assigned and exercised by the Department of Finance in relation to the Motor Fuel Tax Law and the Motor Carrier's Fuel Purchase Act, as set forth in Chapters 51 and 52 of Title 30 of the *Delaware Code*, to the Department of Public Safety; and

WHEREAS, the transfer of the said powers, duties and functions to the Department of Public Safety necessitated in the Secretary's judgment the creation of the "Motor Fuel Tax Division"; and

WHEREAS, the "Motor Fuel Tax Division" has been established within the Department and it is desirable that this change be officially noted and formally recognized by Executive Order;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, with the concurrence of the Secretary of the Department of Public Safety and by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows :

The creation of the "Motor Fuel Tax Division" within the Department of Public Safety is hereby confirmed. The Division shall have such powers, functions and duties as may be assigned to it by law or by the Secretary of the Department of Public Safety.

APPROVED this 11th day of October, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

LEMUEL H. HICKMAN
Secretary of the Department of
Public Safety

CHAPTER 714
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-TWO

TO: Heads of all State Departments and Agencies.

RE: Service Awards for State Employees.

WHEREAS, employees of the State of Delaware have demonstrated their devotion to the State of Delaware through public service; and

WHEREAS, such service in the public employment sector should be recognized and respected by all citizens, and

WHEREAS, such recognition should be heralded by an appropriate award for State Service:

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order the following:

EFFECTIVE July 1, 1973, and the first day of each Fiscal Year thereafter:

1. Each State employee who has completed 5, 10, 15, 20, 25 or 30 years of aggregate State service in any capacity, shall be awarded an appropriate service award.

2. Determination of eligibility will be made by the State Department/Agency to which the employee is assigned or attached.

3. Orders for the appropriate awards will be forwarded to the State Office of Personnel, Townsend Building, Box 657, Dover, Delaware.

4. Such requests will be made on appropriate order blanks to be provided by the Office of Personel, and payment for the awards will accompany the request.

5. Cost of initial awards will be borne by the State Agency involved; replacement cost for awards lost will be borne by the recipient.

6. The Service Award Program covers all State employees, appointed officials, including Delaware State Police, Public School Teachers, Department of Public Instruction, and the Legislative and Judicial Branches of State Government.

APPROVED this 5th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 715
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-THREE

TO: Heads of All State Departments and Agencies.

RE: Governor's Diamond State Award for Meritorious
and Exceptional State Service.

WHEREAS, employees of the State of Delaware have constantly demonstrated their devotion to public service through heroic, meritorious or exceptional State service; and

WHEREAS, such exceptional acts should be recognized by all Delawareans; and

WHEREAS, such recognition should be heralded by an appropriate award from the highest Executive level of the State;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order the following:

EFFECTIVE July 1, 1973.

1. The Governor's State Award is hereby established.
2. Recipients of the Award will be selected by the Personnel Commission.
3. Candidates for the Award will be recommended in writing with supporting documents to the Commission, which will meet at the call of the Chairman, not more than twice annually.
4. Recommendations will be based upon any one of the following:

A. Heroic Act in performance of duties.

B. Exceptionally Meritorious Service to the State of Delaware.

C. Beneficial suggestion with proven substantial savings to the State of Delaware.

5. When approved by the Commission, awards will be requested from the Office of Personnel, Townsend Building, Box 657, Dover, Delaware 19901.

6. Such awards will be made on appropriate order blanks and payment for awards will be borne by the Agency which made the initial recommendation and accompany the request. Replacement of lost awards will be borne by the recipient.

7. The Governor's Diamond State Award Program covers all State employees, appointed officials, including Delaware State Police, Public School Teachers, Department of Public Instruction, and the Legislative and Judicial branches of the State Government.

8. Elected Officials will be eligible for the award only under conditions of 4 (A) state above.

APPROVED this 5th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of the State

CHAPTER 716
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-FOUR

TO: Heads of All Departments and Agencies
RE: Designation of Monday, December 24, 1973 as a
holiday for State Employees.

WHEREAS, the day before Christmas will fall on Monday
this year; and

WHEREAS, State employees need to renew themselves
physically and spiritually by spending this day with their families
and loved ones in sharing the holiday spirit;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by
virtue of the authority vested in me as Governor of the State of
Delaware, do hereby order (with the exception of those State
offices which render essential services on a 24-hour basis) that
all State Agencies treat Monday, December 24, 1973 as a legal
holiday and accord employees the same time off and other bene-
fits as provided on other legal holidays.

APPROVED this 12th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 717
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-FIVE

TO: Heads of All State Departments and Agencies.
RE: Reduction of Speed Limit by State-Owned Vehicles.

WHEREAS, Delaware and all America is in the throes of a critical energy situation; and

WHEREAS, a serious shortage of energy could have an adverse effect upon the health, welfare and economy of the citizens of the State of Delaware; and

WHEREAS, on November 7, 1973, the President of the United States issued a Presidential Directive that no federal vehicle shall be operated at speeds in excess of 50 mph except in case of emergency and by telegram requested all Governors to take the same action with respect to State vehicles; and

WHEREAS, by reducing the speed with which State-owned vehicles travel to 50 mph will result in an energy savings;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware do hereby declare and order as follows:

Effective Friday, November 9, 1973, no State-owned vehicle shall be operated at a speed in excess of 50 mph except in case of an emergency.

APPROVED this 9th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 718
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-SIX

TO: Heads of All State Departments and Agencies

RE: Governor's Corporation Franchise Tax Study Committee

WHEREAS, the State of Delaware each year collects millions of dollars in revenue as a result of the Corporation Franchise Tax law; and

WHEREAS, there is a need for a committee of interested and knowledgeable persons to conduct a study of the Corporation Franchise Tax law and make recommendations concerning it to the Governor and the Secretary of State to insure that Delaware retains its outstanding reputation in the corporate world; and

WHEREAS, Chapter 22, Volume 59, Laws of Delaware, provides an appropriation to the Department of State to defer the expense of completing this study;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is hereby established the Governor's "Corporation Franchise Tax Study Committee".
2. The Committee shall consist of up to 17 members with interest and expertise in this area who shall be appointed by the Governor and serve at his pleasure.
3. The Governor shall select from among the members of the Committee a Chairman, who shall serve at his pleasure.

4. The Committee shall study, research, plan and advise the Governor and the Secretary of State on methods for improving the Delaware Franchise Tax law and shall consider such other matters as may be referred to it by the Governor or the Secretary of State.

5. The Committee shall prepare an interim report and a final report and submit them to the Governor and the Secretary of State. The interim report shall be due on or before March 15, 1974, and the final report shall be due on or before May 15, 1974. The Committee shall submit such other reports and consult with persons and agencies as it deems necessary or desirable.

6. The Department of State shall have the authority to receive and administer any State or other funds which have been or may be appropriated or received to enable the Committee to complete its study.

APPROVED this 16th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 719
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-SEVEN

TO: Heads of All State Departments and Agencies
RE: Designation of November 23, 1973 as holiday for
State employees

WHEREAS, Delaware and all America is in the throes of a critical and all-pervasive energy crisis; and

WHEREAS, a serious shortage of energy could have an adverse affect upon the health, welfare and economy of the State of Delaware and her citizens; and

WHEREAS, on the 15th day of November, 1973, I, in my capacity as Governor of the State of Delaware, recognized this energy shortage by declaring a State of Emergency pursuant to Chapter 31, Title 20, *Delaware Code Annotated*, as amended; and

WHEREAS, State offices owned/or operated by the State of Delaware consume a good deal of energy in such forms as light and heat; and

WHEREAS, State of Delaware offices are generally closed on the legal holiday of Thanksgiving and opened on the subsequent Friday and then once again closed on the following Saturday and Sunday; and

WHEREAS, opening State facilities on Friday, November 23, 1973 for one day and then closing such facilities on Saturday and Sunday, November 24, 1973 and November 25, 1973 respectively, would consume a good deal of energy,

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order (with the exception of those State offices which render essential services on a 24-hour basis) that all State Agencies treat Friday, November 23, 1973 as a legal holiday and accord employees the same time off and other benefits as provided on other legal holidays.

I further order that at 5:00 P.M., November 21, 1973, temperatures in all State offices be lowered to the optimum level consistent with maintenance of good health and working efficiency of the remaining occupants until 7:00 A.M., Monday, November 26, 1973. Health care facilities such as hospitals and homes for the aged or infirm, are exempt from this restriction; however, it should be applied where heating systems permit, in purely administrative areas of such facilities.

I propose a temperature of 63°F, in those State facilities which are unoccupied during the aforementioned period of time.

APPROVED this 19th day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 720
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-EIGHT

TO: Heads of All State Departments and Agencies.

RE: Governor's Advisory Board - SIGN-ON.

WHEREAS, the Governor is Commander-in-Chief of the Delaware National Guard; and

WHEREAS, the Delaware National Guard is a vital part of the National Defense's total military structure; and

WHEREAS, on July 1, 1973, the all-volunteer policy was established for the U.S. military forces; and

WHEREAS, it is vitally important that the Delaware National Guard maintain its authorized strength; and

WHEREAS, the State of Delaware may provide incentives for enlistment and reenlistment in the Delaware National Guard;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby establish a Governor's Advisory Board, to be known as SIGN-ON (Service In Guard Now - Our Need). SIGN-ON is to be composed of the following:

1. A large-business executive
2. A small business entrepreneur
3. A union representative
4. A farmer
5. An economist
6. A legislator

7. The Adjutant General of the Delaware National Guard, ex officio

8. The Secretary of Public Safety, or his designee.

Members of the Board will be appointed by the Governor, will serve during the pleasure of the Governor, and will represent the interest of the entire State. The duties of the Board shall be:

a. Make suggestions to improve employer-Guard cooperation.

b. To review existing and proposed incentives of Delaware, other States, and the Federal Government.

c. To make recommendations on incentives which would attract enlistments and encourage reenlistment in the Delaware Army and Air National Guard.

d. To report to the Governor on progress of the Board; to submit a comprehensive plan to the Governor on how Delaware can increase incentives for enlistment and reenlistment in the Delaware National Guard.

APPROVED this 21st day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 721
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER TWENTY-NINE

TO: To the Citizens of Delaware
RE: Reduction of Speed Limit to 50 Miles Per Hour on
All Highways Within the State of Delaware

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on this date proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, a substantial conservation of Delaware's useable energy reserves can be realized by lowering the maximum speed limits on roads and highways within the State to 50 miles per hour; and

WHEREAS, in view of the impending or actual acute shortage in the useable energy reserves in the State, such conservation

is reasonable and necessary to protect the health, safety and welfare of the public;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. Pursuant to the authority granted to the Governor to establish and implement standards or modify existing standards or requirements affecting the conservation of energy reserves, 50 miles per hour is declared to be the maximum reasonable speed for the purposes of Subchapter VIII, Chapter 41, *Delaware Code Annotated*.

2. Except where a lesser maximum speed is required by or established in accordance with Chapter 41, Title 21, *Delaware Code Annotated*, 50 miles an hour is declared to be the maximum lawful speed on the highways within the State of Delaware, and subject only to the exemption granted by law to authorized emergency vehicles, no person shall operate a motor vehicle in excess of 50 miles per hour on any highway within this State.

3. Where no speed hazard exists, 50 miles per hour shall be the maximum lawful speed and any speed in excess of 50 miles per hour shall be absolute evidence that the speed is not reasonable or prudent and that it is unlawful.

4. Notwithstanding the provisions of Chapter 41, Title 21, *Delaware Code Annotated*, or of any provision of State or local law or authority, no maximum speed limits may be established by any State or local authority on any highway within the State which shall be greater than 50 miles per hour and the provisions of this Order shall apply notwithstanding any greater maximum speed limits which may be lawfully in effect prior to the effective date of this Order.

5. Immediately upon approval of this Order by the bipartisan joint legislative committee, established by Senate Bill No. 397, as amended, but not later than Monday, November 26, 1973, the Department of Highways and Transportation and all other appropriate government authorities are directed to prepare and

post appropriate signs on the affected highways giving notice of the maximum speed limit declared herein.

6. Pursuant to Section 3128, Chapter 31, Title 20, Delaware *Code Annotated*, any person who violates any provision of this Order, shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

7. This Order shall become effective at 12:01 A.M., Tuesday, November 27, 1973, and shall terminate not later than January 31, 1974.

APPROVED this 21st day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 722
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

EXECUTIVE ORDER
NUMBER THIRTY

TO: All Citizens of the State of Delaware

RE: Inventory of Various Energy Reserves and Resources Within the State

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on this date proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, it is essential that the State have available to it accurate and complete information as is possible regarding present and projected supplies of and needs for various energy reserves and resources within the State;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. The Secretary of the Department of Natural Resources and Environmental Control (herein referred to as the "Secretary") and any succeeding office or person as I may hereafter designate, is hereby authorized and directed to undertake an ongoing inventory of present and projected supplies of and needs for various energy reserves or resources within the State, as in this Order provided.

2. The following persons and entities are hereby directed and ordered to cooperate fully with the Secretary and to submit to him, or to his designee, accurate and complete inventory reports containing the information described in Section 3 hereof, at such times and for such periods as the Secretary determines.

(a) All persons and entities, including but not limited to, all suppliers, distributors, wholesale purchasers, commercial or industrial users and public utilities whose facilities have any of the following capacities for the following products:

(1) Distillate Oils (Nos. 1 and 2 fuel oil and diesel fuel) — 20,000 gallon capacity;

(2) Kerosene or Jet fuels — 10,000 gallon capacity;

(3) Residual Oils (Nos. 4, 5, or 6 fuel oil) — 50,000 gallon capacity; and

(4) All wholesalers and retailers of LP gases or propane, not withstanding any minimum storage capacity.

3. All reports shall be completed and submitted by the persons and entities described above, in such manner and on such forms as may be prescribed by the Secretary. All reports shall contain, as to each product, the following information:

(a) present and projected inventories;

(b) volumes received and disbursed during the reporting period;

- (c) projected utilization of and demand for the product; and
- (d) such additional information as the Secretary requests.

4. The Secretary is hereby authorized and directed to establish such forms and procedures as may be necessary for the purpose of implementing this Order.

5. Reporting periods, reporting procedures and contents of reports as established or required by the Secretary shall not impose unreasonable burdens upon the persons or entities subject to compliance with this Order.

6. Pursuant to §3128, Chapter 31, Title 20, *Delaware Code Annotated*, any person who violates any provision of this Order shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

7. This Order shall be effective immediately upon approval of this Order by the bipartisan joint legislative committee, established by Senate Bill No. 397, as amended, but no later than Monday, November 26, 1973.

APPROVED this 21st day of November, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 723
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-ONE

TO: Hheads of All State Departments and Agencies

RE: Establishment of a Committee Relating to Farmers
Bank Divestiture

WHEREAS, it is in the best interests of the State and the Farmers Bank of the State of Delaware to end their banking relationship which began in 1807; and

WHEREAS, the State of Delaware currently owns 49% of the outstanding capital stock in the Farmers Bank of the State of Delaware; and

WHEREAS, it is in the best interests of the State to sell all those shares of capital stock of the Farmers Bank of the State of Delaware presently owned by the State; and

WHEREAS, it is in the best interests of all the people of Delaware that the sale of the State's interest in the Farmers Bank be expeditiously and intelligently accomplished and to that end a committee of knowledgeable and prominent Delawareans should be formed to review and modify as necessary proposed legislation as well as make additional recommendations to the Governor and General Assembly as are deemed wise by the committee;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. That a Committee be established for the purpose of reviewing current legislation to effect the sale of the State's

interest in the Farmers Bank of the State of Delaware and make recommendations concerning that proposed legislation to the Governor and members of the 127th General Assembly.

2. That the Committee shall be composed of thirteen members, four from the Senate appointed by the President Pro Tempore, two from each political party, and four from the House of Representatives appointed by the Speaker of the House, two from each political party, and five members appointed by the Governor, not more than three of whom shall be of the same major political party. The Governor shall designate one of his appointees as Chairman.

3. That the Committee issue its report, findings and recommendations to the Governor and members of the 127th General Assembly on March 1, 1974.

Approved this 18th day of December, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 724
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-TWO

TO: Heads of All State Departments and Agencies

RE: Designation of December 31, 1973 as holiday for
State employees

WHEREAS, Delaware and all America is in the throes of a critical and all-pervasive energy crisis; and

WHEREAS, a serious shortage of energy could have an adverse affect upon the health, welfare and economy of the State of Delaware and her citizens; and

WHEREAS, on the 21st day of November, 1973, I, in my capacity as Governor of the State of Delaware, recognized this energy crisis by declaring a State of Emergency; and

WHEREAS, States owned and leased offices consume a good deal of energy in such forms as light and heat; and

WHEREAS, State offices are closed on the legal holiday of New Year's Day, which falls on a Tuesday in 1974; and

WHEREAS, State offices will normally be closed on Saturday and Sunday, December 29 and 30, 1973 and opened Monday, December 31, 1973 and then once again closed on New Year's Day, January 1, 1974; and

WHEREAS, closing State facilities on Saturday and Sunday, December 29 and 30, 1973, then opening such facilities on Monday, December 31, 1973 and closing them again on Tuesday, January 1, 1974, would consume a great deal of energy.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order (with the exception of those State offices which render essential services on a 24-hour basis and the Division of Corporations of the Department of State which will be subject to the discretion of the Secretary of State) that all State Agencies treat Monday, December 31, 1973 as a legal holiday and accord employees the same time off and other benefits as provided on other legal holidays.

I further order that at 5:00 P.M., December 28, 1973, temperatures in all State offices be lowered to the optimum level consistent with maintenance of good health and working efficiency of the remaining occupants until 7:00 A.M., Wednesday, January 2, 1974. Health care facilities such as hospitals and homes for the aged or infirm, are exempt from this restriction; however, it should be applied where heating systems permit, in purely administrative areas of such facilities.

I propose a temperature of 63°F, in those State facilities which are unoccupied during the aforementioned period of time.

Approved this 21st day of December, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 725
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-THREE

TO: Hheads of All State Departments and Agencies

RE: Mandating 25% gasoline consumption reduction by
 State-owned vehicles

WHEREAS, Delaware and all America are in the throes of
a critical and all-pervasive energy crisis; and

WHEREAS, a serious shortage of energy could have an
adverse effect upon the health, welfare and economy of the State
of Delaware and her citizens; and

WHEREAS, on the 21st day of November, 1973, I, in my
capacity as Governor of the State of Delaware, recognized this
energy crisis by declaring a State of Emergency; and

WHEREAS, a 25% reduction in gasoline consumption by
State-owned vehicles is consistent with requests being made of
the consumer to conserve energy.

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of
the authority vested in me as Governor of the State of Delaware,
do hereby order that (with the exception of those vehicles re-
quired for public safety or other emergency or essential services)
all departments and agencies of the State of Delaware are to
initiate programs as necessary to reduce gasoline consumption
by State-owned vehicles by 25%.

This Order shall be effective at 12:01 A.M., Thursday,
December 27, 1973 and, within ten days after that date, each

Department and Agency shall submit to the Office of the Governor a plan to implement this program.

Approved this 21st day of December, 1973.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 726
EXECUTIVE DEPARTMENT
STATE OF DELAWARE
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-FOUR

TO: Heads of All State Departments and Agencies

RE: Delaware Energy Emergency Board

WHEREAS, due to the continued and worsening of the energy crisis, it is desirable to increase the membership of the Delaware Energy Emergency Board to insure wider participation and direct representation of the Counties of the State and the City of Wilmington;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

Executive Order Number Eight, signed on May 4, 1973, is amended by striking Paragraph 4 and substituting in lieu thereof a new Paragraph 4 to read as follows:

4. Additional members of the Board shall include:

- (a) Honorable John C. Bryson
Department of Natural Resources
and Environmental Control
- (b) Honorable John Daniello
Department of Community Affairs
and Economic Development
- (c) Honorable Clifton E. Morris
Department of Highways and
Transportation
- (d) Col. James McCloskey
Division of Emergency Planning
and Operations

- (e) Mr. John O. Hidinger
Division of Transportation
- (f) Robert G. Carey, Esquire
Counsel to the Governor
- (g) Mr. E. Sherman Webb
Executive Assistant to Governor
- (h) Mr. W. Charles Paradee, Sr.
President
Paradee Oil Company
- (i) Mr. John R. Peirce
Richard Downing Corp.
- (j) Mr. Harry Hill
Shellhorn & Hill
- (k) Mr. Harry A. Schagrin
National Liquefied Petroleum Association
- (l) Honorable Robert S. Powell
President
Del-Way Petroleum, Inc.
- (m) Mr. William T. Wood
- (n) Honorable Howard Clendaniel
House of Representatives
- (o) Honorable Richard Cordrey
Delaware State Senate
- (p) Honorable Charles E. Hughes
Delaware State Senate
- (q) Mr. Thomas C. Marshall, Jr.
Delaware Travel Council

Approved this 3rd day of January, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 727
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-FIVE

TO: Heads of All State Departments and Agencies
RE: Period of Mourning for Senator Allen J. Cook

WHEREAS, this morning the State of Delaware lost one of the General Assembly's wisest, most eloquent, and persuasive members by the death of Senate Minority Leader Allen J. Cook; and

WHEREAS, a mark of the nature of the man was that Senator Cook served diligently and effectively in the State Government for 25 years without making an enemy; and

WHEREAS, Senator Cook was a modest man who worked quietly without clamor to secure passage of quality legislation for the well-being of Delaware and all her citizens; and

WHEREAS, despite his illness, Senator Cook refused to yield and despite physical pain and inconvenience retained his active participation in legislative activities and determinedly continued to discharge the duties of his office; and

WHEREAS, his passing is a loss not only to his wife Nancy and family but creates a void in the spiritual leadership of the General Assembly;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, as a tribute to this faithful public servant, do hereby order and declare a

**PERIOD OF MOURNING FOR SENATOR ALLEN J.
COOK**

throughout the State of Delaware beginning today and continuing through the final day of this month; and I further order all State flags within the State of Delaware to be flown at half-staff during this period of mourning in memory of this outstanding Delaware citizen.

Approved this 9th day of January, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 728
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-SIX

TO: Heads of All State Departments and Agencies

RE: Recision of Executive Order No. 31

I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, herewith revoke and rescind Executive Order No. 31 which, on the 18th day of December, 1973, established a committee to review current legislation and make recommendations to the Governor and the General Assembly concerning the divestiture of the State's interest in the Farmers Bank of the State of Delaware.

Approved this 17th day of January, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 729

STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-SEVEN

TO: Heads of All State Departments and Agencies

RE: Amendment of Executive Order No. 26

WHEREAS, Executive Order No. 26, establishing the Governor's Corporation Franchise Tax Study Committee, provides that an interim report of the Committee shall be submitted to the Governor and the Secretary of State on or before March 15, 1974.

WHEREAS, due to the complexity and magnitude of the Committee's assignment, an extension of the submission date of the interim report is necessary.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. Paragraph 5 of Executive Order No. 26 is amended by striking the date "March 15, 1974" and substituting in lieu thereof the date "April 15, 1974".

Approved this 11th day of March, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 730
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-EIGHT

TO: Heads of all State Departments and Agencies

RE: Amendment to Executive Order Number 26

WHEREAS, due to the complexity and magnitude of the assignment with which the Governor's Franchise Tax Study Committee was charged by Executive Order No. 26, as amended by Executive Order No. 37, it has become necessary to extend the submission date of the Committee's final report to the Governor.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 5 of Executive Order No. 26 is amended by striking the date "May 15, 1974" as it appears therein and substituting in lieu thereof the date "June 15, 1974".

Approved this 29th day of May, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 731
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER THIRTY-NINE

TO: Heads of All State Departments and Agencies

RE: Establishment of the Governor's Port of Wilmington Study Committee

WHEREAS, a modern port facility is vital to the economy of the State of Delaware and it is the duty and responsibility of the State to assure labor and commerce an efficient and competitive water transportation system; and

WHEREAS, the Port of Wilmington represents a valuable asset to all of Delaware and the City of Wilmington no longer has the financial ability to support the capital projects necessary to keep the Port viable or expand its potential; and

WHEREAS, possible future expansion of the Port of Wilmington may benefit the entire State of Delaware in increased employment and economic development; and

WHEREAS, it is essential that the future of the Port of Wilmington be comprehensively studied by representatives of the State of Delaware, the County of New Castle and the City of Wilmington, as well as representatives of labor, business and the private sector;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is hereby established the Governor's "Port of Wilmington Study Committee."

2. The Committee shall consist of nine (9) members as follows:

- A. The Governor, or his designee
- B. The New Castle County Executive, or his designee
- C. The Mayor of the City of Wilmington, or his designee
- D. A member of the Senate of the State of Delaware
- E. A member of the House of Representatives of the State of Delaware
- F. A representative of business
- G. A representative of labor
- H. Two members of the general public

3. Those members other than the New Castle County Executive and the Mayor of Wilmington, or their designees, shall be appointed by the Governor.

4. The Governor shall select from among the members of the Committee a Chairman, who shall serve at his pleasure.

5. The Committee shall review, study and analyze the overall economic impact of the Port on the City of Wilmington and the State of Delaware and provide recommendations for its future development and management.

6. The Committee may request and shall receive from any department, division or agency of the State of Delaware such reasonable assistance and data as will enable it to properly carry out its assignment hereunder.

7. The Committee shall submit its final report with its findings and recommendations to the Governor just as soon as practical, but in no event later than July 1, 1974. The Committee may submit interim reports to the Governor as it deems necessary or desirable.

Approved this 5th day of February, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 732
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY

TO: Head of All State Departments and Agencies

RE: Prohibition Against Discriminatory Practices

WHEREAS, it is the law of the State of Delaware and the firm policy of this administration to insure that discriminatory practices based on race, religion, color, sex, age or national origin not be allowed to exist in any State Department or Agency.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. No State Department or Agency shall practice or tolerate the existence of discriminatory practices with regard to any aspect of employment, treatment of employees, services rendered, or facilities supplied by such Department or Agency.

2. The chief administrator of each State Department or Agency shall enforce resolutions affirming scrupulous compliance with the above-stated policy. All such resolutions should be forwarded to the State Human Relations Commission.

3. The attached document entitled "Executive Order" shall be posted in such conspicuous place or places so that its contents may be readily read by all employees. Each Department or Agency shall take additional steps as necessary to insure that all its employees are made aware of the contents of this order and comply with its mandate.

4. All complaints concerning discriminatory practices shall be filed with the State Human Relations Commission, 201 West 14th Street, Wilmington, Delaware.

Approved this 21st day of February, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

An Executive Order confirming . . .

YOUR RIGHTS TO EQUAL OPPORTUNITY FOR:

***STATE EMPLOYMENT**

***TREATMENT AS A STATE EMPLOYEE**

***SERVICES RENDERED**

***FACILITIES SUPPLIED**

BY ANY DEPARTMENT or AGENCY OF THIS STATE.

This Executive Order states:

WHEREAS, it is the law of the State of Delaware and the firm policy of this administration to insure that discriminatory practices based on race, religion, color, sex, age or national origin shall not be allowed to exist in any State Department or Agency.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

***NO STATE DEPARTMENT OR AGENCY SHALL PRACTICE OR TOLERATE THE EXISTENCE OF SUCH DISCRIMINATORY PRACTICES WITH REGARD TO ANY ASPECT OF EMPLOYMENT, TREATMENT OF EMPLOYEES, SERVICES RENDERED, OR FACILITIES SUPPLIED BY SUCH DEPARTMENT OR AGENCY.**

*Any complaints concerning discriminatory practices shall be filed with:

STATE HUMAN RELATIONS COMMISSION
201 WEST 14TH STREET
WILMINGTON, DELAWARE 19805

SHERMAN W. TRIBBITT
GOVERNOR

Approved this 21st day of February, 1974.

CHAPTER 733
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-ONE

TO: Heads of All State Departments and Agencies
RE: Establishment of the Coastal Zone Management Committee

WHEREAS, the coastal areas of Delaware are the most critical areas for the future of the State in terms of the quality of life in the State; and

WHEREAS, the proper management of the coastal areas is essential to prevent uncoordinated and piecemeal development which threatens the loss of irreplaceable natural resources and which threatens to result in a pattern of use of the coastal zone as a whole which has not adequately balanced the needs for conservation and development, nor consciously assigned priorities to and chosen between competing public and private uses; and

WHEREAS, proper information, techniques and mechanisms for coastal zone management are sorely lacking at all levels of government; and

WHEREAS, the federal Coastal Zone Management Act of 1972 (P.L. No. 92-583, 86 Stat. 1280) provides grants to coastal states for the development of coastal management programs which will achieve the wise use of the coastal zone land and water resources;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The Delaware State Planning Office shall develop and submit an application for federal assistance under the Coastal Zone Management Act of 1972, and shall serve as Delaware's official liaison with the Office of Coastal Environment, National Oceanic and Atmospheric Administration, U.S. Department of Commerce for the purposes of this program; and

2. A Coastal Zone Management Committee is hereby established whose membership shall include but not necessarily be limited to:

Delaware Department of Natural Resources & Environmental Control

Delaware Department of Community Affairs & Economic Development

College of Marine Studies, University of Delaware

New Castle County Department of Planning

Kent County Planning Department

Sussex County Planning Department

City of Wilmington, Planning Department

Wilmington Metropolitan Area Planning Coordinating Council (WILMAPCO)

Delaware River Basin Commission

Delaware Coastal Zone Industrial Control Board

Delaware State Planning Office

Delaware Department of Agriculture

Delaware Department of Highways and Transportation

Council on State Planning

Chairman (or designee), Senate Natural Resource Committee and Community Affairs Committee

Chairman (or designee), House Natural Resource Committee, Community Affairs Committee, and Environmental Control Committee

Local government representatives (three total, one selected in each county by the governmental units in the coastal zone in that county)

United States Army Corps of Engineers

United States Department of the Interior, Bureau of Sports Fisheries and Wildlife

The Coastal Zone Management Committee shall provide guidance to the Planning Office, and serve as a forum for resolu-

tion of Coastal Zone issues, development of goals and objectives, exchange of information, coordination of work programs, and development of recommendations on methods and approaches to facilitate management of Delaware's Coastal Zone.

Approved this 27th day of May, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 734
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-TWO

TO: Heads of All State Agencies and Departments
RE: Council For Women

WHEREAS, there is a continuing need to further the equal opportunity and advancement in social, political, legal, economic and educational realms for all women and men; and

WHEREAS, while Federal and State Civil Rights Laws have been enacted during the past decades to assure such equality, many individuals and institutions have been less than diligent in meeting the requirements of these laws to the extent that equal opportunity for all people is not yet a reality; and

WHEREAS, the denial of equal access to opportunities for development and growth has permitted discrimination to continue in a variety of forms; and

WHEREAS, this discrimination often is directed at women who deserve and are rightfully entitled to equal treatment; and

WHEREAS, Executive Order No. 51, dated March 9, 1971, created the Council For Women to, inter alia, promote equality of women in the public and private sectors and eliminate discriminatory laws and practices in all aspects of society; and

WHEREAS, Executive Order No. 51, dated March 9, 1971, requires substantial revision to more effectively achieve its stated purposes.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. Executive Order No. 51, dated March 9, 1971, is rescinded.

2. A Council For Women is herewith created for the purpose of attaining equality for women in all aspects of society so that their capabilities and aspirations may be fully developed and realized.

3. The Council shall consist of 21 members appointed by the Governor.

4. There shall be appointed at least three members each from the City of Wilmington, New Castle County, Kent County and Sussex County.

5. The terms of the members shall be staggered. Initially one-third of the Council members shall serve a one-year term, one-third a two year term and one-third a three-year term. Thereafter, all new appointments shall serve a three-year term. Any appointment to replace a member whose position becomes vacant prior to the expiration of her term, shall be filled only for the remainder of the unexpired term.

6. The Chairman shall be selected by the Governor. All other officers shall be elected by the Council.

7. The functions of the Council are:

(a) to foster understanding of and appreciation for the contribution women can make to the growth and progress of the State and nation;

(b) to encourage women to assume initiative in the removal of legal and other barriers to the realization of their basic human rights;

(c) to determine the nature and extent of discrimination in Delaware on the basis of sex;

(d) to work toward the elimination of discriminatory laws and practices in all aspects of society;

(e) to promote the dissemination of information and provide counsel on opportunities for the effective participation of women in the public and private sectors;

(f) to propose legislation it deems necessary to further the quality of women and work toward the passage of such legislation.

8. The Council shall make periodic reports to the Secretary of the Department of Community Affairs and Economic Development on its progress and render such other reports or aid as the Secretary may require or request from time to time.

Approved this 23rd day of March, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 735
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-THREE

TO: Heads of All State Departments and Agencies.

RE: Delaware Agency to Reduce Crime.

WHEREAS, by his Executive Order Number 37, of August 20, 1968, Governor Charles L. Terry created the Delaware Law Enforcement Planning Agency; and

WHEREAS, by his Executive Order Number 6, of May 22, 1969, Governor Russell W. Peterson expanded the functions, responsibilities, and membership of said agency and changed its name to The Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 25, of April 27, 1970, his Executive Order Number 49 of December 30, 1970, his Executive Order Number 55 of July 29, 1971, and his Executive Order Number 59 of March 8, 1972, Governor Russell W. Peterson did further modify responsibilities, ex-officio membership, public membership, and the method of appointment of public members of the Delaware Agency to Reduce Crime; and

WHEREAS, by his Executive Order Number 66, of December 28, 1972, Governor Russell W. Peterson established rules, regulations, and administrative procedures to be followed by DARC and local jurisdictions in the administration of funds budgeted for state aid to local law enforcement; and

WHEREAS, by his Executive Order Number 4, of February 12, 1973, Governor Sherman W. Tribbitt reaffirmed the role to be played by The Delaware Agency to Reduce Crime in the planning and coordinating of an effective crime prevention program in

this State and in effective management and direction of the human and material resources available towards the goal of crime prevention ; and

WHEREAS, it is desirable to further clarify the responsibilities, functions, and membership of the Delaware Agency to Reduce Crime as set forth in the numerous Executive Orders referred to herein by setting forth the future responsibilities, functions, and membership of the Agency in an Executive Order at this time.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare as follows :

1. The name of the agency "Delaware Agency to Reduce Crime" shall continue to be the name of the Agency.

2. The Agency shall be composed of the following members who shall serve ex officio :

(1) Attorney General

(2) Chief Justice of the Delaware Supreme Court. The Chief Justice may designate.

(a) An Associate Judge of the Superior Court as his representative on the Agency's Planning Advisory Committee.

(b) An Associate Judge of the Superior Court as his representative on the Agency's Grants Advisory Committee.

(c) An Associate Judge of the Superior Court as his representative on the Supervisory Board.

(3) Administrative Director of State Courts

(4) Secretary, Department of Public Safety

(5) Public Defender

(6) Superintendent of State Police

(7) Public Safety Commissioner for the City of Wilmington

(8) Director, New Castle County Police Department

(9) President, Delaware League of Local Governments

- (10) Mayor of the City of Wilmington
- (11) New Castle County Executive
- (12) Mayor of the City of Newark
- (13) Representative, Kent County Levy Court
- (14) Representative, Sussex County Council
- (15) Director, Division of Juvenile Corrections
- (16) Director, Division of Adult Corrections
- (17) Deputy Administrator for the Justices of the Peace
- (18) Chairman of the Parole Board
- (19) State Planner
- (20) President, Fraternal Order of Police, State Lodge
- (21) U.S. Attorney
- (22) City Solicitor for the City of Wilmington
- (23) Chief Judge of the Family Court. The Chief Judge may designate
 - (a) A Judge of the Family Court as his representative on sentative on the Agency's Planning Advisory Committee
 - (b) A Judge of the Family Court as his representative on sentative on the Agency's Grants Advisory Committee
 - (c) A Judge of the Family Court as his representative on the Supervisory Board.
- (24) Mayor of the City of Rehoboth Beach

In the event of a vacancy in any of the aforesaid offices, the acting officer, duly appointed and qualified as such, shall serve as a member of the agency until such time as the permanent office holder is qualified to serve.

3. In addition to the ex officio members of the Delaware Agency to Reduce Crime provided for in this Order, the Governor may appoint to serve at his pleasure such additional representatives of the public at large and such ex officio members as he sees fit without issuing additional Executive Orders. A letter of ap-

pointment signed by the Governor shall constitute sufficient authority for any appointee to serve on the Delaware Agency to Reduce Crime with full voting rights. All of those persons serving as representatives of the public at large as of the date of this Order shall continue to serve until such time as a list of Public Members appointed to the Agency is issued by the Governor at which time their appointments shall terminate unless they are reappointed.

4. All members shall have full voting rights on all questions brought before the Agency with the exception of the United States Attorney who shall abstain from voting on questions involving the final disposition of federal funds. The proxy vote of an absent ex officio member shall be counted if the substitute casting the vote is an associate or employee of the absent member. A substitute shall not cast more than one proxy vote.

5. Leadership in crime prevention is the personal responsibility of the Governor and the Governor shall serve as Chairman of the Delaware Agency to Reduce Crime.

6. The Governor may appoint to serve at his pleasure a Vice-Chairman of the Delaware Agency to Reduce Crime.

7. The designation of this Agency as the "State Planning Agency" within the meaning of the Omnibus Safe Streets and Crime Control Act of 1968 is reaffirmed and adopted and the Agency shall also carry out such state planning functions as may be required under the provisions of the Juvenile Delinquency Prevention and Control Act of 1968.

8. At the direction of the Governor, and in addition to any duties and responsibilities invested in the Agency heretofore, the Agency shall perform such other duties with respect to, and shall administrate, coordinate and implement, any federal or state program in the area of law enforcement planning and crime prevention as the Governor shall assign to it. Such powers and duties to act at the direction of the Governor in the area of law enforcement planning and crime prevention shall include authority to receive and administer federal and/or state funds, including both monies for direct grants and monies provided for matching purposes.

The Agency shall be responsible for assisting the Governor in stimulating and coordinating the many functions of federal, state, local and private agencies and groups toward a goal of the maximum possible reduction of violent crimes in Delaware in line with the recommendations formulated by a Commission on Criminal Justice System Standards and Goals to be created by the Governor. The Agency shall also establish the means of measuring the rate of the violent crimes and report it semi-monthly to the Governor. Such coordination shall involve a two-pronged attack on crime: (1) improving the effectiveness of our police, courts and correctional agencies in dealing with offenders and (2) reducing the basic causes of crime and delinquency. In connection with this coordination, the Agency is empowered and directed to retain such professional help as is necessary for the attainment of these goals. The Agency shall endeavor to make provision for the application of systems analysis to reduce crime in this State.

9. At the direction of the Governor, all the State funds provided to the Agency for the purpose of aiding local law enforcement agencies shall be administered and distributed according to the following guidelines and directions:

(a) At the direction of the Governor, the agency is authorized to make grants of such funds to political subdivisions of this State, and law enforcement agencies thereof, which make application for the same, after it shall be satisfied that such grant and the local matching funds hereinafter described shall be used for any one of the following purposes, which shall be additional to the law enforcement program or functions of the local entity at the time of such grant:

(i) Public protection, including the development, evaluation, implementation and purchase of methods, devices, facilities and equipment designed to improve or strengthen law enforcement and reduce crime in public and private places.

(ii) The recruiting and hiring of law enforcement personnel and the training of personnel in law enforcement.

(iii) Public education relating to crime prevention and encouraging respect for law and order, including education pro-

grams in schools and programs to improve public understanding and cooperation with law enforcement agencies.

(iv) Purchase, lease, renovation or construction of buildings or other physical facilities designed to facilitate, improve and strengthen law enforcement, including, but not limited to, police stations, substations or precinct police facilities, located in decentralized areas of a political subdivision where particular need exists, crime prevention, limitation of potential civil disorders and the enhancement of police-community relations.

(v) The organization, education and training of regular law enforcement officers, special law enforcement units and law enforcement reserve units for the prevention, detection and control of riots and other civil disorders, including acquisition of riot control equipment.

(vi) The augmentation or supplementation of salaries and other compensation of law enforcement personnel.

(b) Grants of state funds hereunder may also be made for the planning and preliminary staffing and administrative expenses associated with projects and program in the categories set forth in subsection (a) of this Section. Such funds may be used by the local entities as part of the local matching share required by Federal Act if the federal-local project or program is within the categories set forth in subsection (a) of this Section.

(c) All applications made by political subdivision shall be made on behalf of and signed by Chief Executive Officer of such subdivision. The Agency by rule and regulation shall prescribe the form and manner of applications and the method of accounting to the Agency for funds received hereunder and the results of all projects and programs.

(d) All grants made by the Agency shall be upon the condition that the political subdivision involved shall provide additional locally-raised funds for accomplishing the purposes of the grant amount to at least one-half of the grant made by the Agency.

(e) All grant shall be made with a view to the comprehensive plan developed by the Agency pursuant to the Omnibus Safe

Streets and Crime Control Act of 1968 and to the extent deemed advisable by the Agency, with the approval of the Governor, such grants shall be in accordance with the priorities established by such plan.

10. The rules, regulations and administrative procedures to be followed by the DARC in local jurisdictions in the administration of funds budgeted for state aid to local law enforcement set forth in Executive Order Number 66 issued by Governor Russell W. Peterson under date of December 28, 1972 are hereby adopted and affirmed and shall remain in effect until further order.

11. All previous Executive Orders relating to the Delaware Agency to Reduce Crime or its predecessor organizations are continued in full force except insofar as they conflict with this Executive Order, in which case they are superseded.

Approved this 10th day of April, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 736
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-FOUR

TO: Heads of All State Departments and Agencies

RE: Rescission of Executive Order Number 17 and
Recognition of the Intergovernmental Manpower
Service, Establishment of the Intergovernmental
Manpower Council, and Other Matters Concerning
Planning and Providing Manpower Services to the
People of Delaware.

WHEREAS, programs and services related to manpower and the development, utilization and conservation of human resources are of general concern to the people of Delaware and State and local government; and

WHEREAS, it is the policy of the State of Delaware:

To incorporate manpower policy as a fundamental element in general social and economic policy; and

To engage in such activities, make such agreements and otherwise so conduct the affairs of the State of Delaware as to further the general objectives of manpower policy; and

To assure maximum benefits to the people of Delaware in the implementation of the Comprehensive Employment and Training Act of 1973, (hereinafter known as the Act), as signed by the President of the United States December 28, 1973.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, and pursuant to the provisions of said Act, hereby order and direct as follows:

1. The Intergovernmental Manpower Services, as established by the consortium agreement executed by the Governor, the Mayor of Wilmington, the New Castle County Executive, and the chief elected officials of Kent County and Sussex County, is hereby recognized as the prime sponsor for manpower and related programs and services to be provided under the Comprehensive Employment and Training Act and for such other programs and services for which the consortium may eventually qualify under other Federal or State legislation.

2. The State Secretary of Labor and the State Department of Labor are hereby authorized and directed to serve respectively as chief administrative officer and administrative arm of the Intergovernmental Manpower Service, according to the terms and conditions of the consortium agreement, and they shall be responsible to the Governor and to the Executive Board of the consortium for the conduct of their duties and responsibilities as provided in the agreement.

3. The Intergovernmental Manpower Council is hereby established pursuant to the Act and is hereby authorized and directed to exercise both the functions of the State Manpower Services Council and the Prime Sponsor's Planning Council, as prescribed in the Act.

a. Membership

The Council shall be composed of twenty-four members who shall be appointed by the Governor and the membership shall consist of the following:

- (1) The Chairman, who shall be the Secretary of Labor
- (2) Eight members, 4 to be designated by each the Mayor of Wilmington and the County Executive of New Castle County
- (3) Fifteen members representing the State at large, who shall include:
 - (a) A representative of the Employment Services Division of the State Department of Labor
 - (b) A representative of the State Board of Vocational Education

(c) Representatives of State agencies determined by the Governor to have a direct interest in overall manpower training and utilization within the state

(d) Representatives of

i. Organized labor

ii. Business and industry

iii. Community-based organizations and the client community

iv. Agriculture

v. General Public

b. *Functions and Responsibilities*

In its role as State Manpower Services Council, the Intergovernmental Manpower Council shall be responsible to the Governor and to the Executive Board of the Intergovernmental Manpower Service, and, in its role as Prime Sponsor's Planning Council the Council shall be responsible to the consortium and its Executive Board. The Council's functions and responsibilities shall include:

(1) Review and comment upon the consortium's annual statewide comprehensive manpower plan and modifications thereto.

(2) Review and comment upon minority reports.

(3) Review and comment upon plans of State agencies for providing services to the consortium in accordance with CETA and the Regulations.

(4) Making recommendations for more effective coordination of effort to meet overall manpower needs.

(5) Continuous monitoring of program operations, the availability, responsiveness and adequacy of State services to the consortium, and the effectiveness of services in the State and in local areas.

(6) Making recommendations to the Executive Board, to State agencies providing services, to the Governor and to the

general public with respect to ways to improve the effectiveness of programs and services.

(7) Making continuing analyses of needs for employment, training and related services in the State and local areas.

(8) Making an annual report to the Governor and to the Executive Board, which shall be a public document, and issuing such other studies, reports, or documents as the Council deems advisable to assist the Intergovernmental Manpower Service and otherwise to carry out the purposes of CETA.

c. Meetings, Rules and Procedures

(1) The Council shall meet regularly at times and places deemed appropriate, subject to the call of the Chairman

(2) The Council shall determine its own rules and procedures for the conduct of meetings.

d. Services to the Council

The State of Delaware shall, to the extent of available resources as provided by grants and contracts with the Federal Government or by appropriations by the General Assembly, provide such staff services and other supportive services as the Council may need according to the provisions of the Act and Regulations issued thereunder or other pertinent law and regulations.

e. Term of Service

Members appointed to the Council directly by the Governor shall serve during their tenure in office if appointed by virtue of their office, otherwise they shall serve at the Governor's pleasure. Members designated by the Mayor of Wilmington and the New Castle County Executive and appointed by the Governor shall serve until such time as the Mayor of Wilmington and the New Castle County Executive shall request their replacement and shall designate successors, who shall then be appointed by the Governor.

4. This Executive Order shall be effective this date and the Intergovernmental Manpower Council shall hold its first meeting within fifteen days of the date letters of appointment are issued by the Governor.

5. The State Secretary of Labor is hereby instructed to take such action as may be necessary for the implementation of this order, subject to the review and approval of the Governor.

APPROVED this 25th day of April, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 737
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-FIVE

TO: Heads of All State Departments and Agencies
RE: Governor's Advisory Council on Data Processing

WHEREAS, the Secretary of the Department of Administrative Services is authorized to develop plans for improvements and economies in organization and operation of the Divisions within the Department; and

WHEREAS, the Division of Central Data Processing requires constant improvement of methods and equipment for the most efficient use of automated data processing systems; and

WHEREAS, there is no present Advisory Council to assist the Governor or the Secretary of the Department of Administrative Services in formulating data processing policies;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is hereby created and established the "Governors Advisory Council on Data Processing", whose purpose shall be to:

- a. Recommend data processing policies and legislation;
- b. Investigate alternatives to present practice to achieve improvement and economy in organization and operation of the Division of Central Data Processing;
- c. Serve as a sounding board for new concepts and approaches to data processing;

d. Coordinate development of minimum standards for compatibility or procedures and computer resources to provide optimum service to the government of the State of Delaware;

e. Assist the Secretary of Administrative Services in reviewing requests for data processing equipment and/or changes and recommend appropriate action.

2. The Governor's Advisory Council on Data Processing shall consist of the following members:

1. Jay Newlon, General Auditor of Treasury Department, E. I. Du Pont Company, Chairman.

2. George D. Craig, V.P. Operations, Wilmington Trust Company.

3. Gregory M. Dillon, Special Assistant to the Director of Information Systems, Du Pont Company.

4. H. Douglas Jay, Jr. Manager of Systems and Data Processing, Delmarva Power.

5. John P. Donohue, Director of Information Systems, International Playtex Corporation.

6. Stuart H. Gelber, Manager of Computer Services, General Foods.

7. Thomas P. Luff, Department Chairman Data Processing, Delaware Technical and Community College, Southern Campus.

Approved this 26th day of April, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 738
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-SIX

TO: Heads of All State Departments and Agencies

RE: Period of Mourning for Vera Davis

WHEREAS, Vera Gilbride Davis, the first woman to hold more than a half-dozen political posts in "The First State" died yesterday morning at the age of 79; and

WHEREAS, Vera Davis was the first woman bill clerk in the House of Representatives, the first woman Secretary of the Senate, first and only woman ever elected President Pro Tem of the Senate, first woman elected Majority Leader of the House, and the first woman to win a statewide election as State Treasurer; and

WHEREAS, in addition, she was actively involved, outside politics, in many charitable organizations and devoted her time and energies to the betterment of her fellow Delawareans;

WHEREAS, due to her nearly 50 years of participation she became known as the Grand Dame of the Grand Old Party; and

WHEREAS, all Delawareans are poorer for her passing;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, in recognition of and as a tribute to this faithful public servant, do hereby order and declare a

PERIOD OF MOURNING FOR VERA GILBRIDE DAVIS
throughout the State of Delaware beginning today and continu-

ing through sundown of the day of her interment; and I further order all State flags within the State of Delaware to be flown at half-staff during this period of mourning in memory of this outstanding Delaware citizen.

Approved this 7th day of May, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 739
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-SEVEN

TO: Heads of All State Departments and Agencies

RE: Creation of the Delaware Postsecondary Education Commission

WHEREAS, the Labor-HEW Appropriations Act for Fiscal Year 1974 includes the sum of \$3 million for Federal support of State Post-secondary Education Commissions; and

WHEREAS, these funds have been made available by the Congress under the appropriation authority contained in Section 1203 of the Higher Education Act of 1965, as amended in 1972; and

WHEREAS, that section provides that State Commissions established pursuant to Section 1202 of the Act may apply to the U.S. Commissioner of Education for grant funds and technical assistance to support "comprehensive inventories of, and studies with respect to all public and private postsecondary educational resources in the State, including planning necessary for such resources to be better coordinated, improved, expanded or altered so that all persons within the State who desire, and who can benefit from postsecondary education may have an opportunity to do so"; and

WHEREAS, to receive the available assistance, Delaware must establish a State Commission broadly and equitably representative of the general public and public and private nonprofit institutions of postsecondary education in the State, including community colleges, junior colleges, area vocational schools,

technical institutes, four-year institutions of higher education and branches thereof; and

WHEREAS, the State of Delaware has received federal approval for the establishment of a "Delaware Postsecondary Education Commission", the so-called "1202 Commission" to carry out the comprehensive study of public and private post-secondary educational resources;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is hereby established the "Delaware Postsecondary Education Commission".

2. The Commission shall consist of eleven members appointed by the Governor.

3. There shall be five (5) institutional members, who shall serve during the pleasure of the Governor, as follows:

(a) The President of the University of Delaware shall represent public four-year institutions (undergraduate and graduate levels).

(b) The President of Delaware State College shall represent four-year institutions (college level).

(c) The President of Wesley College shall represent the four-year private colleges of the State.

(d) The President of Delaware Technical and Community College shall represent public community colleges.

(e) The State Superintendent of Public Instruction shall represent elementary, secondary and area vocational schools.

4. There shall, in addition, be six (6) members broadly and equitably representative of the general public. The terms of these members shall be staggered. Initially one-third of the Commission members shall serve a one-year term, one-third a two-year term and one-third a three-year term. Thereafter, all new appointments shall serve a three-year term. Any appointment to replace a member whose position becomes vacant prior to the

expiration of the term, shall be filled only for the remainder of the unexpired term. Members shall be eligible for reappointment.

5. The Chairman of the Commission shall be appointed by the Governor. All other officers shall be elected by the Commission.

6. (a) The purpose of the Commission shall be to prepare and compile comprehensive inventories and studies of all public and private postsecondary educational resources in the State, including planning necessary to insure the coordination, improvement, expansion and alteration of those resources so that all Delawareans who can benefit from postsecondary education may have the opportunity to do so.

(b) In addition, the Commission shall herewith administer and be responsible for the administration of the State program authorities of the Higher Education Act:

(1) the Community Services and Continuing Education Authority (HEA §105);

(2) the Equipment for Undergraduate Instruction Authority (HEA §603); and

(3) the Grants for Construction of Undergraduate Academic Facilities Authority (HEA §704).

7. The Commission is authorized and empowered to apply for, accept and disburse grants, gifts and contribution from the federal government for the purpose of furthering the objectives of the Commission.

8. The Commission is authorized and empowered to employ such staff as may be essential to the accomplishment of the above responsibilities within the limitation of its budget.

9. The Chairman of the Commission shall prepare an annual report for submission to the Governor.

Approved this 13th day of June, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 740
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-EIGHT

TO: Heads of All State Departments and Agencies.

RE: The Establishment of the Delaware Tomorrow
Commission.

WHEREAS, it is essential that the State of Delaware devise a statewide development policy on growth in the areas of industrial, commercial and residential development including open space, recreation, and transportation; and

WHEREAS, the General Assembly has recognized these problems by enacting specific legislation or resolutions, such as Senate Bill 257, House Bill 882 and House Concurrent Resolution 49, dealing with specific areas of this overall general problem.

WHEREAS, in 1971 the State of Delaware enacted into law the Coastal Zone Industrial Control Act which regulates industries in the coastal areas of the State, and in the two years since the passage of this Act there has been considerable controversy over it and the State's policy on economic growth; and

WHEREAS, a comprehensive State development policy must be developed for all, but only after considering the interests of not just government but business, industry, labor, environmentalists, and most importantly, the people of Delaware.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The "Delaware Tomorrow Commission" is hereby established.

2. The Commission is charged with the responsibility to develop a statewide plan for growth.

3. The Commission shall investigate development policy of other states as well as hold meetings and seminars throughout the State to receive contributions from our citizens.

4. This Commission shall submit to the Governor and the General Assembly by June 1, 1975 its findings and recommendations. However, the final decision as to the date of submission of the Commission's findings shall rest with the Commission. At the discretion of the Commission, draft legislation may be submitted to implement its findings. Its report shall include but need not be limited to a strategy for industrial, commercial and residential development, land use and statewide zoning, a policy regarding transportation, recreation and open space consistent with a quality environment.

5. The Commission shall consist of 27 members who shall be appointed as follows:

1. Secretary, Department of Highways and Transportation
2. Secretary, Department of Labor
3. Secretary, Department of Community Affairs and Economic Development
4. Secretary, Department of Natural Resources and Environmental Control
5. Director, State Planning
6. Mayor of Wilmington, or his designee
7. New Castle County Executive, or his designee
8. President, Kent County Levy Court, or his designee
9. President, Sussex County Council, or his designee
10. President, League of Local Governments, or his designee
11. President, Delaware State Chamber of Commerce, or his designee
12. President, Building Trades Council, or his designee
13. President, State Labor Council, or his designee

14. President, Delawareans for Orderly Development, or his designee

15. Chairman, Sierra Club, or his designee

16. President, Save our Shores, or his designee

17. Chairman, Common Cause of Delaware, or his designee

18. Chairman, Coastal Zone Industrial Control Board, or his designee

19. Chairman, Greater Wilmington Development Council, or his designee

20. 2 members of the House of Representatives, to be designated by the Speaker of the House, one from each political party

21. 2 members of the Delaware State Senate, to be designated by the President Pro Tempore of the Senate, one from each political party

22. 4 members to be designated by the Governor

6. The Chairman of the Commission shall be designated by the Governor and the Vice-Chairman of the Commission shall be designated by a majority of the members of the Commission.

Approved this 19th day of June, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 741
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FORTY-NINE

TO: Heads of All State Departments and Agencies
RE: Amendment of Executive Order #39

WHEREAS, Executive Order No. 39, establishing the Governor's Port of Wilmington Study Committee, provides that the Committee shall submit its final report to the Governor on or before July 1, 1974; and

WHEREAS, due to the complexity and magnitude of the Committee's assignment, an extension of the submission date of the final report is necessary to enable the Committee to make informed recommendations for the Port's future.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 7 of Executive Order No. 39 is amended by striking the date "July 1, 1974" as it appears therein and substituting in lieu thereof the date "October 1, 1974".

Approved this 24th day of June, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 742
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

EXECUTIVE ORDER
NUMBER FIFTY

TO: Heds of All Departments and Agencies
RE: Designation of Friday, July 5, 1974 as a holiday
 for State Employees

WHEREAS, the Fourth of July will fall on Thursday this year; and

WHEREAS, in light of the continuing energy problem and escalating fuel costs, the Governor is informed that it would be an unwarranted expense to close the various physical plants of the State agencies throughout Delaware for one day, re-open them for the next day, only to close again for the weekend; and

WHEREAS, providing our State employees with an extra day off will extend their Independence Day holiday to four days and will provide them with an opportunity to spend more time with their families and reflect upon the meaning and importance of this holiday.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order (with the exception of those State offices which render essential services on a 24-hour basis) that all State Agencies treat Friday, July 5, 1974 as a legal holiday and accord employees the same time off and other benefits as provided on other legal holidays.

Approved this 30th day of June, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

GROVER A. BIDDLE
Assistant Secretary of State

CHAPTER 743
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-ONE

TO: Heads of All State Departments and Agencies
RE: Establishment of Governor's Economic Advisory Council

WHEREAS, a continuing knowledge of current and projected economic conditions is essential to sound management of the State government; and

WHEREAS, increasingly complex relationships occurring within both the State and national economies have made accurate economic forecasting an exceedingly difficult task; and

WHEREAS, the importance of coordinating economic planning in the State's public and private sectors is well recognized.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The "Governor's Economic Advisory Council" is hereby established.

2. The Council is charged with the following responsibilities:

(a) Carry on a continuing review of the State's economic condition and advise the Governor on economic trends when necessary,

(b) Meet on a regular basis, as designated by the Chairman of the Council,

(c) Submit to the Governor on a monthly basis, estimates of General Fund revenue for the current fiscal year,

(d) Submit to the Governor during the period October 15 to June 30 of each year, revenue estimates for the following fiscal year in addition to those described in paragraph (c),

(e) Serve in a general advisory capacity to the Governor and the Department of Finance.

3. Staff assistance from the Bureau of Economics and Statistics, Department of Finance, and the Social and Economic Analysis Section, State Planning Office, will be provided to the Council as required.

4. All State agencies shall cooperate with this Council in providing data and assistance as deemed necessary in improving the economic planning within the State.

5. All meetings are to be open to the public. Advance notice of meetings shall be publicly announced by the Chairman.

6. The Council shall consist of 16 members who are to be appointed as follows:

- (a) Mr. Edward W. Hagemeyer
Farmers Bank
- (b) Honorable Richard Cordrey
Delaware State Senate
- (c) Mr. Robert E. Davis
Diamond State Telephone Company
- (d) Mr. G. Donald Dryden
State Budget Director
- (e) Mr. William H. Eubank
Almart Stores
- (f) Mr. Davis S. Hefter
DuPont Company
- (g) Mr. Bruce Hudson
State Planning Office
- (h) President Pro Tempore
Delaware State Senate
- (i) Mr. Hisham Khalil
Department of Finance

- (j) Speaker of the House
Delaware House of Representatives
- (k) Dr. John Landon
College of Business and Economics
University of Delaware
- (l) Honorable John Malarkey
Department of Finance
- (m) Mr. Clifford Phillips
Getty Oil Company
- (n) Mr. Frank Vavala
Department of Labor
- (o) Mr. E. Sherman Webb
Administrative Assistant to the Governor
- (p) Honorable Sandra Worthen
Delaware House of Representatives

7. The Chairman of the Council shall be Edward W. Hagemeyer.

Approved this 10th of July, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 744
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

EXECUTIVE ORDER
NUMBER FIFTY-TWO

TO: Hheads of All State Departments and Agencies.

RE: Creation of the Governor's Task Force for Aviation.

WHEREAS, programs and services related to aviation and the development and utilization of airports are of general interest to the citizens of Delaware and the State and local governments; and

WHEREAS, comprehensive aviation planning is desirable for the State of Delaware in establishing such programs and services to achieve short-range needs and long-range objectives; and

WHEREAS, Title 2 of the State of Delaware Code directs the Department of Highways and Transportation to encourage, foster and assist in the development of aviation in Delaware and have general supervision over aviation within the State; and

WHEREAS, to assure maximum benefits to the citizens of Delaware as authorized by the Airport and Airway Department Act of 1970, as signed by the President of the United States in May, 1970, the Department of Highways and Transportation has entered into an agreement with the Federal Aviation Administration of the United States Department of Transportation to prepare a state-wide aviation transportation plan; and

WHEREAS, as a portion of said agreement the Governor of the State of Delaware is requested to create a citizens advisory board, to be known as the Governor's Task Force for Aviation, to

review and comment on the state-wide aviation transportation plan as it is prepared.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and direct as follows:

1. The Governor's Task Force for Aviation is hereby created and authorized and directed to exercise the functions of the State of Delaware's citizen advisory board for the establishment of a state-wide aviation transportation plan and other aviation-related programs and services.

a. Membership

The Task Force shall be composed of fifteen members who shall be appointed by the Governor and the membership shall consist of the following:

(1) Three members, one to be designated by each the President of the Kent County Levy Court, the County Executive of New Castle County and the President of the Sussex County Council.

(2) One member to be designated by the Delaware State Chamber of Commerce.

(3) One member to be designated by the Commander, 435th Military Airlift Wing, Dover Air Force Base.

(4) One member to be designated by a Civil Aeronautics Board certificated aircarrier serving the Greater Wilmington Airport.

(5) Nine members representing the State at large, three each to be designated who are residents from the State's three counties, Kent, New Castle and Sussex.

b. Functions and Responsibilities

In its role as the Governor's Task Force for Aviation, the Task Force shall be responsible to the Governor and the Department of Highways and Transportation. Functions and responsibilities of the Task Force shall include:

(1) Review and comment upon the State of Delaware Aviation and Airport System Plan as it is prepared by the Department of Highways and Transportation.

(2) Making recommendations to the Governor and the Department of Highways and Transportation for the implementation of the State of Delaware Aviation and Airport System Plan.

(3) Making recommendations to the Governor and the Department of Highways and Transportation for other aviation-related programs and services that should be implemented by the State of Delaware for its citizens.

c. Meetings, Rules and Procedures

(1) The Task Force shall meet for the initial time at the time and place deemed appropriate by the Secretary of the Department of Highways and Transportation. At the initial meeting the Task Force shall elect a Chairman.

(2) The Task Force shall meet regularly after the initial meeting at times and places deemed appropriate, subject to the call of the Chairman.

(3) The Task Force shall determine its own rules and procedures for the conduct of meetings.

d. Services to the Task Force

The Department of Highways and Transportation shall, to the extent of available resources as provided by grants and agreements with the Federal Government or by appropriations by the General Assembly, provide such staff services and other supportive services as the Task Force may need.

e. Term of Service

Members appointed to the Task Force directly by the Governor shall serve at the Governor's pleasure. Members designated by the President of the Kent County Levy Court, the County Executive of New Castle County, the President of the Sussex County Council, the Delaware State Chamber of Commerce, the Commander of the 436th Military Airlift Wing, Dover Air Force Base and a Civil Aeronautics Board certified air-carrier serving the Greater Wilmington Airport shall serve until such time as

the respective parties above listed shall request their replacement and shall designate successors, who shall then be appointed by the Governor.

2. This Executive Order shall be effective this date and the Task Force shall hold its first meeting within fifteen calendar days of the date letters of appointment are issued by the Governor.

3. The Secretary of the Department of Highways and Transportation is hereby instructed to take such action as may be necessary for the implementation of this Executive Order, subject to the review and approval of the Governor.

Approved this 19th day of July, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 745
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-THREE

TO: Heads of All State Departments and Agencies

RE: Amendment to Executive Order No. 48

WHEREAS, Executive Order No. 48 establishes a Delaware Tomorrow Commission to consist of 27 members, including four members to be designated by the Governor; and

WHEREAS, additional members are deemed desirable in order to properly consider the interests of government, business, industry, labor, environmentalists, and the people of Delaware.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 5 of Executive Order No. 48 is amended by:

(a) increasing the total membership of the Commission from 27 to 30 members;

(b) increasing the number of members to be designated by the Governor from 4 to 6 members;

(c) renumbering subparagraphs 18 through 22 as subparagraphs 19 through 23; and

(d) adding a new subparagraph 18 to read as follows:

"18. President, League of Women Voters, or her designee".

2. Executive Order No. 48 is amended by adding a new paragraph 7 as follows:

"7. The Chairman of the Delaware Tomorrow Commission may appoint a secretary and an assistant secretary for the Commission, both to serve at the pleasure of the Chairman."

3. Executive Order No. 48 is amended by adding a new paragraph 8 as follows:

"8. In addition to the members of the Delaware Tomorrow Commission provided for in this Order, the Governor may create subcommittees and name members to such subcommittees as he deems appropriate without issuing additional Executive Orders. A letter of appointment signed by the Governor shall be sufficient authority for such appointee to serve on such subcommittee."

Approved this 9th day of September, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 746
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

EXECUTIVE ORDER
NUMBER FIFTY-FOUR

TO: Heads of All State Departments and Agencies

RE: Reorganization of the Department of Administrative Services

WHEREAS, pursuant to 29 Delaware Code §8803 (4), the Secretary of the Department of Administrative Services may "establish, consolidate or abolish such divisions and offices within the Department or transfer or combine the powers, duties and functions of the divisions within the Department as the Secretary, with the written approval of the Governor, may deem necessary, provided that all powers, duties and functions required by law shall be provided for and maintained"; and

WHEREAS, the Secretary of Administrative Services has concluded that it is necessary that three important commissions, presently administered by the Division of Business and Occupational Regulation, be given division status within the Department; and

WHEREAS, it is desirable that these changes be officially noted and formally recognized by Executive Order;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, with the concurrence of the Secretary of the Department of Administrative Services, and by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. Division of Public Utilities Control

A. The Division of Public Utilities Control is established; and shall have the power to perform and shall be responsible for

the performance of all the powers, duties and functions as set forth in Section 8808 (1) (J), Title 29, *Delaware Code*.

2. Division of Alcoholic Beverage Control

A. The Division of Alcoholic Beverage Control is established ; and shall have the power to perform and shall be responsible for the performance of all the powers, duties and functions as set forth in Section 8808 (1) (B), Title 29, *Delaware Code*.

3. Division of State Bank Commissioner

A. The Division of State Bank Commissioner is established ; and shall have the power to perform and shall be responsible for the performance of all the powers, duties and functions as set forth in Section 8808 (1) (N), Title 29, *Delaware Code*.

4. Except as provided in Section 8305, Title 29, *Delaware Code*, the membership, remuneration, organization, meetings, powers, duties and functions of the above named commissions, boards, agencies, and persons shall remain as prescribed by law.

Approved this 26th day of September, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

GROVER A. BIDDLE
Secretary of State
(Acting)

JOHN E. BABIARZ
Secretary of the Department
of Administrative Services

CHAPTER 747
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-FIVE

TO: Heads of all State Departments and Agencies

RE: Establishment of a Governor's Task Force on Cost-of-Living Pay Increase Formulas

WHEREAS, inflation in Delaware, as well as the nation, continues unabated; and

WHEREAS, the State continually faces increased salary demands from its employees; and

WHEREAS, the granting of such salary adjustments is often unfairly coupled with a tax increase; and

WHEREAS, knowledge of budgetary requirements for salaries is an absolute necessity for good financial planning; and

WHEREAS, all employees of the State of Delaware should be compensated on an equitable basis; and

WHEREAS, the use of cost-of-living formulas on which to base salary schedules has gained widespread use in industry;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is created a Governor's Task Force on Cost-of-Living Pay Increase Formulas, whose primary task will be to review all pay scales used in compensating state employees, recommend any required changes in such pay scales, analyze

various cost-of-living formulas to determine the most feasible for use by the State, price the cost of the formula for the following three fiscal years, and draft legislation for implementation of the formula if adoption is recommended.

2. The Task Force will also be responsible for developing revenue measures as necessary to underwrite the proposed formula.

3. The Task Force on Cost-of-Living Pay Increase Formulas will consist of representatives of the following agencies and organizations:

Executive Office of the Governor
Office of the Budget Director
Office of State Planning
Office of State Personnel
Department of Finance
Department of Labor
Office of Controller General
Higher Education
State Board of Education
Delaware State Education Association
Delaware Federation of Teachers
Council 81, American Federation of State, County, and municipal Employees

4. The Governor shall appoint four members of the 127th General Assembly to the Task Force: 2 members of the House of Representatives - one from each political party and 2 members of the Senate - one from each political party.

5. The Task Force will be responsible to report its findings and recommendations to me not later than April 1, 1975.

Approved this 30th day of September, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 748
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-SIX

TO: Heads of all State Departments and Agencies

RE: Amendment to Executive Orders Number 48 and
Number 53

WHEREAS, Executive Order Number 48 establishes a Delaware Tomorrow Commission and Executive Order Number 53 amends and clarifies Executive Order Number 48; and

WHEREAS, certain additional changes and clarifications are needed to refine the structure of the Commission;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 5 of Executive Order Number 48 as amended by paragraphs 1 (a) and 1 (b) of Executive Order Number 53 is further amended by:

(a) increasing the total membership of the Commission from 30 to 31 members.

(b) increasing the number of members to be designated by the Governor from 6 to 7 members.

2. Executive Order Number 53 is amended by striking in full paragraph 2 and substituting in lieu thereof the following:

Executive Order Number 48 is amended by adding a new paragraph 7 as follows:

“(7) The Chairman of the Delaware Tomorrow Commission may appoint a secretary for the Commission. The Chairman may

also appoint counsel to the Commission. Both to serve at the pleasure of the Chairman."

3. Executive Order Number 48 is amended by adding a new paragraph 9 as follows:

"(9) The Governor may appoint Chairmen to the subcommittees created as defined in paragraph 8. A letter of appointment signed by the Governor shall be sufficient authority for such appointee to serve as Chairman."

Approved this 2nd day of October, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 749
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-SEVEN

TO: Heads of All State Departments and Agencies
RE: Expansion of the Membership of the Governor's Task Force on Cost-of-Living Pay Increase Formulas, and Provision for Appointment of Chairman

WHEREAS, Executive Order Number Fifty-Five establishes a Governor's Task Force on Cost-of-Living Pay Increase Formulas; and

WHEREAS, it is desirable to make provision for the expansion of the membership of the Task Force; and

WHEREAS, it is desirable to make provision for the appointment of the Chairman of the Task Force;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 3 of Executive Order Number Fifty-Five is amended by adding:

Delaware Association of Professional Employees

2. Executive Order Number Fifty-Five is amended by adding a new Paragraph 6 as follows:

6. The Chairman of the Task Force shall be designated by the Governor. The Vice Chairman shall be selected by the Task Force from among its membership.

Approved this 10th day of October, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:
ROBERT H. REED
Secretary of State

CHAPTER 750
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-EIGHT

TO: Heds of All State Departments and Agencies

RE: The Establishment of the Governor's Lottery Advisory Commission

WHEREAS, Chapter 348, Volume 59, *Laws of Delaware*, authorized the creation of a State-operated lottery; and

WHEREAS, Chapter 348, Volume 59, *Laws of Delaware*, established that the State Lottery Office be lodged in the Executive Office of the Governor; and

WHEREAS, it is in the best interests of the citizens of the State of Delaware that said Lottery be initiated, operated and conducted according to the highest standards of integrity, thereby assuring public confidence in it; and

WHEREAS, the successful initiation and subsequent profitable operation of the Lottery will require expertise in many diverse fields and endeavors;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. There is hereby established the Governor's Lottery Advisory Commission.
2. The Commission shall be composed of ten members, eight of whom shall serve at the Governor's pleasure, selected in the following fashion:

a. A representative of the Banking Community who shall be, by virtue of his office, the President of the Delaware Banker's Association.

b. A representative of the Accounting Fraternity who shall be, by virtue of his office, the President of the Delaware Association of Certified Public Accountants.

c. A person knowledgeable in the Sport of Horse Racing.

d. A person knowledgeable in the Field of Computer Data Processing.

e. A person knowledgeable in security practices and procedures.

f. A person knowledgeable in marketing, advertising and public relations.

g. A person learned in the Law.

h. Three members chosen from the public at large.

3. The Commission shall, at its first meeting, select its own Chairman and Vice Chairman.

4. The duties and responsibilities of the Commission :

a. The Commission is charged with the following responsibilities :

i. - To review the system developed to initiate the Lottery, to act as an oversight committee on the performance of the Lottery, and to review proposals and advise the Lottery Director on the implementation, from time to time, of new games.

ii. - During the implementation phase of the Lottery, the Commission shall meet no less than once each month. Once the Lottery is in operation, the Commission shall meet no less than once each quarter.

iii. - The Commission and the Director are jointly charged with the responsibility of submitting to the Governor and the General Assembly a quarterly status report until such time as the Lottery is implemented. The first such report shall be due 90 days from the date of this Executive Order.

iv. - Once the Lottery is implemented, the Commission and the Director are charged with responsibility to submit an Annual Report to the Governor and to the General Assembly no later than 60 days after the close of the Fiscal Year.

Approved this 16th day of October, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 751
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER FIFTY-NINE

TO: Heads of All State Departments and Agencies

RE: Amendment of Executive Order Number Fifty-Five Entitled "Establishment of a Governor's Task Force on Cost-of-Living Pay Increase Formulas", as amended by Executive Order Number Fifty-Seven

WHEREAS, by Executive Order Number Fifty-Five, the Governor established the Governor's Task Force on Cost-of-Living Pay Increase Formulas; and,

WHEREAS, an additional member is deemed desirable to better reflect all sectors of State employees;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the Authority vested in me as Governor of the State of Delaware, do hereby order and declare as follows:

1. Paragraph 3 of Executive Order Number Fifty-Five is further amended by adding:

The Judicial Branch of Government

Approved this 24th day of November, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 752
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIXTY

TO: Heads of All State Departments and Agencies.

RE: Designation of November 29, 1974 as holiday for State employees.

WHEREAS, Delaware and all America is and should be conserving her energy resources; and

WHEREAS, a serious shortage of energy could have an adverse affect upon the health, welfare and economy of the State of Delaware and her citizens; and

WHEREAS, State offices owned/or operated by the State of Delaware consume a good deal of energy in such forms as light and heat; and

WHEREAS, State of Delaware offices are generally closed on the legal holiday of Thanksgiving and opened on the subsequent Friday and then once again closed on the following Saturday and Sunday; and

WHEREAS, opening State facilities on Friday, November 29, 1974 for one day and then closing such facilities on Saturday and Sunday, November 30, 1974 and December 1, 1974 respectively, would consume a good deal of energy;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby order (with the exception of those State offices which render essential services on a 24-hour basis) that all State Agencies treat Friday, November 29, 1974 as a legal

holiday and accord employees the same time off and other benefits as provided on other legal holidays.

Approved this 25th day of November, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 753 .
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIXTY-ONE

TO: Heads of All State Departments and Agencies

RE: The Establishment of the Governor's Task Force to
Propose Changes in the Elementary Unit (Class
Size)

WHEREAS, quality education of our young people is one of our highest priorities; and

WHEREAS, the pupil-teacher ratio of class size is often reflective of the ability of the learning process to function properly; and

WHEREAS, there is a continuing need to reexamine and review proposals as to the elementary unit;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. A Task Force to Propose Changes in the Elementary Unit is hereby established.

2. The Task Force is charged with the responsibility of examining and reviewing proposals on reduction of the elementary unit on a scheduled basis; such examination to include review and analysis of the educational benefits accruing to the younger child by reducing pupil/teacher ratios and should include its relationship to the overall improvement of the Delaware educational process. The scope of the financial projection should include the period Fiscal 1976 through Fiscal 1979.

3. The Task Force may investigate elementary unit policy of the states as well as hold meetings and seminars throughout the State to receive opinions from our citizens.

4. The Task Force shall submit its recommendations to the Governor by April 1, 1975 as well as a draft of legislation necessary to implement its recommendations, if any.

5. The Task Force shall initially consist of 22 members who shall be appointed as follows:

(a) 4 members of the Delaware State Senate to be designated by the President Pro Tempore-designate of the 128th General Assembly, 2 from each political party.

(b) 4 members of the House of Representatives to be designated by the Speaker of the House-Designate of the 128th General Assembly, 2 from each political party.

(c) The Superintendent of Public Instruction

(d) 1 member of the Delaware School Boards Association

(e) 1 Chief School Officer

(f) The Budget Director

(g) 1 member of the Delaware Assoc. of School Administrators

(h) 1 member of the Delaware State Education Association

(i) 1 member of the Delaware Federation of Teachers

(j) 2 members of the Delaware Congress of Parents and Teachers

(k) The President, Delaware State Board of Education

(l) 3 classroom teachers — one from each of the three counties

(m) The Dean, College of Education, University of Delaware

6. The Task Force shall have initially 3 members appointed as ex-officio members as follows:

(a) The Executive Director of the Delaware School Boards Association

(b) The Executive Director of the Delaware Association of School Administrators

(c) The Executive Director of the Delaware State Education Association

7. Subsequently and without delaying the initiation of the Task Force's work, the Governor may at the request of the Task Force appoint further members as he may choose up to the number of 10 without further need to issue an Executive Order.

8. The Chairman of the Task Force to Propose Changes in the Elementary Unit (Class-Size) shall be the Budget Director.

9. The Vice Chairman of the Task Force shall be designated by a majority of the members of the Task Force.

Approved this 3rd day of December, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

CHAPTER 754
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIXTY-TWO

TO; Heads of All State Departments and Agencies

RE: Transfer of Functions and Duties and Responsibilities for Drug Abuse Control

WHEREAS, pursuant to 29 *Delaware Code* §7903 (g), the Secretary of Health and Social Services, with the concurrence of the Governor, has the power to "Establish, consolidate, abolish, transfer or combine the powers, duties and functions of the divisions, subdivisions and offices within the Department as the Secretary, with the written approval of the Governor, may deem necessary, providing that all duties and functions required by law shall be provided for and maintained"; and

WHEREAS, the creation of the Division of Drug Abuse Control was confirmed by Executive Order Number Sixty-Three as approved on the 18 day of September, 1972; and

WHEREAS, the functions and duties assigned the Division of Drug Abuse Control by Law or the Secretary of Health and Social Services are deemed to be an integral adjunct of the broader scope of functions and duties vested in the Division of Mental Health; and

WHEREAS, it is desirable, as a well-recognized principle of management, to improve the span of control of the Secretary of Health and Social Services by the most effective means available,

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, upon the recommendation of the Secretary of Health and Social Services and by virtue of the authority vested in me as Governor of the State of Delaware, do hereby declare and order as follows:

1. The abolition of the Division of Drug Abuse Control created and confirmed by Executive Order Number Sixty-Three on the 18 day of September, 1972.

2. The creation of the Office of Drug Control Coordinator within the Division of Mental Health and under the direction of the Director, Division of Mental Health. It shall be assigned those functions and duties heretofore performed by the "Division of Drug Abuse Control" as well as those functions henceforth assigned it by law or the Secretary of Health and Social Services. The Director, Division of Drug Abuse Control shall henceforth be known as the Drug Control Coordinator, who shall serve at the pleasure of the Governor in accordance with 29 *Delaware Code, Section 7921 (b)*.

3. The effective date of this action shall be December 1, 1974.

Approved this 27th day of November, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

EARL MCGINNES
Secretary of Health & Social Services

CHAPTER 755
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

EXECUTIVE ORDER
NUMBER SIXTY-THREE

TO: Hheads of All State Agencies and Departments

RE: Establishment of the Division of Services to Children and Youth Within the Department of Health and Social Services

WHEREAS, pursuant to Title 29, *Delaware Code* §7903 (g)

“The Secretary may:

... (g) Establish, consolidate, abolish, transfer or combine the powers, duties and functions of the divisions, subdivisions and offices within the Department as the Secretary, with the written approval of the Governor, may deem necessary, providing that all powers, duties and functions required by law shall be provided for and maintained. . .”;

WHEREAS, the Secretary of the Department of Health and Social Services has concluded that it is necessary that a Division of Services to Children and Youth be created; and

WHEREAS, it is desirable that this action be officially noted and formally recognized by Executive Order; and

WHEREAS, the needs of the children and youth of Delaware must be met on a comprehensive basis through cooperation of both public and private agencies;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby declare and order as follows:

(1) The Division of Services to Children and Youth is created in the Department of Health and Social Services.

(2) The purpose of the Division is to assess, plan, coordinate, develop and stimulate services to children and youth.

(3) The Director of this Division shall be qualified through experience and training to manage the office.

(4) The Division will appraise itself of all public and private agencies whose interests lie in the well being of our State's children and youth and coordinate its efforts with such agency and/or division of State Government.

(5) The Director shall furnish to the Governor and the Secretary of the Department of Health and Social Services monthly progress reports.

(6) The Governor shall appoint a seven-member council whose function will be to assist the Director. Three members of the permanent council shall be appointed to serve for three-year terms, one of whom shall be designated as Chairman; two members shall be appointed to serve two-year terms; and two members shall be appointed to serve a one-year term. Unexpired terms will be filled by the Governor for the remainder of that term. The council shall have no more than a simple majority of members of the same political party, and its members may be reappointed and shall continue to serve until their replacement has been appointed. Appointment of non-voting members of the council is approved if the council finds a need for additional citizen participation.

APPROVED this 27 day of November, 1974.

(GREAT SEAL)

SHERMAN W. TRIBBITT
Governor

Attest:

ROBERT H. REED
Secretary of State

EARL MCGINNES
Secretary of the Department of
Health and Social Services

Proclamations

CHAPTER 756

STATE OF DELAWARE EXECUTIVE DEPARTMENT PROCLAMATIONS

WHEREAS, ROBERT H. REED, Secretary of State on behalf of the State of Delaware, has reported to me a list of corporations which for one year (effective with the change in Section 510, Chapter 712, Volume 57, Laws of Delaware, approved by the Governor July 15, 1970) and/or two years preceding such report have failed to pay taxes assessed against them and due by them under the laws of the State.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby issue this proclamation according to the provisions of Section 511 and 512 of Title 8 of the Delaware Code of 1953, as amended, and do hereby declare under this act of the Legislature that the charters of the following corporations, reported as aforesaid, are repealed:

A & B Industries, Incorporated; A & H Grain Co., Inc.; A & H Shops, Inc.; A B C Cleaning Contractors, Inc.; A F & Sons, Inc.; A I M Companies, Inc.; A M I American Mobilehome Industries, Inc.; A Z Management Corp.; A. & C. Supplies, Inc.; A. & D. Realty, Inc.; A. C. and C. Leasing, Incorporated; A. E. Wise, Inc.; A Francisco & Sons, Inc.; A.J. Butler Fund Inc., The; A. Kee, Incorporated; A. L. A., Inc.; A. R. Carucci Electrical Service, Inc.; A. R. Wilson Associates, Inc.; A.S. Maclary, Inc.; A.W. Luecking & Sons, Inc.; A. W. Todd Poultry Company, Inc.; A.A.A. Collection Agency, "Inc"; A.B.C. Better Homes, Inc.; A.E.P. Equipment Leasing Corporation; A.G.E. Prepack Inc.; A.J. Butler Securities Corporation; A.T. (Del.), Inc.; A.T.I. Inc.; A.V.I. Enterprises, Inc.; A-I-H-C Agencies, Inc.; A-I-H-C Consultant Services, Inc.; A-I-H-C Equity Corp.; A-W Enterprises, Inc.; A/C & Heating Inc.; Aamco Oil & Gas Corporation; Aaron Eliezer, Dvorah & Leah Foundation, The; Aatex Growth Corporation; Abacus Management Limited; Abas Company, The;

Abbey Capital Corporation; Abels, Wsserberg & Co., Inc.; Abernethy Chevrolet, Inc.; Abney Properties, Inc.; Abrams Fund, Inc.; Absher's Construction, Inc.; Academic Systems and Management Corporation; Academy Leasing Corp.; Academy of Athletes Incorporated, The; Acadian Oil and Gas Corp.; Accelerated Photosynthetic System (APS), Inc.; Accident Research Data Corp.; Ace Equipment Co.; Ace Extrusions, Inc.; Ace Janitor Supplies, Inc.; Aceclean "Robot", Inc.; Acker, Merrill & Condit Co., Inc.; Ackermann Internationale Ltd.; Acme Fence Builders, Inc.; Acord-Connaway Motors, Inc.; Acro Services, Inc.; Acrydyne Laboratories, Inc.; Acrylic Casters Association, Inc.; Act 1 Sales, Inc.; Action Enterprises Corp.; Action In Marketing, Inc.; Action Now, Inc.; Active Young Republicans of New Castle County, Inc.; Ad-Carr Industries Co., Inc.; AD-dellmar, Inc.; Adam and Eve, Inc.; Adam's Leaf, Inc.; Adamar Corp.; Adams Oil & Gas Co., Inc.; Adda International, Inc.; Adell Corporation; Adion Corporation; Adjustors-Appraisors, Inc.; Adjuvant Corp.; Adley Sales Inc.; Adman Productions, Ltd.; Admiral Industries, Inc.; Advanced Energy Systems, Inc.; Advanced Hospital Techniques Company, Inc.; Advanced Information Systems, Inc.; Advanced International Marketing Corporation; Advanced Management, Inc.; Advanced Modular Systems, Inc.; Advanced Modular Technology, Inc.; Advanced Packaging, Inc.; Advanced Productions, Inc.; Advanced Research Corporation; Advanced Resource Development Corporation; Advanced Scientific Corporation; Advanced Space Age Products, Inc.; Advanced Talent Agency Corporation; Advanced Technology Consultants Corp.; Advertisers Research Company; Advertising Analysis, Inc.; Advisory Services Corporation; Advisory Services International Incorporated; Aero-Beltronics, Inc.; Aero-Brane Corporation; Aero-Gon Industries, Inc.; Aero-Matic Corporation; Aerocrete Corporation of America, The; Aerological Research, Inc.; Aeropa, Inc.; Aerophonics Electronic Corporation, International; Aerosol Spray International Corporation; Aetna Resources Incorporated; Affiliated Medical Services, Inc.; Afghan-American Minerals Development Co.; Africa U.S.A., Inc.; African Development Foundation, The; African Heritage Enterprises, Inc.; African-American Associates, Inc.; Afro American Enterprises Inc.; Afro-American Masterpieces Inc.; Afro-Oriental Fashions Co., Inc.; Aftronics, Inc.; Ag-Nu Associates, Inc.; Agapao Industries, Inc.; Agcal Realty Corp.; Agency

-Marketing & Service Corporation; AGL Ltd., Inc.; Aglite Corporation of America; Agon Corp.; Agra Resources Fund, Inc.; AgraFilms, Incorporated; Agricultural Associates of Asia, Inc.; Agriguyana, Inc.; Agritech Corporation; Agro Resources, Inc.; Agronomics West, Inc.; AGS Properties, Inc.; Agtrade, Inc.; Aikman Development Corporation; Aims Education, Incorporated; Air Alpena, Inc.; Air Borne Foundry, Inc.; Air Charter Associates Inc.; Air Comfort Control Corp.; Air Data Instruments and Systems, Inc.;

Air East Incorporated; Air Engineering of Dallas, Inc.; Air Passengers Association; Air Products, Inc.; Air-Bus Airlines, Inc.; Aircoke Inc.; Aircomb Technology Corporation; Aircraft Battery Corporation; Airline International Materials Handling Inc.; Airline Management International Corporation; Airline Valet Baggage, Inc.; Airlines Technical Services, Inc.; Airmarine Corporation; Airmovers Airlines, Inc.; Airpool, Inc.; Airport Development Corporation; Airseco, Inc.; Airspur Corporation; AKM Corp.; A1 Dohmann Chevrolet, Inc.; A1 Satchell, Inc.; Alabama Binder & Chemical Corporation; Alabama Fish Products, Inc.; Alabama Mobilcrafters, Inc.; Alabama Truck Leasing, Inc.; Aladdin Car Wash Systems, Inc.; Aladdin Enterprises, Inc.; Alan Burke Productions, Inc.; Alan Green Chevrolet, Inc.; Aland Corporation; Alarm-Tech. Corp. of Delaware; Alaska Combined Metals Incorporated; Alaska Leisure Enterprises, Inc.; Alaska Metal Mines Incorporated; Alaska-Canadian Corporation; Albee Delaware Homes, Inc.; Albert Enterprises, Inc.; Alco Homes Inc.; Alco, Inc.; Alcorn Bell Systems Corp.; Aldee Mills, Inc.; Alderson Biotechnology Corporation; Alderson Laboratories, Inc.; Alderson Research Laboratories, Inc.; Alert Research and Manufacturing Corporation; Alexandria Lithograph Company, Inc.; Alfab Inc.; Alfco Corp.; Algonquin Productions, Ltd.; Algrace, Inc.; Alice's Restaurant, Inc.; Aliens Club International; Alison International Incorporated; All Star Sports, Ltd.; All Weather, Incorporated; All-American Consultants Incorporated; All-American Refuse, Inc., All-Season Control, Inc.; Allan's House of Wigs of Delaware, Inc.; Allen Enterprises, Inc.; Allen Foods, Inc.; Allen Kirkpatrick & Co., Inc.; Allen Land Company; Allen Loan Company; Allen Poultry Processors, Inc.; Alexen Associates, Inc.; Allied Builders & Developers, Inc.; Allied Building Supplies, Inc.; Allied Creators, Inc.; Allied Credit

Enterprises, Inc.; Allied Pacific Financial Corp.; Allison Stanley Ltd., Inc.; Allograph Corporation; Allsafe Investment and Manufacturing, Inc.; Allservice Insurance Agencies, Inc.; Aloha-Newport Development Company; Alpha Gamma Sigma Fraternity (Inc.); Alpha Group, Inc., The; Alpha Instrument Company, Incorporated;

Alpha Machinery Corporation; Alpha Marine Corporation; Alpha Technology Corp.; Alpha XI Chapter of the Theta Chi Fraternity, Inc.; Alpha-Jet Industries, Inc.; Alphatec Corporation; Alpine Petroleum Corporation; Alpine/Andean Oil Corporation; Alston Brothers, Inc.; Altico Corporation; Alwaysonfriday, Inc.; Am - Aust Consultants Incorporated; Amack, Inc.; Amador Enterprises Inc.; Amahind Corporation; Amalgamated Associates, Inc.; Amalgamated Beverages Co. Inc.; Amarika, Inc.; Ambassador Laundry, Inc.; Ambassador on Broadway, Inc.; Ambassador Productions International, Ltd.; Amcan Operations Inc.; Amcan Petroleum Inc.; Amco Research Enterprises, Incorporated; Amdac International, Inc.; Ameche Academy of Broadcasting, Inc.; America Inland Corp.; American Aero - Liquids Corp.; American and Far Eastern Development Co., Inc.; American Apothecary Shop, Inc.; American Art Auctions, Inc.; American Asset Management, Inc.; American Associated Industries, Inc.; American Automatic Industries Corporation; American Bankers of Commerce, Inc., American Biological Laboratories, Inc.; American Blacks & Associates Industries, Inc.; American Board of General Practice, Inc.; American Board of Trade Clearing Corp., The; American Board of Trade Service Corp., The; American Cable Computer Corp.; American Care, Inc.; American Championship Golf Association, Inc.; American Chapels, Inc.; American Cinetronics Inc.; American Clinical Pathology Laboratories, Inc.; American Commodity; Futures Fund Management Corporation; American Computer Institute, Inc.; American Computer Systems, Inc.; American Computer Time-Sharing Systems, Inc.; American Concert Association; American Consultants, Inc., American Convenience Corporation; American Corporation; American Creative Enterprises, Inc. American Crystal Corporation; American Cultural Society, Inc.; American Dental Service, Inc.; American Diplomatic Commissary, Inc.; American Energy Corporation; American Enterprises Inc. RVN; American Environmental Control Corp.; American

Equality Alliance Foundation; American Facsimile Systems, Inc.; American Fieldtech Corporation; American Financial Corporation; American Foods Corporation;

American General Bond Fund, Inc.; American General Oil & Gas Company; American Glass Fibre, Inc.; American Golf and Sports, Inc.; American Gourmet, Ltd.; American Health Care Resources, Inc.; American Health Centers, Inc.; American Home Designs, Inc.; American Home Furnishings Corp.; American Hygenic Corp.; American Indian Lodge, Inc.; American Inter Media Corp.; American Intercontinental Enterprises Corporation Limited; American International Construction Company; American Investors Holding Corp.; American Invex Corporation; American Jetstream, Inc.; American Kinetics Corporation; American Land Management, Inc.; American Lease & Investment Corporation; American Leaser's Association, Inc.; American Lighting Centers, Incorporated; American Magnomatic Industries, Inc.; American Management Services, Inc.; American Manor, Inc.; American Marine Financial Corp.; American Medi-Services Inc.; American Medical Care, Inc.; American Medical Products, Inc.; American Metalcrafters, Inc.; American Metro, Inc.; American Minerals Financial, Inc.; American Minerals Fund, Inc.; American Minerals Management, Inc.; American Mirror Industries, Inc.; American Mobile Home Communities Incorporated; American Modular Products Corporation; American Modular Systems, Inc.; American Molded Products, Inc.; American Monetary Corporation; American Natural Resources Corporation; American Overseas School of Rome, Inc.; American Pageants, Inc.; American Paradise Land Development Corporation; American Petroleum Enterprises, Inc.; American Petronomics Inc.; American Petrosearch Corporation; American Plastic and Chemical Corporation; American Polymers, Inc.; American Raceways Inc.; American Radiological Laboratories, Inc.; American Recreation Corp.; American Resource Group, Inc.; American Rifles Association, The; American Scholarship Federation, Inc.; American Securities Corporation (China); American Select, Inc.; American Society of Fine Arts, Inc.; American Southern Africa Company; American Sunday School Association; American Survey Company; American System Building Company, Inc.; American Technical Service, Inc.; American Telesports Network, Inc.; American Tissue Mills, Inc.;

American Tool & Die Co.; American Travelers Club, Inc.; American Tree Farms, Inc.; American Tribal Management Corp.; American Tribal Music Corp.; American Tribal Productions Corp.; American Unichem Corporation; American Varied Incorporated; American Venture Capital Corporation; American Video General Corp.; American Visual Enterprises Corp.; American Way International Corp.; American Woodcomp Products Corp.; American/United Industries, Inc.; Americana Seafood, Inc.; Amgreco Yoo-Hoo Hellas Beverages, Inc.; Amic Automated Management Information Concepts, Inc.; Amos Barton, Inc.; Amos L. Hall, Inc.; Ams Investment Corp.; Amsalco, Inc.; An-Pol Chemical Corporation Of Delaware; Anabac Industries, Inc.; Anacomp Data Services, Inc.; Analatron Corporation; Analytical Market Evaluations, Inc.; Ancarco Corp.; Anchor Bond Fund, Inc.; Andon, Inc.; Andrea Doria Salvage Corporation; Andreas Enterprises, Inc.; Andromeda Data Systems, Inc.; Andy Capp Pubs International, Inc.; Andy Capp Pubs, Inc.; Andy's Barbecue Corporation; Angelo Pingitore, Inc.; Anglo-American Extrusion Company; Anglo-American Tourist Service Association (A.A.T.A. of America) Inc.; Anglo-American World Trade Register (Directories) Limited; Animal Garden Toys, Inc.; Animal Hospital Centers of America, Inc.; Animals For Research, Inc.; Annapolis Investment Corporation; Anomate Products Corp.; Anthony Aquatics Inc.; Anthony B. Cassedy Western Associates, Inc.; Anthony W. Kriger Co., Inc.; Anticosti Corporation; Antimony Corporation of America; Antiques Growth Corp.; Antoine's Carpet, Corp.; Antoine's Realty Corp.; Antoine's, Inc.; Antonio's Cafe, Inc.; Anwo Corporation, The; Anything Else, Inc.; Ao Corporation; Ap Aviation Corporation; Apartments Inc.; APD, Inc.; Apex Marketing International, Inc.; Apex Petrochemical, Inc.; APL-Boston, Inc.; APL-CHICAGO, INC.; APL-PHILADELPHIA INC.; APL-Washington, Inc.; Apollo Corporation, The; Apollo Hedge Fund, Inc.; Apollo Management Corporation; Apollo Nuclear, Inc.; Apollo Resources & Oil Corp.; Apostolic, Inc.; Apple Drug Corporation; Appleman Foundation, Inc., The; Appleman Oil Corporation; Appliance Wholesalers, Inc.; Applied Capital International, Inc.; Applied Community Training, Inc.;

Applied Data Forms, Incorporated; APR Corporation; APR Development Corp.; Aqua Trail, Inc.; Aqua 1800, Inc.; Aquacare

International Inc.; Aquaculture Sciences, Inc.; Aquapure Inc. Aquapure Seafood, Inc.; Aquarius Business Services Co.; Aquarius Financial Services, Inc.; Aquarius Fund, Inc.; Aquarius, Inc.; Aquilla International, Inc.; AR Leasing Corp.; Arbell M. Snider, Inc.; Arby's International Incorporated; Archer Industries, Inc.; Architectural Erectors, Inc.; Architectural Products Association of America, Inc.; Arco Industries Inc.; Arco of Washington, Inc.; Arcturus Electronics Corporation; Arden Building Inc., The; Arden Enterprises, Inc.; Area Renewal & Real Estate Development Corp.; Arena Corporation, The; Argentina Realty Co., Inc.; Argonaut Petroleum, Inc.; Argosy Management Corporation; Argus Cameras, Inc.; Arisa Computer Services, Inc.; Arista Development Corp.; Ariya Industries, Ltd.; Arizona Biochemical Company; Arkkenten Industries, Inc.; Arlo & Associates, Ltd.; Arlington Corporation; Arlington Texas Industries, Inc.; Armell Industries, Inc.; Armenian Apostolic Church of America, Inc.; Armoe Machine Products, Inc.; Armon Foundation, Inc.; Armstrong Construction Co.; Arno Industries, Inc.; Arps Corporation; Art Centrum, Inc.; Art Gallery Franchisers, Inc.; Art Geesaman, Inc.; Art Metal Industries, Inc.; Art-Fox Advertising Specialties, Inc.; Artal, Inc.; Artercraft Builders, Inc.; Artercraft Footwear, Inc.; Artdata Investment and Information Services, Inc.; Artel Communications Corporation; Arthur Cook Supply Corporation; Arthur N. Economou & Co., Inc.; Artiques International, Inc.; Artists International Distribution, Ltd.; Artists International Management, Ltd.; Artman Aluminum Drapes, Inc. Artrust Inc.; Arts & Letters, Inc.; Arvid Industries, Inc.; Arzi Knitting Industries, Inc.; Ash Enterprises, Inc.; Ashburn Land and Investment Corporation; Ashdod Development Corporation; Ashley Hall Construction, Inc.; Ashley Hall, Inc.; Ashley Petroleum, Inc.; Aspi, Inc.; Assembly Club of Delaware, Inc.; Associated Beautifications & Cosmetologists, Inc.; Associated Chamber of Commerce Employees, Inc.; Associated Computer Management Sciences, Inc.; Associated Equities Corporation; Associated Franchise, Inc.; Associated Free-Ports of Delaware, Inc.; Associated Grocers of Washington, Inc.;

Associated Industries Investments, Inc.; Associated Medical Services, Inc.; Associated Precision Enterprises, Inc.; Associated Properties, Inc.; Associated Transit Services, Inc.; Associates of the Dalton Schools, Inc.; Association for the Study of Alcoholism

and Addictive Diseases, Inc.; Assurance Processing Company of North America, Incorporated; Assured Metal Fabricators, Inc.; Astral Plane, Inc.; Astro-Computer Technology, Inc.; Astrochef, Inc.; Astronuclear Metallurgical Corporation; Asuncion Port Concession Corporation; Atcoa International Sales Corporation; Athens Construction Co.; Athletic Council of St. Helena, Inc.; Atlanta Management Corporation; Atlantic Coast Construction Company; Atlantic Corporation, The; Atlantic Foods International, Inc.; Atlantic Franchise Corporation; Atlantic Precision, Inc.; Atlantic Quick-Freeze Co., Inc.; Atlantic Semiconductor, Inc.; Atlantic Shipping, Inc.; Atlantic States Shows, Inc.; Atlantic Transport, Inc.; Atlantis Investment Corporation; Atlantis Leasing Corporation; Atlantis Systems Corp.; Atlas Advisory Corp.; Atlas Bakery Equipment Corp.; Atlas Distributing Company, Inc.; Atlas Stock Funds Inc.; Atlas Television Corp.; Atoris Decorators, Inc.; ATS International Corp.; Auburn Industries, Inc.; Auckland Woolcrafters Ltd.; Audio Data Corporation; Audio Music International Corporation; Audio Visual Corporation of America; Audio Visual Technology Corp.; Audiosonics, Inc.; August Spicuzza Foods, Corp.; Augusta Building Corporation; Augustine Industries, Inc.; Apar Industries, Inc.; Aurora Electric Corporation; Austin Lee Corp.; Australian-American Land Resources, Inc.; Auto Adventures, Inc.; Auto Auctions of Puerto Rico Inc.; Auto Photo, Inc.; Auto Racing Franchise Company; Auto-Foto-Mart, Incorporated; Auto-Kleen, Incorporated; Autolux Manufacturing Corporation; Automated Booking Services, Inc.; Automated Energy Systems, Inc., Automated Housing Corporation; Automated Hygiene Corporation; Automated Information Development Inc.; Automated Management Sciences Group Inc.; Automated Theatres of America, Inc.; Automated Therapeutics, Inc.; Automated Business Equipment, Inc.; Automated Business Machinery Mfrs., Co.;

Automatic Electronic Systems, Inc.; Automation Electronics, Inc.; Automation Skills Institute of Manhattan, Inc.; Automation Training Schools, Inc.; Automotive Disposal Corporation of America; Automotive Pollution Controls, Inc.; Automotive Products Company, Inc.; Automotive Tax Publishers, Inc.; Autometrics, Inc.; Autotech Corporation, The; Autotelic Industries, Inc.; Availability Corporation; Avalon Associates, Inc.; Avalon

Enterprises, Inc.; Avanti Foods, Inc.; Avenue Company; Aviation Capital Corporation; Aviation Contract Services, Inc.; Aviation Holding Corporation; Avos Films, Inc.; Avreos Incorporated; Awards Consultants, Inc.; Axelrod & Co. Securities Corporation; Axelsen Buick, Inc.; Ay Geophysical Corp.; Ayjay Enterprises, Inc.; Aztec Minerals Exploration Corporation; Aztec Mining Corporation.

B & B Busline Incorporated; B & B Motors, Inc.; B & H Drive-Ins, Inc.; B. E. Properties, Inc.; B.C.F. Investments Corp.; B.F.P.A., Inc.; B. H. Craig Construction Company, Inc.; B. H. Ives Enterprises, Inc.; B. I. T., Inc.; B. J. Bond International, Ltd.; B. J. S. Equipment Co., Inc.; B. O. S. K. Leasing, Inc.; B S and S., Inc.; B.T.C., Inc.; B.T.O., Ltd.; B & C Film Corp.; B & C Foods, Inc.; B & C Publications, Inc.; B & G Electrical Co., Inc.; B & K, Inc.; B & L., Inc.; B & M., Inc.; B & T Trucking, Inc.; Babbs, Bailen & Warner, Inc.; Babee - Mates, Inc.; Bachelors III Enterprises, Inc.; Baddeck Bay Corporation; Baer Automated Systems, Inc.; Baer Brands, Inc.; Bailey Construction, Inc.; Baird Corporation, The; Baker Express Co., Inc.; Baker Furniture, Inc.; Bakery Industries, Inc.; Balch Buick-GMC, Inc.; Baldwin Provision Co.; Balford Industries, Inc.; Balfour Resources International, Inc.; Bancsave Texas, Inc.; Banner Enterprises, Inc.; Bantry Corporation; Baptists World Missions Inc.; Bar S Industries Incorporated; Bar-An Wash-O-Rama Corp.; Bar Pet, Inc.; Barbara Lynn of Fresno, Inc.; Barbara Lynn of Goleta-Mens, Inc.; Barbara Lynn of Lakewood, Inc.; Barbara Lynn of Lodi, Inc.; Barbara Lynn of Market Street, Inc.; Barbara Lynn of Riverside, Inc.; Barbara Lynn of Rockridge, Inc.; Barbara Lynn of Rowland Heights, Inc.; Barbara Lynn of San Bernardino, Inc.; Barbara Lynn of San Jose, Inc.; Barbara Lynn of San Mateo, Inc.

Barclay Petroleum International, Ltd.; Barclay Securities Incorporated; Barjoman Corporation; Barkley & Moore, Inc.; Barko Labs, Inc.; Barlea, Inc.; Barley Mill Road Homes, Inc.; Barn & Silo Stores, Inc.; Barn Door Restaurant, Inc., The; Barney Lo, Inc.; Baron Corporation of America; Baron Fund, Inc.; Baron Management Company; Baron Productions, Inc.; Barracuda, Ltd.; Barrell of Beer, Inc.; Barron Industries, Inc.; Barron International Corporation; Barter Charge, Inc.; Barton Con-

struction Company; Bartow - Tauber & Associates, Inc.; Bartram Leasing, Inc.; Basic Resource Developers of Niger, Inc.; Basicwealth, Inc.; Batignolles-Chatillon, Inc.; Batronic Medical Systems, Inc.; Bavco, Inc.; Bawden Enterprises Inc.; Bay City Petroleum Company, Inc.; Bay Coffee Corp.; Bay Products, Inc.; Bayvue Industries, Inc.; BDC, Inc.; Bea Can Inc.; Beachcomber Yachts, Inc.; Beachcraft Industrial Corporation; Beacon Heights Nursing and Convalescent Centers of America, Inc.; Beacon Oil and Refining Company; Bear Transport, Inc.; Beatty Corporation, The; Beau "N" Belle, Inc.; Beautiful Home Products Corporation; Beauty Afloat, Inc.; Beauty Colleges International, Inc.; Beaver Gomobile Inc.; Becht Homes, Inc.; Beck Enterprises Ltd.; Beck Properties, Inc.; Beck-Del, Inc.; Beck-Gardenhill, Inc.; Beck-Liebes, Inc.; Becom Corporation; Bed Rock Petroleum Company; Behavioral Science Systems of Delaware, Inc.; Bel Aire Securities, Inc.; Bel-Mar Corporation; Belair Enterprises, Inc.; Beldon Construction, Co.; Belgo American Industries, Inc.; Belko Realty Corporation; Bell Capital Corporation; Bell Cleaners, Inc.; Bell Leasing, Inc.; Bell Management Co., Inc.; Bell-Ko Film Corporation; Bell-Ko Sound Films, Inc.; Bellamy-Jacobs Productions, Inc.; Belle Farms Inc.; Bellelton, Inc.; Bellevue Realty Associates, Inc.; Bellomar, Inc.; Belmont Automotive, Inc.; Belmont of Delaware, Inc.; Belmont Thoroughbred Farms, Ltd.; Belvidere Equipment Co., Inc.; BeMac Corporation, The; Benanty International, Inc.; Bench Fund, Inc., The; Benmor Corporation; Berger Bros., Inc.; Berkeley Computer Corporation; Berkshire Mountain Corporation, The; Bernard and Bernard of Philadelphia, Incorporated; Bert Fields Oil Corp.; Bert Jackson Motors, Inc.; Bertram Brewer, Limited; Berwin Builders II, Inc.; Berwin Builders, Inc.;

Beryllium Ores and Alloys Corporation; Best Air Services, Inc.; Best Merchandise Company, Inc.; Bestax, Inc.; Beta Medical Corporation; Beta Research Systems Company, Inc.; Beth Ann, Inc.; Beth El Baptist Church Incorporated; Bethany West Recreation Association, Inc.; Bethcraft Corporation; Bethesda Spring Water Company, Inc.; Bethlehem Woodcraft Company; Bethton's Industrial Maintenance Inc.; Betsy Bra Co., Inc.; Better Contractors Incorporated; Better Homes of Seaford, Inc.; Betty Best, Inc.; Betty Brite Cleaners, Inc.; Bevco Truck Leasing Corporation; Beverage Corporation of America, Inc.; Beverley

Manor Properties, Inc.; Beverley Manor Section A, Inc.; Beverley Manor Section B, Inc.; Beverley Manor Section C, Inc.; Beverley Manor Section D, Inc.; BFJ, Inc.; BGC Carpentry Corp.; Bi-World Films, Ltd.; Bibb Air Systems, Inc.; Bicon Properties, Inc.; Biddle Consultants Inc.; Big Daddy's Fast Food Systems, Inc.; Big M Donuts, Inc.; Big Shot Studios, Inc.; Big T Production Company, Inc., The; Bill and Nick, Inc.; Bill Bundy, Inc.; Bill Hunter, Inc.; Bill Rasmussen Chevrolet, Inc.; Bill Smith Aluminum Door Co.; Billy Casper's Golf World, Inc.; Bio-Medical Synergies, Inc.; Bio-Tech Corporation; Bioderm, Inc.; Biodyne Industries, Inc.; Biograph Picture Corporation; Bionics, Inc.; Bip Corporation; Black Angus of Delaware, Inc.; Black Educational Services Inc.; Black Horse Acres, Inc.; Black Swan Inc.; Black United Ltd.; Blackhawk Wig Corp.; Blackledge, Inc.; Blair Advisory Co., Inc.; Blair Petroleum Corporation; Blair Whitney Investments, Ltd.; Blimpie Corporation of America; Bloodstock Farms, Inc.; Bloomington Auto/Truck Plaza, Inc.; Blue Hen Boxing Club; Blue Star Developing Co.; Bluegrass Unlimited, Inc.; Blye International Ltd.; BMS Data Processing Corporation; Bo-Lomb East, Inc.; Boart, Inc.; Bob Foster, Inc.; Bob Grant Aviation, Inc.; Bob Grimm, Inc.; Bob Vranich, Inc.; Bockover, Inc.; Bohmrich Corporation; Boitel-Aumont Limited; Bolan Leasing Corporation; Bolaps Food Park, Inc.; Bold Manufacturing Corporation; Bon-Core Wines, Inc.; Bonanza Operations, Inc.; Bonar Enterprises, Inc.; Bonded Maid Services, Inc.; Bonding Systems, Inc.; Bonita Developers, Inc.; Bonneville Builders, Inc.;

Bonnieville Manufacturing Co.; Book City, Inc.; Books and Cards Center, Incorporated; Borobert, Inc.; Borrego Development Company; Bosco Petroleum Corporation; Boston and Maine Corporation; Bottle Enterprises Inc.; Bottler Diversification Corp.; Bottler Franchises Corp.; Bottlers Fruit Juice Corp.; Bouch Leasing Co.; Bowman Construction Company; Boyer - Globe Travel Agency, Inc.; BR Distributors, Inc.; Brad Incorporated; Bradford Apartments, Inc.; Bradford Realty Corporation; Bradford Scientific, Inc.; Bradfute Corporation; Brady Transfer & Storage Co.; Brand Name Centers of America, Inc.; Brand 13, Ltd.; Brandywine Cash Register Co.; Brandywine Marina, Inc.; Brandywine Services, Inc.; Brandywine Steel Company; Brandywine 1700, Inc.; Branmar Theatre Co.; Branmar,

Inc.; Brasmon, Organ & Purcell, Inc.; Bratwurst International Inc.; Bravo Corporation; Brazil America Line, Inc.; Brazil Realty Co., Inc.; Brazilian Highlands Mining Corporation; Breeders Securities Corporation; Brenner General Ltd.; Brewster Corp.; Brian Corporation; Bridgeville Industrial Improvement Association; Bridgeville Seed & Farm Service, Inc.; Briefex Corporation; Briel Industries, Inc.; Brierley/Jones & Associates, Inc.; Brile Ltd.; Bristol Industries, Inc.; Bristol Marine Industries, Inc.; British Fashions, Ltd.; Brittingham Fuels Inc.; Brittingham Sales Company; Britton Oil Co., Inc.; Brixton Computer Leasing Corp.; Broad Tankers Corporation; Broadcast Industries Corporation; Broadcast Merchandisers Incorporated; Broadway Grace NPC Inc.; Broastie International, Inc.; Brokerage Computer Services, Inc.; Brookfield Investment Company, Inc.; Brookley Development Company; Brookmeade Civic Association; Brooks Associates, Inc.; Brookside Preschool Association, Inc.; Brookview Apartments, Inc.; Brownie's Photo Service, Inc.; Bruce Mac Donald and Associates, Inc.; Bruce Street Apartments, Inc.; Bruce Vending and Food Management, Inc.; Brundred Industries, Inc.; Bryan & Hughes, Inc.; Bryco Inc.; Bryn Mawr Nursing Centers, Inc.; Bryn-Mawr Investment Company; Bubble Up Delaware, Inc.; Bucanero, Ltd.; Bucari Motors, Inc.; Bucari Rambler Inc.; Buchanan Hearing Aid Co., Inc.; Buckingham-Crown Sports Co.;

Bud Taylor Chevrolet-Olds-Buick, Inc.; Budget Homes Inc.; Buffet Inns, Inc.; Builders & Contractors Air Systems, Inc.; Builders, Incorporated; Building Maintenance Service, Inc.; Built Environment Corporation, The; Built Environment Systems Corp.; Bull & Bear Management Corp.; Bulldog Beverage Corporation; Bunting Industries, Incorporated; Burdick-Rowland Associates, Inc.; Burgener Well Survey, Inc.; Burger in the Round, Inc.; Burgundy Corporation, The; Burkett Truck Leasing, Inc.; Burlingame Associates Washington, Inc.; Burlington Communications, Inc.; Burndale Gardens, Inc.; Burns Enterprises, Inc.; Burton and Melott, Inc.; Business Communications Equipment Corporation; Business Leaders of Delaware, Inc.; Business Management Associates, Ltd.; Butler Container Corporation; Butler Personnel Associates, Inc.; Butler Realty Co.; Butler Research Corporation; BWS Investors Corp.;

C & C Industries, Inc.; C & G Sports Wear Corporation; C & L Warehouse Corporation; C. & L. Incorporated; C & M Associates of Delaware, Inc.; C & M Cattle Co., Inc.; C & M Leasing, Inc.; C. & M. Mfg. Co.; C & N Motors, Inc.; C & S Industries, Inc.; C D C Industries, Inc.; C M D Oil Company, Inc.; C S C Corporation; C. B. R. Enterprises, Ltd.; C. B. Simonson Construction Co.; C. B. Vending & Distributing Company, Inc.; C. C. & E. Investments, Inc.; C. E. Hovatter, Inc.; C. Kramer Johnston, Inc.; C. Petrucelli Electric Co.; C. Wellman Brown & Associates Inc.; C. William Howat Company; C. I. Services, Inc.; C. J. Stone & Sons, Inc.; C. L. Ewing Incorporated; C. L. Holt, Inc.; C. P. A. I. of Delaware, Inc.; C. R. T. Systems, Inc.; C.S. Corp.; C.T. Henson & Sons, Ltd; C/M Worldwide Personnel Consultants, Inc.; Cabana Club, Inc.; Cabbages & Kings Inc.; Cable International Airways, Inc.; Cablesomics, Inc.; Cabletronic Systems, Inc.; Cablevision, Inc.; Cadillac Realty and Investment Corp., Caesar Rodney Athletic Booster Association; Cafco Inc.; Cage, Inc.; Cal-Oak Oil Co.; Cal-Ver-Go., Limited; Cal's Roast Beef of Davenport, Inc.; Calac Industries, Inc.; Caldwell Construction Corp.; Caldwell Industries, Inc.; Calida Properties, Inc.; California Bookkeeping Associates, Inc.; California Crops, Inc.; California General Industries, Inc.; California Leisure Products Manufacturing Company, Inc.; California Medical Enterprises, Inc.

Calmaster Pictures Corporation; Calorie Counters, Inc.; Calumet Silver Mining Co., Inc.; Calvin R. Emory Carpet Service, Inc.; Cambridge Acceptance Corporation; Cambridge Nuclear Leasing Corporation; Cambridge Resorts, Inc.; Cambro Inc.; Camden Corporation; Cameca American Corporation; Cameo Sales, Inc.; Camera Corporation of America; Camp Stinson, Inc.; Campagna Associates, Incorporated; Campus Exclusives International, Ltd.; Campus Management Corporation; Cana-Card Corporation; Candor, Inc.; Canine Carriage Trade Corporation, The; Canoga Acquisition Corporation; Canrico Productions, Inc.; Canterbury Interiors, Inc.; Cantop Leasing Corporation; Canusa Holdings Limited; Cap International Films India Inc.; Capital Air Service, Inc.; Capital Awning Company, Inc.; Capital Cities Nursing Centres, Inc.; Capital Concentration Fund, Inc.; Capital Counsellors, Inc.; Capital Endeavors, Inc.; Capital Fund of America, Inc.; Capital Growth Program, Inc.; Capital Investments of Dallas, Inc.; Capital Management Cor-

poration; Capital Research Corporation; Capital Theaters, Inc.; Capital Venture Fund, Inc.; Capitol City Motors, Inc.; Capitol Computer Corporation; Capitol Computer Research, Inc.; Capitol Dairy Products, Inc.; Capitol Glaze Co.; Capitol Hill Affiliates International, Inc.; Capitol Hill Cleaners & Launderers Inc.; Capitol Locators, Inc.; Caps, Inc.; Capstock International, Inc.; Captain's Pride, Inc.; Car Color & Supply Company; Car Corporation; Car Wash Corporation, The; Caralodge Industries, Inc.; Caralodge Southeast, Inc.; Caravan Drilling Company, Inc.; Carbil International, Inc.; Carbondale Town and Country Liquors, Inc.; Cardinal Flying Club, Inc.; Cardinal Health Enterprises, Inc.; Cardinal Industries Inc.; Care/Ease Inc.; Carecenters of America, Inc.; Career Counselors Temporaries, Inc.; Career Placement Corp.; Career Schools of America, Inc.; Carib Curtain Corporation; Caribbean Atlantic Trade and Transport, Ltd.; Caribbean Container Company; Caribbean Data Research Corporation; Caribbean Deep Ocean Barge Lines, Inc.; Caribbean Development Corporation; Caribbean Fiberglass Corporation; Caribbean Leisure Concepts Inc.; Caribbean Pacific, Inc.; Caribbean Resources, Inc.; Caribe Mobile Telephone Company;

Carl H. Cunningham, Inc.; Carlin Instruments Corp.; Carlson Automotive Products Company, Inc.; Carmel Ventures, Incorporated; Carni Corp.; Carolina Egg Service, Inc.; Carousel Amusement Rides, Inc.; Carousel For Women, Inc.; Carousel International Corporation; Carousel of South America, Inc.; Carpenter Engineering Services Construction Co., Inc.; Carpeteria, Inc.; Carpetron, Inc.; Carriage Lane and Pineview Farms Property Owner's Assn.; Carroll Hiles, Inc.; Cars International Inc.; Carver Corporation; Carwash Property & Leasing Inc.; Caryland Inc.; Casa Contenta (Phoenix) Corporation; Casa Contenta, Inc.; Casa De Linda, Inc.; Casey - Aderhold, Inc.; Cash Card Club Inc.; Cash Productions, Inc.; Cash Register Sales and Service Inc.; Cashmatic Corporation; Cassette Audio Systems, Inc.; Cassette Clubs of America, Inc.; Cassette Communications Corp.; Cassette Library Corporation; Cassette Review, Inc.; Cassidy Sundance Associates, Inc.; Castalia Associates, Inc.; Castle Growth Fund, Inc.; Castle Hospitality Services, Inc.; Castle Management Co., Inc.; Castle Mortgage Service Company; Catalog Files, Inc.; Catskill Holiday Corp.; Cattie Brothers Steel and Industrial Storage Co.; Cattlemen's Fund, Inc.; Cavataio

Electric Service Co.; CBC Tele-Cable Corp.; CBIT, Inc.; CBK Film Enterprises, Inc.; CCW Electronics Co., Inc.; Ce Maguire, Inc.; Cea Industries Incorporated; Cedar Finance Corporation; Cedar Holding Corp.; Cedarcliffe Corporation; Cedarwood Development Inc.; Cee Bee Industries, Inc.; Ceil Chapman, Inc.; Celebration-Tiara International Inc.; Celebrity Sportswear, Ltd.; Cendu Cosmetics, Inc.; Centaur Film Productions, Inc.; Centaur Management Corporation; Centennial Petroleum, Inc.; Center for Sicientific Studies, Inc.; Center for Social Research, Incorporated; Centerville Veterinary Hospital, Inc.; Central Computing Corporation; Central Corporate Reports Service, Inc.; Central Data Corp.; Central Distributors Inc.; Central National Fund, Inc.; Central Oil and Gas Company; Central Oklahoma Oil Corporation; Central Pacific, Inc.; Central Personnel Service, Inc.; Central Tax Systems, Inc.; Central Technology, Inc.; Centri Corp.; Centrifugal Separators, Inc.; Century Antimony Corporation; Century Capital Fund, Inc.; Century Care Centers, Inc.; Century Computer International, Inc.

Century Gallaries, Inc.; Century International Corporation; Century Investment Company; Ceramic Metal Systems Inc.; Ceramic Process Company, The; Certified Checks Corp.; Certified Portfolios of Indiana, Incorporated; Certified Real Estate Listing Corp.; Certus Corporation; Ceta, Inc.; CFL Corporation; CH International Corporation; Chadeloid Corporation; Chalex Corporation; Challenger Steel Products Corporation; Chamberlin Metals Corporation; Champaign Quality Cafe, Inc.; Champburger Corporation; Champion Carpet Mills, Inc.; Champion Properties, Inc.; Champion Resources, Inc.; Championship Games, Inc.; Champs, Inc.; Chancellor Advisors, Inc.; Chancellor Capital Corporation; Chancellor Distributors, Inc.; Chancellor Financial Corporation; Chancellor Graphics, Inc.; Chancellor Growth Fund; Chancellor International Corporation; Chandelle Aviation, Inc.; Channel Investment, Inc.; Chanticleer, Incorporated, The; Char-Wink-Boor Productions, Inc.; Char-Mar, Inc.; Charco Investments Diversified, Inc.; Charge Card Services, Inc.; Charles Equipments Company - St. Louis.; Charles Odence Co. Inc.; Charles Painting Corporation; Charles W. Barrett Co., Inc., The; Charles Wright Construction, Inc.; Charter Income Corporation; Charter Southwest Corporation; Chartire Inc.; Chase Industries Corp.; Chaskin Corporation, The; Chaswill Service Company;

Chateau Du Baron Equipment Leasing & Sales Corp.; Check, Inc.; Checkmate Publishing Company; Checkpoint St. Louis, Inc.; Chefs of Italy International Gourmet Shops of Delaware, Inc.; Chem-Equip Lease Corp.; Chem - Gar Development Industries, Inc.; ChemScribe, Incorporated; ChemStar Industries, Inc.; Chemat, Inc.; Chemcor Refractive Technology Inc.; Chemi Standards, Inc.; Chemical Barge Lines, Inc.; Chemical Fibres, Inc.; Chemical Products Laboratory, Inc.; Chemsol, Inc.; Cherokee Mining Company, Inc.; Cherokee Oil & Gas Corporation; Cherry Hill Apartments, Inc.; Cherry Hill Book Management Corp.; Chesapeake Construction Corp.; Chesapeake Corporation; Chesapeake Enterprises of Delaware, Inc.; Chesapeake Floating Homes, Inc.; Chesapeake International Raceway Corporation; Chesapeake Weathermatic Irrigation, Inc.; Chesler Operations, Inc.; Chessman Incorporated;

Chester Howell and Sons, Inc.; Chesterfield Records, Inc.; Chicago Business Jets, Inc.; Chicago Electric Tape Corp.; Chiches Incorporated; Chicken Franchise Systems, Inc.; Chicken Holiday, Inc.; Chico Candies, Inc.; Chiddingstone Properties, Inc.; Child Growth and Development Corporation; Children of India Fund, Inc., The; Children's Care Centers of America, Inc.; Chillum Heights Apartments Sec. Five, Inc.; Chillum Heights Apartments Sec. Four, Inc.; Chillum Heights Apartments Sec. One, Inc.; Chillum Heights Apartments Sec. Three, Inc.; Chillum Heights Apartments Sec. Two, Inc.; Chillum Heights Properties, Inc.; Chilly Wind Music Corp.; China - American Industries, Inc.; Chinese Waiter, Inc., The; Chinook Air Lines, Inc.; Chinzu Corporation; Chipco Industries, Inc.; Chiropractic Foundation of America, Inc.; Chiropractic Institute of New York, Inc.; Chivers Marketing Associates, Inc.; Chong Chin, Inc.; Choqua, Inc.; Christian Voices, Inc.; Christiana Heating Company; Christiana Optical Company; Christopher Mills, Inc.; Christy Corp.; Chrysler Enterprises, Incorporated; Chuck Laskin Associates, Inc.; Chuck Laskin Orchestra, Inc.; Churchill Industries, Inc.; Ciales Corporation; Cibex, Ltd.; Cimarron Management, Inc.; Cina-Cam Corporation; Cinamerica, Inc.; Cinch Products, Inc.; Cincotta Inc.; Cine-Mall Corporation; Cinema Enterprises, Inc.; Cinema General Corporation; Cinema Group, Inc., The; Cinema 77, Ltd.; Cinemacircle Corporation ("3C-Co" and/or Three-C-Co. Corp.); Cinematronics, Inc.; Cinemedia Inc.; Circus World

Supply Corp.; Circus World, Inc.; Ciriaco & Pierce, Inc.; Citadel Construction Co. Inc.; Citadel Films and Cassettes, Inc.; Citation Trucking Corp.; Citga Management Corporation; City Leasing Company; City Systems, Inc.; City Tennis, Inc.; Civic Affairs Associates, Inc.; Civil Service Education and Recreation Association, Inc.; Civil Service Travel Club; Civil Systems, Inc.; Clamer Research, Inc.; Claridge Securities Co., Ltd.; Clark Supply Company of Georgia, Inc.; Clarksons International Holiday and Travel Club Tours, Inc.; Claude P. Brown Associates, Inc.; Claudia Industries, Inc.; Clauss Brothers, Inc.; Claymont Youth Athletic Association, Inc.; Clean Car Club of America, Inc.; Cleaner Carpets of Delaware, Inc.; Cleaning Corporation of America, Inc.;

Cleaning Enterprises of Fitchburg, Inc.; Cleaning Enterprises of Lowell, Inc.; Cleaning Management Consultants, Inc.; Clearfield Village Civic Association; Clearing, Inc.; Cleinman International, Ltd.; Cleophus Grimes & Son, Inc.; Cleveland Consulting Corporation.; Cliff House and Motels, Inc., The; Climate Engineering, Inc.; Climatized Paint Corporation; Climatrols, Inc.; Clinton Northwestern Corporation; Clintonian Enterprises, Inc.; Clipper Steamship Corporation; Cloro-Bac Products, Inc.; Clovis Corporation; Club Alexander, Ltd.; Club Aquarius Inc.; CMC Holding Corporation; Co-Enterprises, Inc.; Coach & Four Inn, Inc.; Coachman Press, Inc.; Coalition of Minority Contractors of Delaware, Inc.; Coaming Corporation; Coastal Clothiers, Inc.; Coastal Industries, Inc.; Coastal Marine Associates, Inc.; Coastal Resources Corporation; Cobbler Man, Inc., The; Cobol Computer Leasing and Management Corp.; Coburn Enterprises, Inc.; Codosilk Corp.; Coenen Realty Corporation; Coleen, Inc.; Colgate Management Corporation; College Clothing Company; Colleges of Paramedical Education, Inc.; Collingwood Commercial Corp.; Collins Roofing, Inc.; Collins Tuttle International, Inc.; Collins/Trivers and Company, Inc.; Colodzin Productions, Inc.; Colonel Motors, Inc.; Coloney Cannon Main and Pursell, Inc.; Colonial Associates of Delaware, Inc.; Colonial Franchise Corporation; Colonial Furniture Company; Colonial Rubber Works, Inc.; Colonial Service-Wash, Inc.; Colonial Services Company; Colonial-Delco Franchises, Inc.; Color Copy Corporation; Color Tech of Delaware, Inc.; Color-Sonics, Inc.; Colorado Corporation of Liberia, Inc.; Colorado Financial Counsellors,

Inc.; Colorama Systems, Inc.; ColoRent, Inc.; Colormedia Corporation; Colortube Corporation; Colpitts Travel Center of Honolulu, Inc.; Columbia Equities, Inc.; Columbia Financial Corp.; Columbia Investments, Inc.; Columbia Leather Works, Inc.; Columbia Software, Incorporated; Columbus Land Corporation; Com Sumers TVC, Inc.; Com-Plan, Inc.; Com-Site, Inc.; Comall Corporation; Comart International, Inc.; Combined Air Transport, Inc.; Combined Distribution Centers International, Inc.; Combined Financial Corporation; Comet Four International, Inc.; Comfax Communications Network, Inc.; Comfort Aire, Inc.; Comfort Conditioning, Inc.;

Comfort-Air Engineering, Inc.; Comgraph Corporation; Command Control, Inc.; Commander Associates, Inc.; Commander Publishing Incorporated; Commercial Marketing Corp.; Commercial Mortgage Corporation; Commercial Power Inc.; Commercial Service Company, Incorporated; Commodity Fund for Capital Growth, Inc.; Commodity Services Corporation; Commonwealth Cable Television Inc.; Commonwealth Community Services, Inc.; Commonwealth Computing, Incorporated; Commonwealth Learning, Inc.; Commonwealth Leasing Corporation; Commonwealth Pacific Corporation; Commonwealth Resources, Inc.; Commonwealth Rexall Corporation; Commonwealth Tanforan Corporation; Commonwealth United Music, Inc.; Commonwealth United Properties, Inc.; Commonwealth United Records, Inc.; Commonwealth United Trading Corp.; Communication Associates, Inc.; Communication International, Ltd.; Communication Procedures Inc.; Communication Professionals, Inc.; Communications Financial Corporation; Communications for Employees, Inc.; Communications Installation Company of Jasper, Alabama; Communications Systems Development, Inc.; Communidyne Corporation; Community Centers Construction Corp.; Community Design Center Association; Community Development Corporation; Community Mental Health Centers, Inc.; Community Operated Medical Programs, Inc.; Community Services Council of Delaware, Inc.; Communitytype Corporation; Comp-U-Hedge Fund; Compiler Systems, Inc.; Compliance Associates, Inc.; Compliance Services Corporation; Compound Realty Funds, Inc.; Compramatics - Industronics International, Inc.; Comprehensive Housing, Inc.; Comprops, Inc.; Compta, Inc.; Compu-Data Reporting, Inc.; Compu-Gra-

phics, Inc.; Compu-Knit Inc.; Compu-Scan Transfer Co., Inc.; Compu-Sort Systems Inc.; Compu-Tune Corporation; Compu-data Computing Corporation; Compumatrix International Management Corporation; Compumedia, Inc.; Compumedic Sciences, Inc.; Compupax Corp.; CompUspond Systems Inc.; Compute Air Tran Systems, Inc.; Compute America Corporation; Compute-A-Look, Inc.; Computed Living Space, Inc.; Computer Academy for Home Study, Inc.; Computer Acceptance Corp.; Computer Age Institute, Inc.;

Computer Applications Incorporated; Computer Arts Corporation; Computer Assisted Instruction, Incorporated; Computer Assisted Medicines, Inc.; Computer Avionics Corporation; Computer Brokers, Inc.; Computer Business Services, Inc.; Computer Buying System, Inc.; Computer Car Clinics, Inc.; Computer Centers of America Inc.; Computer Century Inc.; Computer Circuits, Inc.; Computer Controls Corp.; Computer Corporation of America; Computer Credit Systems of Delaware, Inc.; Computer Credit Systems, Inc.; Computer Deductions, Inc.; Computer Dispatch Corporation; Computer Distribution Centers, Inc.; Computer Economics, Incorporated; Computer for Textile Industries, Inc.; Computer Fund International Corporation; Computer Geophysics Corporation; Computer Graphics, Inc.; Computer Guidance Corporation; Computer Institute of America, Inc., The; Computer Institute of Florida, Inc.; Computer Institute of North America, Inc.; Computer Languages Corporation of America; Computer Law Publishing Co., Inc.; Computer Magnetism, Inc.; Computer Management & Research Corp.; Computer Management Consultants, Inc.; Computer Management Resources, Inc.; Computer Metrics, Incorporated; Computer Micro Services (Alabama), Inc.; Computer Microtest Corporation; Computer Modem Corporation; Computer Multiple Listing Services, Inc.; Computer Newsfront, Inc.; Computer Optics & Scanning Corp.; Computer Preparations, Inc.; Computer Programming Associates, Inc. of Delaware; Computer Programming Institute of Delaware—Valley Forge, Inc.; Computer Publications, Inc.; Computer Real Time Systems, Inc.; Computer Realty Inc.; Computer Rehabilitation Leasing Company; Computer Research and Technology, Inc.; Computer Resource Management Corp.; Computer Resources, Incorporated; Computer Schools Corporation; Computer Searching Service Corp.; Computer Ser-

vicecenter Corp. of Latham, The; Computer Services Associates, Inc.; Computer Software Exchange Center, Inc.; Computer Solutions Corporation; Computer Strategies, Inc.; Computer Studies, Inc.; Computer Symbolic Leasing Corporation, Inc.; Computer Symbolic, Inc.; Computer Synthesis Corporation; Computer Systems Technology, Inc., Computer Technical Industries, Inc.; Computer Time Rental & Leasing Corp.;

Computer Time Share, Inc.; Computer Transdata Corp.; Computer-Ed Corporation; Computeraid, Inc.; Computerized Acquisitions and Mergers Corp.; Computerized Barter Systems, Inc.; Computerized Economic Planning, Inc.; Computerized Health Systems & Services, Inc.; Computerized Information Control, Inc.; Computerized Medical Management Systems, Inc.; Computerized Student Search, Inc.; Computerized Vending Machines Incorporated; Computers & Railroads, Inc.; Computerware Incorporated; Computesting Industries, Ltd.; Computime Incorporated; Computing & Management, Inc.; Computone Information Systems, Inc.; Computrend Corporation; Computronic Industries Corporation; ComRecData, Inc.; Comsales Corp.; Comsonic Corporation, The; Con-De-Wingo Farms, Inc.; Concept 100, Inc.; Concerned People of Riverside Eastlake Area, Inc.; Concord Gardens, Inc.; Concord Investment Corporation; Concord Management Company; Concord Plumbing & Heating Service, Inc.; Concord Security, Inc.; Concord Village, Inc.; Concorde Fibers, Inc.; Concrete Builders, Inc.; Concrete Maintenance Products, Inc.; Conditioned Air, Inc.; Confidential Credit Corp.; Conglomerates, Inc.; Congress Acquisition Corp.; Connecticut Auto Warehouse, Inc.; Connecticut Financial Counselors, Inc.; Connecticut Warehouse, Inc.; Connecticut Wire Corporation; Connelly Industries, Ltd.; Connolly, Inc.; Conodec Northeast, Inc.; Consolidated Camper Corp.; Consolidated Communications Corporation; Consolidated Concepts, Ltd.; Consolidated Data Industries, Inc.; Consolidated Discount Stores, Inc.; Consolidated Energy Systems, Inc.; Consolidated Equipment & Machinery Co.; Consolidated Equities Corp.; Consolidated Franchise Corporation; Consolidated Franchises of America, Inc.; Consolidated Funeral Services, Inc.; Consolidated Home Development, Inc.; Consolidated Hospitals, Inc.; Consolidated Industries Corporation; Consolidated Interests, Inc.; Consolidated Leasing Corporation, Consolidated Medical Industries, Inc.;

Consolidated Mortgage Fund, Inc.; Consolidated Pet Industries, Inc.; Consolidated Realty Corporation; Consolidated Software Inc.; Consolidated Sulphur Corporation; Consolidated Transformers Unlimited, Inc.; Constellation Cup Corporation; Constitution Corporation, The; Constitutional Financial Corporation;

Construction Components Corporation; Construction Computer Services, Inc.; Construction Materials International, Inc.; Construction Technology Corp.; Constructors International Corporation; Consumer Foods Corp.; International Consumer Protection League, Inc.; Consumer Reserve Fund Corporation; Consumer Reserve Fund Sales Corporation; Consumer Systems Corporation; Consumers Diversified Services, Inc.; Consumers Investment Fund, Inc.; Container Management Corporation; Contalens International, Inc.; Contempo Cosmetics Ltd.; Contemporary Collegians, Inc.; Contemporary Concepts, Incorporated; Contemporary Environments, Inc.; Contemporary Learning Corporation; Contemporary Systems, Inc.; Continent Foods Corp.; Continental Aircraft Corporation; Continental Appraisal Corporation; Continental Auto Auction, Inc.; Continental Aviation Leasing Company; Continental Car Sales, Inc.; Continental Coin Corporation; Continental Construction Company; Continental Design & Supplies, Inc.; Continental Distributors Inc.; Continental Enterprises, Ltd.; Continental Fidelity Incorporated; Continental Investment and Management Company, Inc.; (Cimco) Continental Management Company; Continental Marketing Associates, Inc.; Continental Marketing Institute, Inc.; Continental Medical Enterprises, Inc.; Continental National Corporation; Continental Packing Corp.; Continental Professional Football League, Incorporated; Continental Sales, Inc.; Continental Software Services, Inc.; Continental Sports, Inc.; Continental Travel, Ltd.; Continental, International Associates, Ltd.; Continuing Systems Education, Inc.; Contraceptive Technology Corporation; Contract Ice, Inc.; Contracting Engineers Association; Contractors & Material Suppliers, Inc.; Control Air of Florida, Inc.; Control Dynamics, Inc.; Control Inc.; Controlamation, Inc.; Controlled Reaction Corporation; Conva-Medical Industries, Inc.; Convacare of Tacoma Inc.; Convalescent Centers Development Corporation; Convan Corporation; Convex Manufacturing Corp.; Cool Spring Water Co.; Cooltainer Systems,

Inc.; Coopers Rental Service, Inc.; Coordinated Services, Inc.; Coot-North, Inc.; CoPex, Inc.; Copper Penny Mines, Inc.;

Copy Centers Corporation; Copy X Press, Inc.; Coral Rock, Inc.; Cordillera South Corporation; Corex, Inc.; Corn Belt Labor-Inc.; Crdillera South Corporation; Corex, Inc.; Corn Belt Laboratories, Inc.; Cornelia Corporation; Cornell Oil & Gas Corp.; Corplan, Inc.; Corporate Computer Systems, Inc.; Corporate Dimensions International, Inc.; Corporate Dynamics, Inc.; Corporate Equities, Inc.; Corporate Information Services Inc.; Corporate Services, Inc.; Corsage, Ltd.; Corsair Capital Corporation; Corshell Properties, Inc.; Corwin Industries, Incorporated; Cosmedic Electronics Inc.; Cosmetica, Inc.; Cosmos Publishing Group, Inc., The; Costa Rican Petroleum Pipeline Corporation; Countess Mara Exclusives, Ltd.; Country Boy, Corp.; Country Club Estates, Inc.; Country Club Terrace, Inc.; Country House, Inc.; Country Investors, Inc.; Country Manor, Inc.; Country-Wide Enterprises, Inc.; Countryside, Inc.; Countrywide Properties, Inc.; Covered Wagon Systems of Delaware, Inc., The; Covington International Films, Inc.; Cowl Industries, Inc.; Crab Shack, Inc., The; Cracker Asphalt Corporation; Craftsman Electrical Corporation; Cragmere Maintenance Corporation; Cragmont Engineering Corporation; Craig Associates, Inc.; Craig Pharmaceutical Company, Inc.; Cram, Incorporated; Crane-Hall Corporation; Creare Corporation, The; Creative Arts, Inc.; Creative Cassettes Corp.; Creative Communicators, Inc.; Creative Employee Benefits, Inc.; Creative Enterprises, Inc.; Creative Entertainment Corporation; Creative Entertainment International Ltd.; Creative Entertainment Releasing Organization, Inc.; Creative Industries, Inc.; Creative Investment Capital Incorporated; Creative Investments, Inc.; Creative Learning Systems of Cosmetology, Inc.; Creative Management Consultants, Inc.; Creative Marketing Corporation; Creative Marketing Promotions, Ltd.; Creative Motivation, Inc.; Creative Promotions of America, Inc.; Creative Rentals, Inc.; Creative Sales & Marketing Ltd.; Creative Techniques, Inc.; Creative Technologies Corporation; Creative Transportations, Inc.; Credit Advisors of Baltimore, Inc.; Credit Advisors of Bridgeport, Inc.; Credit Advisors of Davenport, Inc.; Credit Advisors of Denver, Inc.; Credit Advisors of Des Moines, Inc.; Credit Advisors of Hartford, Inc.

Credit Advisors of New Haven, Inc.; Credit Advisors of Washington, D.C., Inc.; Credit Card Exchange, Incorporated; Credit Card International, Inc.; Credit Card Services, Inc.; Credit Control Corporation; Credit Grantors' Association of Wilmington, Delaware, Inc.; Credit Promotions, Inc.; Credit Tax, Inc.; Crescendoe Gloves, Inc.; Crescent Construction Corporation; Crescent Industries, Inc.; Crest Aviation Corp.; Crest Securities Corp.; Creswell Farm, Inc.; Crib Family Health Services, Inc.; Crickets' Corner, Inc.; Criterion Corporation; Cromer Heating & Equipment Co.; Crosby United, Inc.; Cross Country Shoe Corp.; Crossway Motor Hotels, Inc.; Crouch Laboratories, Inc.; Crow Carrier Corporation; Crown Associates Inc.; Crown Cabinet Corp.; Crown Drug Centers, Inc.; Crown Manufacturing Company, Inc.; Croy Pneumatic & Gravity Motor Co., Inc.; Croydon Construction, Inc.; Crubish Corporation; Cryo Dynamics, Inc.; Cryogenics Corporation of America; CSD of Missouri, Inc.; CSD of So. Illinois, Inc.; CSI Advisory Corp.; CSS Liquidating Corporation; CSSGSF, Inc.; CTC Computer Corporation; CTC Computer Electronics, Inc.; CTC Computer Resources Corporation; CTC Management Systems Corporation; Cullen Oil Corporation; Culligan of Greater Ft. Wayne, Inc.; Culrad Corporation; Cumberland Insurance Investment Group, Inc.; Curl-Up and Dry, Inc.; Curtin Industrial Piping, Inc.; Cusac Systems, Incorporated; Custom Climate Control, Inc.; Custom Manufacturing Corporation; Customized Computer Courses Corp.; CuZn Industries, Inc.; Cyberdynamics, Incorporated; Cybermedics Corporation; Cybernetic Applications, Inc.; Cybernetic Concepts, Inc.; Cybernetic Planning, Inc.; Cyclo Shine Corp.; Cyclone Foods of Atlanta, Inc.;

D & G Consortium, Inc.; D & G Flying Service, Inc.; D & L Hutchinson, Inc.; D & O Construction Co.; D & S Travel, Inc.; DP Leasing Corporation D. & L. Seafood House, Inc.; D. & R. Container Service Corp.; D. C.-Florida Properties Association, Inc.; D.C.R. Inc.; D. C. Transit System International, Inc.; D. D. Ltd.; D. E. P. Corp.; D. E. Randall Associates, Inc.; D. F. C. Inc.; D. Forte, Inc.; D. J. Lab Corp.; D. M. R. International, Inc.; D. N. James Corp.; D. P. C. Corporation; D. Wang and Associates, Inc.; D. F. I. TV Syndication & Film Distribution, Inc.; D.O.M., Inc.; D'Mow, Inc.; Dab Securities Programs, Inc.; Dahlgor Industries Corporation; Daily Girl International Publications

Inc.; Daily Made of Chicago, Inc.; Daily Made of Wildwood, Inc.; Daily Planet Company, the; Dairy Farmers of America, Inc., The; Dalends Corp.; Dallas Business Jets, Inc.; Dallmary Corporation; Dalmatian Vineyards, Inc.; Dan Gurney's Checkpoint America, Inc.; Dan S. Adamson, Inc.; Dance of Dollars for the Handicapped, Inc.; Daniel B. Conner & Son, Inc.; Daniel Boone Campground, Inc.; Daniel Boone Systems, Inc.; Daniel Securities Co., Inc.; Daniels and Clark, Inc.; Danner Enterprises, Inc.; Dart Properties, Inc.; Darton Corporation; Darwood Sales Corp.; Data Affiliates, Inc.; Data and Leisure Corporation; Data Automation Company, Inc.; Dat Automation Design, Inc.; Data Bank Corporation; Data Central, Inc.; Data Environmental Sciences Corporation; Data Image Graphics, Inc.; Data Information Services, Inc.; Data Logistics, Inc.; Data Methods Corporation; Data Operations Research Systems, Incorporated; Data Personnel Associates, Inc.; Data Processing Clearing House, Inc.; Data Techniques Corporation; Data Transformation, Inc.; Data-Med, Inc.; Data-Pac, Inc.; Data-Strobe Peripheral Systems, Inc.; Datacap Computer Systems, Inc.; Datacon International, Inc.; Dataforum Business Systems, Inc.; Datair, Inc.; Dataline, Inc.; Data-medix Systems, Inc.; Datascope Corporation; Davenport Broadcasting Corporation; David C. Tintle & Associates, Inc.; David George, Inc.; David Nassif Corporation; David S. Zinman Company; Davis & Reese Review, Inc.; Davis Buick-Cadillac-Pontiac, Inc.; Davis Computer Systems, Inc.; Davis-Meluney Stables, Inc., The; Davisco, Inc.; Dawn Enterprises, Inc.; Dawson & Harris Contractors and Engineers, Inc.; Dawson Communications, Inc.; Dax Air Freight, Inc.; Day's Deli & Restaurants, Inc.; Daypac Industries, Inc.; dB Productions, Inc.; DBM Associates, Inc. of Wilmington, Delaware; DCCA, Inc.; De Arman Corporation, The; De George Industries Incorporated; De La Rue, Inc.; De Milo Fashions, Inc.; De Sales Management Company, Inc.; Dean Berenz Asphalt Company, Incorporated; Dean Enterprises, Inc.; Dean International, Inc.; Dearcor Inc.; Debdar Films, Inc.; Deborah Hospital, Inc.; Decade Computer Corp.; Decade Fund - 1965, Inc., The

Decatur Acceptance Corporation; Decatur Materials, Inc.; Decision Control, Inc.; Decisionware Incorporated; Decor Company; Deerfield Industries, Inc.; Del Air International, Ltd.; Del Ang Flight Club, Inc.; Del Rey Petroleum Corporation; Del-

Fax, Inc.; Del-Glo Construction, Inc.; Del-Mar Appliance, Inc.; Del-Pa Enterprises, Inc.; Delafield Development Corporation; Delatron Corporation; Delaware Alpha Educational Foundation, Inc., The; Delaware Barber School, Inc.; Delaware Bedding Co.; Delaware Boys Ranch Incorporated; Delaware Brokerage Services, Inc.; Delaware Chemicals, Inc.; Delaware Coalition of Minority Contractors, Inc.; Delaware Crown Club Day Care Center, Inc.; Delaware Educational Facilities, Inspection Association; Delaware Furniture Rentals, Inc.; Delaware Guaranty Fund, Inc.; Delaware Gypsies Field Club; Delaware Industrial Supply Company; Delaware International Trading Corporation; Delaware Land Developers, Inc.; Delaware Lifetime Homes, Inc.; Delaware Material Suppliers Association; Delaware Olds Leasing & Rental Co.; Delaware Pest Control Association, Inc.; Delaware Realty Company; Delaware Shellfish Co.; Delaware Sleep Products, Inc.; Delaware State Junior Chamber of Commerce, Inc.; Delaware Theatre Corp.; Delaware Trucking, Inc.; Delaware Tuberculosis and Health Society; Delaware Valley Contact Lens Laboratory, Ltd.; Delaware Valley Distributors, Inc.; Delaware Valley Home Improvement Company; Delaware Valley, Inc.; Delaware Vocational Nurses Association, The; Delco Financial Corp.; Deldivco Corporation; Delflora Corp.; Delhampton, Inc.; Deli-Town Realities, Inc.; Deli-Town, U.S.A., Inc.; Delka Enterprises, Inc.; Della Pelle Liquors, Inc.; Delmar Laboratories, Inc.; Delmarva Business Development Corporation; Delmarva Electronics, Limited; Delmarva Farms, Inc. Delmarva Plastic Industries, Inc.; Delmarva Productions Inc.; Delmarva Rod and Gun, Inc.; Delmondo Imports, Inc.; Delmont Apartments, Inc.; Delphic Corporation; Delphic Systems and Research Corp.; Delrexco, Inc.; Delta Advisory Corporation; Delta Computing, Inc.; Delta Homes Acceptance Corporation; Delta Medical Corporation; Delta Merchandising Corp.; Delta Metallurgical, Corp.; Delta Oil and Meal Producers, Inc.; Delta Parks, Inc.; Delta Peach Corp.; Delta Realty Company, The; Delta River Corporation; Deltronics Instrumentation & Engineering, Inc.; Deltronix Corporation;

Deluxe Professional Dry Cleaners, Inc.; DeMar'Quis International, Incorporated; Den Boer Holland Ovens, Inc.; Den Chili, Inc.; Denco, Ltd.; Denning Curtis, Inc.; Denton & Lee Investments, Inc.; Derby's Fish N' Chips, Ltd.; Desen Enterprises,

Inc.; Desert Dew Incorporated; Design Engineering Associates Corporation; Design Fund, Inc.; Design Homes Corporation; Design-A-Phone, Inc.; Designaire Modular Home Corporation; Designaire Sales Corporation; Designers for Education, Inc.; Detroit Soccer Company, Inc.; Developed Investments Ltd.; Development Corporation of Puerto Rico; Development Equity Corp.; Development Properties, Inc.; Developmental Analysis, Inc.; Dever, Inc.; Devonian Gas & Oil Company; Devonshire Management Company; Dexter Realty Corp.; Dextra Corporation; DH Corp.; DHC Georgia Corp.; Di Sabatino Properties, Inc.; Dia Films, Inc.; Diagnostic Data Incorporated; Dialog Computing International Corporation; Dialog Computing, Inc.; Dialog Equipment Corporation; Dialogue, Inc.; Diamond Bros. & Co. of Puerto Rico; Diamond Industrial Leasing Corp.; Diamond Industries, Inc.; Diamond Minerals Corporation; Diamond State Auto Sales, Inc.; Diamond State Aviation Services, Inc.; Diamond State Distributors, Inc.; Diamond State Food Products Inc.; Diamond State Ko-Op, Inc.; Diamond State Raceway, Incorporated; Diamond Tours, Inc.; Diamonds International, Inc.; Diana Shop of Yonkers, Inc.; Diapason, Inc., The; Dichter Research Enterprises, Ltd.; Dickinson Air Conditioning and Heating Company; Diconite Corporation; Didactix Incorporated; Diehl Industries, Inc., Diesel Engineering and Equipment Co., Inc.; DiFonzo, Inc.; Dig, Inc.; Digital Automation Company, Inc.; Digital Graphics Corporation; Digital Measurements Corporation; Digitron Systems, Inc.; Dilatron, Inc.; Dill Agency, Inc., The; Dillon Associates, Inc.; Dillon Ranch Supply Co.; Dilly Food Systems, Inc.; DiMalto Industries, Inc.; Dimension Productions, Ltd.; Dimensions USA, Inc.; Dimode Industries, Inc.; Dino's Spaghetti Hut Inc.; Dip & Dive Swim Club Inc.; Diplomat Motor Inn Operating Co., Inc.; Direct Access Computing Corporation; Direct Air Freight Corporation; Direct Airlines Corporation; Direct Export, Ltd.; Directions Corporation;

Discount T.V. Service, Inc.; Discovery Group, Ltd., The; Discovery Processes, Inc.; Dispenso-Magic, Incorporated; Dispos-O-Therm Corp.; Distribution Services, Inc.; District Hardware, Radio & Appliance Co., Inc.; Diversa-Tronics, Inc.; Diversification Consultants, Inc.; Diversified Artists Corp.; Diversified Computer Interests Corporation; Diversified Corporate Services International, Inc.; Diversified Development Corp.; Diversified

Ecological Systems Inc.; Diversified Educational Systems, Inc.; Diversified Foods of Delaware, Inc.; Diversified Franchise Investment Corporation; Diversified International Corporation; Diversified Marketing International, Inc.; Diversified Marketing Services, Inc.; Diversified Medical Investments Corporation; Diversified Mobile Homes, Inc.; Diversified Productions, Inc.; Diversified Realty, Inc.; Diversified Resource Development Group, Inc.; Dixie Barges, Inc.; Dixie Motor Co., Inc.; Dixon Solid Waste Removal, Inc.; Dixon Windsor Estate, Inc.; DM California Corp.; DMI, Inc.; Dobkin Realty Co., Inc.; Doc White's Filling Stations, Inc.; Doctor Dolittle Animal Fairs, Inc.; Doctors' Realty Syndication, Inc.; Docu Systems, Inc.; Documentary Broadcasting Syndicate; Dollar Finance Corporation of America, Inc.; Domain Data Corporation; Dominic Liberti, Inc.; Dominion & Gulf Development Corporation; Domonetics, Incorporated; Don O. Crockett, Inc.; Donaco, Inc.; Donald Leasing Co., Inc.; Donar Corporation, The; Donelain Pharmaceuticals, Inc.; Donna, Inc.; Donovan's Inc.; Donte Corporation, The; Door-dan and Trotto Painting Contractors, Inc.; Dor-Ware Industries, Inc.; Dor, Inc.; Dorack Development Company; Doral Films, Inc.; Dorothy Draper Collector's Corner Company, Inc.; Dorr International Corporation; Double "A" Oil Producers, Inc.; Dougherty's Super Service, Inc.; Doughty Maintenance Co.; Douglas Coburn & Son, Inc.; Dove Electromedics, Inc.; Dover Aviation Services, Inc.; Dover Laboratories, Inc.; Dover Pony League, Inc.; Dow Associates, Inc.; Dow Land Co.; Dow, Incorporated; Dowell-Swartz Agricultural Specialists, Inc.; Dowloom Inc.; Down The Pike, Limited; Downham Cemetery Company; Downing Industries, Inc.; Dox, Incorporated; DP Data Corporation; Dragon Run Terrace, Inc.; Drake Communications, Inc.; Drayton Hotel Management & Development Corp.; DRC Associates, Inc.;

Dregs of the Earth, Inc.; Drilling and Exploration Company of Delaware, Inc.; Drilling Fund, Inc., The; Drive, Pitch and Putt, Inc.; DT Liquidating Corp.; Dual Funding Corp.; Dual-Concepts, Inc.; Dudley Delaware Corp.; Duffield Shipping & Trading Corp.; Dunbar, Burton, Wells & Scott, Inc.; Duncan Aviation, Inc.; Duncan Realty Co.; Dunliden Acres Civic Association, Inc.; Duotone International, Inc.; Durado Corporation; Durango Engineering Corporation; Durango Oil Corporation;

Dwight Music, Inc.; Dyastat Industries, Inc.; Dylaflor Business Machines Corporation; Dymo Systems, Inc.; Dyna Ray Explorations, Inc.; Dynachange Service Corporation; Dynacote Chemical Corporation; Dynametron, Inc.; Dynamic Access Corporation; Dynamic Communications Industries Inc.; Dynamic Educational Systems, Inc.; Dynamic Enterprises Corp.; Dynamic Franchises Ltd.; Dynamic Learning Systems, Incorporated; Dynamic Sounds Record Corporation; Dynamic Tool & Gage Co.; Dynatek Industries, Inc.; Dynatron, Inc.; Dynelec Systems Corp.; Dynergy Leasing, Inc.; Dynner Window Wall Corporation;

E & G Corp.; E C F Industries, Inc.; E S E C, Inc.; E Z Automated Computer Systems, Inc.; E. & E. J. Pfozter, Inc.; E. & L. Instruments Inc.; E. A. C. Leasing Company; E. C. F. Nursing Centers, Inc.; E. D. Loper, Inc.; E. D. Weldin, Inc.; E. E. Eiffèr Distributing Company; E. E. Oertley Excavating, Inc.; E. G. Thomas Inc.; E. James Strates Shows, Inc.; E. L. Poe, Incorporated; E. Lindsay & Associates, Inc.; E. R. Trucking Company, Inc.; E. S. H. Company, Inc.; E. W. Schmidt & Sons, Inc.; E. de Grandmont, Inc.; E. S. Nossen Laboratories, Inc.; E. S. P. Systems, Inc.; E-Z Charge, Inc.; Eagle Mountain Properties, Incorporated; Eagle Poultry Company, Inc.; Eagle Sportwear, Inc.; Eagle Supply, Inc.; Eagle Warehousing Company; Earl Development Corporation; Earl Glines Marine Consultant & Surveying Services, Inc.; Earl Van Den Heuvel, Inc.; Earth Station, Inc.; East Coast Engineering Company Inc.; East Coast Lumber Company, Inc.; East Coast Rentals, Inc.; East End, Inc.; East Lynne Ltd.; East Room Limited, The; East St. Louis Illinois Homes, Inc.; Eastclair Productions, Inc.; Eastern Aerospace Corp.; Eastern Aluminum Company; Eastern Camera & Photo Corp. of Colorado; Eastern Camera & Photo Corp. of Indiana.

Eastern Camera & Photo Corp. of New Jersey; Eastern Camera & Photo Corp. of Oklahoma; Eastern Camera & Photo Corp. of Pennsylvania #2; Eastern Computer Systems, Incorporated; Eastern Division of Availability, Inc.; Eastern International Speedway, Inc.; Eastern Investment Corporation; Eastern Realty Corp.; Eastern Resources Corporation; Eastern Shore Inc.; Eastern Shore Package Store, Inc.; Eastern Shore Poultry Growers' Exchange, Inc.; Eastern University, Inc.; Eastway Leasing Corporation; ECC Educational Systems, Inc.; Ecken-

felder, Krenkel & Associates Inc.; ECM Industries, Inc.; Ecologic Resources Corporation; Ecology Controls Corporation; Ecology Development Corporation; Ecology Service Bureau, Inc., The; Economatics Computer Systems, Inc.; Economic and Technical Analysis Company, Inc.; Economou Financial & Development Corp., The; Economy Builders, Inc.; Economy Gas Corp.; Economy Oil Co., Inc.; Ecoscope Corporation; Ectonomics, Inc.; Ed Allen Franchising Corporation; Ed-U-Tel Corporation; EDC Computing, Inc.; EDC Environmental Systems Company, Inc.; EDC International Company, Inc.; EDC Planning & Services Company, Inc.; EDC Realty, Inc.; EDC Trading Company, Inc.; Eddie Bracken Ventures, Inc.; Edgemoor Enterprises, Inc.; Edgewood Engineering Service, Inc.; Editions Inc.; Edmonds Art Stone Company; Edoya Agency Co., Ltd.; Edson of New York, Inc.; Edu-Science, Inc.; Edu-Tapes, Inc.; Education and Automation Systems, Inc.; Education Systems International Corporation; Educational Administrative Services Incorporated; Educational and Medical Associates, Inc.; Educational Data Systems Corp.; Educational Excellence Inc.; Educational Guidance Systems Corporation; Educational Leasing Corporation of America; Educational Play Systems Incorporated; Educational Resources, Inc.; Educators Recreation, Inc.; Educomp Science Corporation; Edward F. Reardon, Inc.; Edward J. Thoms Associates, Inc.; Edward R. Padgett, Inc.; Efco Corporation; Effluent Controls, Inc.; Eggers, Inc.; Eighth Kowak Variety Incorporated; Eisen Bros. Foundation, The; EJM Company, Inc.; Ekistics Corporation; El Mundo Latino, Inc.; El Paso Contractors, Inc.; El Taco Financial Services, Inc.; Elcon Electronics, Inc.; Elder Industries, Inc.; Elderly Care Facilities, Inc.

Eldorado Group Management Co., Inc.; Eldorado Mining Company, Inc.; Eleanor Searle Whitney Foundation; Eleanor, Inc.; Electraqua International, Inc.; Electric Ceiling Heat, Inc.; Electric Circus Company, Ltd., The; Electric Circus Inner Ring, Inc., The; Electric Heat Corporation; Electric Heat Service Corporation; Electric Theatre, Inc.; Electro-Care 100 Corporation; Electro-Gemini, Inc.; Electro-Sonic Pollution Control Corporation; Electro-Strata Technology Corp.; Electro-Tech Industries, Inc.; ElectroData, Inc.; Electroflo Corporation; Electron Industries, Inc.; Electronetics Corporation of America; Electronic Development Laboratories, Inc.; Electronic Hardware Corp.;

Electronic Information Systems, Inc.; Electronic Learning Centers, Inc.; Electronic Security Systems, Inc.; Electronic Systems Corporation; Electronic Voice, Inc.; Electrophonic Corp. of America; Electrosolids Corporation; Elektra Industries, Inc.; Elie V. Shipping Corp.; Elite Cab Corporation; Elite Laundry & Cleaners, Inc.; Elizabeth (Cunard) Corporation, The; Eljay, Inc.; Eljaydee, Inc.; Elkco, Inc.; Ellis Sisters' Inc.; Elmco Auto Parts, Inc.; Elms Unlimited, Inc.; Eltab, Inc.; Eltex Corporation; Elton Associates, Inc.; Eltron, Inc.; Elwood B. Evans & Son, Inc.; Emanuel Lewis Foundation, The; Emanuel's of Milford, Inc.; Emcors, Inc.; Emerging Dynamics, Inc.; Emerging Equities Inc.; Emerich Meerson, Ltd.; Emerson Films, Inc.; Emerson Reading Institute, Inc.; Emery-Tatnall Company; Emeth Equity Fund Ltd.; Emmanuel Community Progress, Inc.; Empire Dental Corp.; Empire Equity Corporation; Empire Fund, Inc.; Empire Funding Corporation; Empire International, Inc.; Employee Benefit Funds Advisors, Inc.; Employees Spilt - Funding Plans Corporation; Emrox Corporation; Encabulator Corporation; Enchantment Travel, Inc.; "Encore, Ltd., Couturier"; Enel, Inc.; Energy Compounds, Inc.; Energy Systems Leasing Company; Engbuild International, Inc.; Engineered Protection, Inc.; Engineering Chemical Processes, Inc.; Engineering Services, Inc.; English Beef, Ltd.; Entercon, Inc.; Enterprise Associates, Inc.; Enterprise Boat Works, Inc.; Enterprise Condominiums, Inc.; Enterprise Corporation; Enterprise Development Corporation; Enterprise Leasing Corporation; Enterprise Systems of Washington, Inc.

Enterprises International, Inc.; Enterprises, Inc.; Enterpriz Film Corporation; Entertainment America, Inc.; Entertainment and Leisure Industries Fund, Inc.; Entertainment Capitol, Inc.; Entertainment Computer Systems, Ltd.; Entertainment Corporation of America; Entity Data Systems, Inc.; Entrepreneurial Management, Inc.; Environment Control Systems, Inc.; Environmental Concepts Corp.; Environmental Consulting Corporation; Environmental Container Corporation; Environmental Control Industries, Inc.; Environmental Control Sales Corporation; Environmental Controls of America, Inc.; Environmental Corporation of America; Environmental Development Co., Inc.; Environmental Development Systems, Inc.; Environmental Industries Controls, Ltd.; Environmental Industries, Inc.; Envir-

onmental Management International Corporation; Environmental Projects Corporation; Envoy International Town Clubs, Inc.; Eny Wear Sportswear Co., Inc.; Enzymes International Corporation; EPD Corporation, The; Epicure Foods, Inc.; Eppco, Inc.; Epsco, Incorporated of Delaware; Epsilon Medical Corporation; Equatorial Corporation, The; Equine Centers, Inc.; Equinetrics, Inc.; Equipleco, Inc.; Equipment Leasing of Delaware, Inc.; Equities Plus, Inc.; Equity Acquisitions, Inc.; Equity Associates, Inc.; Equity Computing, Corp.; Equity Shares, Inc.; Equity Trends, Inc.; Equity Ventures Incorporated; Erdec Institute Inc.; Erebus Corporation; Erik Floor and Associates, Inc.; Erin-American Corporation; Erlinger Construction Co.; Erma Hibdon, Inc.; Erwin & Parish Incorporated; Erwin-James Company, Inc.; Ess-Jay Corrugated Container Company; Essaness Management and Development Corporation; Essential Equity Corporation; Essex Computer Services, Inc.; Essex-Blue Ribbon, Inc.; Estep Transfer, Inc.; Etco Equities Corp.; Etco Products Corp.; Etco Research & Development Corp.; Euclid Systems Technology, Inc.; Eugene Du Pont III Foundation, Inc.; Eugenics Corporation; Eurasia Company; Eurasia Global Travel, Inc.; Eurasian Industrial and Shipping Corporation, The; Eureka Council No. 1, Junior Order of United American Mechanics, Incorporated; Eureka Recording Corporation; Euro-American Properties, Inc.; Euro-American, Inc.;

Euroconsult, Inc.; Eurofinancing, Limited; Euromerica, Inc.; Europa Travel Inc.; European Cars, Inc.; European Common Market Fund, Inc.; Europrod, Ltd.; Eurotechnology Corporation; Evans Creative Enterprises, Inc.; Evans Technodynamics, Inc.; Evarts, Inc.; Evdel Corporation, The; Everest Management Corporation; Evergreen Management Company; Everlast Window Co., Inc.; Everyday Janitorial Service, Inc., The; Everyman Galleries, Inc.; Ewing Investment Company; EWS Corporation; Excalibur International, Inc.; Excalibur Funding Company, Inc.; Executive Airlines, Inc.; Executive and Professional Capital Management, Incorporated; Executive Center, Inc., The; Executive Fashions, Inc.; Executive Golf Association International; Executive Leadership International, Inc.; Executive Management Systems, Inc.; Executive Resources, Inc.; Exo Corp.; Exploration Properties Inc.; Explosive Services, In-

corporated; Express Software Systems, Inc.; Extec Inc.; Extended Care Centers, Inc.

F & B Realty Inc.; F & M Enterprises, Inc.; F & M Towing Co., Inc.; F. D. Cline Paving Company; F. G. Duggan, Inc.; F. Giovannozzi & Sons, Inc.; F H. Minifie & Co., Inc.; F. R. Jodon, Inc.; F. Soueid, Incorporated; F. A. R. International, Inc.; F. C. B. Services, Inc.; Fabric House, Inc., The; Fabronics, Inc.; Facts, Inc.; Factsystem, Inc.; Fail-Safe Systems, Inc.; Fainberg, Inc.; Fair Housing Council of Delaware Valley, Inc.; Fairfax Shoe Repair Company; Fairfield Catv, Inc.; Fairfield Corp.; Fairfield Data Technology, Inc.; Fairfield Tape Duplicating/ Assembling Corp.; Fairfield Technology Corp.; Fairhurst Industries, Inc.; Fairmont Industries, Inc.; Fairstate, Inc.; Fairways Development Corp.; Fairways Int'l Inc.; Falcon Capital Corporation; Family Apparel Mart Stores, Inc.; Family Cars, Inc.; Family Homes, Inc.; Family World Motels, Inc.; Famous Designers International, Inc.; Famous Fashions Presentations, Inc.; Famous Plays Corporation; Fancor, Inc.; Fantascope Systems, Inc.; Far East Management Services, Inc.; Farco, Inc.; Fargo Rubber Corporation; Farm Markets of America, Inc.; Farm Products Corporation; Farmer Cooper's, Inc.; Farmers and Merchants Machinery, Inc.; Farmington Industries, Inc.; Farmland Industries Corp.; Farnham and Hathaway, Inc.; Farragut Incorporated; Farrington Electronics, Inc.

Farrington Industries Corporation; Farrington Leasing Corporation; Farrington Manufacturing Company; Farrington Overseas Corporation; Fashion Outlet, Incorporated; Fashion Sewing Guild, Inc.; Fashion Vibrations Unlimited Corporation; Fast Food Operations, Inc.; Feb Inc.; Fedco, Inc.; Fedder Data Centers of Delaware, Inc.; Feden, Inc.; Federal Builders of Pennsylvania, Inc.; Federal Builders of Puerto Rico, Inc.; Federal Capital Corporation; Federal Service Corporation; Federman Art Company; Feeder Ships, Inc.; Feeds, Inc.; Feldman Construction Company; Feldman, Taylor & Associates, Inc.; Feltman Broadcasting Systems, Inc.; Feminique Personnel Centers, Inc.; Fenix Block Ltd.; Fenmark Incorporated; Fenraecht Farms, Inc.; Fenu Corporation, The; Ferchas, Inc.; Ferd Wideman, Inc.; Fereco, Inc.; Fernway Commercial Inc.; Fernwood House, Inc.; Feroprod Trading Corporation, Ltd.; Ferracon Cor-

poration; Ferrill, Ltd.; Ferro Structures, Ltd.; Festival Amusement Corp.; Festival Media Corporation; Fiber & Chemical Process Corp.; Fiberdyne, Inc.; Fibermatics Inc.; Fibertek Company; Fibra Plastics, Inc.; Fico, Inc.; Fidelity Financial, Inc.; Fidelity Registrar & Transfer Co.; Fidler Securities Corp.; Fiduciary Capital Corp.; Fiduciary Mine Safety Equipment Leasing Corp.; Fielding Management Corp.; Fields Hearing Aids Center, Inc.; Filer-Stowell Systems Corp.; Filigree Williams Corp.; Fillet Industries, Inc.; Film Club of America, Inc.; Film Crusaders, Inc.; Film Financial Corporation of America; Filmindex Surv-Gard Systems Inc.; Finance Associates International, Inc.; Financial Adjustment Company of Spokane, Inc.; Financial Adjustment Company, Inc.; Financial Business Brokers (U.S.), Ltd.; Financial Corporation of America; Financial Counsellors of America, Inc.; Financial Counsellors of Washington, D.C., Inc.; Financial Credit Corporation; Financial Data Computing Laboratories, Co.; Financial Dynamics Corporation; Financial Guaranty and Investment Corporation; Financial Investment Enterprises, Inc.; Financial Laboratories, Inc.; Financial Library Corp., The; Financial Managers, Inc.; Financial Products Corporation; Financial Venture Consultants, Inc.

Fingerhut Family Foundation; Finnell System Incorporated; Fipco, Inc.; Fire Apparatus Manufacturers Association; First American Franchise System, Inc.; First American Traders, Inc., The; First Atlantic Management Company, Inc.; First Cinema Corporation; First Colonial Corp. of America; First Colonial Corporation; First Continental Franchise Corporation; First Equity Growth Fund, Inc.; First Equity Tax Exempt Investor Fund, Inc.; First Financial Funding Corp. of America; First Financial Funding Insurance Agency Corp. of America; First Financial Securities Corp. of America; First Franchise Investors, Inc.; First General Finance Corp.; First International Associates, Inc.; First International Corporation; First of Georgia, Inc.; First Professional Enterprises, Inc.; First Prudential Corporation; First Put and Call Management Co., Inc.; First Quality Corporation; First Republic Corporation; First Restaurant Corporation; First San Francisco Financial Corporation; First State Barber School, Incorporated; First State Boxing Club; First State Electronics, Inc.; First State Financial Corp.; First State Refrigeration Co., Inc.; First Warrant Fund; Fiscal

Management Systems, Inc.; Fiscal Systems, Inc.; Fish & Chips of Texas, Inc.; Fish Trawlers, Inc.; Fishco Associates, Inc.; Fitzpatrick Publishing Group, Ltd.; Five (V) Circles, Inc.; Flagon Corporation; Flamingo Fashion Industries, Inc.; Flanigan Associates, Inc.; Flavo-Matic Corp.; Fleetfoot Products, Inc.; Flexi-Foam Industries, Inc.; Flexible Products, Inc.; Flico, Inc.; Flight Line, Inc.; Flight Plan Midwest, Incorporated; Flightech, Inc.; Flip Wilson Foundation, The; Flo-Form Products International, Inc.; Flo-Rite Sewer and Drain Cleaning Co., Inc.; Floor Bright, Inc.; Flor De Margarita Y Antonia, Inc.; Floralpinns Corp.; Florando Investment Corporation; Florann Kitchens, Inc.; Florence Investments, Inc.; Florida Atlantic Corp.; Florida Development Properties, Inc.; Florida Gas and Oil Incorporated; Floridair Corporation; Floridian Turf Club, Inc.; Flounders Enterprises, Inc.; Flower Power, Inc.; Fluidic Technologies Corporation; Fluidics Inc.; Fluor-O-Alloy Corporation; Fluor-O-Dodge Sales Company, Inc.; Foam Furniture Center, Inc.; Foco Crane Company; Fograf Corporation; Foley Enterprises Corporation.

Fontenelle Hotel Operating Co., Inc.; Food Dynamics Corporation; Food Franchises of America, Inc.; Foods Incorporated; Force Enterprises, Inc.; Fordax Corporation; Forest Gas Corporation; Forest Heights Co.; Forest Hill Properties, Inc.; Forest Land Co., Inc.; Forest Products Corporation; Forming Machine Company of America, Inc., The; Formula Products Internationale, Inc.; Formula 1 Enterprises, Inc.; Fortress Security Systems, Inc.; Fortunata, Inc.; Fortune Financial, Inc.; Fortune Investment Corporation; Fortune Petroleum Company; Forty-Fourteen, Inc.; Forward Forces Weekly, Inc.; Forward Maintenance and Services Corporation; Foster Gauge & Instrument Corporation; Foster, Sterling Group Inc.; Foster, Sterling Inc.; Foto Technik, Inc.; Foto-Post, Corp.; Fotocolor Corporation; Fotoport Corporation; Foulk Road Gourmet Shop, Inc.; Foundation for Community Re-Education; Foundation for Developmental Planning; Foundation in Fact; Foundation Services International Ltd.; Fountain Glen Incorporated; Four Freedoms National Medical Services, Inc.; Four Rings Productions, Ltd.; Four Seasons Industries, Ltd.; Four Seasons of New Jersey, Inc.; Fourth Estate, Inc., The; Fox, Inc.; Foxy John's Smokehouse Cabin, Inc.; Fractured Cow Corporation, The; Franchise

City West, Inc.; Franchise Concepts & Development, Inc.; Franchise Concepts, Inc.; Franchise Contractors, Inc. of Delaware; Franchise Corporation of America; Franchise Development & Investment Company, Inc.; Franchise Enterprises, Inc.; Franchise Financial Service, Inc.; Franchise Investment Brokers, Ltd.; Franchise Management and Capital Corporation; Franchise Opportunities, Inc.; Franchise Properties Development Corp.; Franchise Realty Investment and Management Corporation; Franchise Services and Capital Corporation, Inc.; Franchised Industrial Services, Inc.; Franchises Incorporated; Franchises, Inc.; Franchising and Development Co., Inc.; Francis W. Corridori Incorporated; Frank C. Jacobi Advertising, Inc.; Franklin Communications Group, Inc.; Franklin Foundation Incorporated; Franklin Tobacco & Distributing Company; Franzen Machinery Co.; Fraser International Ltd.; Freddie Fix - It, Inc.; Free Form Construction Inc.; Free Wash of Florida Inc.; Freedom Press, Inc.; Freedom & Reed, Inc.; Freeman Laboratories, Inc.

French Cafes of Atlanta, Inc.; French Job - French Lick Corporation, The; Friendly Card Company, Inc.; Friends of Ben Hhahn, Incorporated, The; Frontier Capital Corporation; Frost-A-Glass Corporation; Frozen Varieties, Inc.; Fuel Service Agency, Inc.; Fulham Road Productions Ltd.; Full Gospel Deliverance Center Association; Fuller Commonwealth Corporation; Fullop Transport Corporation; Fulton Industries, Inc.; Fun-Day Corporation; FunBoat Corporation; Fund Controls Corporation; Fund Publishers, Inc.; Funded Programs Incorporated; Fundholders Management Company; Funeral Services of America, Inc.; Funky Broadway, Inc.; Furnitech Corporation; Future Dimensions, Inc.; Future, Inc.; Futuristic Concepts Corp.

G & C, Inc.; G & E Corp.; G F I Exploration Corp.; G F I Minerals Fund Management Corp.; G G Farms, Inc.; G H G Enterprises Inc.; G N P Learning Systems, Inc.; G P S Industries, Inc.; G R E Inc.; G. & S. Publications, Inc.; G. and M. Leasing Corporation; G. C. Pappas & Co., Incorporated; G.F.H. Corp.; G. I. L. Real Estate Development Corporation; G. L. Equities Corporation; G. L. P. Company; G. M. and E., Inc.; G. P. Music Corp.; G. R. Leasing Corporation; G. Richard Pal-

mer-Inc.; G. S. C. Oil, Inc.; G.G.P., Inc.; G.P.I. Enterprises, Inc. of Delaware; G-H-W Corporation; Gadsden Bag Co., Inc.; Gahagan Renting Corporation; Galatea, Inc.; Galaxie Club, Inc.; Gale International Associates Limited; Galesburg Insurance Agency, Inc.; Gallant Fox Mfg.. Co., Ltd.; Galverdin Company, The; Gamma Electronics Corporation; Gamma Marine, Inc.; Gamma Medical Corporation; Ganesha & Co., Inc.; Gar Kim Corporation; Garcia Line Corporation; Garden State Medical Care, Inc.; Gardendale Wholesale Corporation; Garrison Corporation, The; Garrison Enterprises, Inc.; Garry Truck Rental, Inc.; Gault Galleries, Inc.; Gayety Flowers, U.S.A., Inc.; GDA Industries, Inc.; Gear Incorporated; Gears Plumbing and Heating Co., Inc.; Geese Haven Farms, Inc.; Geis Iron Works, Inc.; Gelston Enterprises, Inc.; Gemco Management Company; Gemo, Inc.; General Analytics Data Systems, Inc.; General Analytics Information Services, Incorporated; General Autoparts Corporation; General Communication Company, Inc.; General Computing Corporation.

General Contracting Co.; General Credit and Finance Corporation of Puerto Rico; General Data Corporation; General Dimensions Corporation; General Display Corporation; General Earth Minerals Corporation; General Education Corporation, Incorporated; General Electronics, Inc.; General Exploring, Mining and Milling Corp.; General Financial Computer Corp.; General Fytotronics and Biotronics International, Inc.; General Housing Corporation; General Leisure Industries, Inc.; General Marketing Corporation; General Monitoring Co.; General Oceanology, Inc.; General Opportunities, Inc.; General Optron, Inc.; General Plastics Corporation; General Products Laboratory, Inc.; General Recognition Corporation; General Sales Company; General Schools Corp.; General Securities Company; General Solar Corporation; General Steam Corporation; General Time-Sharing, Inc.; General Utilities & Industries, Inc.; General Wholesale Sports, Inc.; Genesis Industrial Corporation, The; Genie Mines, Inc.; Genie the Tailor, Inc.; Geo-Capital Corp.; Geo-Science, Inc.; Geodata, Inc.; Geophysical Research, Inc.; George C. Bugher, Inc.; George Motors, Inc.; George's Cafe, Inc.; George's Refrigeration Service, Inc.; Georgetown Building and Loan Association, The; Georgetown Development Corporation; Georgetown Imports, Inc.; Gerald McDermott Films, Inc.;

Geran of New York, Inc.; Gerald Builders, Inc.; Gerberly International Corp.; Gerberly International Systems, Inc.; Gewehr Piano Company, Inc.; Ghana-American Group of Companies, Ltd.; Giannini Corporation; Gibbs Paint and Chemical Co., Inc.; Gibreal Leasing Company, Inc.; Gibson Company, Inc., The; Gic International Corporation; Gift Shoppe's Incorporated; Gifts for American Troops in Vietnam, Inc.; Gilbert Equities, Inc.; Gilbo Systems Incorporated; Gilmore, Inc.; Glacier Corporation; Glahé International U.S.A. Inc.; Glas Foam Corp.; Glasgow Transport, Inc.; Glass Nursing Homes, Inc.; Glass Realty, Inc.; Glen Construction Company; Glen Rose Gasoline Company; Glenmar Corporation; Glenn Valley Corp.; Glenolden Fish & Chips, Inc.; Glick Bros. Inc.; Glo-Jo, Inc.; Global Attractions, Inc.; Global Fund, Inc., The; Global Inspection Associates, Inc.; Global Presentations, Inc.; Global Resources, Inc.; Global Vacations, Inc.; Glyzar Corp.; GNS Capital Corp.; Gobbler's Nob Properties, Inc.

Gochanour Tiling Company; Goddard Stables, Inc.; Goe, Inc.; Gold Incorporated; Golden Bee, Inc.; Golden Brands, Inc.; Golden Comware, Inc.; Golden Eagle Land and Cattle Corporation; Golden Egg Products, Inc.; Golden Hawk Airlines, Inc.; Golden In 'n Out, Inc.; Golden Rule Lodge No. 17, I.O.O.F., Inc.; Golden Skillet of New York, Inc.; Golden Sunshine Wine & Liquor Corp.; Golden V Corp.; Golden Viking Industries, Inc.; Goldfield Resources Management, Inc.; Goldie Motors, Inc.; Goldman Schultz Corp.; Golf Club Intercontinental; Golf Enterprises, Inc.; Golf Promotions, Inc.; Good Harvest, Inc.; Good Lickin Ice Cream Incorporated; Goodnow Cable Television, Inc.; Goodway Copy Centers, Inc.; Goodway Creative Services, Inc.; Goodway Management Services Company; Goodwill Manufacturing Company; Gor-Mac Enterprises, Inc.; Gordon's Wiener Barrell Inc.; Gotham Securities Corporation; Gourmet Chef Cuisine, Inc.; Government Employees Benefit Association, Inc.; Government Employees Growth and Retirement Stock Fund, Inc.; GPM, Inc.; Grace, Kennedy (U.S.A.) Ltd.; Graduate Study Placement Service, Inc.; Grady Enterprises, Inc.; Graf Leasing, Inc.; Graffius & Jennings Enterprises, Ltd.; Grafic Group, Inc., The; Graham A. Foote, Inc.; Grainship Expeditors, Inc.; Grand Bahama Resources, Inc.; Grand United Industries, Inc.; Grand United Order of Odd Fellows of Camden, Inc.; Grandma's Bis-

cuits International, Inc.; Grandma's Original Fish N' Chips, Inc.; Grandpar, Inc.; Graphcomp Sciences Corporation; Graphic Applications Corp.; Graphic Arts Guide, Inc.; Graphic Communications Company; Graphic Leasing Company; Graphic Research, Inc.; Graphic Telecommunications, Inc.; Graphic Transmission Systems, Inc.; Gray Elevator Co.; Graymarine Corporation; Grdina Financial, Inc.; Great American Broadcasting Corporation, The; Great American Resources Corporation; Great American Technology Corporation; Great Brands, Inc.; Great Continental Investments, Inc.; Great Divide Explorations Inc.; Great Eastern Air Races, Inc.; Great Gatsby's of Delaware, Inc.; Great Northern Land Corporation; Great Republic Corporation; Great Southwest Equipment Leasing Co., Inc.; Great Western Consolidated, Inc.; Great Western Group, Inc.; Great Western Investors Corporation; Great-Western Science Corporation.

Greater Delaware Builders Inc.; Greater Germantown Youth Corporation; Greater Haddington Community Development Company, Inc.; Greater Newark Recreation Association, Inc., The; Green Exterminating Service, Inc.; Green Hill Social Club; Greenbriar Convalescent Center of Springfield, Inc.; Greenbriar Nursing Centers, Inc.; Greenmount Sales Incorporated; Greentop Recreation Center, Inc.; Greenwich, Inc.; Gregmar Construction Co.; Gregory Enterprises of Delmarva, Inc.; Gregory's, Inc.; Grocap, Inc.; Gromz Oil Company; Grossman Foundation; Ground Fault Protection Corp.; Group Capital, Inc.; Group T Associates, Inc.; Grove City Bus Lines, Inc.; Growth Capital Management Corporation; Growth Concepts, Inc.; Growth Development Corp.; Growth Resources, Inc.; Growth Science Industries, Inc.; Growth Techniques, Inc.; Growth Technology Securities, Inc.; Gruber Construction Co.; GRX Inc.; GSC Construction, Inc.; GTC Acoustic Imaging Corporation; GTC Cyrogenics Corporation; GTC Data Storage Corporation; GTC Technical Products Inc.; Guardian Call, Inc., The; Guardian Publications, Inc.; Guatemala Commercial Corporation; Guatemala Fruit Company, Incorporated; Guatemala Funding Corporation; Guay-Horgan, Inc.; Guenzler, Inc.; Guernsey Exploration Corporation; Gulf Aerospace Corporation; Gulf Service & Supply, Inc.; Gulf Star Marine Service, Inc.; Gulf States Theatres, Inc.; Gullivers Arts and Leisure Club, Ltd.;

Gummar, Inc.; Gundel, Inc.; Gunnell Inc.; Gunver Printing International, Inc.; Gurooda Productions, Ltd.; Guy Thomas International, Inc.; Guyana Coal By - Products Co.; Guyana Woodpulp, Ltd.; Guyencourt Associates, Inc.; Guyencourt Management Associates, Inc.; Guys and Gals, Inc.; Gwinhurst Development Company; Gym Floors of Delaware, Inc.; Gyro Dynamics Corporation; Gyro Food Corporation.

H & A Development Corporation; H & C Properties, Inc.; H & D Development Corporation; H & F Systems, Inc.; H & N Trucking, Inc.; H & S Constructors, Inc.; H & W Cantor Enterprises, Inc.; H. & B. Enterprises, Inc.; H. & D. Corp.; H. & S. Trucking, Inc.; H. A. Diversified Opportunities Corporation; H. B. J. Productions, Inc.; H. B. Park Pharmaceutical Co.; H. C. Enterprises, Ltd.; H. C. H. Leasing, Inc.

H. Cornick Company, Incorporated, The; H. F. Guerin, Inc.; H. J. Kay & Sons Contractors, Inc.; H. J. Moret & Associates, Inc.; H. L. Tracy Associates, Inc.; H. M. S. International, Ltd.; H. O. Rondeau, Inc.; H. Rosen & Co.; H. T. Hunt, Inc.; H.B.S. Corporation; H.F. Robinson, Inc.; H-F-L Corp.; H-Strap, Inc.; Ha-Co Foods, Inc.; Haalmer Corporation; Haber Bros. Realities, Inc.; Habitat Retirement Club Inc.; Hacerco, Inc.; Haelan Hall, Inc.; Haight & Co., Inc.; Hailstone - Pierson, Incorporated; Hair Development Corporation; Hair Fashions International, Ltd.; Hair, Incorporated; Haiti Mineral Corporation of America; Haitian American Pulp Company; Hallahan Enterprises Inc.; Hallahan Mailing Enterprises, Inc.; Halligan Adjustment Service, Inc.; Hallmark Advertising, Inc.; Hallmark Aviation, Inc.; Hallmark Theater Corp.; Hamdew Financing Co.; Hamilton Investors, Inc.; Hamilton R. Marsh Company; Hand Music Limited; Handley Mills, Inc.; Hanover Institute, Inc.; Hanover International Corp.; Hanover Tours, Inc.; Hanson Corporation, The; Happy Buddha, Jr., Inc.; Harason Enterprises Ltd.; Harco, Inc.; Harding Oil Company; Harding Tulloch & Co., Inc.; Harford Brick & Tile Company, The; Harlem Groove, Inc., The; Harlou Corp., The; Harmel, Inc.; Harper & Thomas, Inc.; Harper Land Research Corporation; Harpetle Limited, Inc.; Harrington Development Corporation; Harrington Management, Inc.; Harrington Manufacturing Corp.; Harrington Oil Co., Inc.; Harris Food Corporation; Harris-Hanby Management

Company; Harrisburg Plaza Drugs, Inc.; Harrow Realty Corp.; Harry and Marion Doniger Foundation, Inc.; Harry and Thelma S. Rubenstein Foundation, Inc.; Harry Coleman & Company; Harry L. Carpel Foundation, The; Hart Lumber & Supply Co.; Hartung Development Company; Harvard Industries, Inc.; Harve's Foods, Inc.; Harvey Alan Company, The; Hass Consultants, Inc.; Hathaway Valley Farms, Inc.; Hattersley & Co.; Haugh and Hammond, Inc.; Haury & Oathout, Incorporated; Hausman Industries, Inc.; Haven Methodist Episcopal Church, Incorporated; Hawaii Travels, Incorporated; Hawaii - Pacific Leisure Corp.; Hawaya Corporation, The; Haynes Co., Inc., The; Haynesworth Corporation, The; Hazelriggs, Inc.; Hazelwood Property Owner's Assn.; Health Administrative Services, Inc.

Health Complex, Inc.; Health Evaluation Systems, Inc.; Health Facility Resources, Inc.; Health Institute Affiliates, Inc.; Health Institute Computer Inc.; Health Institute Development Corporation; Health Institute Leasing & Supply Corporation; Health Service Affiliates, Inc.; Health Services Corp.; Heather Agency, Inc.; Heather Properties, Inc.; Heavy Hauling and Rigging Corporation of America; Hedge Liquidating Corporation; Heidler Corporation; Helen Winston & Associates, Inc.; Helgren Laboratories, Ltd.; Heli-Chem Products Inc.; Helicopters, Ltd.; Helix Display, Inc.; Heljen Incorporated; Helm's Time Saving Tools, Inc.; Helman, Inc.; Hemisphere Antiques, Inc.; Hemisphere Broadcasting Company, Inc.; Hemisphere Continental Corp.; Hemisphere Corporation-Land and Building Systems, The; Hemisphere Industries Inc.; Hemisphere Management Corp.; Hemisphere Mercantile Ltd.; Hemisphere Modular Systems, Inc.; Hemisphere Oil Company; Hemisphere Resources Corporation; Hemming, Fields & Co., Inc.; Hemphill Enterprises, Inc.; Hemstead Line, Ltd.; Hemstead Shipping Corporation; Henderson Manufacturing Corporation; Henry Fuel Company; Henry S. Brandt Corporation; Henry Silva Productions, Inc.; Henry's Carpet Service, Inc.; Hepco, Inc.; Her Clothes Tree, Inc. No. 2; Her Clothes Tree, Inc., of Delaware; Herbert Harris Co., Inc.; Heritage Arms, Inc.; Heritage Community Center Foundation; Heritage Industrial Corp.; Heritage - Grendon Civic Association, Inc.; Herring Creek Corporation; Hession Microsol Corporation; Hetra Computer and Communi-

cations Industries, Inc.; Heuristic Analysis, Inc.; Heuristic Systems International Incorporated; Hewlett Foundation, Inc., The; Hexagon Mind Corporation; HHS, Inc.; Hi-Arc Corporation; Hi-Co Kitchens, Inc.; Hi-Lo Woodheel Corporation; Hi-Plains Enterprises, Inc.; Hi, Inc.; Hickory Knitting Mills, Inc.; High Speed Brick Building (U.S.), Inc.; High Technology Investments, Incorporated; Highland Development Corporation; Highland Farms, Inc.; Highway Club Systems, Inc.; "Hiland" Corporation; Hilco Sales Corp.; Hill Sand and Gravel Co., Inc.; Hillock and Associates, Inc.; Hillside Civic Association; Hilltop Construction Co.; Hilltop Renewal, Inc.; Hillyard Optical Company, Northeast; Hilton Associates, Inc.; Hirzal, Inc.

Hispania Industries, Inc.; Hit Tunes, Inc.; HKG Realty Corp.; Hob Nob Shops, Inc.; Hobbs Land & Cattle Co., Inc.; Hockessin Hills Civic Association, Inc.; Hoff Chemical Corporation; Holiday Ford Sales, Inc.; Holiday Horizons, Inc.; Holiday Time Industries, Inc.; Holiday Trailer Lodges of America, Inc.; Holiday Trailer Lodges of Florida, Inc.; Holiday Trailer Lodges of Georgia, Inc.; Holiday Trailer Lodges of Hawaii, Inc.; Holiday Trailer Lodges of Louisiana, Inc.; Holiday Trailer Lodges of New Mexico, Inc.; Holiday Trailer Lodges of Oregon, Inc.; Holiday Trailer Lodges of Texas, Inc.; Holiday Trailer Lodges of Washington, Inc.; Holiness Church of God in Christ Jesus, Inc.; Holland Electronics & Development Corp.; Hollister Petroleum Corporation; Holt & Pickard, Inc.; Home and Health, Inc.; Home Enterprises, Inc.; Home Furniture East, Inc.; Home Furniture West, Inc.; Home Improvement Associates, Inc.; Home Services Painting Company, Inc.; Home Sound Movie Club, Inc.; Home State Loan Company; Home Traders, Inc.; Homecourts of America, Inc.; Homeland Sales Corp.; Homemaking Service of Central Delaware, Inc.; Homer Associates, Ltd.; Honey Bear Foods, Ltd.; Honey Creek Farms International, Inc.; Honey's International, Ltd.; Hookah Filter Corporation; Hoopes and Sudduth Associates, Inc.; Hoosier Transportation Services, Inc.; Hoosier Veterinary Laboratories, Inc.; Hoover-Kauffman-Craven Advertising, Inc.; Hopockohacking Tribe, No. 17, of the Improved Order of Red Men of Delaware; Horeb Corporation; Horizon Resources, Inc.; Horn Computer Research Corp.; Horne & Company, Incorporated; Horseless Carriage Company, The; Horton & Converse Medical Franchise Systems, Inc.; Hospital Care Corporation;

Hospital Computer Sciences, Inc.; Hospital Development Associates, Inc.; Hospital Development Corporation; Host Travel Club, Inc.; Hostetter Foundation, The; Hot Spot, Inc.; Hotel Operations (Kansas) Inc.; Hotel Operations (Ohio) Inc.; Hotelevision International Corporation; House of Collinwood, Ltd.; House of Decor, Inc.; House of Enchantment, Inc., The; House of Gifts, Inc.; House of Tall Fashions - Delaware, Inc.; House of York, Ltd., The; House Staff Association of Jefferson Medical College Hospital, The; Household Goods Shippers' Protective Association, Inc.; Housefab International Ltd.; Housing Consultants of Delaware, Inc.; Houston Biochemical Industries, Inc.;

Houston Science and Medical Corporation; Houston Scientific Industries, Inc.; Houston Universal Investment Company; Hovercraft Corporation, The; Howard Communications, Inc.; Howard E. Knapp, Inc.; Howard Powell Jr., Inc.; Howard Sales International, Inc.; Hruden Laboratories, Inc.; HSI Computer Mailing Techniques, Inc.; HSW Enterprises, Inc.; Hubbard House, Inc.; Hubert A. Guyer & Son Inc.; Huck Finn Corporation of America; Hudson Heritage Incorporated; Hudson Investment & Management Corporation; Hufnal's Gulf Service, Inc.; Human Resources Corporation; Hungry Penguin, Inc.; Hunter, Inc.; Hunter's Village, Inc.; Huntington Distributors, Incorporated; Huntley & Blazier Co.; Huxel Electric Company; Huxley Group for Educational Technology & Computer Systems, Inc., The; Hy-Mar Construction Company; Hyco Oil Company; Hycon, Inc.; Hydra - Marine Systems, Inc.; Hydro Plastics, Inc.; Hydro-Miser Corporation; Hydromax (Venezuela) Inc.; Hydronautics, Inc.; Hydroponic Sciences, Inc.; Hygienic Industries Corp.; Hypermation, Inc.; Hytech Corporation;

ICS Corporation; I G R Equipment Co. of Delaware; I Q, Inc.; i space inc.; I. A. N. Marine Corp.; I. H. S. Fund, Inc.; I. N. F. Promotions of New Jersey, Inc.; I. P. I., Inc.; I. S. T. Corp.; I.T.S. Corporation; I.T.S. Information Network, Inc.; I.L.S. Corporation; I.M.P. Companies, Inc.; I.R. & S. Life Agency, Inc.; I.R.E. Investors Corporation; Ibda Equity Fund, Inc.; Ibda, Inc.; Icap Management Corp.; Icon Systems, Inc.; ICV Inc.; Ideal Structures Corporation; Ideation Corporation; Identic Data, Incorporated; Idle Call, Inc., The; IFI Incorporated; IHC Corporation; IHM, Inc.; ILH, Ltd.; Illini Motor Com-

pany; Illini-Pola Homes, Inc.; Illini-Valley Transportation Company, Inc.; Illinois Financial Counsellors, Inc.; Illinois Machinery Transport, Inc.; Illinois Safety Stabilizer Corporation; Illinois Underground Contractors, Inc.; Illinois Valley Disposal Co., Inc.; Illinois Vanguard Associates, Inc.; Illumatronics, Inc.; IM Life and Pension., Co., Inc.; Image Cosmetics, Inc.; Image Equipment Concepts, Inc.; Image Technology Corporation; Imagineering, Inc.; Imagineering, Inc.; Immer and Company; Impact Industries Incorporated;

Imperial Fabricators, Inc.; Imperial International Investment Inc.; In Step Corporation; Inca Engineering Corporation; Incentive Techniques, Inc.; Income Management Inc.; InDaCo Inc.; Independence Properties, Inc.; Independent Learning Systems, Inc.; Indevco International, Incorporated; Index International, Inc.; Indian River Realty Co.; Indiana Financial Counsellors Inc.; Indianhead Enterprises, Inc.; Indo-American Commodity Corporation; Indo-American Corp.; Industrial Acquisitions Ltd.; Industrial and Marine Services, Inc.; Industrial Book Publishing Company, Inc.; Industrial Chemical Tanks, Inc.; Industrial Computers, Inc.; Industrial Dynamics, Inc.; Industrial Education Institute; Industrial Fluidics, Inc.; Industrial Industries Corp.; Industrial Investment and Development Corporation; Industrial Mailing Lists, Inc.; Industrias Quimicas Dominicanas, Inc.; Industrias Sanitronic Corporaton; Industries Development Associates, Inc.; Industries, Inc.; Industronics No. 101, Inc.; Industronics No. 102, Inc.; Industronics No. 103, Inc.; Industronics No. 104, Inc.; Industronics No. 106, Inc.; Industronics No. 107, Inc.; Industronics No. 108, Inc.; Industronics of New York, Inc.; Industronics West, Inc.; Industry Control Corporation; Intertech Systems, Inc.; Infinite Depth Visuals Corp.; Infinite Dynamics Ltd.; Inflation protection Company; Info-Med, Inc.; Info-Metrics Incorporated; Infoflow, Inc.; Information Dynamics, Corp.; Information Exchange Systems, Inc.; Information International, Incorporated; Information Management Services, Inc.; Information Network Incorporated; Information Processing Associates Incorporated; Information Systems Marketing Associates, Inc.; Information Systems Schools, Inc.; Information Techniques, Inc.; Information Technology & Systems, Inc.; Information Unlimited Incorporated; Ink Works, Inc.; Inland Air, Inc.; Inland Chemical Company; Inland Port Industries, Inc.;

Inland Texas Chemicals, Inc.; Innes-McCaron Company; Innovative Capital Management, Inc.; Innovative Data Systems, Inc.; Innovative Product Development Corp.; Innovative Systems Corporation of Delaware; Innovative Systems Incorporated; Input Resources, Inc.; Inrest, Inc.; Insider Capital, Inc.; InstaFax Communications Corp.; Insta-Fax Computer Services Corporation; Insta-Fax Information Technology Corporation;

Instant Car Clean Service Corp.; Instant Car Clean, Inc.; Instant Computer Systems Ltd.; Instant Gas Corp.; Instant Land Corp.; Instant Printing Corporation; Instant Printing System, Inc.; Institute for Management Training, Inc.; Institute for Personal Development, Inc.; Institute for Policy Development, Inc.; Institute for Resource Management, Inc.; Institute for Secretarial Advancement; Institute of Appliance Manufacturers, Inc.; Institute of Column Manufacturers, Inc.; Institute of Microfilm & Information Technology, Inc.; Institute of Pattern Design, Inc.; Institutional Growth Services, Inc.; Instructional Products Corporation; Instruments Inc., Ltd.; Insul-Wool Insulation Corporation; Insurance Centers Underwriters, Inc.; Insurance Holding Fund; Insurance Industries Underwriter, Inc.; Insurance Industries, Inc.; Insuranshare-Land Ltd.; Insured Locksmiths and Safe Men of America, Inc.; Intebon Corporation; Integrated Administrative Systems Inc.; Integrity Pleating, Inc.; Intek Corporation; Intensive Care Hospitals, Inc.; Inter American Church Members' Association; Inter American Corporation; Inter American E and I Corporation; Inter American Investment Corporation; Inter Continental Investments, Inc.; Inter-American Confederation of the Partners of the Alliance, Inc., The; Inter-American Seafoods Corp.; Inter-American Specialty Corporation; Inter-Capital Advisors, Incorporated; Inter-Capital Group, Incorporated, The; Inter-Continental Tobacco Corporation; Inter-Media Communications Corporation; Inter-Space Communications, Inc.; Inter-Theatre Controls, Inc.; Interactive Computer Services, Inc.; Interactive Telecommunication Corporation; Interamerican Industries, Inc.; Interamerican Refining Corporation; Intercapital Corporation; Intercare Nursing & Convalescent Homes, Inc.; Intercept Tele-Communications, Inc.; Intercharge Systems, Inc.; Intercollegiate, Inc.; Intercom, Inc.; Intercontinental Advertising Productions, Inc.; Intercontinental

Business Service, Inc.; Intercontinental Development Co., Ltd.; Intercontinental Financial & Management Corporation; Intercontinental Industrial Fund, Inc.; Intercontinental Medical Corporation; Intercontinental Merchandising Corporation; Intercontinental Mutual Fund Turk, Inc.; Intercontinental Oil Royalties, Inc.; Intercontinental Pictures Corporation;

Intercontinental Productions, Ltd.; Intercontinental Products Corporation; Intercontinental Trade Channel Corp.; Intercontinental Trading Corporation; Intercontinental, Inc.; Interdev Limited; Interface Computer Industries, Inc.; Intergem Industries, Inc.; Interhold Corporation, The; Interior Industries, Inc.; Interleisure Worldwide, Inc.; Interleisure, Inc.; Intermediate Enterprises, Inc.; Intermedico Ltd.; Intermodal Corporation; Internation Enterprises Inc.; International Agro-Industrial Corporation; International Air Cargo, Inc.; International Air Recovery, Inc.; International Air Traffic Control Corp.; International Airways Mart, Ltd.; International Amusement Corporation; International Anodizing Corporation; International Anodizing Corporation of Tennessee; International Art Registry Limited, The; International Art Registry Management Company Limited, The; International Business Associates, Inc.; International Business Schools, Inc.; International Canvas & Textile Corporation; International Chemical Corporation; International Chemical Holding Corp.; International Chemicals Inc.; International Chicago Service, Inc.; International Cinema Exchange, Inc.; International Commercial Agency, Ltd.; International Committee for Mental Hygiene, Inc.; International Communications Picture Corporation; International Computer Applications Corporation; International Computer Graphics, Inc.; International Computer Group, Inc.; International Computer Leasing, Inc.; International Computer Services, Inc.; International Computer Utilities, Inc.; International Contact Company, Incorporated; International Container Service Terminals, Inc.; International Contract Carrier, Inc.; International Cosmetics Co.; International Credit Company; International Data Management Corp.; International Data Operations, Inc.; International Data Sciences, Ltd.; International Development & Investment Consultants Limited; International Development Expansion & Acquisition, Ltd.; International Development Labs, Inc.; International Disposal Corporation; International Dis-

posal Corporation (St. Petersburg); International Distilleries Corporation; International Economics Corporation, Ltd.; International Electric Life Corporation; International Electronic Industries, Inc.; International Energy Resources Corp.; International Entertainment, Inc.;

International Equipment Leasing Corp.; International Export Agencies, Inc.; International Film Organization, Inc.; International Flight Caterers, Inc.; International Food Technology Company; International Fractionators, Ltd.; International Franchising Consultants, Inc.; International Geophysical Exploration Corporation; International Gourmet Shops, Inc.; International Helicopter Corporation; International Hosts Orient, Inc.; International Hosts, Inc.; International Identification of California, Inc.; International Import Leasing Corporation; International Import, Inc.; International Information Systems, Inc.; International Interconnected Industries, Inc.; International Interests Inc.; International Investment Advisors, Inc.; International Land Investments, Inc.; International Learning & Research Corporation; International Management Associates, Inc.; International Marine Services, Inc.; International Marketing Associates Corp.; International Marketing Development Corporation; International Media Company; International Medical Complex Corporation; International Micro Corporation; International Micro-Optics, Inc.; International Mini Computer Applications, Inc.; International Mobile Home Communities Incorporated; International Modular Concepts, Inc.; International Modular Developments Inc.; International Modular Systems, Inc.; International Monkey Business, Inc.; International Nuclear Consultants, Inc.; International Oceanology Corporation; International Oceanology & Mining Corporation; International Offices, Limited; International Oil Company; International Oil Reserve Corp.; International Option Corporation; International Peripheral Systems, Inc.; International Philadelphia, Inc., The; International Plastics Corporation; International Playgrounds, Inc.; International Processes Corporation; International Program Development Corporation; International Real Estate Referral System, Inc.; International Realty & Investment Corp.; International Realty and Management Corporation; International Reproductions Incorporated; International Research & Planning Institute, Inc.; International Resorts & Developments,

Inc.; International School of Santiago Foundation; International Schools of Cooking, Inc.; International Services Systems, Inc.; International Services, Inc.; International Shelters, Inc.; International Sky Cab Airlines, Inc.; International Sky Cab Leasing Company;

International Sound Systems of America, Inc.; International Sports Association, Inc.; International Talent Exposure, Ltd.; International Tape Production & Sales, Inc.; International Teaching Machine Corporation; International Telecomputer Network Corporation; International Telegraphic Agency, Inc.; International Teletising, Inc.; International Tourism Associates, Inc.; International Trade & Transportation Systems, Inc.; International Trade and Development Associates, Inc.; International Travel Enterprises Corporation; International Travelers Club; International Urban Housing Corporation; International Warehouse, Inc.; International Water Purification, Inc.; International Western Rodeo Association, Inc.; International Wig Manufacturers Association Inc.; Internet Computing Services, Inc.; Interpark, Inc.; Interpersonal Programs International, Inc.; Interscan, Inc.; Interscience and Technology Corp.; Intersearch Technology, Inc.; Intersnow, Ltd.; Intersonic Corporation; Interstate Courtesy & Assistance Association, The; Interstate Creamery, Inc.; Interstate Equity Corp.; Interstate Franchise Systems, Inc.; Intertech Communications Corporation; Intertech Data Services Corporation; Intertex Trading Corp.; Intra-State Resources, Inc.; Intracorp Industries, Inc.; Intrapersonal Programs International, Inc.; Intrasic Development Corporation; Intron Corporation; Inventory Management Systems, Inc.; Invest A Career, Inc.; Investerrain, Inc.; Investment & Equity Planning, Inc.; Investment & Service Co., Inc.; Investment Art Corporation; Investment Bonds and Development Company; Investment Data Management, Inc.; Investment Datacenter, Inc.; Investment Funds, Inc.; Investment House, Inc., The; Investment Partnership Fund, Inc.; Investors Associated Corporation; Investors Capital Funding Corporation; Investors Corporation of America; Investors Intercontinental Industries, Incorporated; Investors International, Ltd.; Investors Leasing Co.; Investors Planning Corporation of America-Far East; Iona International, Inc.; Ionic Beam Materials, Inc.; Iota Industries, Inc.; Iowa Financial Counsellors, Inc.; Ipal Airways, Inc.; Irish

University Books, Inc.; Iron Kettle Soup Kitchens, Inc.; Irradiators, Inc.; Irrigation Sales, Inc.; Irving Corporation of Texas; Irving Investment Corporation; Iseberg Musicland, Inc.; Island Extrusion Corporation; Island Franchise Inc.;

Island Sea Host Incorporated; Isle of Wight Foundation, Inc.; Isoset Corporation; Israel American Investment Corporation; Israel Scientific Power, Inc.; Israeli Petroleum Corporation of America Inc.; Isthmian Autosport Association, The; Italian Labs., Ltd.; Ithaca Enterprises Inc.; Itn/Her, Incorporated; Its Industrial Computer Laboratories Inc.; IUS of Delaware, Inc.; IUS-Laurel St., Inc.; IV Kings Enterprises, Inc.; Ives Productions, Inc.;

J & L Advertising Corporation of America, Inc.; J & R Auto Sales, Inc.; J & R Motor Supply Corporation; J & S, Inc.; J and H Bakery, Inc.; J and R Investment Co., Inc.; J. A. L. Corporation; J. A. Porter Lumber Company; J. B. & F. General Contractors; J. B. and Maurice C. Shapiro Foundation; J. Cliff Rahel and Company, Inc.; J. D. M. Associates, Inc.; J. D. S., Inc.; J. G. Braun Enterprises Ltd.; J. H. Boyle & Co., Inc.; J. Howard & Bettye B. Marshall Foundation, Inc.; J. Naumann & Sons, Inc.; J. P. Buster, Inc.; J. R. Myers Trucking, Inc.; J. T. Atkinson, Inc.; J. T. Scott Construction Co.; J. V. Furniture, Inc.; J. W. Company; J. W. Stevens Company, Inc.; J. & J. Service Station, Inc.; J.A.G. Construction Company; J.C.S. Company; J.I., Inc.; J.L.C., Inc.; J. W. Erickson Publishing Incorporated; J-D Music Publishing Company, Inc.; Jack Campbell, Inc.; Jack Cohen, Inc.; Jack Goldman, Inc.; Jack MacManus Research Corporation; Jackel, Inc.; Jackson County Land Corporation; Jackson Leisure Corporation; Jacobs Consolidated Industries, Inc.; Jaggy, Inc.; Jajo Inc.; Jalan Corporation; Jalda Arriba Capital Corp.; James and Barbara Robbins Foundation, Inc., The; James Brown Broadcasting Corporation; James D. Clements, Inc.; James David Fort Lee, Inc.; James E. Brady, Inc.; James E. Murray, Inc.; James J. McShain, Inc.; James Lyle Potter, Inc.; James of California International, Inc.; James W. Ford, Inc.; Jamestown Manor West, Inc.; Jamison & Simpler, Inc.; Jan-Mel Corporation; Jana Construction Co., Inc.; Jane Leigh Fashions, Inc.; Janpate Limited; Japan Publications Trading Co. (U.S.A.) Inc.; Jar-Leasing Co., Inc.; Jardel Co., Inc.; Jarrell's Automated Sys-

tems Company, Inc.; Jason Art Investments Corporation; Jason Products, Inc.; Jason Slade Agency, Inc., The; Jay Enterprises, Inc.; Jay Hurley Imports, Ltd.; Jay-Pell Beauty Salons, Inc.; Jeanie Incorporated; Jed, Inc.;

Jefferic Stables, Inc.; Jefferson Coal & Construction Corporation; Jefferson Courts, Inc.; Jefferson Farms Beauty Salon, Inc.; Jeffrey Investment Company; Jelcor Corporation; Jemb Music Ltd.; Jenkintown Dodge, Inc.; Jenkintown Leasing, Inc.; Jennings Petroleum Corporation; Jepsen Tire Company; Jer-Sea King, Inc.; Jera Corporation, The; Jernigan Industries, Inc.; Jerome Zeff Foundation, Inc., The; Jerry Ogle, Inc.; Jerry S. Bedgood & Associates, Inc.; Jersey June Industries, Inc.; Jersey Nationwide Art Center, Inc.; Jesse C. Church Realtors, Inc.; Jet Craft International, Inc.; Jet Express, Inc.; Jet Helicopter Corporation; Jet Industries, Inc.; Jet Maintenance Corporation of America, The; Jetaway, Inc.; Jewelry Holding Corp.; Jiffy Rates & Routes, Inc.; Jim Fleming T.V., Inc.; Jim's Bi Rite Supermarket, Inc.; Jim's Food Center, Inc.; JLS Enterprises, Inc.; Jo-Os Trucking Inc.; Job DeCamp, Inc.; Jobe Corp.; Jock Lawrence and Associates, Inc.; Joe Nameless Franchise Inc.; Joe Phillips Resources Fund, Inc.; Joe-Dan Sportswear, Inc.; John Alexander, Inc.; John B. Kilroy Phoenix Corporation; John Cotton International Inc.; John G. Treadway, Jr., Inc.; John Henry's Franchise Corporation; John J. Drummey & Co., Inc., The; John J. Starshak, Inc.; John J. Vietri, Inc.; John Mitchell Corporation; John R. Klopfer and Associates, Inc.; John R. Maher, Incorporated; John Rich Enterprises, Inc.; John Stapf, Inc.; John V. Smith Foundation, Inc.; John W. McKee, Inc.; John W. Stallings, Inc.; Johnny Weissmuller Enterprises, Incorporated; Johnny Weissmuller's Family Recreation Center, Inc.; Johnny Weissmuller's Tarzanland, Inc.; Johnson Group, Inc., The; Johnston Engineering & Manufacturing Company; Jolin Industries, Inc.; Jolis Equities Inc.; Jomar, Inc.; Jon Hall Industries, Inc.; Jon Peterson & Associates, Inc.; Jonas & Julia Adler Foundation, Inc.; Jones & Pellow Oil Co., Inc.; Jones Wholesale Meats, Inc.; Jonker International, Inc.; Jonna Corporation; Jop Realty Corporation; Jopet Productions, Inc.; Jored Corporation; Joseph A. Celano & Sons, Inc.; Joseph D. Murphy, Inc.; Joseph J. Fleming, Inc.; Joseph L. Decormis IV, Inc.; Joseph Mixon, Inc.; Journal of Investment Finance, Inc., The;

Joy Cards Art Galleries, Inc.; Joy's Auto Service, Inc.; JSD Music Publishing Corp.; JST, Inc.; Judith Enterprises, Inc.; Judson, Inc.

Juice-Master Manufacturing Co., Inc.; Julia A. Nixon Foundation, The; Jumbo Pretzels Co.; Juneau Corporation; Juness Industries of Puerto Rico, Inc.; Jupiter Productions, Ltd.; Justen Furniture Inc.; Juster Food Corporation;

K & K Trucking Co., Inc.; K B K Manufacturing Co.; K P A Nuclear, Inc.; K. C. & C. Inc.; K. C. Trucks, Inc.; K. D. C Corp.; K.C.M. Realty Co.; K & P Computer Advertising Service, Inc.; K-9 Security Kennels, Inc.; Kabat Industries, Inc.; Kamerling Corporation; Kampard Corporation; Kampic, McBride & Associates, Inc.; Kan-Del, Ltd.; Kangaroo Klassics, Inc.; Kanium Corporation; Kansas News Company, Inc.; Kappa Medical Corporation; Karart Development Corp.; Kardko Inc.; Karisma Cosmetics Inc.; Karlen Development Corp.; Kasco Industries, Inc.; Kaymar Inc.; Kbarb, Inc.; KBH Industries, Inc.; KDI Aircon Corporation; KDI Childs Corporation; KDI Instructional Systems, Inc.; Keating Corporation; Keene Publications, Inc.; Keith-Linda, Inc.; Kelleher Company, The; Kelley International Inc.; Kelley Mortgage Company; Kellogg Fund, Inc.; Kellogg Management Company; Kelly Concrete Construction Co.; Kelly Labor of Chattanooga, Inc.; Kelly Labor of Phoenix Inc.; Kemco, Inc.; Kemix, Inc.; Kemtec Educational Corporation; Ken-Del Realty Co., Inc.; Ken-Lee Equipment Co., Inc.; Ken-Lo Corporation; Ken-Nar Builders, Inc.; Kendall Farms, Inc.; Kenkel Corporation; Kennesaw Leasing Company; Kenneth Campbell, Inc.; Kenneth G. Smith & Associates, Inc.; Kenneth Yow Construction Co.; Kennington Corporation; Kent Auxiliary Foundation; Kent Educational Foundation; Kent Sign Co.; Kentec Industries, Inc.; Kenway Corp.; Kessler Dry Goods Company; Keswick Farm, Inc.; Keszler Corporation; Kettle Fried Chicken of America, Inc.; Key Data Machines Corporation; Key Land Corporation; Key Punch Institute Ltd.; Key Services, Inc.; Keyland Laboratories, Inc.; Kids International, Inc.; Kidsco, Inc.; Kiehl Industries, Inc.; Kildare Realty Corp.; KIM International, Inc.; Kimberly Records Corp.; Kimberly Churchill, Inc.; Kimclair, Inc.; Kimes, Inc.; Kin-Therm, Inc.; Kinetic Vectors, Inc.; King Kastle Systems, Inc.; King Land & Cattle Company; King Neptune Inter-

national, Inc.; King Tire Enterprises, Inc.; King Turkey House, Inc.; King's Inn, Inc.; Kings Inn Motel, Inc.; Kingsbridge Fund, Inc., The; Kingsbridge Management Corporation.

Kinzee Industries, Inc.; Kipp Air Conditioning, Inc.; Kirkhill Associates, Inc.; Kirkmore Area Civic Association; Kirkwood Chicken Delight, Inc.; Kirkwood Fish & Chips, Inc.; Kirkwood Gardens Civic Association; Kitty Cat Car Wash, Inc.; Kiwanis Club of Rodney Square, Wilmington, Inc.; Kleen Korp. International, Inc.; Kleiner, Bell & Co., Incorporated; Klinger North America, Inc.; Klip Joyn't, Inc.; KMK Airline, Inc.; Knitted Designs, Inc.; Knoll Investment Corp.; Knollman Company, The; Knots N' Hitches, Inc.; Koehler Corporation, The; Koland Development Corp.; Kollock Supply Corp.; Kona Kai Club Motel, Inc.; Koppelman-Rubin Enterprises, Inc.; Kopy-Kat Industries, Inc.; Korda B-F Leasing Corp.; Korner Kupboard, Inc.; Kostas Brothers, Inc.; KPA Nuclear Services, Inc.; KPA Time Sharing, Inc.; Kramedas Brothers, Inc.; Kravette Leasing Company, Inc.; Krenz Fasteners, Inc.; Krimstock Enterprises, Inc.; Kuhn, Smith & Harris Foundation; Kurt Schoen Dance Studios, Inc.; Kuwait-American Advisory Company; Kuwait-American Development Company, Inc.; Kwik Print, Inc.; Kwik-Change Corporation;

L & M Corporation; L & N Enterprises, Inc.; L & S Nuclear, Inc.; L. A. W. Industries, Corp.; L. C. O'Neil Trucks, Inc.; L. D. Inc.; L. K. Publishing, Inc.; L. M. G., Inc.; L. N. T Steamship Agency & Management Services, Inc.; L. O. Shearer, Inc.; L. V. Enterprises, Ltd.; L. M. Liquidating Company; La Joya Cosmetics, Inc.; La Salle Street Resources Incorporated; LaFARR Research Company; Laferelli Pizza Company; Laff Records Corporation; Laidig Silo Unloaders, Inc.; Lake International, Ltd.; Lake Tire Co., Inc. of Delaware; Lake Transportation, Inc.; Lakeland Furniture Mart, Inc.; Lambda Pi Corporation; Lamco Industries, Inc.; Lampshade, Inc., The; Lamunyon-Garmany Dodge, Incorporated; Lancaster Carriers, Inc.; Land & Resort Development Corp.; Land Developers, Inc.; Land Dynamics Corporation; Land Growth, Inc.; Land of Lincoln Scopitone, Inc.; Land Service, Inc.; Land Systems International, Inc.; Land Technology, Inc.; Land Trusts Inc.; Land Utilization Corporation; Land-America, Inc.; Landau Sports Enterprises, Inc.; Landfill, Inc.; Landreth Industries, Inc.; Laney Incorporated;

Lansall Company, The; Lansdale Clothes, Inc. of P.R.; Lances, Ltd.; Lapid, Inc.; Lark Luggage Corporation; Larry Hibdon, Inc.; Lart, Inc.; Las Vegas Vacations, Inc.; Lasalle Importers, Inc.; Lasalle Quilting Co.;

Laser Data Corporation; Lassiter Aircraft Corporation; Lastra, Lane & Blick, Inc.; Lathrop C. Harper, Inc.; Latin American Industries, Inc.; Latin American Investing Corp.; Latin American Scientific Corporation; Latusa Ltda. Export & Import, Inc.; Laundribag, Inc., The; Laure-Chele Ltd.; Laurel Associates, Inc.; Laurel Flour & Feed Mills, Inc.; Lauren E. Todd, Inc.; Lavelle Industries, Inc.; Law Enforcement Teletype System (Lets), Inc.; Law Reference Service of America, Inc.; Le Cercle Playhouse, Inc.; Le Newelle Company, Inc.; Le-Ro Corp.; Leading Leasing Inc.; Leahy's Riding School, Inc.; Learning Centers of America, Inc.; Learning Centers of North America, Inc.; Learning Centers, Inc.; Learning Controls, Inc.; Learning Corporation of America; Learning Disabilities Research and Scholarship Foundation; Learning Environment Systems, Inc.; Learning Group, Inc.; Learning Media Analysts, Inc.; Lease America Corporation; Lease-All Data Systems, Inc.; Leasecraft, Inc.; Leasequip Services, Incorporated; Leasing Resources Corporation; Leather City, Inc.; Lectro Star Corporation; Lectronic Sales & Services, Inc.; Ledbrest, Inc.; Ledgerwood, Inc.; Lee A. Pullella, Incorporated; Lee's Dynotraac, Inc.; Leewood Properties, Inc.; Lefever-Baldwin Sales & Marketing, Inc.; Legal Ledger Bureau Ltd.; Legg, Griffin and Company, Inc.; Legion Development, Inc.; Leighdom Investment Corporation; Leisure Corporation of America; Leisure Craft Industries, Inc.; Leisure Development Company; Leisure Enterprises of Wilmington, Inc.; Leisure Growth Enterprises, Inc.; Leisure Holdings Corporation; Leisure Inclusive Tours Industries, Ltd. (Liti); Leisure Industries, Inc.; Leisure International Inc.; Leisure Marine, Inc.; Leisure Mobile Systems, Inc.; Leisure Planning Corporation; Leisure Properties, Inc.; Leisure Resources, Inc.; Leisure Specialties Incorporated; Leisure Time Concepts, Inc.; Leisure Time Enterprises, Inc.; Leisure Time Incorporated; Leisure Time Products, Inc.; Leisure Travel Management Corp.; Leisureland U.S.A. Inc.; Lelinda Karten, Inc.; Len Mar Service, Inc.; Lennut Development Company; Lennut Limited; Lens and Shutter Shop, Inc., The; Leonard's Boat Sales, Inc.; LeRoy Bowman, Inc.;

LeRoy Higinbotham & Son, Inc.; Les Morley Associates, Inc.; Leslie Cosmetics, Inc.; Leslie Jewell, Inc.; Lessman Corporation; Lesten, Inc.; Lester & Prineas, Inc.; LeTourneau Industries, Inc.; Levand Steel & Supply Corporation; Levels Developers, Inc.; Leverage Funding Corporation of America; Levy Bargeport Development Co., Inc.; Lew Childre & Sons, Inc.; Lewchad Corporation; Lewes Extended Care Center, Inc.; Lewis Edwards, Inc.; Lewmar Amusements, Inc.; Lex Dowling Oldsmobile, Inc.; Lexington Industries, Inc.; Lexington Sea Food, Inc.; Liberty Associates, Inc.; Liberty Leasing Company of the South, Inc.; Liberty Petroleum, Inc.; Library Editions Ltd.; Libya-Texas Petroleum & Refining Co.; Life Foods, Inc.; Life of Kentucky Financial Corporation; Life Retrieval Systems Corp.; Life Systems Industries, Inc.; Life-Care, Inc.; Lifeline, Inc.; Lifestream Corporation; Lifrak International Corp.; Light's Graphic, Inc.; Lighting Technics, Inc.; Lika Enterprises, Inc.; Lillian, Inc.; Lin Tso Corporation; Linatco Inc.; Lincoln Fashions, Inc.; Lincoln Graphic Enterprises, Inc.; Lincoln Hotel Corp.; Lincoln Hotel Operating Co., Inc.; Lincoln Registrar & Transfer Co., Inc.; Lincoln-Reses Pharmacies, Incorporated; Linda Sue, Inc.; Lindsley Wholesale Lumber Company; Linell Thermoplastics Corporation; Ling & Company; Link Industries, Inc.; Linscott Industries Corp.; Lions Club Library Fund, Inc.; Liquidometer Corp.; Literature Research Corporation; Little Dutch Corporation; Little Folks School, Inc., The; Little Shaver's Day Care Centers, Inc.; Liv Incorporated; Livery Owners Association, Inc.; Living Libraries Incorporated; LKL Corporation; Llorens Associates Inc.; LMK Productions, Inc.; LNG Energy Systems, Inc.; Lobster Farms, Inc.; Local Origination Television Systems, Inc.; Logan Center for Kinesthetic Research & Development, Inc., The; Logical Computerdata Systems, Inc.; Logistic Distro-Data, Inc.; Logistics, Inc.; Logos Data Management Systems, Inc.; London Company, Ltd., The; Long Haul Transport, Inc.; Long Island Petroleum Co.; Longacre Properties, Inc.; Longmont Trading Company; Longwood Corporation; Loreck Enterprises, Inc.; Loretta Young-Jean Louis Enterprises, Inc.; Loricon, Inc.; Losmatt Realty Co.; Lou Nierenberg International Corporation; Louis Walter & Company, Inc.;

Louisiana News Company, Inc.; Love Yachts, Inc.; Loving Care Centers, Inc.; LSJ Corporation; LTI Forging Company;

Lubliner, Inc.; Ludwig Lawn Service, Inc.; Luer Packing Company; Lum's Hotel Corp.; Lum's Lounges, Inc.; Lum's Motor-Hotel Corp.; Lumber Associates, Inc.; Lumen, Inc.; Lums International, Inc.; Lums Operation Success, Inc.; Lunn Bros., Inc.; Lure, Inc.; Lustig-Witt Computer Services, Inc.; Lyman C. Delle & Co.; Lynthwaite Farm Inc.

M & A, Inc.; M & G Company, Inc.; M & K, Inc.; M & L Corp.; M & L Engineers & Contractors, Inc.; M & M Associates, Inc.; M & M Auto Parts, Inc.; M & S Equipment Co.; M & W Industries, Inc.; M and A Enterprises, Inc.; M P A Franchise Systems, Incorporated; M. A. C. Distributors Corporation; M. A. Joanow & Co., Inc.; M. G. M. Variety Store, Inc.; M. H. P. Systems, Inc.; M.H.R. Books, Inc.; M. H. Z. Corporation; M. J. Manchester & Company, Inc.; M. R. G. Associates, Inc.; M. T. Schmid and Associates, Inc.; M.B.C. Corp.; M. J. Q.'s Industries, Inc.; M.V.P. Enterprises, Inc.; M-E-C Corporation; Mab Associates, Inc.; Mabon Corporation; Mabs Enterprises, Inc.; Mac-Mar Productions, Inc.; Macadank, Inc.; Macco of Texas, Inc.; Machanic Investments, Ltd.; Machining Technology Corporation; Macmax, Inc.; Maccoil Exploration & Production, Inc.; MacroData, Inc.; Macron Corporation; Madalena Knitting Mills, Inc.; Madeline, Inc.; Madison Merchandise Corp.; Madison Street Corporation; Mag-Mil Company, Inc.; Magi-Pak Corporation; Magic Seamstress Company; Magna Computer Manufacturing Corporation; Magna Resources Inc.; Magna-Map Inc.; Magnecheck Corporation; Magnetic Forming Corporation; Magnetic Memory Media, Inc.; Magscan Corporation, The; Magstelle, Inc.; Maguire Insurance Agency, Inc.; Main & Loraine Company; Main-Empire Corporation; Mainline Transportation System, Inc.; Mainstream Computing International, Inc.; Majesco, Inc.; Majestic Electro Industries, Ltd.; Majestic Mining & Minerals Corporation; Majestic Sales, Inc.; Major Brands Food Corporation; Major Manufacturing Corporation; Make a Date of America for Delaware, Inc. Makens Enterprises Incorporated; Makepeace Incorporated; Males Only, Inc.; Malibu Pacific Corporation; Malkap Industries, Inc.; Mall Theatres Inc.; Mall Tool Company; Malom Enterprises, Inc.; Malpeque Corporation; Mama Lucia's, Inc.;

Mama Mia, International, Inc.; Mamit Corporation; Management & Capital Corporation, The; Management & Consultant

Services, Inc.; Management and Capital Investment Corporation; Management and Science Technology, Inc.; Management Associates of America, Inc.; Management by Computer, Inc.; Management Guidance, Inc.; Management Matrix, Inc.; Management Network, Inc.; Management Objectives, Inc.; Management Resources, Inc.; Management Science Consultants, Inc.; Management Services, Inc.; Management Systems International, Inc.; Management Technology Corporation of Ohio; Manati Manufacturing Corporation; Maneq Corporation; Manhandlers, Inc.; Manhattan Corp., Inc.; Manhattan Operators Limited; Manhattan Western Corporation; Manitoo Tribe No. 18, Improved Order of Red Men, Incorporated; Manor Park Liquor Store, Inc.; Manor Tavern, Inc.; Mans Corporation; Manser Corporation of Delaware; Manst Corporation; Maple Skillet, Inc.; Maple-Sierra Inc.; Mar-Search, Inc.; Maralco Enterprises, Inc.; Marbar Corp.; Marbeau Corporation; Marc-Royal Incorporated; Marcal Corp.; Mared Corporation; Marine Computer Application Corporation; Marine Concentrates Corp.; Marine Distributors, Incorporated; Marine Exploration, Inc.; Marine Safety Institute; Marine Sales, Inc.; Mariners' Benefit Association; Marist Philippine Educational Fund, Inc.; Maritime & Employment Services Ltd.; Mark III Charter Corp.; Mark Petroleum Corporation; Mark Rowan Fuel Service, Inc.; Mark V Air, Inc.; Mark, Incorporated, Markel Marketing Services, Inc.; Marken, Inc.; Marker Management, Inc.; Market Data International, Inc.; Market Development Enterprises, Inc.; Market Monitor Data Inc.; Marketing Corporation of America; Marketing Resources and Applications, Inc.; Marketing Resources Associates, Inc.; Marketing-Distribution Services, Inc.; Marketronics, Inc.; Markham Laboratories, Inc.; Markle Realty, Inc.; Marlin Industries Corp.; Maromas Investment Company; Marsan Development Co.; Marsevon Consultants, Inc.; Marshall Burns, Inc.; Marshall Holding Corporation; Marstan Productions, Inc.; Marston Enterprises, Inc.; Mart Industries, Inc.; Martin Dental Laboratory, Inc.; Martin Manufacturing Company; Martin Motors, Inc.;

Marty's Furniture Center, Inc.; Marv's Motors, Ltd.; Marx Brothers, Inc.; Marx Industrial Maintenance, Inc.; Mary Jane Corporation, The; Mary's Delight, Inc.; Maryland Professional Golf, Inc.; Maryland-Florida Development Corporation; Mason Industries, Inc.; Mason-Dixon Franchise Corp.; Mason-

Dixon Players, Inc.; Masonic Club of Delaware; Education Foundation, Inc., The; Mass Markets of America, Inc.; Mass Markets Real Estate, Inc.; Masscon Industries, Inc.; Master Management Corporation; Master Mines Corporation; Master Players Company, The; Mastercolor Technology, Inc.; Masterquote Incorporated; Masters Development, Inc.; Matco Materials Corporation; Matrix Corporation, The; Matrographics, Inc.; Matson Run Corporation; Matthew Associates, Inc.; MattMark Corporation; Mattoon Chrysler-Plymouth, Inc.; Maurianne, Incorporated; Mava Builders, Incorporated; Maverick International, Inc.; Max Corporation, The; Maxwell Dynamometer Company; Maya, Inc.; Mayflower Construction Corporation; Mays & Parker Trucking, Inc.; Mays Trucking Company; McGregor Research & Management Corp. McManis Applied Research Systems, Inc.; McBook, Inc.; McCarthy & Company, Incorporated; McCormack, Allen Data Systems, Inc.; McCoy, Inc.; McCulloch Plymouth, Inc.; McD Leasing Corp.; McDekbridge Management Corporation; McDonough Data Incorporated; McGeehan Construction Co.; McHenry Implement, Inc.; McLan-Forrest Stage Group, Inc., The; McKinley L. Treadway, Inc.; McKinney's Transmission Service, Inc.; McKittrick, Incorporated; McLean & Company, Ltd.; McLean County Broadcasting Co., Inc.; McMenamy Holding Company; MCMP Corporation; McSpadden Automatic Laundries, Inc.; Meadowbrook Acceptance Corporation; Meaningful Data Ltd.; Mec North America, Inc.; Mecatron Inc.; Mech-Tronics Corporation; Mechanical Cores, Inc.; Medallion Air Cargo International Corp.; Medallion Industries Corporation; Medel Corporation; Medi Card, Inc.; Medi-Acres Hospital Association, Inc.; MediComp, Inc.; Medi-Complex, Ltd.; Medi-Systems, Inc.; Media Enterprises, Inc.; Media Sciences, Inc.; Media-1-Stop Inc.; Media Masters, Inc.; Medical Arts Laboratory, Inc.; Medical Biologicals, Inc.; Medical Bionomics Corporation; Medical Construction Corporation;

Medical Dynamics Corporation; Medical Educational Food Systems, Inc.; Medical Educational Systems, Inc.; Medical Facilities Consultants, Inc.; Medical General Financial Corporation; Medical Index Incorporated; Medical Lasers, Inc.; Medical Patents Incorporated; Medical Pensions Funds of America, Inc.; Medical Science Industries, Inc.; Medical Sciences Incorporated;

Mediclaims Services, Inc.; Mediclaims, Inc.; Medico Petronomics Inc.; Medicom Diagnostic Systems, Inc.; Medicredit, Inc.; Medi-graph Corp.; Medilab Data Systems, Inc.; Mediop Inc.; Meditech Consultants, Inc.; Meditrust Corporation; Medix, Inc.; Medo, Inc.; Mega International Development Corp.; Meigs and Mitchell Corporation; Meissner, Inc.; Mel Bloch Chevrolet, Inc.; Melanie Woods Corp.; Melborn Decorators, Inc.; Memex Businesses Incorporated; Memex Inc.; Memex Services, Inc.; Memorial Parks & Services, Inc.; Mendelson Brothers Co., The; Menhall Corp.; Menshikof Fisheries, Inc.; Mental Retardation Centers, Inc.; Mercantile and Realty Company, The; Mercer Publishers, Inc.; Merchandise World of Brookfield, Inc.; Mercury Commercial Corp.; Mercury Growth Funds, Inc.; Mercury International Financial Corporation; Mercury Investments, Inc.; Mercury Shippers Association, Inc.; Mercy Workers Inc., The; Merex Securities Corporation; Merican Industries, Limited; Meridian Capital Corporation; Meridian Foods, Inc.; Meridian Limited; Meridian Marine Corporation; Mert Stores, Inc.; Merrimac Color Graphics, Inc.; Merritt, Inc.; Messick's Bootery, Inc.; Metal Deposits, Inc.; Metals Processing Systems, Inc.; Metalsec Environmental Development, Inc.; Methods Research and Development Corporation; Metro Appraisal Company; Metro Builders and Developers, Inc.; Metro Car Leasing Company; Metro Chrysler-Plymouth, Inc.; Metro Industries, Inc.; Metro Mortgage Corp.; Metro - Equipment Rental Company; Metrolina Security Systems, Inc.; Metropolitan Artists, Inc.; Metropolitan Block and Supply Company; Metropolitan Gas Company, Inc.; Metropolitan Home Equipment Co., Incorporated; Metropolitan Industrial Food Service Inc.; Metropolitan Outdoor Network, Inc.; Metropolitan Quarterback, Inc.; Metzner Development Co., Inc.

Meuraf Incorporated; Mevi Chemical Corporation; MFG Corporation; MG TV Broadcasting Company; MI-LO Corporation; Micamatix Corporation; Michael's Precision Tool & Die Corporation; Michel Kazan, Georgia, Inc.; Michel Kazan, Massachusetts, Inc.; Michel Kazan, Washington, D.C., Inc.; Michigan Financial Counsellors, Inc.; Michrina Enterprises, Inc.; Mickey Rooney's Hollywood, Inc.; Micon, Incorporated; Micro Communications, Inc.; Micro Marketing Group, Inc.; Micro Tool Corporation; Micro-Chef, Inc.; Micro-Electronics Corporation;

Micro-Electronics International, Inc.; Micro-Scientific Industries, Inc.; Microsystems Technology, Inc.; Microtech, Incorporated; Microthermal Applications, Inc.; Microx Communications Systems, Inc.; Mid Continent Airmotive Corporation; Mid-American Convalescent Centers, Inc.; Mid-America Exploration, Inc.; Mid-American Testing, Inc.; Mid-Atlantic Air Services Corp.; Mid-Atlantic Automotive Wholesalers, Inc.; Mid-Central, Inc.; Mid-City Liquors, Inc.; Mid-South Enterprises, Inc.; Mid-States Meter Service, Inc.; Midcontinent Reproduction Company; Middle East Constructors Corp.; Middle-East-American International Company; Middletown Developing Co.; Midland Interiors, Inc.; Midship Corporation; Midstate Wash Sand & Gravel, Inc.; Midtown Lincoln-Mercury, Inc.; Midway Realty and Development Co.; Midwest Franchising Corporation; Midwest Management Consultants, Inc.; Midwest Material Company; Midwest Timber and Development Company; Midwest Tours, Inc.; Mif Industries, Inc.; Mil-Main Corporation; Milbern Laboratories, Inc.; Milford Dance Club; Milford Housing Committee, Inc.; Milford Tractor Company, Inc.; Milford Transfer & Storage, Inc.; Military Marketing Inc.; Military Sales Group, Inc.; Millennium Corporation; Miller Foundation, The; Miller Management Company; Miller Tire and Vulcanizing, Inc.; Miller Tire Sales, Inc.; Miller-Ellis Computer Systems, Inc.; Miller's Furniture of Dover, Inc.; Miller's Investments, Inc.; Millers County Fair - Norfolk, Inc.; Millers Dayton, Inc.; Milltown Pharmacy, Inc.; Milton Charles, Inc.; Milwaukee Realty Company; Mimark Inc.; Minaco, Inc.; Miner, Inc.; Mineral Exploration Technology, Inc.; Mineral Recoveries, Inc.; Mini Drug Stores, Inc.

Mini-Add Corporation; Mini-Conglomerate, Inc.; Mini-Cost, Inc.; Mini-Drip Corporation; Mini-Dropper Corporation; Mini-Max Inc.; Mini-Swiss Chalet Restaurant, Inc.; Minicomp Utility Company; Mining Industrial and Finance Corporation; Mining Products Company, Inc.; MINKS Products, Inc.; Minneapolis Merchandise Plaza Corporation; Minonk Foods, Inc.; Minquadale Civic Association; Minstrel Music Productions, Inc.; Mintcon Ltd.; Miracle Building Products, Inc.; Miracle Minerals Mining & Manufacturing Corporation; Miracle Pet Products, Inc.; Miss Fitz, Inc.; Mister Donut Stores, Inc. of Delaware; Mister J's, Inc.; Miter-Fold Corp.; Mitey Mix, Ltd.; Mitralux

Corporation of America; Mitralux Industries, Inc.; MLD, Inc.; MLK Film Project Foundation, The; Moab Drilling and Exploration Corp.; Mobil Marine Services International, Inc.; Mobile Auto Electronics, Inc.; Mobile Community Centers, Inc.; Mobile Equipment Corporation; Mobile Foam Corporation; Mobile Foam International Corp.; Mobile Health Systems, Inc.; Mobile Home Development Corp.; Mobile Home Park Listings, Inc.; Mobile Homes Sales, Inc.; Mobile Home Town America, Inc.; Mobile Instaprint Inc.; Mobile Leisure Industries, Inc.; Mobile Lock & Safe Service, Inc.; Mobile Pacific Industries, Inc.; Mobile Rental Service, Inc.; Mobile Service, Inc.; Mobilia, Inc.; Mocondo Corporation; Modern America Growth Fund, Inc.; Modern Collegiate Marketing Corporation; Modern Data Techniques, Inc.; Modern Dynamics, Inc.; Modern Home Improvement Company; Modern Motors, Inc.; Modern Services, Inc.; Modern Sound, Inc.; Modernfarms, Inc.; Modu-Tech Structures, Inc.; Modular Builders Inc.; Modular Component Systems, Inc.; Modular Construction Systems, Inc.; Modular Development Corporation, The; Modular Dimensions, Inc.; Modular Doorway Inc.; Modular Food Services, Inc.; Modular General Corporation; Modular Housing Industries, Inc.; Modular Housing of America, Inc.; Modular Industries, Inc.; Modular Publications, Inc.; Modular Research & Development Corp.; Modular Space Corporation; Modular Space Systems, Inc.; Modularhousing Corporation of America; Module-Fab, Inc.; Modulfax, Inc.; Molding Products Co.; Momar Industries, Inc.; Monaghan Real Estate of Delaware, Inc.

Monarc Trading, Inc.; Mone-Tronics Inc.; Moneta Corporation; Monetary Fund, Inc.; Monetary Systems Corporation; Money Machine, Inc.; Moneypower Corporation; Monitel, Inc.; Monitor Fund, Inc.; Monogram Graphics, Inc.; Monroe Bush Films, Inc.; Montchanin Corporation; Montchanin Products, Inc.; Monterey Construction Company; Monterey Petroleum Corporation; Montessori Asia Ltd.; Montex Corporation of America; Montgomery Laboratories, Inc.; Moon Light Janitorial Service, Inc.; Moore Research Laboratories, Inc.; Moores Lake Citizens Committee, Inc.; Moreapen Company, Inc., The; Mormat Corporation, Inc.; Mornar, Inc.; Morris Building Corporation of Delaware, Inc.; Morrison & Bready, Inc.; Mortgage and Guaranty Company; Mortgage Bankers Management Company; Morton Grove Plaza Corporation; Morton Towne House Motel,

Inc.; Mosler Fund Management Corp.; Mot Films International, Ltd.; Motel Corporation of America, Inc.; Motel'et Systems, Inc.; Mother Company, Inc., The; Motivation Systems, Inc.; Motivation Training and Systems Corp.; Motor City Book Store, Inc.; Motor Sports Management, Ltd.; Motivational Programming Corporation; Mount Clemens Industries, Inc.; Mountain Corporation, The; Movarky Mining Corporation; Mowalco Products Corporation; Mowima Electronics Co.; Mr. Bidet Corporation; Mr. Careful, Inc.; Mr. Casual, Inc.; Mr. Good Guy Operations Co., Inc.; Mr. Lucky Travel Co., Ltd.; Mr. Quick Liquidating Corporation; Mr. Realestate Inc.; Mr. Steak B.S.M., Inc.; Mr. Steak Pontiac, Inc.; Mr. Swiss of Delaware, Inc.; MRCA Personnel, Inc.; Mt. Ephriam Fish & Chips, Inc.; Mt. Pleasant Kindergarten Association; Mt. Vernon Fund, Inc., The; Mt. Vernon Truck Plaza, Inc.; MTL, Co.; MTS Communications, Inc.; Mu Chapter, Omega Psi Phi Fraternity; Mueller, Inc.; Muirhead Corporation, The; Multi Access Systems Corporation; Multi-Bord of America, Inc.; Multi-Marts Corporation; Multicare of Detroit, Inc.; Multico Diversified Services, Inc.; Multi-graphics, Inc.; Multimedia, Incorporated; Multiphasic Health Screening Centers Corp.; Multiphasic Health Testing Corp.; Multiphasic Services, Inc.; Multiple Science Corp.; Multiponics Incorporated; Murdale Speed Wash Laundry, Inc.; Murmanill Corporation, The; Murphy Bros. Lumber Company.

Murphy Chevrolet, Inc.; Murphy Marble Co., Inc.; Murray The K's World, Inc.; Museum Concerts, Inc.; Music Packages, Inc.; Music Realty Corporation; Musinet Publishing Corporation; Muskegon Dodge, Inc.; Mustang Oil Company, Inc.; Mutschmann Films, Inc.; Mutual Fund Buyers Guide Incorporated; Mutual Site-Service Corporation; MX, Inc.; Myers & Wilson Enterprises, Inc.; Myleen Beauty Systems, Ltd.; Myriad Industries, Inc.

N C Corp.; N. I. Realty, Inc.; N. W. Auto Auction, Inc.; N.S. Industries, Inc.; N.Y.-D.C. Courier Co., Inc.; N-F Liquidating Corp.; Nadine Perfumes, Inc.; Naeja Promotions, Inc.; Nager Electric Co. Inc.; Nan Jo, Inc.; Nance & Associates, Ltd.; Nantucket Coves, Inc.; Naomi Distributing Co.; Nar - Co. Inc.; Narducci Lincoln-Mercury, Inc.; Narmor, Inc.; Narrow Fabrics Engineering Company; Nasco, Inc.; Nashville-Hawaiian Pro-

ducts Corp.; Natco Beauty Supply Center, Inc.; Nation-Wide Care Centers, Inc.; National Academic Services, Inc.; National Academy of Mechanics, Inc.; National Antenna Systems, Inc.; National Association of Building Inspectors; National Association of Professional Corporations; National Automated Services, Inc.; National Beverage Canners, Inc.; National Building Materials Corporation; National Child Care Centers, Inc.; National Coal and Mining Corporation; National Communications Corporation; National Compactor & Technology Systems, Inc.; National Computer Analysts Institute Corporation; National Computer Discount System, Inc.; National Computer Network Corporation; National Computer Network of Atlanta, Inc.; National Computer Network of Britain, Ltd.; National Computer Network of Houston, Inc.; National Consumer Services, Inc.; National Construction Systems Corporation; National Dina-Mat Corporation; National Diversified Investments Corp.; National Educational Aids, Inc.; National Educational Services Corporation; National Employment Services, Inc.; National Equity Corporation; National Erectors, Inc.; National Exhibits, Inc.; National Export Packing Company; National Food Franchises, Inc.; National Foods Incorporated; National Fotocenters, Inc.; National Grocery Brokers, Inc.; National Health Council, Inc.; National Home Industries Corp.; National Identity Movement, Inc.; National Indoor Tennis Ltd.

National Industrial Sales Corp.; National Inspectors & Officials of America, Inc.; National Institute for Allied Health Professions, Incorporated; National Investment Corporation of Puerto Rico; National Labor Reform Committee, Inc.; National League for Civil Liberties, Inc., The; National Master Shoe Rebuilders' Assn.; National Medical Industries Inc.; National Medical Properties, Inc.; National Mergers & Acquisitions, Inc.; National Midco Industries, Inc.; National Mint, Inc.; National Modular Housing Corporation; National Motor Inns, Inc.; National Organization for Veterans' Advancement Inc.; National Parking Corporation; National Philanthropic Foundation; National Pizza Corporation; National Plaster Block Company, Incorporated; National Powder Company; National Pressure Measuring Corporation, The; National Produce Co., Inc.; National Projects Corporation; National Protek, Inc.; National Red Setter Field Trail Club, The; National Religious Broadcast-

ers, Inc.; National Securities Syndicate, Inc.; National Shirtboard Sales and Advertising Inc.; National Sports League, Inc.; National Sugar Securities Company; National Tape Corporation; National Telepix, Inc.; National Tennis Club of Minneapolis, Inc.; National Tennis Clubs Incorporated; National Transport Systems Corporation; National Union Teamsters Directory, Inc.; National Video Corporation; National Vitamin Corporation; National Western Mobile Parks & Modular Homes, Inc.; Nationwide Auto Auction, Delmarva - South, Inc.; Nationwide Book Distributors, Inc.; Nationwide Brake Corporation; Nationwide Equities & Land Development Corp.; Nationwide Franchise Corporation; Nationwide Investment Co. of Delaware; Nationwide Investment Company; Nationwide Marketing Associates, Inc.; Nationwide Real Estate Inspectors Service, Inc.; Nationwide Television & Appliances, Inc.; Natural Mineral Resources, Inc.; Naughtile, Inc.; Nautical Storage & Engineering Co., Inc.; Navion Realty Corporation; NCS Franchising Corporation; Neal Mitchell Associates, Inc.; Nebraska Western Cattle Company; Ned Nusrala, Inc.; Nehall Corporation; Neivel Realty Corp.; Nemo Industries, Inc.; Nena of New York, Inc.; Neo Modular Homes, Inc.; Neopro Corporation; Nero Investment Co., Inc.; Nesbit & Associates, Incorporated; Nesco, Inc.; Ness International Corporation, Inc.; Nestler-May, Inc.

Network Realty Corporation; Neuwirth Century Fund, Inc.; Neuwirth Fund, Inc.; Neuwirth Income Development Corporation; Neuwirth International Management, Inc.; Neville Feeding & Livestock Company; New Alaska Development Corp.; New Breed Advisors, Inc.; New Brunswick Diversified, Inc.; New Care, Incorporated; New Castle Furniture, Inc.; New City Developers, Inc.; New Dimension, Inc.; New England Oil and Refining Company, Inc.; New England Petroleum and Chemical Corporation, Inc.; New England Scientific Corporation; New Era Management Corporation; New Era Sales Corporation; New Hope Nursing Centers, Inc.; New Horizons, Inc.; New Issues Digest, Inc.; New Jack Tar Francis Marion, Inc.; New Jack Tar Galveston, Inc.; New Jack Tar Grove Park Inn, Inc.; New Jack Tar Harrison, Inc.; New Jack Tar Orange, Inc.; New London Shop, Inc.; New Lynema, Inc.; New Medical Diversified, Inc.; New Opportunity Franchises, Inc.; New South Center Department Store Corporation; New South Co., Inc., The; New

University, Inc., The; New-Cal Technology, Inc.; New-Life Missions, Inc.; Newark Builders, Inc.; Newark Civic Association; Newark Free Community, The; Newark Junior Chamber of Commerce, Inc.; Newark Kindergarten Association; Newbury Street Corporation; Newhall Motors, Inc.; Newkirk Information Systems, Inc.; Newman Enterprises, Inc.; Newport Jaycees, Inc.; Newspaper Corporation of America; Newsrad, Inc.; Nexus Corporation; Neyrey Industries, Inc.; Nichol's Auto Supply, Inc.; Nichols, Inc.; Nicotine and Tar Reduction Corporation; Nictronix, Inc.; Niedland Enterprises, Inc.; Nightingale Medical Enterprises, Inc.; Niko Manufacturing Co., Inc.; Nitro-Chemical Corporation; Nitty Gritty, Inc., The; Nix Nox Productions, Inc.; No-Va Truck Leasing Co., Inc.; Nobart Graphics, Inc.; Non-Commissioned Officers Life Insurance Company; Nor-Cen Franchise Development Co., Inc.; Noramco Mining Company; Nord Bar Review Courses, Inc.; Nord National Bar Review Courses, Inc.; Norinco, Inc.; Normal Mall, Inc.; Norman Sales, Inc.; Norrod Lincoln-Mercury, Inc.; North American Building Technology, Inc.; North American Cable Network, Inc.; North American Centers, Inc.; North American Computer Corporation; North American Dye Corporation; North American Health & Accident Insurance Company, Ltd.; North American Hydro-foils, Inc.

North American International Companies Inc.; North American Investment, Ltd.; North American Jet Club, Inc.; North American Marine Corporation; North American Media Corp.; North American Properties, Inc.; North American Realty Corp.; North American Shipbuilding, Inc.; North American Studios, Inc.; North Eastern International, Inc.; North Gateway Corp.; North Hills, Inc.; North Paul Ltd.; North Shore Car Leasing Co.; North Shores C. Three, Inc.; North-East Data Systems, Inc.; North-West Wilmington Civic Association, Inc.; Northeast Coast Automotive, Inc.; Northeast Management Corporation; Northeast Pollution Control Corporation; Northeastern States Petroleum and Timber Corporation; Northern Delaware Industrial Development Corporation; Northern Delaware Industrial Development Corporation Number Three; Northern Illinois Computer Service, Inc.; Northwest Land Company; Northwest, Inc.; Northwestern Terminal Garage, Inc.; Notch Brook Properties, Inc.; Nova Capital Corp.; Nova Industries, Inc.; Nova-Tech

Acquisition Corporation; Novac Services Corporation; Novus International Corporation; Now Generation, Inc., The; NTA International, Inc.; Nu - Way Construction Co.; Nu Electronics Inc.; Nubild, Inc.; Nuclear Biomed Corporation; Nuclear Computations, Inc.; Nuclear Medicine Incorporated; Nugget Production Company; Numerical Control Leasing Corporation; Nursery Schools of America, Inc.; Nursing Home Administrators, Inc.; Nutley Properties, Inc.; Nutritional Guidance Centers Inc.; Nutritional Resources Foundation, Inc.; Nutronics, Inc.; Nyumba Ya Ujamii, Inc.

O. P. M. Enterprises, Inc.; O. Y. Grossman Co., Inc.; O-G Foods, Inc.; O'Fallon Finance Co., Inc.; O'Hare Kings Court Motel, Inc.; Oak Cliff Properties Inc.; Oak Lane Corporation; Oak Park Chrysler-Plymouth, Inc.; Oakmount Builders, Inc.; Oakwood Properties, Inc.; Oarsmen Associates Incorporated; Obrisco Electronics, Inc.; Occidental Resources Corporation; Occult, Inc.; Ocean Cargoes, Inc.; Ocean Credit Corporation; Ocean Dynamics Corporation; Ocean Industries Management Company; Ocean Maritime Sciences Corporation; Ocean Sciences Development Corporation; Ocean Sciences, Inc.; Ocean View Boat Co., Inc.; Oceanic Development Corporation.

Oceanic Overseas Chemicals, Ltd.; Oceanic Ventures, Ltd.; Oceanographic Ventures Inc.; Oceanography, Inc.; Offcom Inc.; Offen & Co., Inc.; Ogletown Businessmen's Association, The; Ohio International Speedway, Inc.; Oil & Gas Fund, Inc., The; Oil Exploration International, Inc.; Oil Venture Management Corporation; Oklahoma Operating Company; Old Bearsville Record Productions, Inc.; Old Delft Optical Company, Inc.; Old Dominion Candies of Delaware, Inc.; Old Dominion Casket Co., Inc.; Old Ferry Road Corporation, The; Old Mill Packaging Company, Inc.; Old Pine Athletic Association, Inc.; Oliver, Evans & Co., Inc.; Olympic Corporation, The; Olympic Holding Corporation; Omega Medical Corporation; Omega Music Corporation; Omicron Medical Corporation; Omni Products of Delaware, Inc.; Omni/Lease, Incorporated; Omnium Corporation; On Line Management Services Incorporated; On-Site Energy Systems, Inc.; One Hundred Galleries, Inc.; One National Equities Corporation; One Stop Food Marts, Inc.; One Thousand French Street Corp.; One-Hour Valet of Burlington, Inc.; One-Hour

Valet of Charlotte, Inc.; One-Hour Valet of Greenville, Inc.; One-Hour Valet of King, Inc.; One-Hour Valet of Peachtree, Inc.; One-Hour Valet of Pheonix, Inc.; One-Hour Valet of Raleigh, Inc.; One-Hour Valet of Tallahassee, Inc.; One-Hour Valetone of America, Inc.; Onset Corporation; Onyx Security & Investment Inc.; Operation Opportunities, Inc.; Ophthalmic Arts & Sciences Corporation; Opre Liquidating Corp.; Optibond Laboratories, Inc.; Optical Data Processing Corp.; Optimax, Inc.; Option Writers Leverage Fund, Inc., The; Optiscope Incorporated; Optotek Semiconductor Systems, Inc.; Optronics Library, Inc.; Optronics Technology, Inc.; Oracle Records, Inc.; Oral Archives, Inc.; Oran, Inc.; Orbita Co.; Orca, Inc.; Orchid One Hour Cleaner, Inc.; Ordex Corp.; Oregan Financial Counselors, Inc.; Orfico International Incorporated; Organization for Entertainment Values, Inc.; Oriole Feeding & Livestock Company; Orion Development Corp.; Orlando Rubber House, Inc.; Ormand Petroleum Corporation; Orocuat Petroleum Exploration Company; Orville Webster Motor Company, Inc.

Osius Resorts of Puerto Rico, Inc.; Otan Enterprises, Inc.; Ott Industries, Inc.; Our Man in Israel, Inc.; Outdorable, Inc.; Outer-Belt Paving, Inc.; Outten Insurance Service, Inc.; Overseas American Builders, Inc.; Overseas Development Co., Ltd.; Overseas Dredge & Dock Corporation; Overseas Resources, Inc.; Overseas Trade & Industry Services Corp.; Overseas Underwriters, Inc.; Owens Central Oil Co.; Owens Tri-State Oil Co.; Owl Inc.; Owl Productions, Inc.; Owner's Assistance, Inc.; Oxford First Corp.

P & A Advisory Co.; P & A International Corp.; P & B Builders, Inc.; P & M Construction Co.; P - K Financial Management Corp.; P D M of North Carolina, Inc.; P F C, Inc.; P. B. M. Enterprises, Inc.; P. J. Bruno Associates, Inc.; P. K. Kurson, Inc.; P. L. S. Corp.; P.A.R. Of Pennsylvania, Inc.; P.C.P., Inc.; P.S. International Tool Corp.; P&C Property Corp.; P-H Management 4 M, Inc.; PacAm Management Corp.; Pace Communications Corp.; Pace Industries, Inc.; Pacer Leasing, Inc.; Pachinko U.S.A., Inc.; Pacific American Corporation; Pacific Basin Land Corporation; Pacific Basin Trading Corporation; Pacific Coast Drug & Chemical Corp.; Pacific Contact Lens Company Inc.; Pacific Engineering Co., Inc.; Pacific International

Investments, Inc.; Pacific Island Development Inc.; Pacific Mining Industries, Inc.; Pacific Promotions, Ltd.; Pacific Research Corporation; Pacific Western Industries, Inc.; Pacific-West International Corporation; Packaging Concepts, Inc.; Packaging Materials Service, Inc.; Packaging Resources Corporation; Pai Associates, Inc.; Pala Bros. Furniture Company; Palace Restaurant, Inc.; Palisade Aircraft Corporation; Palleon Electronics Corporation; Palm Beach Publishing Company, Inc.; Palmer Feeding & Livestock Company; Palomar Realty Investment Company, Inc.; Pamco, Inc.; Pan American Engineering Corporation; Pan American Properties Management Corp.; Pan American Resources, Inc.; Pan American Scaffolding Corporation; Pan American, Ltd.; Pan-American Investments, Inc.; Panacraft, Inc.; Panasset, Inc.; Panatomics, Inc.; Pancho, Inc.; Pandex Incorporated; Panorama-Frank International, Ltd.; Panorex Corporation.

Papertech Corporation; Par Materials, Inc.; Paramedical Corporation of America; Paramount Art Auctions, Inc.; Paramount Realty, Ltd.; Paramount Rose Sales Co.; Parco Services, Inc.; Parent Catv Systems, Ltd.; Parfums Celebre, Inc.; Parfums Monaco, America Et Cie; Park Caterers, Inc.; Park Village Corporation; Parker Brothers, Inc.; Parker County Oil and Gas Company, Inc.; Parking Meters of Israel, Ltd.; Parklease, Inc.; Parklow Associates, Inc.; Parklynn-Greenville Pharmacy, Inc.; Parkview Capital Corporation; Parr, Inc.; Parry Vegetable Compound Company; Parsippany Productions, Inc.; Pary Time Catering Corp.; Pasa Roblis Ranch, Inc.; Passenger Lines of United States, Inc.; Pastor Liquors, Inc.; Pastoral Institute of Delaware, The; Pat's Liquor Store, Inc.; Path Computer Equipment, Inc.; Pathe Laboratories, Inc.; Pathe' Continental Corporation; Pathologists Laboratories, Inc.; Pathways Educational Programs, Inc.; Patrician Enterprises, Inc.; Pattern Programming, Inc.; Paul Elliott, Jr. & A. Leo Walker, Inc.; Paul F. Vogel, Inc.; Paul Haass & Son, Inc.; Paul Nelson, Inc.; Paul Simmons, Inc.; Paul Young International Inc.; Paver Controls, Inc.; Pawnee Foods, Inc.; Payne Associates, Incorporated; PBZ Capital Services Corporation; PCA Pepperoni Co.; PCA Sales Co.; PCS Corp.; Peabody Food Corporation; Peace in Africa, Inc.; Peach Tree Run Corp.; Pearl of N. A., Inc.; Pediatricare, Inc.; Peggie Hale, Inc.; Peking Temple, Inc.; Pelletronics, Inc.; Pellite

Corporation; Penarth Corporation; Pendelva, Inc.; Penguin Motels, Inc.; Peninsula Equipment Leasing Co., Inc.; Peninsula Fire Protection Services, Inc.; Penn Enterprises, Inc.; Penn-Del Construction Co.; PennData School of Altoona, Inc.; PennData School of Port Jervis, Inc.; PennData Schools Corporation; Pennsylvania Egg & Poultry Producers, Inc.; Pennsylvania Oil Producers Inc.; Penny Express, Inc.; Penswood Estates, Incorporated; People Enterprises, Inc.; People Music, Inc.; People to People Marketing Company; People, Inc.; Peoples Business Systems, Inc.; Peoria A. H. Harris & Associates, Ltd.; Peoria Investors Incorporated; Peppertree Corporation; Peppertree International, Inc.; Pere Marquette Ski Corporation;

Performance Development Corporation; Performance Measurements Company; Performance Research, Inc.; Performco Leasing, Inc.; Performer Boat Corporation; Performing Arts Enterprises, Inc.; Perfumes of Hawaii, Ltd.; Periapt Corp.; Perimeter Systems, Inc.; Peripheral Data International, Inc.; Perma-Clock, Inc.; Perma-Grass Inc.; Permacare Automotive Corporation; Permolute, Inc.; Pershing Television Corporation; Personnel Location and Need, Inc.; Personnel Profiles, Ltd.; Petal Corporation, The; Peter Chase, Ltd.; Peter Corn Associates, Inc.; Peterson's Inc.; Petra-Flo Inc.; Peterel Oil Corporation; Petro-Chem Research Corp.; Petro-Exploration Funds, Inc.; Petrochemical Resources, Inc.; Petrol Corporation; Petro-lane-Caribbean Gas Company, Inc.; Petroleum Acquisitions, Inc.; Petroleum Merchandising, Inc.; Petron Corporation; PFC Corp.; Pharmaceutical Research Corporation; Pheasant Run Homes, Inc.; Pheasant Run, Inc.; Phi Medical Corporation; Philadelphia Branch of the Woman's Foreign Missionary Society of the Methodist Episcopal Church, The; Philadelphia Council for the Performing Arts, Inc.; Philadelphia Employment Development Corporation; Philadelphia Industrial Corporation; Philadelphian Acceptance Corporation; Philip Pruitt & Co., Inc.; Philippon-Theberge Mining Enterprises Ltd.; Philipstown Properties, Inc.; Phillips & Associates, Inc.; Phillips Concrete Construction, Inc.; Philpen Co.; Phone Tender, Inc.; Phonola Sales Corporation; Photics Research Corporation; Photo World Corporation; Photo Gifts, Inc.; Photograph Materials & Methods Corporation; Photographic Arts Corp.; Phylex, Inc.; Physfit Corporation; Physical Medicine Services, Inc.; Physicians &

Hospitals Capital Company of New York, Inc.; Physiodata, Inc.; Piccadilly Wig Corporation; Pickard Investments, Inc.; Pickett Enterprises, Inc.; Pictorial Paper Package Co., Inc.; Picture-makers Corporation; Pierce Media, Inc.; Pic-A-Pak Convenience Stores, Inc.; Pilot Club of Wilmington, Delaware, The; Pine Valley, Inc.; Pineco, Inc.; Pinehurst Corporation; Pinehurst Investment Company; Pinera Realty Company; Pioneer Pipe & Supply, Inc.; Pioneer Valley Air Conditioning, Inc.; Pippin Products, Inc.; Piro's International, Inc.; Pistol-Jet Corporation of California; Piston Jet, Inc.;

Pit Stop Industries, Inc.; Pittsburgh Capital, Inc.; Pizza Hut of Wilm., Inc.; Plains Equipment Company; Planet Petroleum, Inc.; Plasma Chemical Systems, Inc.; Plasmascope, Inc.; Plastic Sciences, Inc.; Plate Holdings, Inc.; Plato Corporation; Play Systems, Inc.; Play-Rite Company of New England, Inc.; Play Valley Aerodynamics, Inc.; Playboy Club of Philadelphia, Inc.; Playhouse Productions, Inc.; Playtex Inc.; Playtex Park Laboratories, Inc.; Pleasant Valley Foods, Inc.; Pleasant Valley Liquors, Inc.; Pleasant View Nursing Home, Inc.; Pleasure Coaches, Inc.; Pleasure Foods, Inc.; Pli Systems, Inc.; Plywood Development Corporation; PMR International Inc.; PNC Liquidating Corp.; Podolin Corporation; Points, Inc.; Policy Research Institute; Polk Chevrolet, Inc.; Polkat, Inc.; Pollution Control Devices, Inc.; Pollution Control Sciences, Inc.; Pollution Controls & Recycling, Inc.; Pollution Deterrent Corporation; Pollution Master Corporation of Pennsylvania; Polly Brand Banana Distributors, Incorporated; Polsyo Corporation; Polycup & Co., Inc.; Polydata Techniques, Inc.; Polyfoto Corporation; Polyhue, Inc.; Polykrystalon Company, Inc., The; Polymatic Industries Corporation; Ponderosa Homes, Inc.; Pony Designing & Manufacturing Corporation, The; Poole's International Purchasing Club; Popcorn Players Company; Pope Valley Mines Corporation; Populous Music, Inc.; Por-Tel Communication Systems, Inc.; Port-A-Lube of Baltimore, Inc.; Port-O-Play, Inc.; Porta-Ramp Development Company; Portage Industries, Inc.; Portaphone Communications, Inc.; Portfolio Sciences, Inc.; Position One, Inc.; Potomac Farms, Inc.; Potomac Instruments Co., Inc.; Power Cam Corporation; Power Clean Industries, Inc.; Power Electronic Systems, Inc.; Power Manufacturing, Inc.; Power-Dyne Vehicles, Inc.; Power, Incorporated; Powerdyne Electronics

Corporation; Powerlock Floors of Delaware, Inc.; Practical Computer Applications, Inc.; Pram Personnel Corp.; Praxiteles III, Inc.; Pre-Built Modular Homes of America, Inc.; Pre-Engineered Building Corporation; Pre-Engineered Industries, Inc.; Prebuilt Homes International, Inc.; Precious Metals, Ltd.; Precise Manufacturing Corporation; Precision Business Forms, Inc.; Precision Contours', Inc.; Precision Energy Corporation;

Precision Management Corporation; Precision Metal Finishing, Inc.; Precision Oceanographic Systems, Inc.; Precision Refractive Technology, Inc.; Precision Time, Inc.; Precision Winding & Machinery Co.; Premier Oil & Gas, Inc.; Premier Press, Inc.; Premium Inserts, Inc.; Prepo Corporation; Presdeco Industries, Inc.; President Container Inc.; Presidential Airlines, Inc.; Presidents, Ltd.; Prestige Systems Corporation; Preventive Maintenance and Service Corporation; Preventive Medical Systems Inc.; Preview Publications, Inc.; Price Club of America Inc.; Price Excavating, Inc.; Price International Trading, Inc.; Price Run Community Council, Inc.; Pride Industries, Inc.; Pride Productions, Inc.; Primal Energy Corporation-(Primeco); Prime-Vest & Industries, Inc.; Primid, Inc.; Prince Financing Co.; Priority Air Freight, Inc.; Pro Plastics of Texas, Inc.; Pro Sports Seminars Inc.; ProAm Sports, Inc.; Pro-Ca Information Center, Inc.; Prodo-Pak Corporation; Producenta Corporation of America; Producers Edge Corp.; Product Designs, Inc.; Production Building Systems, Inc.; Production Expansion, Inc.; Professional Advancement Centers, Inc.; Professional Data Systems, Inc.; Professional Health Services, Inc.; Professional Information Services Corp.; Professional Investors Fund, Inc.; Professional Management Services International, Inc.; Professional Model Builders, Inc.; Professional Motivation Associates, Inc.; Professional Pharmacy, Inc.; Professional Players Schools, Inc.; Professional Sports Marketing, Inc.; Profit Protection Plan, Inc.; Program Advisors, Inc.; Program Aids, Inc.; Program Design Inc.; Programmed Edu-Media, Inc.; Programmed Marketing Engineers, Inc.; Programmed Personal Services Corp.; Programmed Printing Corp.; Programming Sciences Corporation of Washington; Progress Association for Economic Development, Wilmington Affiliate, Inc.; Progress Enterprises, Inc.; Progressive Data Services Inc.; Progressive Leasing, Inc.; Progressive Systems Corporation; Project Development, Inc.; Pro-

ject Leisure Inc.; Promotional Consultants, Inc.; Promotional Services, Inc.; Promovision, Inc.; Propane Development Corporation; Properties & Consultants, Inc.; Property Dynamics, Inc.; Property Investors' Exchange, Incorporated; Property 10-F, Inc.; Prospect Sampling, Inc.; Protective Instruments, Inc.;

Protectocote Products, Inc.; Proteus International, Inc.; Prototype Machine, Inc.; Prudential Home Centers, Inc.; PSI Medical Corporation; Public Service Investors Corporation; Pulitzer International, Inc.; Pulsed Energy, Incorporated; Pure Air Industries, Inc.; Pure Metals, Ltd.; Purple Door, Inc., The; Purse Strings Stores, Inc.; Pyke Petroleum Co.; PYP Industries, Inc.; Pyramid Computer Corporation; Pyramid Industries, Inc.;

Qed Computer Corporation; QPI Publications Inc.; Quaker Finance Company, The; Quali-Kraft of America, Inc.; Quality Plumbing & Heating Contractors, Inc.; Quality Seafood Inc.; Quantapulse Corporation; Quantum Group, Inc., The; Queen Creek Turkey Breeding Corporation; Queen Investment Company; Queen, Ltd., The; Quest Automation, Inc.; Quest Publishing Company, Inc.; Quick, Inc.; Quik-Chek of Delaware, Inc.; Quik-Serv, Inc.; Quikdata Corporation; Quill Research & Development Corp.; Quincy Ideas, Inc.; Quorum Feeding & Livestock Company; Quote Company of America, Inc.;

R & R, Inc.; R C T Investment Corp.; R C 95, Inc.; R. & G. Sales Corp.; R. A. Public Stenography & Secretarial Corporation; R. Auric, Inc.; R. B. W., Inc.; R. C. T. Computer Planographics, Ltd.; R. D. & G. Transports, Inc.; R. E. D., Inc., R. E. Goad, Inc.; R. E. Trucking, Inc.; R. F. C. Enterprises, Inc.; R. F. D., Incorporated; R. H. & T. Transport Co., Inc.; R. H. M. International, Inc.; R. H. Conner Enterprises, Inc.; R. Kenneth Thomas Advertising, Inc.; R. M. A. Computer Services, Inc.; R. M. Inc.; R. R. Furnishings, Inc.; R. V. Greene, Inc.; R. W. Emerson, Inc.; R.A.M. Co.; R.E.C. Corporation; R.R. Titus Memorial Scholarship Foundation, Inc.; Rachel Cosmetics, Inc.; Radiant Cassette/Cartridge Corporation; Radiant Corporation; Radiant Educational Corporation; Radiant Educational Films & Tapes, Inc.; Radiant International, Inc.; Radiant Quartz Corporation; Radiation Industries, Inc.; Radiators, Inc.; Radley Run Country Club, Inc.; Rae-Me Shops, Inc.; Rahjes & Sons, Inc.; Railroad Track Leasing Corporation; Rainbow Foundation, Inc., The; Rainbow

Multi-Media, Inc.; Rainbow Production Management Company; Ralph V. Dye, Inc.; Ram Construction Corporation; Ram Corporation, The; Ram Express Lines, Inc.; Ramflo Corporation; Ramos Unlimited, Inc.; Ramsco Engineers, Inc.; Ramval Shipping Corporation;

Ranchlands, Inc.; Rand International Limited; Randolph Manufacturing Co., Inc.; Rapid Data Processing Corporation; Rapid Transit Lines, Inc.; Rapp Oil & Chemical Corporation; Rapp Oil Corporation; Rapp Oil International Corporation; Rapp Resources, Inc.; Raritan Nursing Centers, Inc.; Rashid Automatic Radar Brake Control Company, Inc.; Ratliff Industries, Inc.; Ravco Audio-Visual Corp.; Raven Electronics, Inc.; Raven International Corporation; Raven Shipping Co., Inc.; Ray and Thora Pedersen Foundation, Inc.; Ray Long Equipment, Inc.; Ray-Jet Industries, Inc.; Raymer Pharmacal Company; Raymond & Whitcomb, Inc.; Rayold Corporation, The; RBK Limited; RDA International, Inc.; RDP (USA) Ltd.; Reachall International, Inc.; Real Estate Resources Company; Real Estate Service, Inc.; Realistic Realty Corp.; Realtronics, Inc.; Realty Advisors, Inc.; Realty Data Systems, Inc.; Realty Holdings, Inc.; Realty Systems & Data Corporation; Reap Corporation; Rebco Industries, Inc.; Reconnaissance, Inc.; Record Shack Corp.; Records Security Corporation; Recreation and Leisure Time Development Corp.; Recreation Distributors, Inc.; Recreation International, Ltd.; Recreation Lodges, Inc.; Recreation Management Corporation; Recreational Railroads, Inc.; Recruiting Technology, Inc.; Rector Oil Well Services, Inc.; Red Baron, Inc.; Red Cap Service Stations, Inc.; Red Lion Community Association, Inc.; Red River Realty Company; Redwood Storm Sash & Heating Co.; Reed, Cuff & Associates, Inc.; Reese Carey & Sons, Inc.; Reeve Feeding & Livestock Company; Refa Shopping, Inc.; Refaco Enterprises Inc.; Regal Fruit Corp.; Regency Furniture Corporation; Regent Paint Corporation; Regional Cafeterias Inc.; Regional Realty Corporation; Regional Sludge Disposal Corp.; Regional/Information Systems Inc.; Rehabilitation Medi-Centers, Inc.; Rehoboth Beach Memorial Scholarship Fund, Inc.; Rehoboth Beach Utility Corporation; Reinforced Air Corporation; Reinvestment Corporation; Relaxacizor Sales, Inc.; Relco Campsites Inc.; Reliable Super Store, Inc.; Religious Emergency Services, Inc.; Relogistics, Inc.; Remack-Giampaoli-Allen, Inc.;

Remlap Industries, Inc.; Ren-It, Inc.; Renaissance Corporation, The; Renappi Corporation; Rendezvous, Inc., The; Reno Palace Operating Corp.;

Repro/Systems, Inc.; Republic Capital Corp.; Republic Funding Corp.; Rer Corporation; Resch-Cassin & Co., Inc.; Research and Management Corporation; Research Communication Systems, Incorporated; Research Development & Licensing Corporation; Research Panelists' Club of America, Inc.; Research Unlimited Inc.; Resh Corporation; Resicent Care Centers, Inc.; Residential Builders, Inc.; Resimat, Incorporated; Resonance, Inc.; Resort Homes, Inc.; Resorts General Corporation; Resource Capital Corporation; Resource Dynamics Corporation; Resource Financial Corporation; Resource Funding Construction Corporation; Resource Management Associates, Inc.; Resource Systems, Inc.; Resourceful Personnel Consultants, Inc.; Resources and Applications International, Inc.; Resources Development and Mortgage Company; Responsive Markets International, Inc.; Restaurant Corporation of America; Restaurant Development Corp.; Restless Charter & Leasing Co., Inc.; Restorative Centers, Inc.; Retirement Health Care Centers, Inc.; Retirement Villages, Inc.; Retron, Inc.; Rev. Sarah Lucille Hall, The Temple of Love Evangelistic Assoc. Inc.; Revenue Properties, Inc.; Reyson Industries, Inc.; RHB International, S.A.; Rhino Music, Inc.; RHO Capital Corporation; Ribbon Copies Corporation of America; Riber, Incorporated; Rich Gorazo, Incorporated; Rich Zimmerman Olds-Cadillac, Inc.; Richard Fashions, Inc.; Richard Smith Roofing Co.; Richard Walsh Associates, Inc.; Richardson Vista Corp.; Richie Concrete Corp.; Richleu Corporation, The; Richmar Frozen Food Center, Inc.; Richport Industries, Inc.; Richwin Apparel Corp.; Rick Bennett, Inc.; Ridge Company, The; Ridgeline Properties, Inc.; Rig Time, Inc.; Rinaldi Coal Co., Inc.; Rip Cap, Inc.; Riteway Professional Driving School, Inc.; River City, Inc.; River Towboats, Inc.; River Valley Land Company; Rivera Health & Fitness Clubs, Inc.; RLM Services Limited; RME Productions, Inc.; Ro-Bet, Inc.; Roadair Dynamics, Inc.; Robar Productions, Inc.; Robbins Community Development and Investment Corporation; Robbins Industries, Inc.; Robbins Realty Company of Indiana; Robbins, Inc.; Robert & Larry Wells, Inc.; Robert Beckman, Inc.; Robert Conkling Associates Inc.; Robert D. Ward, Inc.; Robert Fields Construction Co.,

Inc.; Robert H. Solem Corp.; Robert Woodward & Co., Inc., Robertson Realty Company; Robin Express Transfer, Inc.;

Rocket Car Wash, Inc.; Rocket Skating Club; Rockford Holding Corp.; Rockingham Mills, Inc.; Rockland Capital Corp.; Rockland Swim Club; Rockower Investment Corp.; Rocky Mount Undergarment Corporation; Rodco Corporation; Roe, Inc.; Rogal/Colpitts Travel Corp.; Roger Larson Electric, Inc.; Roland Berger & Associates, U.S.A.; Rolimo Development Corporation; Rolling Hills, Incorporated; Rolling Ridge, Incorporated; Romac Investments, Inc.; Romar Pictures Corporation; Ron David Enterprises, Inc.; Ron Inc.; Ronald A. and Susan Z. Nicholson Foundation, Inc., The; Ronald L. King Enterprises, Inc.; Rondo Company; Rondout Corporation; Ronjo Distributor Corp.; Ronjo Management Corporation; Room Service Italian Style, Inc.; Roro Inc.; Rory Calhoun Mobile Homes, Inc.; Rose-Art's Shoes, Inc.; Rosemont Coal Co., The; Rosen Oil Corporation; Rosen Petroleum Corporation; Rosewell Commercial Inc.; Rosi Corp.; Ross-Saturn, Inc.; Rothrock Educational Consultants, Inc.; Rothchild & Sons International, Inc.; Rotomotive, Inc.; Rought Industries, Inc.; Roundtable Training Associates, Inc.; Rowhe National, Ltd.; Roxbury Corporation; Roy A. Bailey, Inc.; Roy Buckner Chevrolet, Incorporated; Royal Air Services, Inc.; Royal Car Wash Co., Inc.; Royal Car Wash Corp. #2; Royal College of Science, Incorporated, The; Royal English Porcelain Corporation, The; Royal Inns of the Pacific, Inc.; Royal Madison Industries, Inc.; Royal Palm Beach Spa Inc.; Royal Resources of Liberia, Inc.; Royal Tile Co. of Wilmington, Inc.; Royal Trane Air Conditioning Company; Royale Ventures, Ltd.; Roybud Corporation of Delaware, Inc., The; Royeledge, Incorporated; Royston Foods Products Corp.; RPF Properties, Inc.; RR Financial, Inc.; Rubay Corp.; Rubino & Farris, Inc.; Rudy List, Inc.; Rufn'it, Inc.; Rugare Associates, Ltd.; Rumil Boeki International, Inc.; Rural Holding Company; Rural Homes, Inc.; Russell S. Proctor, Inc.; Russell Tuthill Foundation; Russell Tuthill, Inc.; Rusty's Inc.; Ruth E. Young, Inc.; Rutherford Laboratories Incorporated; Rwood Inc.; RX Micro Compendium, Inc.; Ryan Management Corporation; Rydal Corporation of Del.

S & F Supply Company; S & K Masonry Company; S & O Holding Corp.; S and S Enterprises, Incorporated; S V, Inc.; S. & F. Construction Corp. Inc.;

S. & S. Investment Corporation; S. & W. Trucking, Inc.; S. D. Co., Inc.; S. D. Properties, Inc.; S. Olen & Company, Inc.; S. R. H. Securities Corp.; S.A.C. Applications Inc.; S.C. Corporate Vehicle, Inc.; S.D.S. Properties, Inc.; S.O.U.L., Inc.; S-ILL Enterprises, Inc.; S-W Services Corporation; Sabco, Inc.; Sabre Aerospace Corporation; Sabre Capital Corporation; Sabre Home Systems Incorporated; Sabre Service Incorporated; Sabre-Tech Corporation; Sac Incorporated; Saf-Gard Security Systems, Inc.; Safdie Management Corp.; Safe-Ray, Inc.; Safe-X-Scape of Delaware, Inc.; Safety Laboratories of Illinois, Inc.; Safety Suspension Systems Corporation; Sage Petroleum Corporation; Sage, Inc.; Sagen Industries, Inc.; Sahara Resources, Inc.; Sales & Liaison Engineering Services, Inc.; Sales Incorporated; Sales Research & Development Corporation; Salesianum Alumni Scholarship Foundation; Salesmen's Apex, Inc.; Salesrecording and Verification Equipment, Inc.; Salt Lake Tungsten Company, The; Saltco, Inc.; Salvary & Daniels, Inc.; Sam Boren Oil, Inc.; Sam's-U-Drive, Inc.; Sambor Business Forms, Inc.; Sameric of Branmar, Inc.; San Carlo Opera Company; San Juan Disposal Corporation; San Miguel Nuclear Corporation; San's Motel, Inc.; Sanders & Sons Leasing, Inc.; Sandringham Properties, Inc.; Sands Print, Ltd.; Sangamon Equipment Company; Sanitation Control Systems, Inc.; Sans Souci, Inc.; Santa Imports, Inc.; Santa Shipping Corp.; Sarad Company, Inc.; Saratoga Oil Company; Sas Data, Inc.; Satellite Cities Development Corp.; Satellite Computer Service, Inc.; Satellite Navigation Corporation; Satellite Technology Corporation; Saturn E & M, Inc.; Saunders Valve Company of America, Inc.; Savant Fund, Inc.; Savant Management Corporation; Save-Way Equipment, Sales & Leasing, Inc.; Saxon Service Corporation; Say Cheese, Inc.; Saybar Corporation; Sayve Corporation of America, Inc.; Scan Graphics Corp.; Scan-o-matics Corporation; Scanfax Leasing Corporation; Scat Track, Inc.; Schabach Corporation; Schad Comfort Engineering, Inc.; Schrdl Linguistic Systems, Inc.; Scher Company, The; Schissler Truck Leasing, Inc.; Schofield-Hanby Co.; Scholarship Associates, Inc.;

Scholarship Services Corporation; Scholastic Films, Inc.; School for Euro-American Languages, Incorporated, The; School Holding Corporation; Schoolhouse Industries, Inc.; Science Dynamics Corp.; Scientific Analysis Consulting & Programming Sup-

port Corporation, Scientific Farm Systems, Inc.; Scientific International Marketing, Inc.; Scientist's Pool, Inc.; Scientists Corporation of America, The; Scientists Corporation of the World, The; Scooper Dooper, Inc.; Scotch Whisky Exchange Incorporated; Scotco Data Processing, Inc.; Scott Farm Equipment, Inc.; Scott Special Fund, Inc.; Scott Trucking Company; Scott-Tex, Incorporated; Scottfield Industrial Water Works, Inc.; SCS Communications Corporation; Sculptures Originalia, Limited; Sea Life Machinery and Fish Protein Company, Inc.; Sea Mining, Inc.; Sea Network, Ltd.; Sea-Jeeps, Inc.; Sea-Mobile Containers, Inc.; Seaboard Continental Industries, Inc.; Seaboard Electronics Corporation; Seaboard International Petroleum Corporation; Seaboard Knitting Mills, Inc.; Seaboard Packaging Systems Inc.; Seaboard Restaurants, Inc.; Seacamper Industries, Inc.; Seafood Corporation; Seafood Corporation of America; Seafood Farms, Inc.; Seafoods of Oklahoma, Inc.; Seafoods Sales International Corp.; Seaford Bottle Gas, Inc.; Seaford Building and Loan Association; Seaford Youth Canteen, Inc.; Seafresh, Inc.; Seaguard, Inc.; Seahorse Offshore Service, Inc.; Seaman's Furniture Co. of Queens Boulevard, Inc.; Seashore Campsites, Inc.; Seaside, Inc.; Seasport International, Ltd.; Seatron, Inc.; Seaway Leasing Co.; Seaway Lines of Delaware, Inc.; Second Federal Securities Corp.; Second Mayfix Properties, Inc.; Securities Data Center, Inc.; Securitronics Surveillance Systems, Inc.; Security Alarm Systems of Delaware, Inc.; Security Enterprises Corp.; Security Franchise Corporation; Security Group, Incorporated; Security Information Services, Inc.; Security Plus Corporation; Security Realty Co.; Security Systems of America, Inc.; Sedutto Industries, Inc.; Seed Electronics Corporation; Seepart of St. Louis, Inc.; Seine Art Ltd.; Selame Design Associates, Inc.; Selby Trucking, Inc.; Selco Incorporated; Selected Investors Corporation; Selected Venture Shares, Inc.; Selig Manufacturing Company, Inc.; Selznick & Maloney Associates, Inc.; Semco, Inc.; Seminole Oil & Gas Corporation; Seminole Webbing, Inc.; Semiramide, Ltd.; Seni Container Corp.; Sensonics, Inc.; Separate Seasons, Inc.; Separator & Recovery Systems, Inc.; Sequestrator International, Inc.; Sequinned Fabrics, Inc.; Serpent, Ltd.; Sertek Industries, Inc.; Service Associates Inc. of New England; Service Associates, Inc.; Service Leasing & Rental Co., Inc.; Service Organization & Management for Athletes, Inc.; Service Station Supply Corp.; Service Techniques, Inc.; Service - Your -

Own - Auto, Inc.; Services International, Inc.; Sesame Growth Fund, Inc.; Seth Investment Company; Settlers Delicatessen #1, Inc., The; Settlers Delicatessen #2, Inc., The; Settlers Restaurant Corporation, The; Settlers Smokehouse #2, Inc., The; Seven Arts Productions Corporation; Seversky Environmental Dynamics Research Associates, Inc.; Sewell's Motor Express, Incorporated; Seywar Corporation; SF America, Inc.; SFM, Inc.; SGI Leisure Corporation; Shade King, Inc.; Shadow Box, Inc.; Shaler Boulevard Apartments, Inc.; Shamrock International, Inc.; Shamrock Personnel, Inc.; Shannon Liquors Inc.; Shannon Properties Inc.; Share Foundation, Inc., The; Share Properties, Inc.; Shareholders Commodities Corporation; Sharon Industries, Inc.; Sharp's Orthopedic Shoes, Inc.; Shaving Mug, Inc.; Shawnee Golf and Tennis Club; Shawsheen Plaza Drug Corporation; Sheffield Products Co.; Shelter Industries of America, Inc.; Sherman Oaks, Inc.; Sherri, Inc.; Sherwood Diners, Inc.; Sherwood Distillery Company, The; Shinn Realty Company; Shipley Independent Management Consulting Corporation Shirlington Center Corporation; Shlomo Educational Foundation; Shockley and Ragains, Inc.; Shoe Bar, Inc., The; Shoe Shack Corporation, The; Shoppers Car Wash, Inc.; Shoppers' Army Inc.; Shore to Shore Import and Distributing Co., Inc.; Shoreham Coffee Company; Shoreham Convalescent Center, Inc.; Short Enterprises, Inc.; Short Hills Shipping Corp.; Show Counselors, Ltd.; Shurr International Agency, Ltd.; Siat, Inc.; Sibyl H. Darlington Foundation, The; Sica Industries Incorporated; Sicre Transport Ltd.; Sierra Prefabricators, Inc.; Sig Incorporated; Sigma Corporation; Sigma Surveys Corporation; Sigma Systems Corporation; Sign-Ex Systems, Inc.; Silent Majority, Inc.; Silica Industries of Kentucky, Inc.;

Silkenylon Corp.; Silver Creek Farm, Inc.; Silver Lake Farms, Inc.; Silver Lake Tavern, Inc.; Silver Reserve Corporation; Silver Reserve Mines, Incorporated; Silver Sands Corporation; Silverside Corporation; Simblu System Service Company; Simone, Inc.; Simplified Business Services of Michigan-Indiana Inc.; Simpson Industries, Incorporated; Simpson Manufacturing, Inc.; Simulation Associates, Inc.; Simulcomp Systems Corporation; Sistan Corporation; Sit and Dip, Inc.; Sixty Gamma Corporation; SJS Health Services, Inc.; Skate City International, Inc.; Ski Marine Co., Inc.; Ski Marine Products Co., Inc.; Ski

World Inc.; Skypark, Inc.; Slax 'n Jax, Inc.; Slo-Poke II, Inc.; Sloan Investment, Ltd.; SLR Drugs Inc.; Small Fry, Inc.; Small Investments, Inc.; Smedcom Incorporation; Smedley-Fox Management Corp.; Smilyk Construction Co.; Smith Enterprises, Inc.; Smith's Pride Foods, Inc.; Smoke Quitters International, Inc.; Smoke Stoppers, Inc.; Smoke-Maid Inc.; Smokey, Inc.; Smyrna-Clayton Softball Assoc., Inc.; Smyrna Parkway Manor Civic Association, Inc.; Snap-Pack, International, Inc.; Snow Inc.; Snowdrift Corporation; Snug-Eze, Inc.; Snyder & Rodgers, Inc.; So-Cal Industries, Inc.; Soaring Services, Inc.; Society Homes Mfg. Co., Inc.; Soft Enterprises, Inc.; Software Methods, Inc.; Software Resources Corporation; Software Services, Inc.; Soil Bases, Inc.; Solage International, Ltd.; Solarmetal, Inc.; Solbern Leasing Corp.; Solbern Manufacturing Corp.; Solbern Sales Corp.; Solid State Data Sciences Corporation; Solmica Western Hemisphere Trading Co., Inc.; Somatronics Corporation; Sonic Combustion Corporation; Sonictron Corporation; Sonnabend Investment Corporation; Sonotech, Incorporated; Sonovision, Inc.; Sonus Corporation; Sophia Foundation, The; Soul Brands International, Inc.; Soul Brothers Club, The; Soul Burger Incorporated; Soul Cookery, Inc.; Soul Markets Incorporated; Sound Industries, Inc.; Sound-a-rama, Inc.; Soundscope Productions, Inc.; Source Data Automation, Inc.; Source Data Corp.; Source EDP-Michigan, Inc.; Source EDP-New York, Inc.; Source EDP-Ohio, Inc.; Source EDP-Texas, Inc.; South Atlantic Company; South East Asia Air Conditioning Corporation; South Philadelphia Dressed Beef Company, Inc.; South Price Run Service Center, Inc.; South Publishers, Incorporated;

South Seas Ventures, Inc.; Southbay Corporation; Southeastern Leasing Corporation; Southern Christian Leadership Council Sports Projects, Inc.; Southern Craftex, Inc.; Southern Data Services, Inc.; Southern Distributing Sale Co., Inc.; Southern Gulf Land Corp.; Southern Production Company, Inc.; Southern States Steamship Company; Southern Tier Tool Corp.; Southmark Resources Corporation; Southmark Services Corporation; Southron Creative Industries, Inc.; Southwell Properties, Inc.; Southwest Hydrotest Company, Inc.; Southwestern Realty Co., Inc.; Southwood Mushroom Corporation; Space Corporation; Space Metals, Incorporated; Space Modular Industries, Inc.; Space Realty, Inc.; Spaghetti Systems, Inc.; Spanish Information

Consultation and Referral Center, Inc.; Spanish-American Sportsman's Club, Inc.; Spartan Health Equipment Company; Special Corporate Services International, Inc.; Special Features, Inc.; Special Transportation Systems, Inc.; Specialty Associates, Inc.; Specialty Parts Corporation; Spectra Enterprises Incorporated; Spectra Media Corporation; Spectral Sciences Incorporated; Spectral Systems Research Inc.; Spectro Hardware, Inc.; Spectrum Coin Corporation of Delaware; Spectrum Press, Inc.; Speede Ford, Inc.; Spencer Racine Inc.; Spiraflite Corporation, The; Spirit of Apollo Corporation; Spithead Foundation, The; Spores Equipment Company, Inc.; Sport Center, Inc.; Sport Foods, Incorporated; Sportamerica, Inc.; Sportplex, Inc.; Sports and Specialties Shop, Inc.; Sports by Nichols, Inc.; Sports Concepts International, Inc.; Sports Travel, Inc.; Sportsmen Recreation International, Inc.; Sporty Productions, Inc.; Spotless Cleaners & Launderers, Inc.; Spotless Systems, Inc.; Spring Bloc Power Golf, Inc.; Spring Valley, Inc.; Springer Associates Inc.; Springfield Design Center-Boulevard Interiors, Inc.; Springfield White Autocar, Inc.; Springhower Corporation; Square Deal Home Furnishings Co.; SRF Corporation; SRLW-TV Inc.; SRM, Inc.; St. Augustine Bowling Co.; St. Johns Corp.; St. Lawrence Aviation Co.; St. Matthews Episcopal Housing Corporation; St. Matthews Pulp Company, Inc.; Stackhouse Fertilizer Company, Inc.; Stage Meat Packers, Inc.; Stagecoach Express Corporation; Stallion Oil Company; Stamfer Corp.; Stampers Riding Stables, Inc.;

Stample - Mishaan Productions Ltd.; Stampers Steak-In, Inc.; Standard Computer & Pictures Corporation; Standard Trade Packaging Company, Inc.; Stanfield, Inc.; Stanley C. Jordan & Son Contractors, Inc.; Stanley, Richard & Frederick, Inc.; Stapol Corp.; Star Communications, Inc.; Star Delicious Meats, Inc.; Star Far East Corporation; Star Fund, Inc.; Star Steam Specialties, Inc.; Star Tool and Die Mold, Inc.; Star Track Company, Inc.; Starla Films, Inc.; Stars & Stripes Art Gallery Forever, Inc.; Starsun Limited; Statcomp, Inc.; State Pharmacal Company; Station Rentals & Construction, Inc.; Statitech Industries, Inc.; Stauffer Research & Development Corporation; Steadman Aberdeen Investment Fund, Inc.; Steadman Amerifund, Inc.; Steadman Fortune Fund, Inc.; Steadman Leasing, Inc.; Steadman Momentum Fund, Inc.; Steadman Science & Growth

Fund, Inc.; Stearman Aircraft Corporation; Stearman Electronics, Inc.; Stearman Minerals, Inc.; Steber Corporation; Steel Truck Rental Company; Steelco Industries, Inc.; Steeltron, Inc.; Steer Inn of Wrightstown, Inc.; Steier's Lawn & Sports, Inc.; Steinberg Foundation, Inc.; Steinberg Furniture Co., Inc.; Steinmann Associates, Inc.; Stella Pharmaceutical Co. Ltd.; Steller Systems, Inc.; Stenocord Corporation; Stephen Geller Co., Inc.; Stephenson Hotel Corporation; Stereo International, Inc.; Sterling Packaging Products, Inc.; Sterling Systems, Inc.; Steve Pickard, Inc.; Stevedoring Services, Inc.; Stewart Feeding & Livestock Company; STI Corporation; Stix-Pix Productions, Inc.; Stock-Scan Transfer Corp.; Stockton Civic Association, Inc.; Stokes Enterprises, Inc.; Stoma Investment, Corp.; Stoneford Leasing Corp.; Stout Investment Company; Stowen Scientific Co.; STR Management Corporation; Strata-Wave Equity Fund, Inc.; Strata-Wave Growth Fund, Inc.; Strata-Wave Income Fund, Inc.; Strategic Advisory Corporation; Strategic Capital Corporation; Strategic Industries, Inc.; Strategic Resources, Inc.; Stride Incorporated; Strider Oceanic Corporation; Structures Unlimited, Inc.; Stuart Container Corporation; Stuart International Corporation; Studley Realty Corporation; Study Abroad, Inc.; Stutman, Inc.; Styles Associates of Everett, Inc.; Styles Associates of Malden, Inc.; Styles Associates of Salem, Inc.; Styles Associates of Saugus, Inc.

Su San Car Wash Corp.; Surburface Engineering, Inc.; Suburban Associates Incorporated; Suburban Builders, Inc.; Suburban Express Company; Suburban Homes, Inc.; Suburban Key punch Service, Inc.; Suburban Sanitation Service, Inc.; Suburban Supply Co., Inc.; Success Power Institute, Inc.; Suddenly Cosmetics, Inc.; Sued Corporation; Sugartown Horse Show Association, Inc.; Sugo, Inc.; Sulphur Processing Corp.; Summer House Inc.; Summit Filter Corporation; Summit Holding, Inc.; Summit Pictures, Inc.; Sun Ripe Banana Company; Sun Tree Corporation; Sundew Supply, Inc.; Sunface Ltd.; Sungold International, Ltd.; Sunny Orange, Inc.; Sunray Chairs, Incorporated; Sunset Argentina, Inc.; Sunset Partnership Management Corporation; Supat Broadcasting Corporation; Super Slide Corporation; Super Snak of Kansas, Inc.; Super Snak of Nebraska, Inc.; Super-Marketing Merchandisers, Inc.; Superblock Development Company, Inc.; Superclave, Inc.; Supercomp, Inc.; Super-

concrete, Inc.; Superior Corporation; Superior Electronics Corporation; Superior Microfilm Systems, Inc.; Superior Silver Products Company; Supermarine, Inc.; SuperMedia, Inc.; Supreme TV, Inc.; Sure & Easy Products Corporation; Sure-Way Lease, Incorporated; Surf Skimmer International, Inc.; Surfacta, Inc.; Surfside 6 Floating Homes, Inc.; Surplus Wholesalers, Inc.; Surrey, Inc.; Survanalysis of Delaware, Inc.; Susan Nichols, Inc.; Susie-Q Restaurants, Inc.; Sussex County Enterprises, Inc.; Sussex Litter Co., Inc.; Sussex Lumber Company, Inc.; Sussex Mfg. Corp.; Sussex Sand Company; Sussex Supply, Inc.; Sutton Place Civic Association; Swainers Company Inc.; Swan Publications Inc.; Swanwyck Estates Civic Association; Swedish Beneficial Society, The; Swezey Contracting Inc.; Swift Air Company; Swing Rite, Inc.; Swiss American Real Estate Fund; Swiss Caribbean Development & Finance Corporation; Swiss Inn of Delaware, Inc.; Sycamore Investing Corporation; Symbionics, Inc.; Symbiotic Computer Industries, Inc.; Symetrix Incorporated; Syndicated Shows Corp.; Syntetics Research Corporation; Synergism Corporation of America; Synergistic Computer Services, Inc.; Synergy Chemicals, Inc.; Syntetic Corp.; Synoptic Systems Corporation;

Synthomer Corporation; Synvar Corporation; Synvar Southern Chemical Corporation; Syracuse Auto Warehouse, Inc.; Sysdyne, Inc.; Systec Corporation; Systematic Tax of New York, Inc.; Systematic Tax, Inc.; Systems & Components, Inc.; Systems Components Corporation of California; Systems Computing, Inc.; Systems Design, Inc.; Systems Engineering and Manufacturing Corp.; Systems Evaluation Techniques, Inc.; Systems Food, Inc.; Systems for Growth, Inc.; Systems Liaison, Inc.; Systems Technology, Inc.; Systems 2000 Corporation; Systro-netics, Inc.; Sytron Industries, Inc.;

T & D Musical Instruments, Inc.; T G A Corporation; T T I Industries Inc.; T. A. Peters Family Foundation, Inc.; T. B. S. Corporation; T. C. Horne & Company, Incorporated; T. C. Industries, Ltd.; T. N. Publications, Inc.; T. O. T., Inc.; T. B. A. (Del.), Inc.; T.B.A. Management Co., Inc.; T.B.A. Services Corporation; T.C.Q. Enterprises, Inc.; T. L. Lords International, Inc.; T.M.I. Industries, Inc.; T-Met, Inc.; T-3 Electronic Corporation; Tab Color Corp.; Taco Huts Corporation; Taco King Dev-

elopment, Inc.; Taft Chemical Corporation; Taft Oil Corporation; Tag-a-tron, Inc.; Takara Asset Management Co., Inc.; Take I Corporation of Northern California; Take I Corporation of San Diego; Take I Productions, Inc.; Take I, Chicago, Inc.; Take I, Dallas, Inc.; Take I, Miami, Inc.; Take I, Nashville, Inc.; Take I, Nevada, Inc.; Take I, New York, Inc.; Takeo Kagitani, Ltd.; Talakir Corporation; Talbert Trailer Sales Co., Inc.; Talent Quotients, Inc.; Talent Synergism Corporation; Talk of the Town, Inc.; Talk-a-tron Corporation, The; Talltree Realty Company, Inc.; Tandem Wheel Corporation; Tape Communicators, Inc.; Tape Shack Centers, Inc.; Tape Typeset, Inc.; Tapette Corp.; Target Manufacturing Company; Tartan Industries, Inc.; Tasty-Tees, Inc.; Tate Feeding & Livestock Company; Taursa Fund Inc.; Taursa Management Corp.; Taurus Associates, Inc.; Taurus Incorporated; Tax Shelter Newsletter, Inc. The; Taxpert Corporation; Taylor - Silbermann, Inc.; Taylor and Dunkel Construction Company, Inc.; Taylor-Laughlin, Ltd.; Taylors Bridge Community Center, Inc.; TCC Communications, Inc.; TCO, Inc.; TCP, Inc.; Tech-Ed Systems, Inc.; Tech-Graphics, Inc.; Technamental Management Corporation; Technautics Corporation; Techni-Jet Corporation; Techni-Venture, Inc.; Technical Equity Company; Technical Fund, Inc.; Technical Mineral Funding Corporation; TechniCom Services, Inc.; Technikraft Metallurgy, Inc.; Technique II, Inc.; Technitron, Inc.; Techno-Med International Corp.; Technological Farm Producers, Inc.; Technoscan, Inc.; Technotronic Company Inc.; Tecton Investors Advisory Service, Inc.; Tecton Management Corporation; Ted Carpentry Company, Inc.; Ted Judd Construction Co.; TeknaMedia, Inc.; Teknatronic Applications, Inc.; Telcom Technicians' Corp.; Tele-Audit, Inc.; Tele-Broadcasters, Inc.; Tele-Quick Corporation; Telecomm Recording, Inc.; Telecommunication Consultants International, Inc.; Telecommunication Resources, Inc.; Telecomputing Terminal Systems, Inc.; Teleflow Corporation; Telejockey, Inc.; Telemuse Publishing Corporation; Telepatient National, Inc.; Teleposit, Inc.; Teleshare Computing Corporation; Telesure Corporation; Teletector International, Inc.; Teletronics Incorporated; Teletronics Industries, Inc.; Teletronics School System, Inc.; Television Industries, Inc.; Television Manufacturers of America Co.; Telic Industries, Inc.; Telos Services, Inc.; Telserco of Pittsburgh, Inc.; Telserco of Queens, Inc.; Telserco Protective Services, Inc.; Telserco Systems, Inc.; Telserco,

Inc.; Telus, Inc.; Temperature Control Engineering Corp.; Tenderloin, Inc.; Tenndel Corporation; Tennis Club Apartments, Inc.; Terence M. McCann, Inc.; Terminal Systems, Inc.; Terra Investments Incorporated; Terrace Const. Co., Inc.; Terrain Realty Corp.; Test 'n Tell Consumer Research Center, Inc.; Tewkesbury Capital Corporation; Tewkesbury Navigation and Marine Company; Tewkesbury Properties, Inc.; Tewkesbury Residence, Inc.; Texas American Airlines, Inc.; Texas Building Corporation; Texas Health Care, Inc.; Texas Petroleum Fund, Inc.; Text Retrieval Corp.; Texture House, Inc.; TFS Capital Corp.; TFS Management Corp.; TGM Franchise Systems, Inc.; Theodore Granik Cardiovascular Research Fund, Inc.; Therapeutix, Inc.; Thermal Industrial Products, Inc.; Thermatrol Corporation of America; Thermex Industries, Inc.; Thermo Mode, Inc.; Thermochromatic Systems, Inc.; Thermoplastic Industries, Inc.; Thermotron Inc.; Thesus Computer Management Corporation; Theta Medical Corporation; Third Mayfix Properties, Inc.;

Thirteen, Inc.; Thom Hird & Son Inc.; Thomas C. Vincent Construction Co. Inc.; Thomas Frederick Associates Inc.; Thorne United, Inc.; Thornite Corporation; Thoughts Publishing Inc.; Three Eagles, Inc.; Three Point Development Corporation; Three Rivers Transportation, Inc.; Thrustair, Inc.; Thunderbird Maya Corporation; Thwaites Reef House International Ltd.; Tiarco Corporation; Tiburzi-Scott Gallery Inc.; Tick Tockery of North America, Inc.; Tidelands Drilling Company; Tilecast Iso-Span Corp.; Tilley Lamp Co. (U.S.A.) Ltd., The; Timberlands Exploration Company; Timberline, Inc.; Timbers, Inc., The; Time Oil Land Corporation; Time Out, Inc.; Time Sharing for Management, Inc.; Time Sharing Unlimited, Inc.; Time Sharing Users Association, Incorporated; Timewealth Corporation, The; Timmons Marina, Inc.; Tings Putter Corp.; Tipote, Inc.; TM Inc.; TMT Corporation; Tobacco Village, Inc.; Tobin Enterprises, Inc.; Tolis Cain Corporation; Tom Hamilton Pontiac, Inc.; Tom Hart Inter National Corporation; Tom Mc Call Organization, Inc.; Tom W. Shipley, Inc.; Tommills Leasing Co.; Tomorrow-Today, Inc.; Tomorrow, Inc.; Tondra Ventures, Inc.; Tony Bennett Spaghetti House, Inc.; Tooley Associates; Top Champ Stores, Inc.; Top Ten Dividend Corporation; Torch Enterprises, Inc.; Torco Industries, Inc.; Toronto Road Development, Inc.; Torsco, Inc.; Tory Hill Corporation; Total Credit Card, Inc.;

Total Education Corp.; Total Impact Program, Inc.; Total Package Systems Corporation; Total Sound, Inc.; Total Systems Management, Inc.; Total Utilities Service Corp.; Totels International, Inc.; Touchwood, Inc.; Tourmasters International, Inc.; Towne Court Apartments, Inc.; Townswick Corporation; Toy Chest of America, Inc.; Tractioneer Company, The; Tracto Construction Co.; Tracy Sportswear, Inc.; Trade Builders, Incorporated; Trade Winds Nursing Centers of America, Inc.; Trademark Associates, Inc.; Tradeship Inc.; Trailer Insurance Company of America, Inc.; Trailer Merchandising Company, Inc.; Training & Testing Equipment Company; Trans Northern Airlines Incorporated; Trans Pacific Developments, Ltd.; Trans United Industries, Inc.; Trans World Capital Ltd.; Trans World Development Corp.; Trans-Allied, Inc.; Trans-Beacon Corporation;

Trans-Beacon Realty Co., Inc.; Trans-Coast Supply Corporation; Trans-Financial Corp.; Trans-Hydro Inc.; Trans-International Computer Investment Corporation; Trans-International Marketing, Inc.; Trans-National Leasing, Inc.; Trans-Nuclear, Inc.; Trans-Oceanic Enterprise Corporation; Trans-Oceanic Explorer Corporation; Trans-Oceanic Freedom Corporation; Trans-Oceanic Investments, Inc.; Trans-Oceanic Mariner Corporation; Trans-Oceanic Peace Corporation; Trans-Oceanic Transport, Inc.; Trans-World Video Corporation; Transac Computer Corp.; Transamericare Corp.; Transarama, Inc.; Transatlantic Investors, Inc.; Transbulk, Inc.; Transcal Agency, Inc.; TransCentury Technology Corporation; Transcommunications Corporation; Transcontinental Arts Corporation; Transcontinental Consultants, Inc.; Transcontinental Corporation; Transcontinental Data Processing Corporation, The; Transcontinental Entertainment Corporation; Transcontinental San Juan Inc.; Transcorp, Inc.; Transessence, Inc.; Transfinite Data, Inc.; Transformer and Coil Specialties, Inc.; Transit Associates, Inc.; Transit Sand & Gravel, Inc.; Transmar Management Consultants, Inc.; Transmarine Resources, Inc.; Transmedia Production Services, Inc.; Transmetrics Incorporated; Transmichigan Corporation; Transoceanic Systems Consultants, Inc.; Transpak Security Management Systems, Ltd.; Transpolymer Industries, Inc.; Transport Leasing Corporation; Transport Products Corporation; Transportation Data Services, Inc.; Transportation Enterprises, Inc.; Transportation Research & Management Corporation; Transportation

Services, Inc.; Transportation Unlimited Corp.; Transportation Vehicle Rental, Inc.; Transworld Corp.; Transworld Resorts Internationale, Ltd.; Travel Enterprises, Inc.; Travel Host Motel System, Inc.; Travel Key, Incorporated; Travel Town, U.S.A., Inc.; Travel Trends, Inc.; Travis Justice Inc.; Travis, Inc.; TRD Foods Division of Ohio, Inc.; Treasure Island Department Stores, Inc.; Treasure Mountain Gold Mining Company; Tree Farms, Inc.; Trent Brown Incorporated; Tri State Music, Inc.; Tri State Rehab, Inc.; Tri-Continental Development Corporation; Tri-Lite Industries, Inc.; Tri-Segmatics, Inc.; Tri-Service Credit Union;

Tri-State Electric Co.; Tri-State Liquors, Inc.; Tri-State Security Company, Inc.; Tri-States Bus Lines, Inc.; Tri-Trade International Inc.; Triangle Construction Corporation; Triangle Mining and Exploration Corporation; Triboro Unlimited, Inc.; Tricot Finishing Corp.; Trident Capital Corporation; Trident Drilling Company; Trident Realty, Inc.; Tridex Corporation; Trila Exploration, Inc.; Trinity Construction Corporation; Trinity Equities Corporation; Trinity Industries, Inc.; Trinity International Development Company Limited; Trinity Management Company, Inc., The; Triple 'S' Trucking, Inc.; Triple M Homes, Inc.; Tropical Hardwoods Corporation; Tropical Woods, Inc.; Trotter and Brothers, Inc.; Tru-Data Manufacturing Corporation; Tru-Sher Incorporated; Tru-Val Realty Corporation; Trucks Rental and Leasing, S.A., Inc.; Trus Modular Systems, Inc.; Trxoid Corporation; Tryall Industries, Inc.; Tryton Investment Company; TSI Equipment Corp.; TSI Leisure Corporation; TSI Scanner Corp.; Tu-Ok Insulation Company; Tucker Enterprises, Inc.; Tudor Corporation; Tufbloom Consolidated Cinema Corporation; Tulsa Venture Corp.; Tungsten Corporation of America; Turas Productions, Inc.; Turbotec, Incorporated; Turf Clubs of America, Inc.; Turf Publicists of America, Inc.; Turkey Too! Inc.; Turn-Key Enterprises, Inc.; Turnstine Company; Twelfth Ward Democratic Club Inc.; Twenty-First Century Equities, Inc.; TWM Corporation; Tycodyne Industries Corporation; Tyler Industries, Inc.;

U I Research Corporation; U. A. Corporation; U. S. Broadcasting Corp.; U.S. Dynamics, Inc.; U. S. Keyboard Corporation; U. S. Tufted Carpets, Inc.; U.I.P. Care Center, Inc.; U.S. and

Canada Investment Co; U.S. Casualty & Guarantee Company; U.S. Education-International Corporation; U.S. Home & Development Corporation of New Jersey, Inc.; U.S. Leisure Industries, Inc.; U.S. Lighting Systems, Inc.; U.S. Pollution Control Corporation; U.S. Science Venture Corp.; Uhlman Associates, Inc.; Ulano Corporation; Ultimar, Inc.; Ultra-Foam Industries, Inc.; Ultradata Sciences Corporation; Ultrasonic Industries, Inc.; Underhill Feeding & Livestock Company; Undique Co., Inc., The; Uni-Modular Housing Corporation; Uni-Season Inc.; Unibilt Industries Inc.; Unibuild Corporation; Unico, Inc.; Unilab, Inc.; Uniland Research Corp.; Unimax Corp.; Union American Methodist Episcopal Church Non-Profit Housing Corporation, Inc.; Union Brands, Inc.;

Union Credit Service of Portland, Inc.; Union Credit Service of Washington, Inc.; Union Technical Services, Inc.; Union Training Services, Inc.; Unionvale Coal Company; Unique Publications Inc.; Unique Pure Foods Corporation; Unirama Corp.; Unisphere Mining Corporation; Unistat Corporation; Unitech Systems, Inc.; United American Medical Services, Inc.; United Asia Oil Company Ltd.; United Assets Group, Inc.; United Broadcast News, Inc.; United Brothers, Inc.; United Cascade Corporation; United Cineworld Corporation; United Community Fund of Southwestern Sussex, Inc.; United Consumer Cooperative, Inc.; United Corporations of America Inc.; United Diesel Co., Inc.; United Distribution and Manufacturing Association, Inc.; United Emergency Action Committee (U-Act), Inc.; United Exchange Agency Incorporated; United Fidelity Group, Inc.; United Hemisphere Productions Corp.; United Hospital Supply Company; United Hospitals of America, Inc.; United Information Utilities, Inc.; United International Films, Inc.; United International Shipping Agencies, Inc.; United Investors, Inc.; United Leisure Corporation; United Leisure Enterprises Corp.; United Medical Services, Inc.; United Milk Products Company; United Minerals Unlimited, Inc.; United Mining & Milling Corp.; United Module, Inc.; United Nations Staff Association; United Neighbors Co-operatives, Incorporated; United Packing of Iowa, Inc.; United Produce and Products Equipment Co.; United Production Corp.; United Professional Data Processing Corp.; United Research Homeowners Agency, Inc.; United Scale and Engineering Corporation; United States Computer Corp.; United

States Development Corporation; United States Financial Corporation; United States Football League, Inc.; United States Hydrocarbon, Inc.; United States International Industries, Inc.; United States International Pictures, Inc.; United States Live Stock Sanitary Association; United States Oil and Gas Corporation; United States Resources Corporation; United States-International Construction Corporation; United States-International Development Corporation; United Station Restaurants, Inc.; United Stores of America, Inc.; United Technological Systems, Inc.; Unitrust Publishing Company, Inc.; Universal Architectural and Equipment Services, Inc.;

Universal Corporation; Universal Data Centers, Inc.; Universal Engineers & Constructors, Inc.; Universal Health Education and Recreation, Inc.; Universal Industries, Inc.; Universal International Cigar Corporation #2; Universal International Computer Leasing Corporation; Universal International Financial, Inc.; Universal International Fund Management Company; Universal International Productions, Inc.; Universal International Realty Management Company; Universal Land Company; Universal Learning Corp.; Universal Leisure, Inc.; Universal Machinery & Equipment Corporation; Universal Medical Centers, Inc.; Universal Minerals and Metals, Inc.; Universal Modular Corporation; Universal Monolithic Homes, Inc.; Universal Pollution Control Corporation; Universal Resource Control, Inc.; Universal Robots Corporation American Robots and Robot Companies of America; Universal Scale Co.; Universal Sections Inc.; Universal Shelter, Inc.; Universal Singles Enterprises, Inc.; Universal Skiers Association, Inc.; Universal Star Attractions, Inc.; Universal Systems, Inc.; Universal Tape Outlets, Inc.; Universal Technical Services, Inc.; Universal Technics, Inc.; University at Large Programs, Inc.; University Classic Film Productions, Inc.; University Copy Center, Inc.; University Enrollment Service Company; University Informatics Corporation; University Instruments, Corp.; Uniworld, Inc.; Unizon Corporation; Unlimited Services, Inc.; Until Further Notice, Inc.; Uptown Business Men's Club, Inc.; Uptown Investment Co.; Uptown Shoes & "Mister" Shop, Inc.; Urban Builder, Inc.; Urban Counselors, Inc.; URBAN Eco-RESOURCES, INC.; Urban Fire Systems, Incorporated; Urban Industries Incorporated; Urban Renewals Incorporated; Urban Research Corporation, The;

Urban Sciences Corporation; Urban, Incorporated; Urbis International Corporation; Usoma Industries, Inc.; Utica Group, Inc., The; Utility Systems for Ecology Inc.; Uvesco, Inc.;

V & W Incorporated; V.I.P. Care Facilities, Inc.; Vacation Credit Club, Inc.; Vadel Associates, Inc.; Val-Tec, Inc.; Valco Incorporated; Valdez Ventures, Inc.; Validor Hotels, International, Ltd.; Valley Brook Builders, Inc.; Valley Realty Corporation; Valley Run Building Corp.; Valley Stream, Inc.; Value Line Leveraged Growth Fund, Inc., The; Values, Inc.; Van Arvey Inc.;

Vance Feeding & Livestock Company; Vanderbilt Inn, Inc.; Vandot Company, Inc.; Vaneli, Incorporated; Vanguard Diversified Services, Inc.; Vannoy, Inc.; Vantex Corporation; Vanusco Shipping Corporation; Vapo-Waste, Inc.; Vari-Chem Industries, Ltd.; Variety Audio Products, Inc.; Varifund Management Corporation; Variom Corporation; Varsity Development Co.; Varsyn Corporation; Vaudeo Inc.; Vectran Corporation; Veg-A-Peel, Inc.; Velvac Equipment Co., Incorporated; Velvet, Inc.; Velvetronics, Inc.; Vencap, Inc.; Venezuela Realty Corporation; Venezuelan Oil & Mining Exploration Corporation; Venoga Corporation; Venture Corporation, Ltd.; Venture Films, Ltd.; Ventures Unlimited, Ltd.; Venus International, Ltd.; Vericast Equipment Corporation; Vermont Computer Communications Network, Inc.; Vermont Village Square, Inc.; Vertical Screw Conveyor Corporation; Verticraft Corporation; Vestro Industries, Inc.; Veterinary Clinical Testing, Inc.; Veterinary Sales Associates, Inc.; Veterinary Supply Associates, Inc. of California; Viatron Computer Systems International Corporation; Victoria Management Corporation; Vidal Sassoon, Inc.; Vidam Productions, Inc.; Video Communications and Electronics, Inc.; Video Equipment Corporation of Puerto Rico; Video Recruiting Systems, Inc.; Video Systems Development Corp.; Video Theaters, Inc.; Viewpoint Publications, Inc.; Viglen Corp., The; Village Grill, Inc.; Village Inn Pancake House of Grand Junction, Inc.; Village Motors, Incorporated; Village School Association; Village Square Antiques, Inc.; Village Square Bookstore, Inc.; Villages International, Inc.; Vim & Vigor, Inc.; Vincent Plaza News, Inc.; Vincoa International, Inc.; Vincoa Systems, Inc.; Vinedel Investing Co.; Vinnie's Cabinet Shop, Inc.; Vintage Society, Inc., The; Violeta del Rey, Inc.; Vip Computer Composi-

tion Services, Inc.; Vip Computer Transcription Services, Inc.; Vip Information Services, Inc.; Virginia Aerospace Products Company; Virginia Produce Company, Incorporated; Vironic Systems Inc.; Virtual Computer Services, Inc.; Viscom Corporation; Visionics, Inc.; Vista Development, Inc.; Vista Financial Corporation; Vista Industries Corporation; Visual Communications, Inc.; Visual Container Corporation of Delaware; Visual Environments, Inc.; Visual Industries Corporation;

Visual Information Products, Inc.; Vita-Drug Industries, Inc.; Vitamin Cosmetics, Inc.; Vocational Education Corp.; Vocational Guidance Institute; Volks Klinik Corporation; Volt Leasing Corporation; Volute Caribe, Inc.; Vortex Arts, Inc.; Vulcan Metallurgical Corporation; Vynacron, Inc.;

W & H Company; W & W Food Services, Inc.; W K Foods, Inc.; WSW Corporation; W V E M, Incorporated; W. B. Simons Industries, Inc.; W. C. H. Enterprises, Inc.; W. F. Company; W.G. Williams and Company, Incorporated; W.N. Dambach Foundation, Inc., The; W. R. Robins, Inc.; W. S. Mathews & Sons, Inc.; W. T. Miller, Inc.; W. W. F. Designers Corp.; Wacki Wigs, Inc.; Wade Leasing, Inc.; Wagner Place Associates; Wagner Promotion, Inc.; Waldon Maintenance Co., Inc.; Wall St. T. V. Movie Club Inc.; Wall Street Capital Corporation; Wall Street Clearing Corp.; Wall Street Consultants, Inc.; Wall Street Corporation; Wall Street Financial Systems, Inc.; Wall Street Resources Incorporated; Wallace & Schwarz Co., Inc.; Walnut Optical Company, Inc.; Walnut Street Club for Political Awareness, Inc.; Walt's Roast Beef, Inc.; Waltech Corporation; Walter D. Marvel, Inc.; Walter F. Sutter, Inc.; Waltham Credit Corporation; Waltham Industries Corporation; Waltham Resources Corporation; Walton-Richardson Co.; Ward Equipment, Inc.; Ward Estates, Inc.; Warden-Alexander, Inc.; Ware's Collection Service, Inc.; Warner Security Systems, Inc.; Warren Associates Inc.; Warshaw-Cooper Corporation; Warwick, Inc.; Washburn, Stringer Associates, Inc.; Washers & Company, Inc.; Washington Airlines, Inc.; Washington Financial Counsellors, Inc.; Washington International Airmotive, Inc.; Waste Reclamation Corporation; Waste Systems, Inc.; Watchung Associates, Inc.; Water Pollution Controls, Inc.; Water Sports, Inc.; Waters are Rising, Inc., The; Way We Go, Inc.; Waydon, Inc.; Weakly &

Hunter Inc.; Weather Minders Incorporated, The; Weatherby's, Inc.; Weatherford, Inc.; Weathervane, Inc.; Weaveamatic Corp.; Webb & Knapp National Corporation; Weber Creative Products, Inc.; Wediquette International, Inc.; Weeks Manufacturing Company; Wehling Leasing Corporation; Weight Control Workshops, Inc.; Weintraub Advertising, Inc.; Weir Wikel Murphy, Limited;

Welcome Aboard of Beverly Hills, Inc.; Weldin Construction Co.; Weldon Properties Corp.; Welfare Service, Philadelphia Division Employees of PBA, Inc.; Welkin Corporation; Wellwood Yacht Marina, Inc.; Wendell W. Simnett Drywall Co.; Wendy Liquidating Corp.; Wentworth Realty Corporation; WesRock Corporation; Wes, Inc.; WesCo Equities, Inc.; West Bank Development Corporation; West End Extension Mining Company; West Finance Company; West Oak Lane Church of God, Inc.; West Side Conservation Association, Inc.; Westark Aircraft Co., Chicago; Westchester Bathrooms, Inc.; Westchester Plumbing Contractors Inc.; Westchester Swim Club, Inc.; Westcom Computer Utilities of Los Angeles, Inc.; Western Broadcasting Corporation; Western Chemical Industries, Inc.; Western Data Services, Inc.; Western Holdings Corporation; Western Security Investment Corporation; Western States Transport, Inc.; Western Tankers and Freighters, Inc.; Western Technologies and Development Co., Inc.; Western Waterproofing of Delaware, Inc.; Western-Atlantic Industries, Inc.; Westgate Dodge, Inc.; Westgate Leasing, Inc.; Westmark Resources, Inc.; Westminster Computer Ltd.; Westminster Foundation of the Synod of Baltimore, Inc.; Westover Beauty Salon, Inc.; Westover-Concord Beauty Salon, Inc.; Westover-Greenville Beauty Salon, Inc.; Weymouth Foundation, Inc.; Whaley Engineering Corporation; Whamburger International Corporation; Wheatley Enterprises, Incorporated; Wheelan Studios of Puerto Rico, Inc.; Wheeler Mobile Inc.; Whelan's Office Machines Inc.; White Apron, Inc., The; White Capital Corporation; White Feather Petroleum Co., Inc.; White Plains Professional Laboratories, Inc.; White Sewing Center Inc.; White Transfer, Inc.; Whiteford, Inc.; Whitehall Art Galleries, Inc.; Whitehall Corporation; Whizzer Industries, Inc.; Whole Earth Corporation, The; Wholesale Druggists Merchandising Association; Wholesale Police Supply, Inc.; Wichmann, Inc.; Wicker-Baldwin Corp.; Wide World of Leisure, Inc.; Wiegand Audio Laboratories, Inc.; Wightman Gold Dredging

Company, Inc.; Wilbeck Resources Incorporated; Wilbert E. Snodgrass, Inc.; Wild Mouse, Inc.; Wildonger & Co., Inc.; Wiley Leasing, Inc.; Wilgren Service Co.; Wilkening Manufacturing Company; Wilkes-Howarth & Assoc., Inc.;

Willard Associates, Inc.; Willcox Corp.; Willett Institute of Finance, Inc.; William E. Quirin, Ltd.; William Edmund, Inc.; William Gold Consultants, Ltd.; William H. King & Associates, Inc.; William J. Simpson, Inc.; William K. White Co., Inc.; William King & Company, Inc.; William N. Cann Lithographers, Inc.; William R. Walker & Co.; William Sullivan, Inc.; Williams Liquors, Inc.; Williams, Jones, Smith & Dale, Inc.; Willie C. Howard, Inc.; Willow Grove Speedway, Inc.; Willow Run Services, Inc.; WilMan Corporation; Wilmington Auto Seat Cover Co.; Wilmington Blue Bombers, Inc.; Wilmington Branch of National Association of Gardeners; Wilmington Federation of Unions Development Corporation; Wilmington Flotilla No. 11, Inc.; Wilmington Harley-Davidson, Inc.; Wilmington Hosiery Mills, Inc.; Wilmington Junior Chamber of Commerce, Inc.; Wilmington Mortgage Company; Wilmington Personnel Consultants, Inc.; Wilmington Poetry Society & Delaware Writers, Inc.; Wilmington Puerto Rican Association, The; Wilmington Universal Trading Corporation; Wilnor Ltd.; Wilson Apparatus Corporation; Wimbrow's, Inc.; Win-Sim Associates, Inc.; Win-King Corporation; Winchester Development Corp.; Windjammer Janeen, Inc.; Windjammer Polly, Inc.; Windjammer Shipping, Inc.; Windjammer Susie, Inc.; Windsor Contracting Company; Windsor Industries, Inc.; Windsor Realty Co.; Wines Internationale Societe, Ltd.; Winkelried Foods, Inc.; Winnebago Management, Inc.; Winson Corp.; Winston Perry Management Co., Inc.; Winston, Perry & Co. Incorporated; Winters and Company Inc.; Wm. Gluckin Corporation; WO Liquidating Corporation; Wodiko Investment Corporation; Wolfe, Rust & Hoopes Foundation; Wolverine Acceptance Corporation; Women, Inc.; Wonder Bar International, Ltd.; Wonder R, Inc.; Wonderful Company, The; Wood-Tek Industries, Inc.; Wooden Indian, Inc.; Woodland Apartments, Inc.; Woodland Pacific Mobile Parks, Inc.; Woodlawn Electronics, Inc.; Woodruff & Company, Inc.; Woodshaven Motel, Inc.; Woodstock Nation, Inc.; Worcester Industries, Inc.; Work, Inc.; Workmen's Circle Branch 69 and 698, Inc., The; World Association of Mental Healing; World Athletic Sports

Corporation; World Golf Club, Inc.; World International Talent, Inc.; World Leisure Corp.;

World Petroleum Assets, Inc.; World Resorts Limited; World Resorts Touroamers, Inc.; World Resorts Tours, Ltd.; World Resorts Travel Corporation; World Resources Corporation; World Trends Computer Corporation; World Trends Development Corporation; World Trends Financial Incorporated; World Trends Insurance Agency, Incorporated; World Trends Leasing Corporation; World Trends Mortgage Corporation; World Wide Artists Management Corporation; World Wide Disposal Corporation; World Wide Heros, Inc.; World Wide Recruiters Co.; World Wide Spa International, Co.; World-Seas Drilling Corporation; World-Wide Ventures, Inc.; Worlds of Atlantis Inc.; Worldwide Education, Inc.; Worldwide Land Sales, Inc.; Worth Financial Corporation; WPM Fund, Inc., The; Wren & Wren, Inc.; Wriking Food/Beverage Systems, Inc.; WSL Recreation, Inc.; Wyoming Gas Co., Inc.;

X-Scope Corporation; X-Tex Industries, Inc.; Xecutron, Inc.; Xeric Corp.; Xertel, Ltd.; Xprint Corporation; XRT Incorporated; XXI Century Security Systems, Ltd.;

Y and M Sporting Goods Co.; Yachting International Corporation of Illinois, Inc.; Yachting International Franchise, Corporation; Yale Employment Service, Inc.; Yale Management Consultants, Inc.; Yale Temporary Help, Inc.; Yang-Kee Food Systems, Inc.; Year Round Air Conditioning, Inc.; Year Round Tennis Club, Inc.; Yes Incorporated; York Group, Inc.; York Instrument Corp.; Yost Laundromats, Inc.; Young American Enterprises Corp.; Young American Enterprises Fashions and Originals, Inc.; Young American Enterprises Record Corp.; Young American Publications, Inc.; Young Great Society Medical Services Incorporated; Young Industrial Company of America; Young Mens Republican Club, The; Youngblood Big Y Corporation; Youngest International, Inc.; Youngland, Inc.; Your Place, Inc.; Youth for Progress, Inc.; Youth Pageants, Ltd.; Youth Services, Inc.; Youth Trends of America, Inc.; Yuill Music Company;

Zaff Corporation; Zaks, Inc.; Zelex International Corp.; Zenith Capital Corp.; Zenith Resources, Inc.; Zephyr Laundry

Machinery Company; Zeta Medical Corporation; Ziegler, Buck, Holt, Inc.; Zim-Craft Manufacturing Co., Inc.; Zimmerman Chevrolet Inc.; Zimmerman Lease & Rental, Inc.; Zodiace, Inc.; Zoralloy Corporation;

Zsa Zsa Limited; 10 Creative Minds, Inc.; 1414 Holding Corp.; 1776 Corporation; 1801 Paper Co.; 1968 United Producers Funds, Inc.; 2M Corporation; 20th Century Industries, Inc.; 21, Inc.; 2445 St. Clair Corporation; 3 I Corp.; 3 Lombardos, Inc., The; 3J Corporation; 300 W. 152 Holding Corp.; 3251 Corp.; 417 West 5th Street Corporation; 5R Films, Inc.; 501 North Rossmore Corporation; 529 South Lazelle Street Corporation; 605 Development Corporation; 61 Fox Corp.; 800 S. Governors Ave., Inc.;

The following corporations were declared inoperative and void April 15, 1971, but did not appear on the proclamation list signed January 25, 1972.

Comprehensive Computer Industries, Inc.; Crown Inc.; Delaware Citizens for McCarthy, Inc.; F & M Investment Corporation; General Chip Corporation; Great Southeast Corporation, The; Inland Faith Mountain Mission, Incorporated, The; International Chemicell Corporation; International Plastics Consultants, Ltd.; Katler Mining Company; Luroma Inc.; Peripheral Devices, Inc.; Vincent Motors, Inc.; Warden-Alexander Financial Corporation.

IN TESTIMONY WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be hereunto affixed this thirtieth day of January in the year of our Lord one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

By the Governor:

Sherman W. Tribbitt

Robert H. Reed

Secretary of State

CHAPTER 757
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Career Education is the top educational priority of this State; and

WHEREAS, Vocational Education is the vital core of Career Education; and

WHEREAS, emphasis on preparing individuals to enter employment and to be upgraded from present employment levels has been markedly increased; and

WHEREAS, Vocational Education appears to offer the single most promising route toward alleviating the critical social problems of our State and Country; and

WHEREAS, the third week in February has been established by the Delaware Vocational Association and the Vocational Youth Organizations of Delaware as "Vocational Education Week;" and

WHEREAS, the ultimate success of this endeavor rests with each and every individual who is concerned with providing opportunities through a comprehensive career curriculum for all students;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of February 11-17, 1973, as

VOCATIONAL EDUCATION WEEK

in Delaware, and urge all residents of the First State to observe this week by making themselves better acquainted with Voca-

tional Education opportunities by visiting any vocational program in their area.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 1st day of
(GREAT SEAL) February, in the year of our Lord, one thousand
nine hundred and seventy-three and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 758
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the founding fathers of our Nation, in drafting our Constitution, provided that "The Congress shall have power . . . To Promote the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective writings and discoveries", and

WHEREAS, the Congress of the United States responded by establishing a patent system under which American inventors have, over the years, made outstanding contributions to the world's engineering, manufacturing, and scientific endeavors; and

WHEREAS, both the Senate and the House of the United States Congress have now passed and the President of the United States has now signed, a resolution officially designating the birthday of Thomas Edison, February 11th, as National Inventors' Day.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby proclaim the week of February 11, 1973 as "Delaware Inventors' Week" in commemoration of the useful arts within the United States and to those contributions made by all inventors. Let it be known in this way, that the State of Delaware expresses thanks to its inventor-citizens for their contributions to the economy and welfare of this state and our nation. Let it further be known that the State of Delaware pays tribute to the United States Patent System, recalling the words of Abraham Lincoln: "The Patent System adds the fuel of interest to the fire of genius."

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 6th day
(GREAT SEAL) of February, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 759
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, Mikolaj Kopernik, the Polish astronomer, known in Anglo-Saxon countries as Nicholas Copernicus, is renowned as one of the greatest men the world has ever known, honored and revered as the instigator of the revolution of science that changed the course of mankind; and

WHEREAS, the scientific contributions of Mikolaj Kopernik were foundations for the technology that made possible the trips to the moon; and

WHEREAS, the National Academy of Sciences recognizes the year 1973 as the Kopernikan year and the 19th day of February of 1973 as Kopernik Day; and

WHEREAS, the Delaware Division of Polish American Congress is observing Monday, February 19, 1973, Mikolaj Kopernik's 500th birth anniversary, as the Kopernik Day;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Monday, February 19, 1973, as

MIKOLAJ KOPERNIK DAY

in the State of Delaware and do call upon all citizens to reflect upon the contributions of this great man to the advancement of world knowledge.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 9th day
(GREAT SEAL) of February, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 760
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION
STATE OF EMERGENCY

WHEREAS, the accidental damage to the Chesapeake and Delaware Railroad Bridge has denied the use of this vital transportation link for an extended period of time; and

WHEREAS, this curtailment of rail transportation service to that portion of Delaware below the canal has dealt a crippling blow to the economy of that portion of the State; and

WHEREAS, the health and welfare of the citizens of the area is in serious jeopardy as a result of these circumstances.

NOW THEREFORE, I, SHERMAN W. TRIBBITT, by the authority vested in me as Governor of the State of Delaware under Chapter 31, Title 20, Delaware Code Annotated, as amended, do hereby declare and order as follows:

1. Effective this date and until terminated by notice from this office a "STATE OF EMERGENCY" is proclaimed for that section of the state below the Chesapeake and Delaware Canal to include the lower portion of New Castle County, and all of Kent and Sussex Counties.

2. All the capabilities of this government with the assistance and appropriate representation of business, industry and others of the private sector will be mobilized to determine and apply such measures as are necessary to prevent further damage to the economy of the area, and further, to effect the earliest possible restoration of full rail transportation service.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 15th day
(GREAT SEAL) of February, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one hundred and
ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 761
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Lions International is a service organization composed of civic-minded men dedicated to the betterment of the communities in which they live; and

WHEREAS, The Lions Clubs of Delaware conduct a wide range of worthwhile programs and activities for the benefit of young and old alike and encourage good fellowship; and

WHEREAS, District Governor Leon Binder has designated March 10, 1973, as Delaware Lions Day in an effort to encourage greater involvement by Lions members in the affairs of their communities and to give something of themselves for the benefit of others; and

WHEREAS, it is fitting that members of the Lions Clubs of Delaware be recognized for their contributions to their communities and our State;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the tenth day of March, 1973, as

DELAWARE LIONS DAY

and I commend this observance to all our citizens.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,

Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 16th day of February, in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 762
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Red Cross has made numerous and significant contributions in meeting health, safety, and emergency welfare needs of families in Delaware, the nation, and the world over; and

WHEREAS, the Red Cross daily helps meet the human needs of thousands of Delawareans through the full range of its community service programs; and

WHEREAS, Red Cross volunteers are actively involved in aid to disaster victims, servicemen, veterans and their families, minorities, the aged, the handicapped, the ill and the poor;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby proclaim March, 1973, as

RED CROSS MONTH

in Delaware and urge all residents of the First State to honor the achievements and contributions of the Red Cross and recognize it as a vital, valuable and integral part of our society.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 20th day
(GREAT SEAL) of February, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 763
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Industrial Arts is an integral part of education that concerns itself with tools, materials, and processes and their effects on every-day life; and

WHEREAS, Industrial Arts assists in the discovery and development of personal aptitudes, interests, creative technical abilities, self-reliance, sound judgment, resourcefulness, adaptability, problem solving, and expression for living in a technological society; and

WHEREAS, Industrial Arts offers opportunities for each student to acquire educational, social, and occupational information by engaging in meaningful activities to assist in choosing and planning a career;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim April 2 - 7, 1973, as

INDUSTRIAL ARTS EDUCATION WEEK

and commend this occasion to the citizens of our State.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 15th day
(GREAT SEAL) of March, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 764
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the people of Greece established the "Birth-place of Democracy"; and

WHEREAS, the people of Greece and their descendants have displayed the highest ideals of personal liberty and social and political responsibility; and

WHEREAS, the learned, imaginative, and critical character of the Greek civilization has provided many of the greatest achievements of the human mind; and

WHEREAS, the Greek citizens of Delaware reflect the experience, belief, and aspirations of a vital society that contains the poetry of common life and a vision of prophecy; and

WHEREAS, on March 25, 1821, Bishop Patron Germanos declared the Independence of the Nation of Greece after 400 years of slavery; and

WHEREAS, the date of March 25, 1973, brings to mind that Declaration of Independence;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the date of March 25, 1973, as

DELAWARE APPRECIATION OF THE
1821 INDEPENDENCE OF GREECE DAY

and urge all citizens of Delaware to recall with appreciation that the concept of democracy as experienced in the United States began in the great nation of ancient Greece.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 23rd day
(GREAT SEAL) of March, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 765
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the State of Delaware salutes and welcomes home the men and women who have worn the uniform of the United States during the Vietnam War; and

WHEREAS, few Americans have served in the Armed Forces under more difficult circumstances; and

WHEREAS, these men and women who have served the United States during the Vietnam War deserve the thanks of a grateful Nation; and

WHEREAS, these men and women have added to the honor of the United States;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Saturday, March 31, 1973, as

HOME WITH HONOR DAY

and urge all citizens of the State of Delaware to join in a nationwide moment of silence at noon, March 31, 1973, for those who suffered most during the Vietnam War.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 26th day of March, in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Secretary of State (Acting)

CHAPTER 766
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Colony of New Sweden was established 335 years ago at "The Rocks," now marked by Fort Christina Monument in the City of Wilmington; and

WHEREAS, under the leadership of its founder, Peter Minuit, Fort Christina became the first permanent settlement in the Delaware River Valley as well as in the State of Delaware in the year 1638; and

WHEREAS, the General Assembly of the State of Delaware has passed a resolution directing the Governor to proclaim March 29 of each year as "Delaware Swedish Colonial Day; and

WHEREAS, it is fitting that tribute be paid to the contribution of the State's first settlers;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Thursday, March 29, 1973, as

DELAWARE SWEDISH COLONIAL DAY

in our State, and request that on this day and the days following our schools, churches, patriotic and historical societies, community organizations and other institutions commemorate the first permanent settlement upon the soil of Delaware with appropriate ceremonies.

I FURTHER REQUEST that State, County, City and Town governments display the flags of the United States and the State of Delaware and that the flags of the United States and the Kingdom of Sweden be flown at Fort Christina Monument during the period of observance.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 26th day
(GREAT SEAL) of March in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Secretary of State (Acting)

CHAPTER 767
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the young children of the State of Delaware are Delaware's most valuable resource; and

WHEREAS, the State of Delaware is deeply devoted to the well-being of its children; and

WHEREAS, there is a need for a fundamental understanding of the critical importance in the early years of everyone's life; and

WHEREAS, the State of Delaware has a sincere commitment to its young;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 1 - 7, 1973, as

THE WEEK OF THE YOUNG CHILD

and urge all citizens of the State to participate in the observance of the needs of the young child in their community and their nation.

IN WITNESS WHEREOF, I, **SHERMAN W. TRIBBITT**, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 30th day of March in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Secretary of State (Acting)

CHAPTER 768
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, this is an era of concern for individual and family values, the welfare of the consumer, and for environmental alternatives — all issues which deeply affect our daily lives; and

WHEREAS, Home Economics, concerned with all aspects of family and individual life, is developing new approaches to solving problems in these areas of concern; and

WHEREAS, the Delaware Home Economics Association, in cooperation with its 50,000-member parent group, the American Home Economics Association, helps focus the professional skills and knowledge of its 200 members in education, research, communications, business, community services, and homemaking toward improving the standards of living and the quality of life; and

WHEREAS, Delaware citizens should have a continuing appreciation of the concentrated efforts of home economists to preserve those values significant to the stability and unity of families;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 1 - 7, 1973, as

HOME ECONOMICS WEEK

in recognition of the accomplishments of home economists and urge all citizens to join in saluting their contributions to our state and national economy and to our personal and family well-being.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 30th day
(GREAT SEAL) of March in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Indepen-
dence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Secretary of State (Acting)

CHAPTER 769
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the Claymont High School Flaming Arrow Marching Band of Claymont, Delaware, has been selected as one of the outstanding musical units in our State and has accepted an invitation to represent our State at the Festival of States to be held in St. Petersburg, Florida, April 3 through April 7, 1973; and

WHEREAS, the Flaming Arrow Marching Band is the only such musical unit from Delaware to receive an invitation to this event; and

WHEREAS, the Flaming Arrow Marching Band has long been a symbol of superior performance in marching and music and has gained for Delaware the reputation of developing in its young people a bountiful image of our State's future through youth of high moral character and fiber;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the Flaming Arrow Marching Band of Claymont High School, in Claymont, as the official band of Delaware for the Festival of States celebration in St. Petersburg, Florida, and my personal ambassadors of good will from the citizens of Delaware to the people of Florida.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 3rd day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Secretary of State (Acting)

CHAPTER 770
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, in America we live under laws which have been passed by our elected representatives or which are the result of the moral customs of our times; and

WHEREAS, these laws are interpreted by judges selected from among us who themselves are governed by the rule of law; and

WHEREAS, it is important that each citizen help to maintain an independent and strong system of courts in America; and

WHEREAS, it is through our judicial system that the rights of the individual are made effective; and

WHEREAS, law and courts exist to protect every citizen in the rights and privileges he enjoys under our Federal and State Constitutions, and our courts are the duly constituted means of upholding and protecting the individual rights of every citizen;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Tuesday, May 1, 1973, as

LAW DAY IN DELAWARE

and call upon all citizens of this State to join in its observance through court visitations, appropriate ceremonies, programs and educational activities.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 4th day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 771
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the State of Delaware is and always will be vitally concerned with the plight of the mentally retarded; and

WHEREAS, the Delaware Jaycees will assist in raising money through the sale of apple butter to the citizens of this State to support the fight against mental retardation;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 29, 1973, as

DELAWARE APPLE BUTTER WEEK

and urge that the citizens of the State of Delaware support this fund raising drive to help financially support the fight against mental retardation.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 4th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 772
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Project Concern is an international, nonprofit, nonsectarian, nonpolitical organization established for the purpose of providing a full range of medical and dental assistance services to impoverished peoples in the United States and other countries throughout the world; and

WHEREAS, since its inception 11 years ago by Dr. James W. Turpin, Project Concern has grown from one man's dream to an international health care agency which annually provides treatment to over 500,000 persons; and

WHEREAS, over a million walkers have participated in Walks for Mankind to support Project Concern's treatment of the sick in 13 hospitals and clinics in Tennessee, New Mexico, Texas, Hong Kong, Mexico, Vietnam, and Ethiopia; and

WHEREAS, in Delaware last year, 600 persons walked and raised \$6,000 to support this worthy cause and 30% of the money raised stayed in the community for use by local sponsoring organizations; and

WHEREAS, Project Concern's activities benefit the state, our country, and other peoples of the world; and

WHEREAS, the Walk for Mankind is a positive, constructive activity for our youth and other citizens;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim April 7, 1973, as

WALK FOR MANKIND DAY

and urge all residents of the First State to support this campaign to improve the quality of life for all mankind.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 6th day of
(GREAT SEAL) April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence
of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 773
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Shriners Hospitals for Crippled Children and Burns Institutes, which are dedicated to the total care and treatment of all children regardless of race or creed; and

WHEREAS, this year marks the 51st Anniversary of the opening of the first such hospital started by the Ancient Arabic Order of the Nobles of the Mystic Shrine; and

WHEREAS, during the past 50 years the Shriners Hospitals have cured or materially helped more than 164,000 children; and

WHEREAS, the Shriners Hospitals for Crippled Children and Burns Institutes deserve the appreciation of every resident in Delaware for their great humanitarian work;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Sunday, May 20, 1973,
as

INTERNATIONAL SHRINE HOSPITAL DAY
IN DELAWARE

and ask that all citizens join me in paying tribute to the Shrine of North America.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 6th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 774
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, our law enforcement agencies play an essential role in safeguarding the rights and freedoms which have been guaranteed by the United States Constitution and the Constitution of Delaware; and

WHEREAS, it is important that people throughout the First State know and understand the problems, duties, and responsibilities of their police departments, and that members of our law enforcement agencies recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and

WHEREAS, Delaware's police departments have grown to be modern and scientific law enforcement bodies which unceasingly provide a vital public service; and

WHEREAS, since 1962, the week in May in which May 15 falls has been nationally designated as Police Week in recognition of the contribution the police officers of America have made to our civilization through their dedicated and selfless efforts in enforcing our laws, and May 15 has been designated as Peace Officers Memorial Day in honor of the Federal, State, and municipal peace officers who have been killed or disabled in the line of duty;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of May 13 - 19, 1973 as

POLICE WEEK

and the day of May 15, 1973, as

PEACE OFFICERS' MEMORIAL DAY

and urge all citizens of the State to participate in appropriate ceremonies to commemorate police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 11th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 775
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the safety and well-being of the residents of the State of Delaware is of major importance to all the citizens of the State; and

WHEREAS, the single best measure of the success of any society is its ability to enforce just laws fairly and equitably for all the people regardless of race, creed, or social standing; and

WHEREAS, the Delaware State Police were officially organized as the result of legislation, passed by the General Assembly, being approved on April 28, 1923; and the State Police have since served as conservators of the peace throughout the State with the members having the responsibility of suppressing all acts of violence and enforcing all laws relating to the safety of persons and property; and

WHEREAS, the members of the Delaware State Police have traditionally performed their duties honestly and faithfully to the best of their abilities and without fear, favor or prejudice, making their State and Country a safer place in which to live; and

WHEREAS, the Delaware State Police during the past fifty years have increasingly been recognized as a professional highly trained and essential part of the State's and Nation's public safety and law enforcement team; and

WHEREAS, members of the Delaware State Police have and continue to dedicate themselves to the preservation of property and human life, often placing their own lives in jeopardy as

they strive to perform their duties and uphold their responsibilities; and

WHEREAS, it is fitting during the Fiftieth Anniversary Year of this vital organization to call to the attention of the public the contributions to their safety and well-being made by the State Police; and

WHEREAS, it is important that the people of Delaware know and understand the problems, duties and responsibilities of their State Police, granting members of that organization the respect they have worked so hard to earn;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim that Saturday, April 28, 1973, be officially designated as

DELAWARE STATE POLICE DAY

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 11th day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 776

**STATE OF DELAWARE
EXECUTIVE DEPARTMENT**

DOVER

PROCLAMATION

WHEREAS, the plumbing industry of the State of Delaware holds a major responsibility for the protection of public health and the advancement of living standards; and

WHEREAS, plumbing is an ancient profession that has provided sanitation and fresh water since man began to gather in communities; and

WHEREAS, plumbing and piping contractors are the original ecologists and have engaged in this field for nearly a century and have taken the lead in the development and application of environmental measures to insure clean air and clean water; and

WHEREAS, thousands of contractors and skilled journeyman plumbers and apprentices are actively engaged in the plumbing profession in this State; and

WHEREAS, Delaware's leadership in building construction, public works, industrial development and agriculture is greatly enhanced by the plumbing industry; and

WHEREAS, the National Association of Plumbing-Heating-Cooling Contractors and its affiliated state and local associations will lead their total industry of two million men and women in special activities to focus attention on the vital contribution they make to the quality of life in our State and our nation;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim April 15 - 22, 1973, as

**NATIONAL PLUMBING INDUSTRY WEEK
in the State of Delaware and urge that all citizens join with me**

in giving recognition to this vital profession and to the special events arranged for this period.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 13th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 777

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, Sudden Infant Death Syndrome (SIDS) kills more babies between the ages of one week and one year than any other disease and is second only to accidents as the greatest killer of children between one week and fifteen years; and

WHEREAS, this malady strikes down over 10,000 victims every year in the United States, babies who are otherwise in the best of health; and

WHEREAS, SIDS is neither predictable nor preventable; because it occurs suddenly without warning and because of widespread ignorance about the disease, both among professional and laymen, its aftermath among surviving family members is one of extreme grief and overwhelming guilt; and

WHEREAS, besides the death of thriving children, SIDS produces countless broken homes and broken spirits, tragic by-products which are needless and preventable; the veil of ignorance about sudden infant death syndrome must be lifted;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of May, 1973, as

HELP CONQUER SUDDEN INFANT DEATH MONTH

and call upon all our citizens to support the efforts of the Delaware Valley Chapter as set out by the National Foundation.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,

Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 13th day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 778
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, on April 8, 1974, Delaware will celebrate the 450th Anniversary of its discovery; and

WHEREAS, in 1524 the French vessel Dauphine sailed up the Delaware River and discovered the land which later became known as Delaware; and

WHEREAS, Captain Verrazano, of the Dauphine, became enchanted by the shores of Delaware and named this land "Ven-dome;"

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim 1974 as

SESQUI-QUADRICENTENNIAL YEAR

and suggest appropriate preparations, activities, and festivities throughout the State.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 13th day of April, in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 779
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Independent Order of Odd Fellows, a world-wide fraternal organization, will be celebrating its 154th Anniversary this year, 1973; and

WHEREAS, the Independent Order of Odd Fellows had been organized in Baltimore, Maryland, on April 26, 1819; and

WHEREAS, the Independent Order of Odd Fellows has a record of public service to persons other than their immediate membership; and

WHEREAS, the Independent Order of Odd Fellows have adopted various projects in their endeavor to assist their fellowmen;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 22 - 28, 1973, as

INDEPENDENT ORDER OF ODD FELLOWS WEEK

in Delaware and urge our citizens to become more aware of what the Independent Order of Odd Fellows are doing for their neighbors and fellowmen in the benefit of so many.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 13th day
(GREAT SEAL) April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 780
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, Latin is the bridge which links the entire western world through a common language heritage; and

WHEREAS, Latin is the key with which we can best unlock the treasures of our own language and literature; and

WHEREAS, Latin provides a firm foundation for an in-depth study of the humanities and of our history and culture stream; and

WHEREAS, Latin is an enjoyable challenge for the modern student who wishes to exercise his mind by means of a precise and orderly discipline, the better to orient himself toward a useful and satisfying life; and

WHEREAS, the Junior Classical League is an organization of young people who appreciate the civilization, language, literature, and art of ancient Greece and Rome because it gives them a better understanding of the debt of our own culture to that of classical antiquity; and

WHEREAS, the annual convention of the Delaware Junior Classical League will be held at Caesar Rodney High School on April 16, 1973;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 15 - 21, 1973, as

LATIN WEEK IN DELAWARE.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 16th day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 781
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, May 6 - 12, 1973, has been designated National Hospital Week; and

WHEREAS, the theme for National Hospital Week is
"Your Hospital A Caring Community
Your Health Our Common Concern"; and

WHEREAS, the State of Delaware joins the Nation in paying tribute to the more than 7,000 dedicated people who serve the hospitals of this State and who provide skilled and compassionate health care to our citizens, both inside and outside hospital walls;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim May 6 - 12, 1973, as

HOSPITAL WEEK IN DELAWARE

and urge citizens of Delaware to take cognizance of this event and to participate fittingly in its observance.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 16th day
(GREAT SEAL) of April, in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 782
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATON

WHEREAS, mental illness continues to be the nation's number one health problem; and

WHEREAS, concerned citizens are working tirelessly to improve the care and treatment of the mentally ill and to promote mental health; and

WHEREAS, there is a continuing need for research into the diagnosis, treatment, and prevention of mental illness;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of May, 1973, as

MENTAL HEALTH MONTH

in Delaware and call upon the citizens of the State of Delaware to observe this month with appropriate activities to promote mental health throughout this State.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 783
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, School Bus Safety Week will be observed nationwide during the week of April 23 - 28, 1973; and

WHEREAS, the State Board of Education and the state representatives of the National School Bus Safety Week Committee feel that the safety of our youngsters cannot be over-emphasized and that the excellent driving record set by school buses in Delaware should be known to the public encouraging greater compliance to driving safety by all motorists; and

WHEREAS, in Delaware during the 1972-73 school year, there are approximately 85,000 students being transported daily by approximately 1,150 school buses and drivers; and

WHEREAS, so far this year there have been no school bus fatalities in Delaware; and

WHEREAS, School Bus Safety Week is an ideal time for all citizens to rededicate themselves to promote safety on our streets and highways by exercising caution and courtesy in driving;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 23 - 28, 1973, as

SCHOOL BUS SAFETY WEEK.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 18th day of April in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 784
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, on May 12, 1973, the Dover Air Force Base will be open to the public from 10:00 a.m. to 4:00 p.m.; and

WHEREAS, the Dover Air Force Base will have on display United States Air Force aircraft as well as a static display of the Military Airlift Command's giant C-5 Galaxy; and

WHEREAS, Armed Forces Day is annually held throughout the United States sometime during the month of May for the purpose of reporting to the American people the activities of servicemen and women; and

WHEREAS, the theme of this year's activities will be to inform the public of the Armed Forces' contributions not only to the National defense, but also to the military involved in human and social endeavors;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim May 12, 1973, as

ARMED FORCES DAY

in the State of Delaware and urge all citizens throughout the State to remember the gallant efforts of the individuals of the Armed Forces of the United States.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 23rd day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 785
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the week of April 29 through May 5, 1973, has been declared "Postal Week" by the United States Postal Service; and

WHEREAS, every community in the United States is linked to the nation and the world by our national mail service; and

WHEREAS, the welfare of every citizen and every business, on every city street and across the countryside are dependent upon this vast communication network, available to all our people the year round, at a price everyone can afford; and

WHEREAS, the men and women of the Postal Service are obligated to serve our states and the nation with courtesy and care; and

WHEREAS, "Postal Week" is an appropriate time to extend its cooperation, support and constructive suggestions to the Postal Service;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of April 29 through May 5, 1973, as

POSTAL WEEK

in the State of Delaware and urge all of our citizens to participate in its observance.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 27th day
(GREAT SEAL) of April in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 786
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the State of Delaware recognizes that air transportation is a vital travel mode in the State's total transportation system; and

WHEREAS, air transportation contributes significantly to the economic and industrial growth of the State of Delaware; and

WHEREAS, the State of Delaware is for the continuing development of aviation education programs in the schools and colleges of Delaware; and

WHEREAS, the State of Delaware boasts of more than 2,000 pilots, 700 aircraft, and 13 public use airports; and

WHEREAS, the State of Delaware strongly endorses the Federal Aviation Administration's Accident Prevention Program in the advancement of aviation safety;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of May, 1973, as

AVIATION MONTH IN DELAWARE

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 2nd day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 787
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, William Penn issued a warrant for the surveying of Dover in 1683, one year after his arrival in the New World; and

WHEREAS, the town of Dover was laid out around The Green in 1717 in accordance with Penn's plans, establishing the nucleus around which many historic buildings are clustered; and

WHEREAS, Dover has been Delaware's capital and the center of our Government since 1777, playing a central role in the events which led to the establishment of our Great Nation; and

WHEREAS, the Federal Constitution was first ratified in 1787 in Dover, giving Delaware the right to be called the First State and the State That Started A Nation; and

WHEREAS, the proud history of our capital city is the cherished heritage of all Delawareans, which by custom we commemorate each year on the first weekend in May;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the weekend of May 5 - 6, 1973, as

OLD DOVER DAYS

in Delaware and encourage residents of the First State to come to the City of Dover and take part in the festivities and observances which mark these days.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 2nd day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 788
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the State of Israel during this month of May, 1973, or in the Hebrew calendar, the year 5733, is celebrating the 25th Anniversary of its establishment as a sovereign nation and as a refuge and home for the survivors of the European holocaust; and

WHEREAS, the people of Israel through ingenuity, perseverance, and untiring labor have built a modern nation in the desert which stands as a shining example of man's faith, courage, and determination;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim this month of May, 1973, to be a period of commemoration of the founding and building of the State of Israel.

I call upon people of good will everywhere to exercise and support all efforts to establish permanent peace between the State of Israel and her neighbors. I pray God, in his infinite goodness, to bless the people of the State of Israel. Shalom.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 3rd day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 789

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, transportation, whether it is taking us to our jobs or bringing us goods and services, plays a most important role in all of our lives; and

WHEREAS, in Delaware, we are fortunate to have a variety of forms of transportation, including air, water, bus, rail, and highways; each of these modes has made a vital contribution to improving our way of life and increasing our prosperity; and

WHEREAS, we must be conscious of the benefits that we derive from transportation but we must also be conscious of the potential for detracting from our environment; and

WHEREAS, the future transportation improvements for the state, whether they be airports, highways, or mass transit, must be carefully planned and the environmental impact must be carefully evaluated; and

WHEREAS, in our efforts to improve all aspects of our transportation system we will need the public's energy and understanding;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of May 13 - 19, 1973, as

TRANSPORTATION WEEK

in Delaware and urge all Delawareans to participate in observances of the week and to consider how our important transportation system can be enhanced to serve us in the future.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 4th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 790
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, it is only proper and fitting that a specific day be set aside for the purpose of honoring our Mothers; and

WHEREAS, due in large measure to the untiring efforts of Miss Anna Jarvis, Mother's Day was officially observed for the first time on May 10, 1908, and subsequently proclaimed by the President of the United States in 1914 for nationwide observance on the second Sunday in May of each year; and

WHEREAS, the unselfish devotion, tenderness, understanding, patience, and loving discipline bestowed upon us by our Mothers creates a benevolent influence that helps to guide us throughout our lives; and

WHEREAS, we can best discharge our great debt to our Mothers by living such lives as to reflect only credit upon those who brought us into the world and carefully guided and nurtured us to maturity;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Sunday, May 13, 1973,
as

MOTHERS' DAY

in Delaware and urge all of our citizens to take this opportunity to honor their Mothers in recognition of their sacrifices, love, and inspiration that they have given so freely.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 7th day of
(GREAT SEAL) May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 791
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, today many thousands of people are interested in doing something about our environment; and

WHEREAS, the people of the State of Delaware have looked back and felt guilty about our neglect for our environment long enough; and

WHEREAS, it is the goal of the State of Delaware to look to the future with the idea of creating a more beautiful State; and

WHEREAS, creative conservation is the responsibility of each one of us and our total environment is the sum of many small environments; and

WHEREAS, at some time one or more of us must stand up and say, "The environment is my job and my responsibility;"

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of May 27 - June 3, 1973, as

SOIL STEWARDSHIP WEEK

within the State of Delaware and urge all Delawareans to be better creative conservationists and to help keep the First State the most beautiful state.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 7th day of May in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 792
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Delaware State Jaycees is sponsoring a statewide program to make our citizens aware of the need for litter prevention; and

WHEREAS, this effort is receiving the wholehearted support of Jaycee Chapters throughout the State of Delaware; and

WHEREAS, this commendable civic effort will complement existing litter prevention programs; and

WHEREAS, this campaign will help to keep Delaware clean and will also help save tax dollars which would otherwise be required to clean up our State;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of July, 1973, as

"PITCH IN! MONTH"

in Delaware and urge all citizens of this great State to recognize the outstanding effort being made by these Delaware Jaycees and "Pitch In!" to keep Delaware beautiful.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 7th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 793

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the nursing homes and related long-term health care facilities in our State are dedicated to providing high quality health care for many of our older citizens; and

WHEREAS, the nursing home profession has assumed a leading role in upgrading standards of care and improving nursing-professional services; and

WHEREAS, nursing homes and related long-term health care facilities are a vital and needed part of the health care system in our State; and

WHEREAS, nursing home patients and residents need to be reminded that their fellow citizens are concerned for their health and welfare; and

WHEREAS, member facilities of the Delaware Association of Nursing Homes, Inc., are sponsoring many activities in observance of National Nursing Home Week, beginning May 13, 1973, with a theme of "WE CARE";

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim May 18, 1973, as

NURSING HOME DAY IN DELAWARE

and urge all residents to join in this observance and to show encouragement and recognition for the services nursing homes and related long-term health care facilities perform.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 16th day
of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 794
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, thousands of gallant Americans have paid the supreme sacrifice for the preservation of our precious American heritage; and

WHEREAS, it is both fitting and proper that a special day be set aside to pay tribute to their deeds as well as honor the millions of Americans who also wore the uniform of our country in time of war and have since passed on into eternity; and

WHEREAS, more than a century ago the first order was issued for a nationwide observance of a day "designated for the purpose of strewing with flowers or otherwise decorating graves of comrades who died in defense of their country"; and

WHEREAS, the special day of commemoration provides not only an occasion for expression of patriotic unity but also a re-dedication of our efforts to achieve the ultimate goal of an honorable world peace which will determine that that day may finally come when such sacrifice will never again be necessary; and

WHEREAS, the Congress of the United States of America, through enactment of Public Law 90-363, June 28, 1968, has set aside the last Monday in the month of May as **MEMORIAL DAY**;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Monday, May 28, 1973,
as

MEMORIAL DAY

and do hereby call upon all citizens to observe the day in honor of our heroic dead and in reaffirmation of the founding principles of our great Nation. I further call upon each residence and business

firm in the State of Delaware to display the Flag of the United States of America and the Flag of the State of Delaware as our testimony that we have not forgotten the cost of a free and undivided republic.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 795
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, one of the bulwarks of this nation is the free expression of the principle of private ownership of property as evidenced in Delaware and throughout the country by the fact that more than two-thirds of our families own their own homes; and

WHEREAS, the Realtors of Delaware have zealously defended this principle, and have contributed toward public confidence in real property ownership by their pledge to abide by the strict Code of Ethics of the National Association of Realtors; and

WHEREAS, the efforts of Realtors in behalf of Civic affairs and charitable causes and in the application of their professional knowledge of real estate matters for the good of our State have benefited our citizens in countless ways; and

WHEREAS, Realtors have discharged these responsibilities with great credit, through encouraging wise use of the land and preservation of the environment, by advocating the prudence and pride that home ownership brings, and by emphasizing this positive goal for Americans to have "Pride in, respect for, the property of America"; and

WHEREAS, the Realtors of this State will join with thousands of their colleagues throughout the nation celebrating REALTOR WEEK, May 20-26, in extolling the advantages of real property ownership;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of May 20 - 26, 1973, as

REALTOR WEEK

in Delaware and urge all citizens to join me in saluting the Realtors of this State, and the 110,000 Realtors across the nation, for their services, programs and professional skills and dedication, and also urge all citizens to join with me in participating in the programs of civic betterment offered by Realtors during this week and throughout the year.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 796
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the first transatlantic voyage by a steamship was made by an American vessel, the "Savannah", on May 22, 1819, from its namesake port in Georgia to Liverpool, England; and

WHEREAS, the Congress, by a joint resolution approved four decades ago, designated May 22 of each year as National Maritime Day and requested the President to issue a proclamation annually calling for its observance; and

WHEREAS, the State of Delaware participates in international trade through the Maritime industry of the United States; and

WHEREAS, the American Merchant Marine, which is being reconstructed and revitalized under the Merchant Marine Act of 1970, substantially contributes in large measure to the success of Delaware's international trade;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim May 22, 1973, to be

DELAWARE MARITIME DAY

within the State of Delaware and urge all Delaware ships sailing under the American Flag to observe Maritime Day through "dress ship" procedures on that day.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 18th day of May in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 797
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the Blue Rock Drum and Bugle Corps is now entering its 15th year of existence; and

WHEREAS, the Blue Rock Drum and Bugle Corps has become one of the outstanding Drum and Bugle Corps in the United States today; and

WHEREAS, during the 15 years of the Corps existence it has traveled over a half million miles, representing the State of Delaware all over the United States and Canada; and

Whereas, the Blue Rock Drum and Bugle Corps has performed as far west as St. Paul, Minnesota, and as far south as New Orleans, Louisiana, and as far north as Toronto, Canada; and

WHEREAS, the State of Delaware can justly be proud of the Corps accomplishments throughout its entire history; and

WHEREAS, the Blue Rock Drum and Bugle Corps has won 118 of the 266 contests in which it has competed; and

WHEREAS, there are several indications that the dynamic Blue Rock Drum and Bugle Corps will continue to grow and improve and continue to represent the State of Delaware throughout the United States;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of June as

DELAWARE BLUE ROCK DRUM
AND BUGLE CORPS MONTH

within the State of Delaware and urge all citizens of the State of Delaware to honor the hardworking members of the Blue Rock

Drum and Bugle Corps who have represented our State with such distinction for the past 15 years.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Indepen-
dence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 798

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, all men are indebted to those clowns who bring moments of quiet splendor — who redeem sickness and pain with joy; and

WHEREAS, all across America, good men in putty noses and baggy trousers, following a tradition as old as man's need to touch gently the lives of his fellowman, go into orphanages and children's hospitals, homes for the elderly and for the retarded, and give a part of themselves; and

WHEREAS, today, as always, clowns and the spirit they represent are as vital to the maintenance of our humanity as the builders and the growers;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of August 1-7, 1973, as

DELAWARE CLOWNS WEEK

throughout the State of Delaware and call public attention to the charitable activities of clowns and the wholesome entertainment they provide for all our citizens.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 799

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, on June 6, 1933, the Wagner-Peyser Act, which had been enacted by the Senate and the House of Representatives of the United States Congress, was approved and became a law of this Nation; and

WHEREAS, the said Wagner-Peyser Act provided for the creation within the United States Department of Labor of a bureau to be known as the United States Employment Service; and

WHEREAS, the said Wagner-Peyser Act further provided for the establishment and maintenance of systems of public employment offices in the several states and the political subdivisions thereof, in Puerto Rico, Guam, the Virgin Islands, and the District of Columbia; and

WHEREAS, it became the province and duty of the bureau and of the public employment offices established under the Act to promote and develop employment services for men, women, and juniors who are legally qualified to engage in gainful occupations, including employment counseling and placement services for handicapped persons, and to maintain a veterans' service to be devoted to securing employment for former members of the Armed services, and to maintain a farm placement service to assist in the employment of agricultural workers; and

WHEREAS, in the forty years since that Act was approved, the Federal-State employment security system has provided more than one billion services to job applicants and made more than 409 million job placements; and

WHEREAS, in the past five years the public employment service in the State of Delaware has provided employment ser-

vices to 91,397 people, including the placement in jobs for more than 23,463 people;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of June 4, 1973, as

**EMPLOYMENT SECURITY WEEK
IN THE STATE OF DELAWARE**

and encourage the people of Delaware to avail themselves of the services provided to them through these agencies.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 5th day
(GREAT SEAL) of June in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: **ROBERT H. REED, Secretary of State**

CHAPTER 800
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATON

WHEREAS, Fathers render invaluable service to labor, industry, commerce, and every field of endeavor which is necessary for the public welfare and the prosperity of the Nation; and

WHEREAS, we look to the Father in the home as the molder of the children to inspire in them the importance of the moral code and the fundamental laws which govern true brotherhood and to impress upon them the value of all the civic virtues which are the requisites of good American citizenship; and

WHEREAS, it is appropriate that we designate one day in the year to pay tribute in a broad concurrence of public expression to the dignity in which we hold the Father as the head of the family in our American society;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Sunday, June 17, 1973, as

FATHERS' DAY

within the State of Delaware and call upon the citizens to observe it by displaying the American Flag and the Delaware Flag and to otherwise commemorate the Father in the home in order that every day in the year may have the blessings that emanate from good Fatherhood, exemplary citizenship, and a strong family life.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 8th day of June in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

(GREAT SEAL) SHERMAN W. TRIBBITT, Governor
Attest: ROBERT H. REED, Secretary of State

CHAPTER 801
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Harry C. McSherry has distinguished himself as a newsman in Delaware for 53 years; and

WHEREAS, with his accurate roll call tending and his two-fingered typing he has become a legend among younger newsmen and the public at large alike and, who with his cane and pipe, has become a figure at Legislative Hall and in the Senate Chamber; and

WHEREAS, he has broadcast his "Capital Comments" program nightly on WDOV radio for 24 years, providing a continual picture of legislative highlights and insights to broadcast listeners; and

WHEREAS, his column in the "Delaware State News" offers daily assessment and commentary on items of current and past interest; and

WHEREAS, his stories also reflect his superb recollection of past history, dates, events, personages, anecdotes and attitudes, and entertain while informing; and

WHEREAS, his "tell-it-like-it-is" style of writing sets him apart from other journalists; and

WHEREAS, "Mr. Mac" has maintained the highest professional standards while reading the pulse of the community of Dover and the State of Delaware since 1920;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, recognizing this newsman's perceptive, accurate, enthusiastic, and tireless efforts to inform, explain,

and educate the citizens of this State as to the affairs that affect their lives daily, do hereby proclaim

HARRY C. McSHERRY THE
"DEAN OF THE DELAWARE PRESS CORPS".

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 18th day
(GREAT SEAL) of June in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 802
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, more and more Americans in all parts of our Nation are turning to boating as a leisure time activity; and

WHEREAS, we need to give increasing attention to the safety requirements of the millions who participate in this healthy, challenging outdoor sport; and

WHEREAS, the President of the United States has invited the governors of all 50 states and the Commonwealth of Puerto Rico, the Virgin Islands, Guam, and American Samoa, and the Commissioner of the District of Columbia to provide for the observance of Regional Safe Boating Week; and

WHEREAS, the Congress of the United States approved a Joint Resolution requesting that the President proclaim on an annual basis the National Safe Boating Week during the week of July 4 of each year;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the week of July 1 - 7, 1973, as

DELAWARE SAFE BOATING WEEK

and urge all Delawareans who use our waterways to take advantage of the numerous boating safety courses offered by governmental and private organizations to help make their stay afloat as safe as it is enjoyable.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 19th day
(GREAT SEAL) of June in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 803
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

I, Sherman W. Tribbitt, Governor of the State of Delaware, pursuant to Article 3, Section 16 of the Constitution of the State of Delaware, do hereby convene the Senate of the 127th General Assembly into Extraordinary Session on Thursday, August 9, 1973, at 1:00 p.m., for the transaction of executive business.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 27th day
(GREAT SEAL) of July in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 804
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, many Delawareans are afflicted with leukemia, a disease which kills many Americans each year; and

WHEREAS, leukemia robs our State of the talents and energies of many of its citizens; and

WHEREAS, it is fitting that appreciation and concern be shown to those Delawareans who have struggled and are struggling against this disease; and

WHEREAS, the State of Delaware should actively support the effort to find a cure for leukemia; and

WHEREAS, it is appropriate that the State recognize the many organizations, institutions, and individuals who have given so much to the search for a leukemia cure; and

WHEREAS, it is desirable for all Delawareans to be made aware of the nature of leukemia, the progress of leukemia research, and the assistance needed to make a leukemia cure a reality;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the month of September, 1973, as

DELAWARE LEUKEMIA MONTH

and ask all citizens of the State to actively support this humanitarian endeavor.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 8th day of August in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 805
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, Delaware's successes throughout its history have been achieved largely through the hard physical and mental labor of its workers; and

WHEREAS, the State's present prosperity is based primarily on the talents and abilities of Delaware's working women and men; and

WHEREAS, the future progress of Delaware depends in large part on the continuing dedication and effort of the workers of our State; and

WHEREAS, the State of Delaware must make known its appreciation of the outstanding contributions of the working population and its recognition of the central significance of diligent workers to the advancement of Delaware; and

WHEREAS, all citizens of Delaware should be made aware of the cardinal importance of our working people to the economic and social welfare of our State;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim September 3, 1973, as

LABOR DAY IN DELAWARE

and ask all Delawareans to observe this day of honor for our working people.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 23rd day
(GREAT SEAL) of August in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 806
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, women have greatly contributed to the advancement and development of our State and our nation; and

WHEREAS, despite their equal importance to America, women have consistently been denied rights equal to those of men; and

WHEREAS, on August 26, 1920, the ratification of the Nineteenth Amendment finally gave women the voting franchise; and

WHEREAS, in response to continued occupational, economic, social, and educational discrimination against women, Delaware has ratified the Equal Rights Amendment to the U.S. Constitution; and

WHEREAS, the State of Delaware should acknowledge the many achievements of the women's suffrage and women's rights efforts; and

WHEREAS, the citizens of Delaware should be informed about the purposes and goals of the women's movement, the damage done by sex discrimination, and the need for firm establishment of equal rights now;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim August 26, 1973, as

EQUAL RIGHTS DAY

and ask all Delawareans to note this significant occasion by firmly resolving to advance the movement.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 24th day
(GREAT SEAL) of August in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor
Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 807
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, WHYY/Channel 12, the community-operated television station serving the Delaware Valley, has brought a new dimension to television for all our citizens; and

WHEREAS, Channel 12 brings invaluable instructional programming to our elementary and secondary school students to stretch their minds and enrich their interests; and

WHEREAS, Channel 12 illuminates issues and concerns of consequence to better inform our citizens; and

WHEREAS, Channel 12's offerings of cultural attainments give us the opportunity and pleasure of enjoying the contributions of creative and talented men and women; and

WHEREAS, Channel 12, a nonprofit and noncommercial broadcasting station, needs the financial support of all the people it serves;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim September 1 - 30, 1973, as

CHANNEL 12 MONTH

and urge all citizens to become aware of and support this invaluable asset to our community life.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 29th day
(GREAT SEAL) of August in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 808
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, surveys indicate approximately 37 percent of the nearly 14 million preschool age youngsters are unprotected against polio, measles, rubella, diphtheria, pertussis (whooping cough), or tetanus; and

WHEREAS, this age group accounts for the greatest percentage of both cases and deaths from these diseases; and

WHEREAS, a host of public and private agencies, voluntary service groups, pharmaceutical firms, and the U.S. Public Health Service's Center for Disease Control, have joined together to carry out a two-phased campaign directed at private and public health care providers and parents for the purpose of increasing immunity levels among the inadequately and unimmunized preschool age population; and

WHEREAS, the President of the United States has designated October, 1973, as National Immunization Action Month;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, in recognition of the massive problem facing us and in support of efforts to cope with and solve the problem of preschool immunizations do hereby proclaim October, 1973, as

IMMUNIZATION ACTION MONTH

and do request all citizens to join me and assist in this effort to end our legacy of afflicted children from these diseases.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 1st day of
(GREAT SEAL) October in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 809
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, on February 15, 1973, pursuant to the provisions of Section 3125, Title 20, Delaware Code, I, Sherman W. Tribbitt, Governor of Delaware, proclaimed a State of Emergency to be in existence for that section of the State below the Chesapeake and Delaware Canal, including the lower portion of New Castle County and all of Kent and Sussex Counties, because of the curtailment of all rail transportation service in that area as a result of the accident and resulting damage to the Chesapeake and Delaware Railroad Bridge; and

WHEREAS, I find that such State of Emergency no longer exists due to the complete and dedicated cooperation of the many who worked unselfishly to repair the bridge and restore rail service;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, pursuant to Section 3125 (d), Title 20, Delaware Code, do hereby proclaim the State of Emergency declared February 15, 1973, as aforesaid, to be terminated.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 1st day of
(GREAT SEAL) October in the year of our Lord, one thousand nine
hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-seventh.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 810
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the National PTA, through its program activities, is now giving priority to four nationwide projects: Children's Emotional Health, Smoking and Drug Abuse, Juvenile Concern for Children in Trouble, and Project Rise; and

WHEREAS, the cooperation of parents, teachers, and students, and all citizens, is essential in promoting an education which benefits each youth mentally, physically, socially, and spiritually; and

WHEREAS, the month of October has been recognized by the National PTA as Enrollment Month;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby proclaim the month of October, 1973, as

DELAWARE PTA MONTH

and ask all Delawareans to realize the importance of cooperation in the education and training of our young people.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 2nd day
(GREAT SEAL) of October in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 811
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, narcotic addiction and drug abuse are major health and social problems afflicting a significant portion of the people of our State; and

WHEREAS, the need is imperative for public and private agencies, business, professional and service groups to develop effective prevention, treatment, and control; and

WHEREAS, there is an urgent need to educate and confront young people and the public in general on the abuse of drugs; and

WHEREAS, narcotic addiction and drug abuse educational programs should, whenever possible, be community based; and

WHEREAS, the President of the United States of America has designated the week beginning October 21, 1973, as Drug Abuse Prevention Week;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim October 21-27, 1973 as

DRUG ABUSE PREVENTION WEEK

in Delaware and urge all the citizens of the State to become involved in one of the many programs which are being set up in communities throughout the State, and I ask the support of the citizens of Delaware throughout the rest of the year, in a mass effort, for continued education and service in order to intervene and control the spread of this social illness.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,

(GREAT SEAL) Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 11th day of October in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 810
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the National PTA, through its program activities, is now giving priority to four nationwide projects: Children's Emotional Health, Smoking and Drug Abuse, Juvenile Concern for Children in Trouble, and Project Rise; and

WHEREAS, the cooperation of parents, teachers, and students, and all citizens, is essential in promoting an education which benefits each youth mentally, physically, socially, and spiritually; and

WHEREAS, the month of October has been recognized by the National PTA as Enrollment Month;

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby proclaim the month of October, 1973, as

DELAWARE PTA MONTH

and ask all Delawareans to realize the importance of cooperation in the education and training of our young people.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 2nd day of October in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 811
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, narcotic addiction and drug abuse are major health and social problems afflicting a significant portion of the people of our State; and

WHEREAS, the need is imperative for public and private agencies, business, professional and service groups to develop effective prevention, treatment, and control; and

WHEREAS, there is an urgent need to educate and confront young people and the public in general on the abuse of drugs; and

WHEREAS, narcotic addiction and drug abuse educational programs should, whenever possible, be community based; and

WHEREAS, the President of the United States of America has designated the week beginning October 21, 1973, as Drug Abuse Prevention Week;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim October 21-27, 1973 as

DRUG ABUSE PREVENTION WEEK

in Delaware and urge all the citizens of the State to become involved in one of the many programs which are being set up in communities throughout the State, and I ask the support of the citizens of Delaware throughout the rest of the year, in a mass effort, for continued education and service in order to intervene and control the spread of this social illness.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,

Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 11th day of October in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 812
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

State of Emergency

WHEREAS, Delaware and all America is in the throes of a critical and all-pervasive energy crisis; and

WHEREAS, a serious shortage of energy could have an adverse affect upon the health, welfare, and economy of the State of Delaware and her citizens;

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, pursuant to Chapter 31, Title 20, *Delaware Code Annotated*, as amended, do hereby declare that a State of Emergency exists in the State of Delaware and, pursuant to Article 3, Section 16, of the Constitution of Delaware, do hereby convene the 127th General Assembly into Extraordinary Session on Friday, November 16, 1973, at 3:00 p.m., for the limited purpose of considering legislation to alleviate the energy crisis in Delaware and to grant the Governor special powers to take such action as is appropriate to protect the health, welfare, and economy of Delaware and her citizens.

IN WITNESS WHEREOF, I, Sherman W. Tribbitt, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 15th day of November, in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 813
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER
PROCLAMATION

WHEREAS, nine months after the signing of the Paris agreements between the governments of the United States, South Vietnam, North Vietnam and the Provisional revolutionary government, there are still some thirteen hundred Americans in Southeast Asia for whom we have no accounting; and

WHEREAS, the families of over eleven hundred Americans who died and were buried in Southeast Asia, including sixty men listed by North Vietnam as having died in captivity, must be assisted in bringing home the remains of their loved ones; and

WHEREAS, in the name of humanity the families of these men deserve and must obtain the fullest possible accounting as called for in Article VIII (b) of the Paris agreements of January 27, 1973, and reiterated in the June 19, 1973, agreements;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Thursday, November 15, 1973, as

RUN FOR FREEDOM DAY - MIA

and urge the people of Delaware to call upon the United States Government to find a solution to this problem without delay. We ask the President to use every diplomatic means, including efforts through the United Nations and by strong public demand, to see that the North Vietnamese Government provides full accounting for the Missing In Action and the return of our deceased.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 15th day of November in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 814

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, John F. Kennedy, the 35th President of the United States, served God and country and his fellow man to the best of his ability; and

WHEREAS, John F. Kennedy, as a man of great stature, led our country through such troubled times as the Vietnamese War and the Cuban crisis; and

WHEREAS, by his display of courage, perseverance and determination, he became one of the most beloved and respected Presidents of the 20th Century; and

WHEREAS, on November 22, 1963, President John F. Kennedy was cruelly felled by an assassin's bullet giving his life for his country; and

WHEREAS, November 22, 1973, marks the 10th anniversary of the death of this great American; and

WHEREAS, John F. Kennedy will always be remembered in the hearts of his followers both in the United States and abroad;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Thursday, November 22, 1973, as a

DAY OF COMMEMORATION OF THE ASSASSINATION OF
PRESIDENT JOHN F. KENNEDY

in Delaware and urge all Delawareans to observe this 10th anniversary of President Kennedy's death with appropriate respect.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 19th day
(GREAT SEAL) of November, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 815
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, 352 year ago, the first pilgrim settlers landed in Plymouth, Massachusetts; and

WHEREAS, this small group of determined settlers endured many hardships and disappointments; and

WHEREAS, through their persistence and perseverance, they overcame a very severe winter in the new land and paused to celebrate the first Thanksgiving; and

WHEREAS, it has been a tradition to set aside one day each year in appreciation for our many blessings; and

WHEREAS, we are thankful to our Creator for our good fortune,

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby proclaim Thursday, November 22, 1973, as

THANKSGIVING DAY

in Delaware, and urge all Delawareans to observe this day in a spirit of thanksgiving and reverance to our Creator.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 19th day
(GREAT SEAL) of November, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 816
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER
PROCLAMATION

WHEREAS, one hundred eighty-six years ago, on December 7, 1787, Delaware, by its unanimous action in adopting the new Federal Constitution, became the first State in the Union; and

WHEREAS, this was an event of great significance not only for Delaware but for the Nation as well; and

WHEREAS, in the intervening years, the United States Constitution has served as a beacon for the hopeless and as an inspiration to all who seek freedom and justice; and

WHEREAS, it is fitting that we set aside this one day annually to reflect on the meaning of the United States Constitution and rededicate ourselves to its preservation;

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby proclaim Friday, December 7, 1973, as

DELAWARE DAY

and urge all Delawareans to observe this day in December in the same spirit as when we became the first State and to join in meaningful and appropriate ceremonies to commemorate this important event.

FURTHER, I request that the Flags of Delaware and the United States be properly displayed from all public buildings on this day.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 5th day of
(GREAT SEAL) December, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 817

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973 proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and,

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorized the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify the conservation and requirements affecting the use of energy reserves; and

WHEREAS, a substantial conservation of Delaware's useable energy reserves can be realized by monitoring and controlling the consumption of energy by owners and occupants of all office buildings as well as all retail, wholesale, commercial, and manufacturing firms assembling, processing, or selling products or delivering services (hereinafter collectively referred to as "business establishments"); and

WHEREAS, in view of the impending or actual acute shortage in the useable energy reserves in the State, such conservation

is reasonable and necessary to protect the health, safety and welfare of the public.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation and do hereby order and declare as follows with respect to all business establishments:

I. MANDATORY REQUIREMENTS

A. Heating and Air Conditioning Units

1. All thermostats shall be reduced to at least 68° during the heating seasons, excepting warehouse areas, where thermostats shall be reduced to 65°.

2. During warm spells, when air conditioning might become necessary, thermostats shall be set at 80° so the air conditioning units will not operate below that temperature. Air circulating fans may be used instead.

3. Heating and/or air conditioning units shall be serviced so that such equipment is operating at maximum efficiency.

4. Whenever possible, all air circulating equipment shall be turned off completely when business establishments are closed.

B. Electrical Power Conservation

1. Incandescent "spot" and "flood" lights on interior displays shall be reduced or eliminated.

2. Only the absolute minimum of lighting shall be permitted until five minutes before the business establishment opens.

3. During business hours, present lighting levels in the sales office areas shall be reduced by 33⅓%. All other areas shall be further reduced as is possible, giving proper consideration to lighting safety standards.

4. In warehouse areas, lighting shall be limited to areas where work is being performed.

5. Whenever possible, all flood and spot lights in display windows shall be eliminated. In areas where security may be a problem, all but two lights shall be eliminated.

6. Where it is not possible to eliminate display window lighting as required immediately above, time clocks shall be reset to coincide with store hours.

7. In lamp (ceiling fixture) display areas, all lights shall be eliminated except those needed for minimum effect.

8. All display models in appliance department (washers, refrigerators, etc.) shall be turned off except during demonstrations specifically requested by prospective customers.

9. All television sets, except one color and one black and white, shall be turned off except during demonstrations requested by prospective customers.

10. All outdoor lighting or signs shall be eliminated during daylight hours.

11. At night, outdoor lighting (business identification signs) shall be turned off immediately upon the closing of business.

12. Business establishments with more than one illuminated outdoor sign shall eliminate all but one such sign.

13. All business establishments with lighted parking lot facilities shall reduce parking lot illumination by 30% of the electrical energy consumed in the corresponding month of 1972.

II. REQUESTED VOLUNTARY ACTION

A. General

1. During night cleaning, lights should be used only in areas where work is being performed.

2. Wherever possible, night "merchandise marking" (receiving room) crews should be eliminated by expanding the work force during daylight hours.

3. Escalators should be turned off immediately upon closing.

4. As few elevators as possible should be in operation during business hours and all elevators should be shut down immediately upon closing the place of business.

B. Gasoline Consumption

1. All motor vehicles used for company business shall travel at not more than 50 miles per hour and drivers should be en-

couraged to operate such vehicles as economically as possible (acceleration, deceleration, etc.).

2. All vehicles should be maintained to assure maximum operating efficiency.

3. The frequency of deliveries to outlying areas should be reduced by intelligent planning.

4. Service calls, etc. should be conscientiously scheduled to reduce unnecessary vehicle mileage.

5. Customer package pick-up should be promoted to reduce the number of deliveries. Whenever possible, free shopping bags should be issued to further encourage customer pick-up.

C. Employee Participation

1. The use of car pools should be encouraged and employers should help arrange additional car pools by rescheduling employees hours so that persons living in the same neighborhoods will have similar working hours.

2. The importance of energy conservation should be impressed on all employees through meetings and bulletins.

3. Employees should be encouraged to utilize public transportation wherever possible.

4. Employees should be encouraged to submit suggestions on other ways for the employer to conserve energy.

5. An in-house associate should be appointed to monitor the energy conservation policies set up by each firm.

III. Pursuant to Section 3128, Chapter 31, Title 20, *Delaware Code Annotated*, any person who violates Section I, of this Order, "Mandatory Requirements", shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

IV. This Proclamation shall be effective at 12:01 A.M., Thursday, December 27, 1973, and shall terminate not later than January 31, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 21st day
(GREAT SEAL) of December, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 818
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973, proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, it is necessary to verify fuels inventory and eliminate insofar as is possible profiteering by unreported petroleum products storage.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. The Secretary of the Department of Natural Resources and Environmental Control (herein referred to as the "Secretary") and any succeeding office or person as I may hereafter designate, is hereby authorized and directed to determine the extent or quantity of petroleum products storage in heretofore vacant or unused storage tanks such as gas stations and industrial sites, etc. The Secretary is hereby empowered to inspect and sample any storage tanks in which he reasonably believes petroleum products are stored.

2. The Secretary shall determine if any such fuel found was reported as required by Executive Order Number 30, establishing an inventory of various energy reserves and resources.

3. This Proclamation shall be effective at 12:01 A.M., Thursday, December 27, 1973 and shall terminate not later than January 31, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 21st day
(GREAT SEAL) of December, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 819
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Delaware and all America is being confronted with an energy crisis which could have serious consequences upon the health, welfare and economy of Delaware and her citizens; and

WHEREAS, the awareness of this situation by Delawareans is commendable and their willingness to individually adopt voluntary measures to help ameliorate this crisis is heartening; and

WHEREAS, Proclamations having the force of law ordering certain energy conservation measures have been well-received and heeded by our citizens; and

WHEREAS, the crisis becomes more real and serious as each day passes and it is essential that Government, the private business and industrial community and citizens do all in their power to assist in alleviating the crisis by conserving precious energy reserves and resources; and

WHEREAS, a deeply-rooted tradition of marking the Christmas holidays by displaying multi-colored electrical decorations has developed in this nation and in this State; and

WHEREAS, a substantial conservation of Delaware's useable energy reserves can be realized by the voluntary elimination of exterior electrical Christmas decorations; and

WHEREAS, because of the cooperation of the citizens of Delaware in other programs initiated to conserve energy reserves and because of the special nature of the Christmas season, it is not deemed necessary nor advisable to command the elimination of outdoor electrically operated decoration; and

WHEREAS, Christmas decorations are a peripheral part of the joyous celebration and it is more seemly to request that Delawareans provide a sacrificial gift to the Christ-child by eliminating exterior electrical Christmas lighting.

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, hereby suggest and earnestly *request* that Delawareans in sacrifice provide a gift of energy conservation by voluntarily forgoing the electrical illumination of exterior Christmas displays or decorations.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 21st day
(GREAT SEAL) of December, in the year of our Lord, one thousand
nine hundred and seventy-three, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 820
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973 proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, pursuant to Senate Bill 397, as amended, signed into law on November 20, 1973, the Governor of the State of Delaware is authorized to modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, efforts to achieve and maintain an acceptable air quality within the State of Delaware must be balanced to also insure available energy resources for the people of the State; and

WHEREAS, the atmosphere of Kent and Sussex Counties in the State of Delaware is of such quality that additional quantities of sulfur dioxide can be tolerated without compromising the health and safety of those Counties.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and do hereby order and declare that all State facilities located within Kent and Sussex Counties are hereby relieved of the requirement that the sulfur content of fuels consumed at these facilities be limited to a maximum of 1% subject to the approval, on a case by case basis, by the Secretary of the Department of Natural Resources and Environmental Control of the sulphur content of substitute fuel.

I further declare that this Proclamation shall be effective at 12:01 A.M., Thursday, December 27, 1973 and shall terminate not later than January 31, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 21st day
(GREAT SEAL) of December, in the year of our Lord, one thousand
nine hundred and seventy-three and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 820
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973 proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, pursuant to Senate Bill 397, as amended, signed into law on November 20, 1973, the Governor of the State of Delaware is authorized to modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, efforts to achieve and maintain an acceptable air quality within the State of Delaware must be balanced to also insure available energy resources for the people of the State; and

WHEREAS, the atmosphere of Kent and Sussex Counties in the State of Delaware is of such quality that additional quantities of sulfur dioxide can be tolerated without compromising the health and safety of those Counties.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and do hereby order and declare that all State facilities located within Kent and Sussex Counties are hereby relieved of the requirement that the sulfur content of fuels consumed at these facilities be limited to a maximum of 1% subject to the approval, on a case by case basis, by the Secretary of the Department of Natural Resources and Environmental Control of the sulphur content of substitute fuel.

I further declare that this Proclamation shall be effective at 12:01 A.M., Thursday, December 27, 1973 and shall terminate not later than January 31, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 21st day
(GREAT SEAL) of December, in the year of our Lord, one thousand
nine hundred and seventy-three and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 821
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, on November 21, 1973 proclaimed that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorizes the Governor to *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, a substantial conservation of Delaware's useable energy reserves can be realized by cutting back on the use of energy by the outdoor advertising industry in Delaware; and

WHEREAS, the largest firms doing business in Delaware have exhibited splendid cooperation in voluntarily implementing the commendable program of effecting an overall 25% reduction of electrical consumption; and

WHEREAS, it is now deemed advisable to formally embody this voluntary program into a Proclamation as authorized

by Senate Bill No. 397 to obtain uniformity as well as necessary and reasonable conservation.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. Pursuant to the authority granted to the Governor to establish and implement standards or requirements affecting the conservation of energy reserves, the outdoor advertising industry in the State of Delaware is hereby ordered to effect reduction of electrical consumption equal to 25% of the electrical energy consumed in the corresponding months in calendar year 1972. Daylight savings time shall be considered only in those months in which it was in effect in the corresponding 1972 month.

2. Insofar as individual companies effect an overall 25% savings of electrical consumption, they shall be free to choose the means by which it is achieved including, but not limited to, the employment of combinations of earlier cut-off times for certain billboards and turning some billboards off entirely.

3. Pursuant to Section 3128, Chapter 31, Title 20, *Delaware Code Annotated*, any person who violates any provision of this Order, shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

4. This Proclamation shall be effective at 12:01 A.M., Thursday, December 27, 1973 and shall terminate not later than January 31, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,

(GREAT SEAL) Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 21st day of December, in the year of our Lord, one thousand nine hundred and seventy-three, and of the Independence of the United States of America, the one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 822
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

Whereas, ROBERT H. REED, Secretary of State on behalf of the State of Delaware, has reported to me a list of corporations which for one year next preceding such report have failed to pay taxes assessed against them and due by them under the laws of the State.

Now, therefore, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby issue this proclamation according to the provisions of Section 511 and 512 of Title 8 of the Delaware Code of 1953, as amended, and do hereby declare under this act of the Legislature that the charters of the following corporations, reported as aforesaid, are repealed:

A & B Equipment Sales & Service Co.; A and J Enterprises Ltd.; A Happy Tie Co., Inc.; A O Shipping Agencies, Inc.; A to Z Sales, Inc.; A.A. - Albee Corporation; A. A. Ruggerio & Son, Inc.; A. B. C. Janitorial Service, Inc.; A. B. G. Enterprises, Inc.; A.E.D. Inc.; A. G. B. Associates, Inc.; A. H. P. Inc.; A. R. Brasch Advertising, Inc.; A.A. Moore Distributors, Inc.; A.P.F.A. Instrument Co., Inc.; A-1 Answering Services, Inc.; A-1 Credit Services Company, Inc.; A-1 Ice Cream Co., Inc.; AA-Sav Corp.; Abbey Weddings Ltd.; Aberdeen Securities Co.; Aberdeen Securities Holding Company; Able Cesspool Service, Inc.; Academy Gardens, Inc.; Academy of Computer Technology, Inc.; Access Information Flow, Inc. (AIF Inc.); Accredited Accounting Services, Inc.; Accurate Electronics Inc.; Accurate Inventory Service, Inc.; Ace Beverages, Inc.; Achievement, Inc.; Ackerman - Meridith Productions, Inc.; Acorn Television Corp.; Acquisition Newsletter, Inc.; Acrodyne, Inc.; ACS Industries, Inc.; Action Air Cooperative Shippers Association; Action Pak Inc.; Action-Age, Inc.; Ad Reprint Service, Inc.; Administrative Systems, Inc.; Adtheonics, Inc.; Advance Cleaners, Inc.; Advance Industries Ltd.; Advance Investment Fund, Inc.; Advance Radiators, Inc.; Advances Data Systems, Inc.; Advanced Integrated Plan-

ning, Inc.; Advanced Product Engineering Corporation; Adventure River Expeditions, Inc.; Advertising Alliance, Incorporated; Aee Dee Plumbing and Heating Contractors, Incorporated; AEI Ventures, Inc.; Aero Industrial Marketing, Inc.; Aero-Bats, Inc.; Aeronautical Development Institute, Inc., The; African-American International Development Inc.; Afro-Am Books, Inc.; Afro-American Athletes in Action, Inc.; Afton Civic Association;

AGRI, Growth & Management Corp.; AGS Services Corporation; AGS Services International, Inc.; Aim - Holobeam Development Corporation; Air Cargo Transit, Inc.; Air Caribbean Transport, Inc.; Air Century, Limited; Air Check Inc.; Air Inns, Inc.; Air Photo International, Inc.; Air Structures, Inc.; Air Transport Facilities, Inc.; Air Trend, Inc.; Air Twentieth Century Shuttle, Inc.; Air Twentieth Century, Limited; Air-Tran Inc.; Airline Traffic Television Information Center, Inc.; Airtech, Incorporated; Al Roth's House of Cards, Inc.; Alaska Development Company; Alaska Growth Fund, Ltd.; Alaska Oil & Mineral Co., Inc.; Alaska Shop of Lake Forest, International, Inc., The; Albert Donald Corporation; Alcorn Environmental Corp.; Alcorn International, Inc.; Alex Lucas Productions, Inc.; Alfie's Fish & Chips, Inc.; Alfred A. Mousley, Jr., Inc.; Alfred Hofmann, Inc.; Aljack Realty, Inc.; All Oceans Marine Consultants, Ltd.; All Seas Tanker Chartering, Inc.; All Weather Roofing Co., Inc.; All-America Football Associates, Inc.; All-Channel Television Society; All-State Properties, Inc. of California; Allegheny Development Corporation; Allegheny Services Inc.; Allen Leasing Corporation; Allen R. Seeburger, Inc.; Allied Charter Trust Company; Allied Insurance, Inc.; Allied Printing Corp.; Allied Tankers, Inc.; Allison Sales Co., Inc.; Alloway Steamship Company; Allstate Yacht Rentals, Ltd.; Almond Paper Co., Inc.; Alphabetland, Incorporated; Alpine Gas and Oil Corp.; Alpine National Corporation; Alpine Oil Company, Inc.; Alpine Oil Exploration Funds, Ltd.; Alscro Exteriors, Inc.; Altoona Aviation Corporation; Amalco, Inc.; AMBCO International Incorporated; Ambionic Designs, Inc.; Ambionics Environmental Control Systems, Inc.; America Two Hundred, Inc.; American - International Consultants, Ltd.; American Academic Environments, Inc.; American Anglers Inc.; American Aztec Company, The; American Beauty Industries, Inc.; American Blind Association;

American Book Club; American Capital Corporation of Tennessee; American Career Service, Inc.; American Challenge Educational Game Corp.; American Charitable Enterprise Foundation; American Chemosol Corporation; American Complex, Inc.; American Computer Management, Inc.; American Craftsmen, Inc.; American Cruise Lines, Inc.;

American Diversified Industries Corp.; American Educational Products Corporation; American Engineering Corporation; American Equity Corp.; American Freight Car Corporation; American Geothermal Power Corporation; American Gift Check Corp.; American Girl Service, Inc.; American Housing Corporation; American Hydrofoils, Inc.; American Hytrox Corporation; American Institute For Human Engineering and Development, The; American International Builders, Inc.; American International Business Research Corporation; American Leisure Corporation; American Line Cosmetics, Inc.; American Management and Engineering Group, Inc.; American Medical Industries Inc.; American Milgrowth Corporation; American Mutual Publishing Corporation; American National Industries, Inc.; American Overseas Shipping Corp.; American Pollution Control Corporation; American Pre-Schools, Inc.; American Properties and Financial Corporation; American Properties, Inc.; American Rail Car Corporation; American Residyne Corporation; American Resource Development, Inc.; American School of Lima Foundation; American Siwin Merchandise Corporation; American Tailoring Enterprises, Ltd.; American Tape Library, Ltd.; American Telluride Corporation; American Terminals, Inc.; American Thoroughbred Breeding and Racing Corporation; American Total Energy Leasing Corporation; American Treat, Inc.; American Video Corporation; American Visual Library, Inc.; American Weco Co.; American Wire Rope Manufacturers Association; Americana Development Corp.; Amerind Container Services, Inc.; AMGO Tours, Inc.; AMI Structures, Inc.; AMIS Corporation; Ampro, Ltd.; Analab Inc.; Analytical Services Corporation; Ancira & Thomas, Incorporated; Anco Industries, Inc.; Andres Bello University Foundation; Angola-By-The-Bay Association; Animated Medical Laboratories, Inc.; Animated Novelties, Inc.; Anne Quinn Corp.; Anthony Conforti, Inc.; Anthony Gibbs, Inc.; Apartment Communities Day Care Center Inc.; Apollo Estates Corp.; Apollo International Corporation;

Appalachian Oil & Gas Corporation; Applied Computer Sciences, Inc.; Applied Industrial Metrology, Ltd.; Applied Research of Delaware, Inc.; Aqua-Base, Inc.;

Aqua-Genie Enterprises, Inc.; Aqua-Sol Corporation; Aquanox, Inc.; Aquapol International, Inc.; Aquarius Intercontinental Ltd.; Aquascience, Inc.; Ar-Lee Sales, Inc.; Arby's, Inc.; ARC Chemical Corporation; ARCH Foundation; Archer Woods Memorial Park, Inc.; Arcon, Inc.; Arcweld, Inc.; Ardsley Chemical Corp.; Argee Trading Corporation; Argosy, Inc.; Arguay, Inc.; Aries, Inc.; Arleigh Corporation, The; Armament Systems and Procedures, Inc.; Arrival Publishing, Inc.; Arrow Disposal Corporation; Arrow Signs & Displays, Inc.; Art-Build Industries, Inc.; Arthur Corporation; Arthur's of Auburn, Inc.; Artisan, Inc.; Artman Construction Co.; Artman Industries, Inc.; Arts and Friends Society; Arty Martin Enterprises, Inc.; Arvonja Realty Company Number 2; ASC Meat Imports, Ltd.; ASC Shipping Corporation; Ashley K. Dearing Foundation, Inc.; Asia Management Corporation; Asia Pacific Corporation Ltd.; Asia Services, Inc.; Asiaman (USA), Inc.; Asset Managers, Inc.; Associated Dairy Products Company of Utah, Inc.; Associated Executives Club, Incorporated; Associated Royal Crown Bottling Company; Association for Educational Improvement, Inc.; Association for Retirement of the National Debt of the United States; Association for Two-Child Families, Inc.; Association of MBA Executives; Astor Mills, Inc.; Astra-Color, Inc.; Astro Pactor, Inc.; Atar Computer Systems, Inc.; Atchison Engineering, Inc.; Atchison Products, Inc.; Atchison Trans-Power Inc.; Athens Development Corporation; Athletic Timer, Inc.; Athlon Corporation, The; Atlantic & Caribbean Barge Lines, Inc.; Atlantic Coast Growers, Inc.; Atlantic Films Corporation; Atlantis Corporation; Atlas Bargain Centers, Inc.; Atlas Subsidiaries of Delaware, Inc.; Atlas Subsidiaries of Georgia, Inc.; ATO Chemicals Inc.; Aubert Management, Inc.; Audio Visual Enterprises, Inc.; Audio-Video Systems, Ltd.; Aura Jewel, Inc.; Aurora Development Corporation; Aurora Inns of Florida, Inc.; Aurora Inns of Jacksonville, Inc.; Austin Pacific Industries, Inc.; AustralAsia Consultants, Inc.; Australia Fund, Inc., The; Auto Analysts International, Ltd.; Auto Leasing, Inc.; Autofile Corporation; Autolok Casters, Inc.; Automated Credit Reports, Inc.; Automated Data Services, Inc.; Automated Industries, Inc.;

Automated Industry Detail, Inc.; Automated Optics, Inc.; Automated Sewing Apparatus, Inc.; Automatic Coil Company of Puerto Rico, Inc.; Automatic Machinery, Inc.; Automatic Sanitary Equipment Corporation; Automatic Systems and Marketing Corporation; Automatic Transmission Centers of America, Inc.; Automed, Inc.; Automedic Laboratories of America, Inc.; Automotive Electronics, Inc.; Automotive Safety Industries, Incorporated; Autosport Products, Inc.; AVC Enterprise, Inc.; Avenues Unlimited, Inc.; AVI Educational Group, Inc.; Aviation Industries Co.; Aviation Trades Corporation; Award Music, Inc.; Axioms Productions, Inc.

B & B Marine Engines, Inc.; B & C Associates, Inc.; B D Paper Company, Inc.; B. Co., Inc.; B.B. and J. Miller, Inc.; B.K. Anderson Construction Company; B & B Truck Leasing, Inc.; B & H Supply Company; B-F Films Corp.; B-K Fund, Inc., The; Bachaven Incorporated; Back Bay Properties, Inc.; Bahama Cruises Agency, Inc.; Balanced Environment Group Inc.; Balanced Financial Plans of America, Inc.; Ballymoss Productions, Inc.; Balzer Industries Inc.; Bamboo Country, Inc.; Bancroft Mfg. Co., Inc.; Band Boosters Association of the Rose Hill-Minquadale School District; Banner Biscuit Company, Inc.; Banner Development Corporation; Banner Leasing Company; Baptist Funding Company, Inc., The; Bar-Rich Productions, Inc.; Bara Industries Corp.; Barber & Company, Inc.; Barclay Service Corporation; Barnai Industries, Inc.; Barney & Charley, Inc.; Barrington Hills Rental Properties, Inc.; Barstan Electronics Corporation; Barton Corporation of Salisbury; Basic Resources, Inc.; Bates Financial Corporation; Bates, Joseph & Wood, Inc.; Bateson & Company; Battery & Electric Corporation; Batton Corporation; Bauer Industries, Inc.; Bauer, Sheaffer & Lear, Inc.; Bay Lincoln-Mercury, Inc.; Bay Side, Inc.; Baycrest Corporation; Bayreuth Agency Incorporated, The; Bayshore Resources Company, Inc.; BCF Coporation; BCS Productions, Ltd.; Beach Corporation; Beach House Civic Association; Beacon Builders, Inc.; Bearing Jobbers, Inc.; Beaufort Agency, Inc.; Beavers-Berger, Inc.; Beco Import & Export Ltd.; Bedford Package Store, Inc.; Bedford Securities Corporation; Beetler Beauty Service of Indiana, Inc.; Bel Incorporated; Bell Eastern Corporation; Bellalome Corporation; Bellas Hess Catalog Stores, Inc., of Mississippi;

Bellas Hess Catalog Stores, Inc., of Missouri; Bellas Hess Catalog Stores, Inc., of Kansas; Belle Products Company; Belmont Franchising Corp.; Belvedere Hotel Operating Co., Inc.; Bergen Express Co., Inc.; Berger-Rivenburgh, Inc.; Berkley Development Corporation; Berkshire Associates, Inc.; Bernard Troyan, Inc.; Best International Talent Ltd.; Beta Epsilon Phi, Inc.; Betoan, Ltd.; Bethany Realty, Inc.; Better Homes of Millsboro, Inc.; Better Service Drywall Installers, Inc.; Bettina Properties, Inc.; Betts and Brittingham Masonary Contractors, Inc.; Betty Travel, Inc.; BGWS Industries, Inc.; Bible Cassette Club, Inc., The; Bickham Engineering Corporation; Big "Z" International Corporation; Big T Corporation; Big Wheel Truck Stop, Inc.; Biggers & Stover, Inc.; bill boydston, inc.; Bill Ghent Ford, Inc.; Bill Peck Lincoln-Mercury, Inc.; Bill Stokes Trucking Co., Inc.; Bio Data Laboratories, Inc.; Bio Engineering International, Ltd.; Bio-Med Computer Services, Inc.; Bio-Medical Supply, Inc.; Bioanalysis, Incorporated; Biosystems, Inc.; Bird Road Properties, Inc.; Biter Company; Biter Freight System, Inc.; Bizcincorp Inc.; BJJ Hotel Supply Company; Black "N" Proud Products, Inc.; Black Alliance Revolving Loan Fund, The; Black Enterprises, Inc.; Black International, Inc.; Black Pride, Incorporated; Black River Petroleum Corporation; Blairstown Industries, Inc.; Blake Innovative Technologies, Inc.; Blanchard Holding, Inc.; Blazer Sales Corp., The; Block's Inc.; Blom Brothers Company; Bloomington Foods, Inc.; Blue Skies, Inc.; Blue-Brick Capital Corp.; Blueline Guard Dog Service, Inc.; BMAL Corporation; Boats & Motors, Ltd.; Bob Peters Used Cards, Inc.; Bobb, Inc.; Bolivian American Oil Co.; Bolivian Press, Ltd.; Bolo Corporation; Bonanza Air Lines, Inc.; Bond Engineering Corporation; Bonded Roofers, Inc.; Bontec Industries, Inc.; Book Mart, Inc.; Bookleaf, Inc.; Boot-Tique, Ltd.; Borough Truck Leasing, Inc.; Bosco International, Inc.; Boston Buffet, Inc.; Bove's Tavern & Package Store, Inc.; Bradford Construction Corp.; Bradley Intercontinental Mortgage Company of Delaware; Brainpower U.S.A., Incorporated; Branch Realty Co., Inc.; Brandenburg and Associates, Inc.; Branding Iron Butcher Shops, Inc.; Brandywine Carpet Service, Inc.; Brandywine Employment Co., Inc.; Brandywine Holding Co.; Brandywine Investment Corporation;

Brandywine Limited; Brandywine Liquors, Inc.; Brandywine Shoppe, Inc.; BRE Corporation; Bread Basket Corporation; Bret Distributor, Inc.; Bri-Time Industries, Inc.; Bridge Realty and Development Corp.; Bridgton Company, Inc., The; Bridgton Management Corporation; Bridgton Securities Corporation; Bright and Morning-Star Baptist Church Corp., The; Broadcast Action, Incorporated; Brooklyn Eagle, Inc.; Brothers 4, Inc.; Brusa, Inc.; BTF Corporation, The; Buckeye Holdings, Limited; Buckingham Super Markets, Inc.; Budget Plan of Newark, Inc., The; Budget Plan of Wilmington, Inc., The; Buffalo Bill's Wild West, Inc.; Bulk Distribution Service, Inc.; Bulk Navigation & Towing, Inc.; Bullseye Lighting Products Corporation; Bumbles International, Inc.; Bunting Farms, Inc.; Burch Controls, Inc.; Burgess, Inc.; Business Exchange West, Inc.; Business Research and Engineering Corporation; Businessman's Medical Research Foundation, The; Bustan Construction Co.; Busy Bea, Inc.; Butler Management Corporation; Buy-Merge-Sell, Inc.; By Appointment Only, Inc.; Byland Corporation; Byrd Information Systems Corporation.

C & D, Inc.; C & J Contractors, Inc.; C&R Industries, Inc.; C and W Enterprises, Inc.; C I Builders, Inc.; C K S Engineers Inc.; C U C Securities Corp.; C 3 - Incorporated; C. & F. Enterprises; C. G. & M. Builders, Inc.; C. G. H. Aero Club, Inc.; C. M. L. Corporation; C. R. Bell & Sons, Inc.; C.A.H. Company; C.J. Kensey, Inc.; C*S Products, Inc.; Cable TV Systems Development, Inc.; Cadre Publishing Co., Inc.; Cairo Hotel Corporation; Cake & Sons, Inc.; Cal Corporation; Caliente, Inc.; California Program & Concessions Co. East, Inc.; California Research & Development Corporation; California Standard Corporation; Californian Laboratory for Crayfish Genetics and Ecology, Inc.; Callahan Impl. Co. Inc.; Callemers Corp.; Callicutt Corporation, The; Camac Training Facilities, Inc.; Cambridge Development Capital Corporation; Cambridge Group, Inc.; Camelot Companies of America, The; Camelot, Ltd.; Cameo Appliance Company Inc.; Cameo Furniture Co. Inc.; Campana Corporation, Inc.; Campertime Industries, Inc.; Campus Cinema Corporation; Campus Cinema Realty Corporation; Campus Pharmacy, Inc.; Camsec, Inc.; Cannon Construction Corp.; Cantata Choir, Inc., The; Canterbury Council No. 36 Junior Order United American Mechanics, Inc.;

Cantrell & Cochrane Ltd., Inc.; Cap-Well Enterprises, Inc.; Cape Canaveral Holiday Office Centers, Inc.; Cape Henlopen Marine, Inc.; Cape Holding Company; Capilustro of America, Inc.; Capital Advisors, Inc.; Capital Consultants Corporation; Capital Exploration Corporation; Capital Growth Corp.; Capital Resources Corporation; Capital Restaurant Corporation of Washington, D.C.; Capital Scale Co., Inc.; Capricorn Corporation; Caravelle International, Inc.; Carbondale T.V. Mart, Inc.; Card Automatic Recording Data, Inc.; Career Center, Inc.; Career Enterprises, Inc.; Cargomasters, Inc.; Carib-Leisure, Inc.; Caribbean Constructors Ltd.; Caribbean International Associates, Inc.; Caribbean International Enterprises Inc.; Caribbean Leasing Corporation; Caribbean Modules Inc.; Caribbean Resorts, Ltd.; Carl Rogers and Sons, Inc.; Carlson Development Corporation; Carnival News, Inc.; Carole Corporation; Carousel World Imports Corp.; Carroll Graphics, Inc.; Cartoning Machinery Corporation; Caruthers Associates, Inc.; Caryl Carpets, Inc.; Cas-Tell, Inc.; Cash Club, Inc.; Cash On The Line Co.; Cass Incorporated of Delaware; Cassette Music Corporation; Cassette Systems, Inc.; Cassette-Cartridge Corporation; Catalina Delaware Properties, Inc.; Cathel Enterprise, Inc.; Causal Behavior Studies, Inc.; Cavalier Pictures, Ltd.; Cavanagh Equities Corp.; Caybis Inc.; CDC Capital Corporation; CDC Financial Corporation; Cecil Investment Company; Cedar Publishing Corp.; Ceir Leasing Corporation; Cellu-Craft Foundation, The; Centaur Equipment Company; Centaur Recreation Enterprises, Incorporated; Centennial Concrete Corporation; Center City Rent-A-Car, Inc.; Center for Social Entrepreneurship, Inc., The; Centeram Corporation; Central Air Systems, Incorporated; Central Entertainment Corp.; Central Hobbies, Inc.; Central Investment Co.; Central Purchasing & Service Agency, Inc.; Centre-Mark International, Inc.; Centrex International Corporation; Century Computer Services, Inc.; Century Investment Transfer Corp.; Century Systems, Inc.; Century 21 Beautiques, Inc.; Ceramic Sciences, Inc.; Cerulean Firmament Corp.; CGC Corporation; Challenge Foundation, Inc.; Cham-Pagne Properties, Inc.; Champion Printing Ink Company, Incorporated; Champion Tennis & Squash, Inc.; Championship Sports Corporation.

Chancellor Industries, Inc.; Chandalar Gold Mines, Inc.; Chaney Research Foundation; Chantemp, Inc.; Char-Tech Corporation; Char-Tu Corporation; Charcoal Bowl, Inc.; Chargene, Inc.; Charles A. Bail, Inc.; Charles C. Guentner Corporation; Charles M. Leo, Inc.; Charles McClure Investment Co., Inc.; Charles U. Martin, Inc.; Carter Bulk Service, Inc.; Charter Bulk, Inc.; Charter National Corporation; Charter Oak Investors Corporation; Chas. L. Baxter Lumber Company; Chas-Ann, Inc.; Chavis Construction Co.; Check-A-Matic, Inc.; Checkatron of America Corporation; Chemcor Industries, Inc.; Chemgas Transporters, Inc.; Chemical Data Systems, Inc.; Chemical Pollution Control Corporation; Chemical Resources International Corporation; Chempath Products, Ltd.; Chemtra Industries Corp.; Chess Company, The; Chestnut Hill Teenagers, Inc.; Chestnut Scandinavian Theatre, Inc.; Chicagoan Hotel Co.; Chicken Delight of Chester, Inc.; Chief Bender's, Inc.; Child Development Centers, Inc.; Child Development Consultants, Inc.; Chippewa Corporation; Chloe Corporation; Chlormetals Incorporated; Chosen Friends Lodge No. 35, I.O.O.F., Inc.; Christmas Club Corporation; Christy Trades School Inc.; Cinbar Corp.; Cine Color Corporation; Cinema Assignments Inc.; Cinema City Associates, Ltd.; Cinema City Development Company, Inc.; Cinema World Corporation; Cinemanagement Inc.; Cinephonics Incorporated; Cinesound, Corp.; Cinetronics Group, Inc., The; Circa Corporation; Circle Realty Co.; Cisco Enterprises, Inc.; Citadel Enterprises, Inc.; Citizens For Justice With Order (A Foundation); City Venture Corporation; Civilian Career Counselors, Inc.; CIV-POL Ltd.; CKD, Inc.; Clark Implement Company; Clark-Aiken International, Inc.; Clayman-Carlo, Inc.; Claymont Youth Council, Inc.; Clean Environment, Inc.; Clean-Air-Ator Corporation; Clear Water Products, Inc.; Clements and Courtright, Inc.; Clennon Electric, Inc.; Climate Control Systems, Incorporated; Clipper Marine Corporation; Coastal Air Services, Inc.; Cobra Corporation; Cochrans' Bus Company, Inc.; Cocoa-Coffee International Corporation; Coffco Distributors, Inc.; Cogistics Inc.; Coin Vend Sales Inc.; Colby Development Corporation; Colby Productions, Inc.; Coleman Oil Investment Company, Inc.; Coliseum Natural Gas Corporation.

Collegium Ltd.; Collier International Oil Corporation; Collins De Puerto Rico, Inc.; Colmar Credit, Inc.; Colonial Arms

Motel, Inc.; Colonial Imports, Inc.; Colonial Inn Corporation; Colonial Medical and Development Company; Colonial Restaurant, Incorporated; Colonial Wool Company, Inc.; Colony Construction Corporation; Columbia Seafoods, Inc.; Column Technology, Inc.; Combined Financial Resources, Inc.; Combined Property Maintenance, Inc.; Come and Dine Gospel Chorus, Inc.; Comed, Inc.; Comet Travel, Inc.; Comfort Control Corp.; Comfort Masters, Inc.; Commercial Leasing Corp.; Commercial Typographers, Inc.; Commodore Jet Sales of America, Inc.; Communications America, Inc.; Communications Engineering Consultants, Inc.; Communications Facilities, Incorporated; Communications Marketing, Inc.; Communications Repair Corporation; Community Construction Corporation; Community Holding, Inc.; Community Realty Company; Community Services, Inc. of Delaware; Comoco, Inc.; Compania Constructora Elmhurst, Ltd.; Complete Industrial Enterprises, Inc.; Component Parts Worldwide, Inc.; Components Technology Corporation; Composition Applications, Inc.; Comprehensive Computer Systems, Inc.; Comprehensive Marketing Corp.; Comprehensive Sports Planning, Inc.; Compufilm Booking Service, Inc.; Cumulith Corp.; Compumath, Inc.; Compumedia Associates, Inc.; Compumetrics, Inc.; Compute-O-Gram Systems, Inc.; Computer Calendar Corp.; Computer Efficiency Corporation; Computer Environments Corporation of Vermont; Computer Facilities Management Corporation; Computer Fulfillment, Inc.; Computer Group, Inc., The; Computer Investment Associates, Inc.; Computer Management Aids Corp.; Computer Network Corporation; Computer Programing Consultants, Inc.; Computer Systems/Graphics, Inc.; Computer Utilities Corporation; Computicket Corporation; Computicket Corporation of California; Comtech Management Inc.; Conack Uranium Corporation; Conback Incorporated; Concord Products Corp.; Concrete Components, Inc.; Concrete Placement, Inc. of Delaware; Condominium World Incorporated; Conflo, Inc.; Congo Soda Pop Co., Inc.; Connecticut Hospital Electronic Leasing Products Inc.; Conotech, Inc.; Conrad Realty Company, Inc.

Consolidated Artists, Inc.; Consolidated Gas & Equipment Company of America; Consolidated Graphic Foundation, Inc.; Consolidated Information Corporation; Consolidated Resources Corporation; Consolidated School Systems, Inc.; Consortium

International, Inc.; Constellation Corporation; Constitutional Alliance, Inc.; Construction Leasing Systems, Inc.; Consult, Inc.; Consultants For Interamerican Operations, Inc.; Consulting Associates, Inc.; Consultrainers, Ltd.; Consumer Auto Leasing, Ltd.; Consumer Communication Systems, Inc.; Consumer Merchant Co-op, Inc.; Consumer Specialty Corp.; Consumer-Investor Planning Corporation; Consumers' Co-op Incorporated; Contact Unlimited Corporation; Contact, Inc.; Container Management Corp.; Contempart Originals, Ltd.; Continental Art Galleries, Ltd.; Continental Beverages, Inc.; Continental Consulting Corp.; Continental Cosmetics, Inc.; Continental Data Sciences Corporation; Continental Food Service, Inc.; Continental Illinois Investment Syndicate, S. A.; Continental International Corporation; Continental Land and Cattle Company, Inc.; Continental United Corporation of America; Contract Service Hauling, Inc.; Control Associates, Incorporated; Control Equipment Corporation of New England, Inc.; Control Securities Corporation; Control Systems Electronics, Inc.; Control Systems, Inc.; Cool Springs Saddlery, Ltd.; Cooper Jewelry Corporation; Cooper-Wheeler, Inc.; Cooperative Research, Inc.; Coordinated Industries, Inc.; Corin Fund, Inc., The; Cork County Properties, Inc.; Corona Corporation; Corporate Communications Council, Inc., The; Corporate Consultants International Inc.; Corporate Development Associates, Inc.; Corporate Forum, Inc.; Corporate Image Builders, Ltd.; Corporate Lands, Inc.; Corporate Search and Match, Inc.; Correspondent Clearing Corp.; Corridor Management Company, Inc.; Cosmetic Care, Inc.; Cosmevo Ltd.; Cosmopolitan Specialties Realty Corporation; Council for Evaluation of Economic Programs, Inc.; Council for Marketing, Inc., The; Country Knit Fabrics, Inc.; Country Tweeds, Ltd.; County Drywall, Inc.; County Shopping Center; Cove Haven, Inc.; Cow Bay Manpower Development Corp.; Creations by Tina, Inc.; Creative Bathroom Designers, Inc.; Creative Directors Incorporated; Creative Holographix Corp.; Creative Learning, Inc.

Crescent Electric Co., Inc.; Crescent General Corporation (Delaware); Crest Industries, Inc.; Cresknit Industries, Inc.; Crey, Inc.; Crime Prevention Industries, Inc.; Crimson Clothiers, Inc.; Criteria International Corporation; Cromwell Management Company; Cross Printing, Inc.; Crossroads Boys State,

Inc., The American Legion; Crown Coffee Service, Ltd.; Crown Construction Company; Crown Jewels, Inc.; Crown-Oldsmobile, Inc.; Croydon Hotel Co.; Cruise Brands, Inc.; Crymagen, Incorporated; Cryogenic Carriers Inc.; Cryotronics, Inc.; Cryptographic Techniques, Inc.; Crystal Bay Drilling Company; Crystal International Travel, Inc.; CSC Pacific, Inc.; CSI, Inc.; Cunningham & Tyler, Incorporated; Cur-Ric Petroleum & Gas Corporation; Curriculum Development, Inc.; Custom Creation Corp.; Custom Storages Inc.; Cutler Publications, Inc.; Cybernetics International Corporation; Cybertek, Inc.; Cypress Homes, Inc.; Cypress Management Company, The.

D & E Trucking Co., Inc.; D & F Trucking, Inc.; D. & J. B. Company; D & M Contractors, Inc.; D & M, Inc.; D & M Trucking Incorporated; D&P Consultants of Florida, Inc.; D&S Medical Co., Inc.; D & W, Inc.; D. C. Engraving Company; D.C.L. Enterprises, Inc.; D M & L Construction Co. of California, Inc.; D. S. B., Incorporated; D-Mac Aviation Sales, Inc.; Dade Liquors Company; Dadniss Corporation, The; Daedalus Corporation; Dahl Air Conditioning and Heating Co.; Daigle Motors, Inc.; Dairytown Corporation; Dairytown Holdings, Inc.; Dairytown National Corporation; DaJon Inc.; Dale Corporation; Damnco Construction Company, Inc.; Damnco Realty & Mortgage Company, Inc.; Dan H. Rholetter Trash Removal, Inc.; Dan Mar Dis, Inc.; Danby Builders & Decorators, Inc.; Daniel Starch & Staff Worldwide Ltd.; Danjo-Martin, Inc.; Danko Corp.; Danro Corporation; Dari-Beef Improvement Co.; Darrell Partlow, Inc.; Dashew Business Machines, Inc.; Data Action Corporation; Data Credit Services, Inc.; Data Display Corporation; Data Enterprises, Incorporated; Data International Corporation; Data Metrics, Inc.; Data Processing Security, Inc.; Data Processing Supplies Corporation; Data Systems Support International, Inc.; data-site international, inc.; Data-Staffers, Inc.; Dathol Laboratories, Inc.; Davbrown Corporation; Dave Chapman, Design, Inc.; Davrae Enterprises, Inc.

Day and Night Food Marts, Inc.; Day Care Centers of America Incorporated; Day Care Services, Inc.; Dayton Universal, Inc.; DDA Corporation; de Britto Irmaos Compania Limitada; Dean Kraft, Inc.; DeBlasio & Wald, Incorporated; Decade Fund - 1967, Inc., The; Decade Hedge Fund, Inc.; Deedle

Custom Kitchens, Inc.; DEF, Inc.; Dehydrated Products International, Inc.; DEI Industries, Inc.; Del Corp.; Deland Associated Industries, Inc.; Delaware Associates, Inc.; Delaware Association of Tobacco Distributors; Delaware Baptist State Convention, Inc.; Delaware Bus Company; Delaware Chuckwagons, Inc.; Delaware Citizens Right to Bear Arms, Inc.; Delaware City Community Improvement Association; Delaware Convention & Tourist Center, Inc.; Delaware County Dry Wall Co., Inc.; Delaware Defenders of the Republic, Inc.; Delaware Fund For Civil Investigation, Inc.; Delaware Gasoline, Inc.; Delaware Insurance Group, Inc.; Delaware Lease Air, Inc.; Delaware Medical School Foundation; Delaware Mobile Telephone Company; Delaware Partners of the Alliance, Inc.; Delaware Resources Corporation; Delaware Roofing Co., Inc.; Delaware Sheep and Wool Association, Incorporated; Delaware State Music, Inc.; Delaware Teachers In Politics Association; Delaware Transfer & Storage Inc.; Delaware Underwriting Reports, Inc.; Delaware Valley Development Corporation, The; Delaware Valley Properties, Inc.; Delaware Zoo, Inc., The; Delco Roamers Motorcycle Club, Inc.; Delib Unlimited, Ltd.; Delle Donne Construction Company; Delmar Boulevard Properties, Incorporated; Delmarva Acceptance Corporation; Delmarva Development Company; Delmex Corp.; Delray Industrial Properties, Ltd.; Delta Automated Systems, Inc.; Delta Microwave Corporation; Delta Sales Company, Inc.; Delta Time-Sharing, Inc.; Demilio Corporation; Denarius Mining Company, The; Depositors Growth Fund, Inc.; Derf Productions, Inc.; Design Air Systems Incorporated; Design Consultants, Ltd.; Design-Construction Corporation; Destination Boutiques, Ltd.; Developers & Investors International, Inc.; Development General Corporation; Development Research, Inc.; Development Sciences International, Inc.; Devon Pet Specialties, Inc.; Diagnostic Corporation; Dial "N" Drive Rent-A-Car Network, Inc.; Diamond State Dairies, Inc.; Diamond State Tank Car Company.

Diana Shop of Gastonia, Inc.; Diane Shipping Corporation; Diane, Inc.; Dico Productions, Inc.; Didier and Arthur, Inc.; Digital Data Leasing Corporation; 'Digitron, Inc.'; Dimension Services Corporation; Dimension V, Ltd.; Dimensions In Sound Corp.; Dino's Restaurant, Inc.; Direct-To-Farm Tractor Sales Inc.; Disco Industries, Inc.; Discount Credit Services, Inc.; Dis-

count Mobile Home Sales, Inc.; Disposable Medical Developments, Inc.; Diversco Corporation; Diversified Equities and Development Corp.; Diversified Financial Services, Inc.; Diversified Properties Ltd. of California; Diversified Resources & Services, Inc.; Diversified Sales Consultants, Inc.; Diversified Securities, Inc.; DiVo Enterprises, Inc.; Dmerf Corporation; Doane Cadillac, Inc.; Doctors and Hospital Services, Inc.; Dodge Clothes, Inc.; Doe, Inc.; Donath Construction Company; Dominican Export & Development Corp.; Don Allen Foundation, Inc., The; Don R. Grimes, Inc.; Dorado Del Mar Hotel Corporation; Doral Management Corporation; Doric International, Inc.; Dorman Corporation; Dorothy Boylan Corp.; Dorothy Corporation; Dorset Properties, Inc.; Double Eagle Productions, Inc.; Douglas Communications Corporation; Doulane Realty, Inc.; Dover Capital Corporation; Dover General Services, Inc.; Dover Glass, Inc.; Dover Textile, Inc.; Dowling Farms, Inc.; Downtown Pizza, Inc.; Dream Kitchens, Inc.; Dress Box of Westport, Inc., The; Drew Industries Inc.; Drug Research Consultants, Inc.; Dugger-Holmes & Associates; Dukco Mines, Inc.; Dukor Modular Systems, Inc.; Dum-Dum's Enterprises, Inc.; Dunbar Buick, Inc.; Dunn Enterprises, Inc.; Duo-Smooth Corporation; Duplex Const. Co., Inc.; Duro-Last Industries, Inc.; Dynachange Growth Corporation; Dynachange Leasing Corporation; Dynamerican Corp.; Dynamic Growth Fund, Inc.; Dynex Corporation of America.

E & E Salvage, Inc.; E & H Oil, Inc.; E. E. Hummel, Inc.; E. F. M. Associates, Inc.; E. G. Shinner and Company, Inc.; E. H. Lowe Company; E. I. Commonwealth, Inc.; E. Lucerne, Corporation; E. Ray Price & Co., Inc.; E.M.E. and Associates, Inc.; E.M.S.I., Inc.; E.S.E. Stock Transfer Corp.; Eagle International Corp.; Eagleson Indian Lake Corporation; Earl R. Nutt, Inc.; Early Childhood Educational Research, Inc.; Earth Publishing Corporation.

East Coast Feather Corporation; East Coast Floors, Inc.; East St. Louis Daut Drug, Inc.; East-West Constructors Inc.; East-West Management Corporation; East-West Refrigerated Express Ltd.; Eastern Data Processing Corp.; Eastern Electric Co., Inc.; Eastern Import Co. Ltd.; Eastern Ltd.; Eastern Marine Company; Eastern Mortgage Co.; Eastern Record Service

Inc.; Eastern Shore Installation Co.; Eastern Shore Realty Company; Eastern Trucking Corporation; Eastern Venture Corp.; Eastgate Hotel Co.; Eastway Development Corporation; Eau Claire, Inc.; EBCO Corporation; Ebony Wholesale Liquor & Wine Distributors, Inc.; Eckington Investment Corporation; Ecological Food Society, Inc.; Ecology Research Corporation of America; Ecology, Inc.; Ecomatic Corporation; Econo-Flo Flour Service, Inc.; Economic Concepts of Delaware, Inc.; Economic Concepts of New Jersey, Inc.; Economic Properties, Inc.; Ed Weichmann, Inc.; EDC - MACDONCO, Inc.; Edmoto, Inc.; Educaids, Inc.; Education At Your Fingertips, Inc.; Educational Commercial Interiors, Inc.; Educational Health Standards, Inc.; Educational Planning Associates, Inc.; Educational Research Group, Inc.; Educational Resource Planning, Inc.; Educational Systems & Services, Inc.; Edward G. Kelly & Co., Inc.; Edward M. Company, Ltd.; Effia, Inc.; Egg-Master, U.S.A., Inc.; Eileen Desmond Beauty Salons, Inc.; EJA Holding, Inc.; El Dorado Industries, Inc.; Elcar Corporation; Eldorado Development Corporation; Electro-Aerosol Therapy Corporation; Electro-Aerosol Therapy International, Ltd.; Electro-Image, Inc.; Electro-Repairs, Inc.; Electrodata Sciences Corporation; Electromedia Corporation; Electron Beam Metals Technology, Inc.; Electronic Control Laboratories Co.; Electronic Data Information Technology, Inc.; Electronic Data Service, Inc.; Electronic Security Products, Inc.; Ell and Kay Building and Investment Company; Ellen's Cleaners, Inc.; Ellendale Excelsior Co., Inc.; Elliott Equipment Company; Ellpas Industries, Inc.; Elm Corporation; Elms Hotel Operating Co., Inc.; Elnwood, Inc.; Elrico Oil Corporation; Emanuel Music Ltd.; Emerald Forest, Inc.; Emic, Inc.; Emil J. Paidar Company; Eminence Enterprises, Inc.; Emmerston, Inc.; Empire Music Enterprises, Inc.

Empire Surveys, Inc.; Employee Communications Corporation; Employees Loan Society; Employees National Cleaning Corp.; Employment Corporation of America; Employment Systems, Inc.; Emrak Associates, Inc.; Energy Company; Energy Research Corporation of America; Engineered Sales Applications, Inc.; English Victoriana, Ltd.; Ennex, Inc.; Ennroc Productions Corp.; Ensio, Incorporated; Entrance Environment Control Company; Enviro Control Systems Corporation; Enviro Science Inc.; Environ-Aire Corporation; Environics Corpora-

tion; Environmental Alternatives, Inc.; Environmental Coatings Inc.; Environmental Dynamics Inc.; Environmental Engineering Corporation; Environmental Purification Systems, Inc.; Envirosystems Corporation; Enzymes, Incorporated; Equipment Clearing House, Inc.; Equipment Services Incorporated; Equitable Rothschild Capital Corp.; Equitech Incorporated; ERI Instrument Corporation; Errol Kaufman Companies, Inc.; ESCO Service Company, Inc.; Esperanto League for North America, Inc.; Essco Communications, Inc.; Essee Operating Corp.; Essex Charter Corp.; Estalif, Inc.; Estes Environmental Corporation; Estil Feeding & Livestock Company; Euphon Incorporated; Eureka International Insurance Investigation and Adjustment Service, Inc.; Eureka Refractories Co., Inc.; Euro American Resources, Inc.; Eurochain, Inc.; Euromanager, Incorporated; Eurosonic Telecommunication Holdings Inc.; Evans and Evans, Inc.; Evdel Technodynamics, Inc.; Excalibur Capital Corporation; Excalibur Production Corporation; Excalibur, Ltd.; Execu-Car Ltd.; Execu-Slim, Inc.; Executive Investors Company, Inc.; Executive Leasing Company, Inc.; Executive Properties, Inc.; Executive Resources International, Inc.; Exempt Transportation Specialists, Inc.; Exentine, Inc.; Exeter Industries, Inc.; Exeter Publishing Company; Exotic Plant Corporation, The.

F & D Builders, Inc.; F & H Enterprises, Inc.; F and W, Inc.; F. & F. Construction, Inc.; F. C. T. Company; F. D. J., Inc.; F. I. P., Inc.; F. S. Gold Stamp Co., Inc.; F. S. Karaman & Co. Incorporated; Fabortex Corporation; Fabric Bazaar Inc.; Fabric Boutique Inc.; Fabric Store, Inc., The; Fabulous Magicians, Inc.; Facility Maintenance Corporation; Fairfax Merchants Association, Inc.

Fairmont Distributors Corporation; Fairmont Growth Fund, Inc.; Fairmont Management Corporation; Fairs International, Inc.; Faith Assembly of God, Inc.; Falcon Distributing Corporation; Falcon Group, Inc.; Falcon Management Corporation; Family First Corporation; Far East Construction and Maintenance Corp.; Far East Marketing, Inc.; Far East Worldwide Maritime, Ltd.; Fareed Corp.; Farm Stores International Corp.; Fashions by Rickardo, Inc.; Fast Amphibian Safe Transport, Inc.; Fast Food Franchises, Inc.; Fastrack Leisure Land, Inc.; Fath Corporation, The; Federal Carpets, Inc.; Federal Drug

Corp.; Federal Sweets & Biscuit Company, Inc.; Fen Corporation; Feran Construction Co., Inc.; Ferro Technique Inc.; Fewmac, Incorporated; Fiberstatics Corporation; Fibreglass Industries International, Ltd.; Field Construction Company; Fiesta Enterprises, Ltd.; Fiesta Oil Corporation; Filkona Ltd.; Fillmore-International, Inc.; Film Arts International, Ltd.; Film Corporation of America; Films for Industry, Inc.; Filmtown Stores, Inc.; Fin-Tek Corporation; Finance Investment Co.; Financial Control Corporation; Financial Development Corporation; Financial Freedom Corporation; Financial Funding Corporation; Financial Funding Corporation of America; Financial Funding Securities Corporation; Financial Logistics Corporation; Finaquip, Inc.; Finest Reading, Inc.; Finkernagel's Electric Motor Service, Inc.; First Adams Street Fund, Inc.; First Capital Management Corporation; First Charter Corporation; First Colony Corporation; First Consolidated Corporation; First General Corporation; First LaSalle Corporation; First Lincoln Development Corp.; First Monetary Corporation; First National Management Consultant Corporation; First Pacific Basin International, Inc.; First World Corporation, The; Fisher Egg Corporation; Fitch Fund, Inc., The; Five Points Package Store, Inc.; Flaggways, Inc.; Flagmaster, Inc.; Flair for Fashions, Inc.; Fleming-Joffe Reptiles, Inc.; Fletcher Publishing Company; Flint Hills Drilling Company; Flintlock & Company, Incorporated; Flintlock Investment Corporation; Floater Manufacturing Company, Inc., The; Flocal Corporation; Florida Glass Industries Incorporated; Flow Pharmaceuticals, Inc.; Fluid Laminates of America, Inc.

Foam Homes of America, Inc.; Fontaine Enterprise, Incorporated; Food and Franchising Industries Corp.; Food Care Institute, Inc.; Food Operations, Inc.; Food Products Company, Ltd.; Food Technology Corporation; Foodata Corporation; Forbes Capital Corporation; Forbes Corporation; Forbes Films, Ltd.; Ford Associates, Inc.; Fore Organization, Inc., The; Forecast Fabrics, Inc.; Forest Acres Swim Club; Forestville, Inc.; Fortunato Properties, Inc.; Forum Associates, Inc.; Forward Productions Corporation; Forward Records Corporation; Foss Financial, Inc.; Foundation for NTL, Inc., The; Foundation for Pharmaceutical Research; Foundation for the Prevention of Addictive Diseases; Foundations, Inc.; Founders Capital Cor-

poration; Fountain Enterprises, Inc.; Four Corners Enterprises, Inc.; Four J's Production Co., The; Four Pines Farm, Inc.; Four R's Inc.; Four State Fast Foods Corp.; Four State Funding Corp.; Four Winds Flying Club; Fowler Enterprises, Inc.; Fox Island Properties, Incorporated; Fox Valley Corporation; Franchise Units International, Inc.; Frank E. Kaufman, Inc.; Frank Linder Industries, Inc.; Frank McGuire Basketball School, Inc.; Frankel Oil Corporation; Fred's Shears & Cheers, Inc.; Freden Construction Company, Inc.; Frederick Systems Corporation; Free Enterprise, Inc.; Freelance Studio, Inc., The; Freezie Corporation, The; Freight Liquidators of Delaware, Inc.; French Street Liquors, Inc.; Fred-Dyne Systems, Inc.; Froge, Inc.; Frost Feeding & Livestock Company; Fulton Corp., The; Fun, Inc.; Funanimals, Inc.; Fund Raising Ideas, Inc.; Fund-O-Matic Inc.; Fusco & Pierce, Inc.; Futuristic Building Products, Inc.;

G & F Fruit & Produce Co.; GMDA-Inc.; G. & C. Associates, Inc.; G. H. C. Corp.; G. H. Miller Development, Inc.; G. H. Miller Laboratories, Inc.; G. M. Bailey & Co.; G-R Construction Co., Inc.; G-T Properties, Inc.; Ga Trading Corporation; Gabet, Inc.; Gaines Security Equipment, Inc.; Gale Research Laboratories, Inc.; Gallery International Inc.; Gamac Industries, Inc.; Gar Creations Inc.; Gar Industries, Inc.; Garden Park Homes, Inc.; Garden State Podiatric Development and Supply Company, Inc.; Garnet Enterprises, Inc.; Gastank, Inc.; Gate Cinema Corporation; Gateway Estates, Inc.; Gay-Deb, Inc.; GCI Laboratories, Inc.; Gedway Associates, Inc.; Gemini Chit Fund, Ltd.; Gen. Dynafab, Inc.; Gencom, Inc.; General American Development Corporation; General Business & Development Corporation; General Carbon and Chemical Corporation; General Commercial Transport, Inc.; General Communications Systems, Inc.; General Drywall, Inc.; General Franchise Systems Inc.; General Information Systems Corporation; General Logics, Inc.; General Mirror Corporation; General Service Consultants Incorporated; General Technical Services, Inc.; General Unitec Corp.; General Vehicle, Inc.; Generation, Inc.; Genie Escort Service Ltd.; Genovese Family Foundation; Gentco, Inc.; Geo. H. Jett Drilling Co.; Geominerals Corporation; George Hayen Trucking Co., Inc.; George Miller Ford, Inc.; George's Place, Inc.; Georgetown Junior Chamber of Commerce, Inc.; Gerald A. Cain & Co., Inc.;

Gerberly International Imports Ltd.; Geretek Corporation; Gerler Broadcasting Company; Germantown Community Council, Inc.; Gibreal Produce Co., Inc.; Gift Gallery Stamps, Inc.; Gifts Galore, Inc.; Gilt Edge Mining Corporation; Glenbrook Village, Inc.; Glendale European Enterprises, Inc., The; Glenolden Rod and Gun Club, Inc.; Glesco Electronics, Inc.; Global Veterans of World War II, Inc., The; Globe Overseas Employment Services, Inc.; Gloria Dyeing and Finishing Company, Inc.; Gloucester Steamship Company; GMP Sports, Inc.; Godfrey Finance Corporation; Gold Coin Group, Ltd., The; Golden Key Cassette Corporation; Golden Kitchen, Inc.; Golden Triangle News, Inc.; Good Books, Inc.; Gordon, Kulman & Perry, Inc.; Gotham Hotels, Ltd.; Goubaud De Paris International, Ltd.; Gough Management Services, Inc.; Gourdine Coating Systems, Inc.; Gourdine Environmental Systems, Inc.; Gourdine Systems, Inc.; Gourmet Foods, Inc.; Government Assets Fund, Inc.; Government Employees Investment Fund, Inc.; Gracious Dining, Inc.; Gramm Feeding & Livestock Company; Grammac San Juan Corp.; Grand Prix Race-O-Rama, Inc.; Grandlen, Ltd.; Grant Robbins Co., Inc.; Graph-Fax, Inc.; Graphics Center, Inc., The; Great Eastern Financial Corp.; Greater Newport Youth Center, Inc.; Greater Pacific Mortgage Company, Inc.; Greek-American Exchange Corporation; Green Acres Inc.; Green Door, Inc.; Green Enterprise Incorporated; Green Vault, Inc., The;

Greene & Ladd, Inc.; Greenheart (Demerara) Inc.; Greenleaves Products Inc.; Gregory & Sons Securities, Inc.; Greymere Company, Inc., The; Griffin Malohe Company, The; Grits & Gravy Productions, Inc.; Grover Kulhavy, Inc.; Growth Dynamics, Inc.; Growth Enterprises, Inc.; Growth Management Corporation; Grubstake Investment Association Incorporated; GSC Corporation of Everett; GSC Corporation of Fitchburg; GSC Corporation of Lawrence; GSC Corporation of Lowell; GSC Corporation of Malden; GSC Corporation of Salem; GSC Corporation of Saugus; Guardian Enterprises, Inc.; Guardian Securities, Inc.; Guidance Systems Corporation of Puerto Rico; Gulf Caribbean Land & Cattle Corp.; Gulf Coast Chemicals, Inc.; Gulf Interocean Steamship Company; Gulf States Marine Corporation; Gulf-Atlantic Tile & Terrazzo Corp.; GVP Pharmaceuticals, Inc.

H & H Materials, Inc.; H & H Refrigerated Lines, Inc.; H & H Services Inc.; H L B B Corporation; H. & S. Engin-

earing, Inc.; H. B. H. Corporation; H. Burton Elliott, Inc.; H. Kay & Son Real Estate, Inc.; H. L. E., Inc.; H. P. O. Services, Inc.; H. R. & W. Development, Inc.; Hab Monsur Corporation; Haber Electric Company; Hackett & LaJohn Associates, Inc.; Hadley Freight Lines, Inc.; Hair Centers, Inc.; Haiti and I1 Tortue, Inc.; Hal Computer, Inc.; Halland Integrated Services, Inc.; Hamilton & W. Weimer Liquors, Inc.; Hamilton Advisory Corporation; Hamilton Mint, Inc.; Hancock Investment House, Inc.; Handy Boys, Inc.; Handy Trucking, Inc.; Happi-Freeze, Inc.; Happy Tiger Records, Inc.; Har Bar Ranch, Inc.; Harbor Island Spa of Mexico, Inc.; Harkee Corporation; Harlan & Hollingsworth Service Corporation; Harrisburg Foods, Inc.; Hartman Brothers Music, Inc.; Hartman/Barker Music, Inc.; Harvill Enterprises, Inc.; Harwich Management Co.; Hawaiian Ranchos, Inc.; Head Hunters, Inc.; Health Complete Enterprises, Inc.; Helicab Airways, Inc.; Helios Films, Inc.; Hellman Tire Co., Inc.; Help People, Inc.; Hemisphere Energy Inc.; Hemisphere Metal Resources, Inc.; Hemisphere Resorts Corporation; Hemisphere Resources Corporation; Hemisphere Supervisors, Inc.; Hemlock, Inc.; Henderson Properties, Inc.; Henry A. Knott of Delaware, Inc.; Henry W. Peacock and Associates, Inc.; Herbert P. Nunn, Inc.; Heritage Electronic & Appliance Sales, Inc.

Heritage Foundation, Inc., The; Heritage Investors, Inc.; Herndon Venture, Inc.; Herrmann's Pharmacy, Inc.; Hershey Financial Corporation; "Hi-Neighbor" of Kent County, Inc.; "Hi-Neighbor" 102 Inc.; Hi-Tail Aircraft Corp.; Hickory Chef International Inc.; Hickory Rib Houses of America, Inc.; Hickory Wheel Restaurants, Ltd.; Hightec Fund, Inc.; Highview Corporation, The; Hilags, Inc.; Hillside, Inc.; Hilltop House, Inc.; Hilltop Restaurant, Inc.; HKW Corp.; Hobby Isle Incorporated; Hockessin Pharmacy Inc.; Hogue Foundation Training Center Inc.; Hole Hogg, Incorporated; Holiday Furniture Co.; Holiday Health Clubs, Inc.; Holiday Thrift Club, Inc.; Holiday Trailer Lodges of Arizona, Inc.; Holiday Trailer Lodges of Colorado, Inc.; Holland Lincoln-Mercury, Inc.; Hollywood International Productions, Inc.; Hollywood International Studios, Inc.; Holroyd Pontiac, Inc.; Holzer Electric Corporation; Holzweg Sutton Agency, Inc.; Home Services Company; Home Stitch Shops, Inc.; Homestead Industries, Inc.; Hop Loy, Inc.; Horizon

Studies, Inc.; Horner & Spratt, Inc.; Horseless Trolley, Inc., The; Hospital Associates, Inc.; Hotel Bookings Ltd.; House of Brothers, Inc., The; House of Prayer, Inc., The; House of Records, Inc., The; Housing Data Corporation; Housing Development Corporation of America; Houston Biochemical International, Inc.; Howard Construction Corp.; Howard L. Shockley & Sons, Inc.; Howard Machine Products Co., Inc.; Howmar, Inc.; HPL Corp.; HS Corporation; Hub Realty of Illinois, Inc.; Hubert Nolle, Inc.; Hudson Amusement Corp.; Human Services, Inc.; Hummel Environmental Techniques, Inc.; Hunt Chemical Corporation; Hunter Management International H M I Corporation; Huron Square Building Corporation; Hurst Trucking Inc.; Hy-Jen Industrial Supply Co.; Hydro Pollution Control Corporation; Hydro-Mite, Ltd.; Hydrostructors Co.; Hylander's Inc.; Hypra, Inc.;

I Am Enterprises, Inc.; I. P. S., Inc.; I.B.C., Inc.; I.N.C. Corp.; I-Pac Industry-Parents Against Crime, Inc.; IAS Corporation; IBX Corporation; ICG Corporation; Ichtheographics Inc.; Idea Chief Executives, Inc.; Idea Computer Services, Inc.; Idea Credit Pool, Inc.; Idea Development, Inc.; Idea Electronics, Inc.; Idea Evaluation, Inc.; Idea Financial Operations, Inc.; Idea Financing, Inc.; Idea Funding, Inc.; Idea Generators, Inc.; Idea Insurance, Inc.;

Idea Interiors, Inc.; Idea Investments, Inc.; Idea Leasing, Inc.; Idea Machinery, Inc.; Idea Manufacturing, Inc.; Idea Market Research, Inc.; Idea Marketing Services, Inc.; Idea Natural Resources, Inc.; Idea Oil & Gas, Inc.; Idea Operations, Inc.; Idea Product Research, Inc.; Idea Promotion, Inc.; Idea Real Estate, Inc.; Idea Sales, Inc.; Idea-Opportunities Unlimited, Inc.; Idec Corporation; Identification Development Corporation International; ILA, Ltd.; ILC Leasing Corporation; Illini Heat & Power Inc.; Illinois Enterprises So., Inc.; Illinois Ferma-Gro Company; Illinois Valley Equipment Co.; IMA, Inc.; Imagin-Essence, Inc.; Imaginative Marketing Systems, Inc.; IMC International Inc.; Imperial Sales, Inc.; Imperial Systems Corporation; Imperial Terminals Inc.; Imperial-American Management Company; Import Consultants of America, Incorporated; Import-Export Inc.; In-Room Cinema Corp.; Inca Mining and Development Company; Incentive Corporation of America-Delaware,

Inc.; InCoEd, Inc.; Income Management Programs, Inc.; Independence Contractors, Inc.; Independence Manor Corporation; Independent Companies of America, Inc.; Independent Gulf Line, Inc.; Indian Head Financial Company, Inc.; Indo-American Realty Corp.; Indonesian Development, Limited; Indoor Sports, Inc.; Industrial and Miscellaneous Workers Union of America, Ltd.; Industrial Development Corporation of America; Industrial Electronic Metals, Inc.; Industrial Environmental Pollution Controls Corp.; Industrial Investments Corporation; Industrias Curtis De Puerto Rico, Inc.; Infocom, Inc.; Information Central, Inc.; Information Control Corporation; Information Transfer Corporation; Information Utility Systems, Inc.; Ingmor, Inc.; Inleco, Incorporated; Inner City Communication Corporation; Innerspace Science Corporation; Insko, Inc.; Inslee-Jacob Inc.; Insphere Corporation; Institute for Investor Education, Inc., The; Institute for the Advancement of Urban Education, Inc.; Institute of Progressive Learning; Instrumentation Techniques, Inc.; Insurance Management Incorporated; Integrated Automatic Systems Corp.; Integrated Dynamics, Inc.; Integrated Medical Laboratory Services, Ltd.; Integrated Medical Optical Services, Ltd.; Integrated Medical X-Ray Services, Ltd.;

Intensified Farm Systems, Inc.; Inter American-Adventures, Inc.; Inter-American Development Corporation; Inter-American Financial Consultants Corp.; Inter-Comerica Computing Company; Inter-Continental Import Export Corp.; Inter-Financial Corporation; Inter-Island Air Cargo Service Corporation; Interactive Learning Systems, Inc.; Interactive Systems, Incorporated; Interamerican Transport, Inc.; Interbuild Corporation; Intercon Development Co., Inc.; Intercontinent Corporation of Puerto Rico; Intercontinental Business & Industrial Counsel, Inc.; Intercontinental Projects, Inc.; Intercontinental Shipping Agency, Inc.; Interface Six, Incorporated; Interfashion Incorporated; Interior Component Corporation; Interiors Corporation of Delaware; Interlab, S. A.; Intermart International, Inc.; International Angus Association; International Association of Turtles, Ltd.; International College of Finance Inc.; International Colloids Incorporated; International Commodity Corporation; International Computer Business Network, Inc.; International Construction and Marketing, Inc.; International Construction, Inc.; International Consultant Service, Inc.; International

Consulting Agency, Inc.; International Domed Stadium, Inc.; International Education, Ltd.; International Enterprises, Inc.; International Estate Research, Inc.; International Exploration, Inc.; International Express, Ltd.; International Feeder Systems, Inc.; International Financial Industries, Inc.; International Financing Associates, Inc.; International Flotels, Inc.; International Franchise Development Corporation; International Health and Recreation Organization Ltd.; International Home Products, Inc.; International Housing and Development Co., Inc.; International Importers & Distributors, Ltd.; International Inn of Corfu Inc.; International Institute of Liturgical Art Inc.; International Mark IV, Inc.; International Market Management, Inc.; International Market Research Corp.; International Medical Programs Corporation; International Medical Systems Corporation; International Music Corporation; International Optical Systems Corporation; International Order of The Golden Rule, Inc.; International Pallets, Ltd.; International Patent Systems Corporation; International Plastics and Metals, Inc.;

International Process Data, Inc.; International Producers Enterprises, Ltd.; International Productions Ltd.; International Radiological Services, Inc.; International Research and Ventures, Inc.; International Revenue Systems, Inc.; International Rib Cage, Inc.; International School of Kuwait, Inc.; International Search, Inc.; International Securities Exchange Corporation; International Society of Professionals, Incorporated; International Sportway, Inc.; International Surfaces Corporation; International Systems Corporation; International Talent Associates, Inc.; International Trade and Investment Corp.; International Urban Services Corp.; Interregional Civic Association; Interscience Growth Fund, Inc.; Interscience Technology, Inc.; Interserv Financial Association, Ltd.; Interstate Construction Technologists, Inc.; Interstruct, Inc.; Intertechnology, Ltd.; Intertex Corp.; Intradel Corporation; Intransit Motion Pictures, Inc.; Intrapac Incorporated; Inventions Finance Corporation; Investment Finance Incorporated; Investment For Profit Corporation; Investment Real Estate International, Inc.; Investors Education Corporation; Investors National Service Co., Inc.; Ira G. Hersey Corporation; IRI, Ltd.; Irish Setter Club of Delaware Valley, The; Iron Hill Construction Company; Isaac Mann Corp.; Ital Ceramics & Marble Imports, Inc.; Ithaca Restaurants, Inc.;

J & H Chevrolet, Inc.; J & J Distributing Co., Inc.; J & O, Inc.; J F M, Inc.; J. B. H. Electronics, Inc.; J. Elmer Betty and Sons, Inc.; "J" Enterprises, Inc.; J. F. Quinn Sales, Inc.; J. Howard Katz, Inc.; J. M. D. Stables, Inc., The; J. M. Enterprises, Inc.; J. R. Williston & Beane Incorporated; J. Roy Magargal, Inc.; J. S. S. Inc.; J.E.M., Ltd.; Jack Spratt Diet Shoppes, Inc.; Jack Thrasher Ford Sales, Inc.; Jacques Renée Marketing, Inc.; jamad associates, inc.; Jamaica Royale Unit One, Inc.; James K. and Geneva Malone Foundation, The; James M. Bender, Inc.; James Taylor & Son, Inc.; Jamestown Builders, Ltd.; Jan Mitchell & Co., Inc.; Jane Beaton, Ltd.; Janet Quinn Corp.; Janklow Fixtures and Equipment, Inc.; Jason Consultants, Ltd.; Jay Kay Projects, Inc.; Jay-Air Service, Inc.; JCR Group, Inc.; Jefferson Institute of Technology Inc.; Jefferson Surf Club, Inc.; Jeffrey Data Corp.; Jemco Associates, Inc.; Jennings, Jones Limited;

Jerret Resources, Inc.; Jerry Williams Productions Incorporated; Jersey Learning Centers, Inc.; Jeweltech International, Inc.; JGB Properties, Inc.; Jim Ameche Enterprises, Inc.; Jimmie's Cafe, Inc.; JLT International, Inc.; Joal, Inc.; Jock's Corner, Inc.; Joe's Young Businessmen's Progressive Club, Inc.; Jofa Enterprises Ltd.; John D. Husband, Inc.; John H. Tobler Inc. of Delaware; John M. Clayton Jaycees, Inc.; John R. Lebb Distributors Inc.; John R. Wilkins & Son, Inc.; John's Bargain Stores Corp.; Johnson Overseas Construction, Inc.; Jolly Jumper Amusements, Inc.; "Jolly" Muffler Centers, Inc.; Jono Products, Ltd.; Joseph Pepe, Inc.; Josh Slocum Productions Ltd.; Joson, Inc.; Jovile Company, Inc.; Judicial Management Associates, Inc.; Judith & Ronald Levick Foundation, Inc.; Julian Goldman Stores, Inc., The; Junction Enterprises, Inc.; June Colbert Associates, Inc.; Jung Jin Corporation; Juras Corporation; Just Around The Corner Club, Inc.;

K & S Pacific, Inc.; K and S Transfer, Inc.; K. Lee Williams Theatres, Inc.; K. C. Melikian & Co.; K-W Corporation; Kaiden Information Services, Inc.; Kaiser Supply Co.; Kalltype Incorporated; Kalmatic Corporation; Kalve Corporation; Kar Kare Corporation; Kar-Deb Enterprises, Inc.; Karco, Inc.; Karoll's Pants-A-Plenty, Inc.; Kas Wildlife, Inc.; Kaydel, Inc.; KDI Pace International, Inc.; Keen-Wik Association; Kellanwill-Brown Productions, Inc.; Kelly Construction Co., Inc.; Kelly Labor of

Akron, Inc.; Kelly Labor of Houston, Inc.; Kely Enterprises, Inc.; Ken Logan Buick, Inc.; Kenics Electronics Corporation; Kenport Corporation; Kent Hotel, Inc.; Kent Transfer, Inc.; Kentucky Feed Mill Development Corporation; Kernaghan Industries, Inc.; Kershor Company, Inc., The; Key Research Company, Inc.; Keystone Finance Company; KGH Central, Inc.; Kid-Flick Carnival, Inc.; Kiki Music Ltd.; Kim Products, Inc.; Kim Weston Scholarship Fund; Kinetic Dimensions, Inc.; King Associates, Inc.; King Krispy, Inc.; King-Shaw of Delaware, Inc.; Kiwanis Club of New Castle Hundred, Incorporated; Kleen-type, Inc.; KMH Communications, Inc.; Knit Plus, Inc.; Knitways, Inc.; Know-How of Wilmington, Inc.; Knowledge Transfer Systems, Inc.; Koehler Implement Co., Inc.; Kole and Param Productions, Inc.; Korea University Foundation, Inc.;

Korn Plastics Inc.; Kraft Construction Company; Kratter Equities, Inc.; Kris-Pik-L, Inc.; Kysor-Chicago, Inc.;

L & H Computer Corporation; L & H Trucking Service, Inc.; L & L Retail, Inc.; L & M Leasing Corp.; L R C Corporation; L. B. Realty Corp.; L. D. Booth & Co., Inc.; L. E. H., Inc.; L. K. S. Modular Components, Inc.; L. S. R., Inc.; L-C Computer Service Corporation; L'Academie Montessori, Inc.; La Jolla Associates, Inc.; La-Co, Inc.; Lab Industries, Incorporated; Labortemp Incorporated; Lady B Fashions, Ltd.; Lady Barbizon Products, Inc.; Lady Eden Ltd. Inc. of New Castle County; Lady Eden Ltd. Inc. of Brandywine Hundred; Lady Powers Hosiery Mills, Inc.; Lady Powers Weight Control Programs, Inc.; Laguna Gardens Construction, Inc.; LAHR, Inc.; Lajil Corporation; Lambert Frame and Picture Company, Inc. of St. Louis; Lance Industries, Inc.; Lancer Recreational Products Corp.; Land Development Systems, Inc.; Land Equities, Incorporated; Landex Corporation; Landmark Building Corp.; Larchmont Capital Management Corporation; Lascomp (Laser Computer Corporation) Lasol Operating Corp.; Laugh-In Restaurant Corporation; Laurel Poultry Farms, Inc.; Lawlor Service Corp.; Lawrence Foundation, Inc., The; Lawvest, Inc.; Lawyers Apartments, Inc.; Leafsaver Corporation; Learnex, Inc.; Learning Activities Program, Inc.; Learning Plans, Inc.; Learning Systems Institute Inc.; Leasco International, Inc.; Leaseholding Corporation; Leather Creations Limited; Leba Concrete Corporation; Lee Stores, Inc.; Lee-

Howard Inc.; Leemick Industries, Inc.; Legal Medicine Research Foundation; Legal Research Institute For Peace, Inc., The; Leier Holding Corporation; Leisure-Tron Corporation; Leisure Component Industries, Inc.; Leisure Cruise Lines, Inc.; Leisure Incentive Corp.; Leisure Spectrum Corporation, The; Leland Electric Co., Inc.; Lennen & Newell/Midwest, Inc.; Lennen & Newell/Pacific, Inc.; Leo Schuerger Prescription-Drug Co.; Leonard - Farber Productions, Inc.; Leonard Hicks International Hotel Management Corp.; Lepow, Inc.; Les Parfums Francais Ltd.; Lescarboursa Mushroom Company; Letter Securities Management Company; Leviathan, Inc.; Levin Trucking Lines, Inc.; Levittown Motors, Inc.; Lewis Hotel Training Schools, Inc.; Lewis Industries, Inc.;

LHM Associates, Inc.; Libertine Corporation; Liberty Bowl Charities, Inc.; Library Development Foundation; Life Aid Distributing Co. of Georgia; Life Systems, Inc.; Life-Alarm, Inc.; Lifestyle International, Inc.; Liffey Corporation; Liftwood Estates Civic Association, Inc.; Lighthouse Diner, Inc., The; Lima Imports International, Inc.; Lime-Kirk Speedwash and Dry Cleaning, Inc.; Lincoln Community Action Committee, Inc.; Lincoln-Hall Co.; Lindal Cedar Homes of Lower Keys, D. D., Inc.; Line-It Corporation; Lingran Inc.; Lion Shipping Company, Inc.; Lions Club of Seaford, Delaware; Listen-vision Enterprises Corporation; Little John Productions Inc.; Little Store Company, Inc., The; Livestock Datamation Inc.; Living Literature, Inc.; Lloyd F. Truitt, Inc.; Lloyd Nelson Enterprises, Inc.; LNJ Real Estate & Development Corporation; LOA Corporation; Loatman Body Shop, Inc.; Locations Incorporated; Lockton-Pioneer Productions, Inc.; Log Cabin Estates, Inc.; Log/An Incorporated; Logan Foods, Inc.; Logi-Call Systems, Inc.; LOH Charitable and Educational Foundation, Inc., The; LOML, Inc.; London Associates, Limited, Long Island Bath-House, Inc., The; Lorain Packaging Corporation; Lord's Hill, Inc.; Lori Kay, Inc.; Lorsan, Inc.; Los Ricos, Inc.; Louis Parnes Foundation, Inc.; Louis Richman, Inc.; Loving Management Corp.; Low Light Level, Inc.; Lower Delaware CATV, Inc.; Lower Half Shops, Inc., The; Lower New Castle County Housing, Inc.; Lucey Export Corporation; Lumar Explorations Inc.; Luryan Development Corporation; Lynch Industries, Inc.

M & D Electronics, Inc.; MHC Financial Corp.; M. & K. Bus Service, Inc.; M. & T. Import-Export Co., The; M. C. Murrell Foundation, Inc.; M. D. Burkett Properties, Inc.; M. F., Inc.; M.I. Greisman, Inc.; M. R. Investment Incorporated; M. Sirota, Ltd.; M. W. Ventures, Inc.; M.C. Industries, Inc.; M.G.H. Bulk Storage Company; M. P. F. Co., The; M-M Marketing, Inc.; Macjac Associates, Inc.; Mack Amusement Company; Mack Theatres of Chester, Inc.; Mactier Publishing Corporation; Mad Creek Resources, Inc.; Madalena Knits, Inc.; Madco Industries, Inc.; Madison Consultants Inc.; Madison Fine Arts, Ltd.; Madison Reproduction Company, The; Magic Coin, Inc.; Magic H Incorporated; Magic Mates, Inc.; Magna and Associates, Inc.; Magner Construction Co.; Magnetic Input Services Corp.; Magoo Corporation;

Mahony City Wholesale Grocery Company; Mahogany Association, Inc.; Maine Research Corporation; Majestic Films, Inc.; Major Tube Corporation; Mal Farm Lab Services, Inc.; Mal, Inc.; Malcolm Starr, Inc.; Mali, Inc.; Malta Screw Machine Products, Inc.; Management Accounting Center of Sterling Institute Inc.; Management Action Corporation; Management Dynamics Inc.; Management Opportunities, Inc.; Management Supplements (Delaware) Inc.; Manasquan Manufacturing Corporation; Manavest International Corp.; Manchester Securities Corporation, The; Manic, Inc.; Manor Development Corporation; Mansysco Enterprises, Inc.; Manufactured Housing, Inc.; Maple Press Company, The; Maplewood Development Co., Inc.; MarChem, Inc.; Marandy, Inc.; Marck Four, Incorporated; Marcla Inc.; Marco Motors, Inc.; Marcotte Company, The; Mardeg Service Corporation; Mardon, Inc.; Mareight Corporation, The; Margo Realty Company; Marine & Marketing International Corp.; Marine Sciences, Inc.; Mark Enterprises, Inc.; Mark I Offset, Inc.; Markedon, Inc.; Market Masters Industries, Inc.; Market Street Businessmen's Club, Inc.; Marmac Industries, Inc.; Marmax Productions, Inc.; Marshall Mall Parking Association; Marstet, Inc.; Martec Incorporated; Martec Industries, Inc.; Martin and Associates, Inc.; Martin's Steak House, Inc.; Mason City Drug Corporation; Masonry Services, Inc.; Massachusetts Bay Company; Master's Touch, Inc., The; Matador Homes West, Inc.; Materials Supply Corporation; Mather Paper Company; Mathis Bus Service, Inc.; Maxi Foods International,

Ltd.; Maximus Corporation; Maxitron Corporation; Mayfair Day Nursery, Inc.; Mayfair Mansions, Incorporated; Mazza & Sons Construction Co., Inc.; MBC Securities Corporation; MBH Construction Corp.; McBride-Putnam, Inc.; McCain Manufacturing Corp.; McDonald-Hawkins Enterprises, Inc.; McGregor & Werner International, Incorporated; McKinley Auto Transport, Inc.; McKinney's Trucking Company, Inc.; McMahon-Kilroy & Company; Meadgate Properties, Inc.; Meadowbrook Systems, Inc.; Meadowwood Sew-Vac Village, Inc.; Mebane Garden Apartments, Inc.; Mecano International, Inc.; Meddin Packing Company; Medelectron, Inc.; Medi-Tech International Corp.; Media Services Group, Inc.;

Medic-Controls, Inc.; Medical Analytics, Inc.; Medical Co-op, Limited; Medical Data Service, Inc.; Medical Education Fund, Inc.; Medical Inns of America, Inc.; Medical Management Corporation; Medical Management Services, Inc.; Medical Pavilion of Springfield, Inc.; Medical Training Centers, Inc.; Medicine Studies, Inc.; Mediclinics of America, Inc.; Mediscreen, Inc.; Medispas, Inc.; Mediterranean Marble, Inc.; Mega 1, Ltd.; MEKO, Inc.; Mel's Bootery, Inc.; Mello News and Cigar Co.; Memory Lane Enterprises, Inc.; Men's Clothing Mart, Inc.; Mentek, Inc.; Menton Corporation; Meridian Agency Corporation; Meridian International Corp.; Meridian Management Corporation; Meridian Securities Corporation; Merrill's Place, Inc.; Mertech Industries, Inc.; Methods in Media Management, Inc.; Metro Building Systems, Inc.; Metro-Vernor Packing Company; Metromodular Systems, Inc.; Metropolitan Educational Training, Inc.; Metropolitan Equities Corporation; Miah Maull Corporation, The; Michael Prescott's Ready-to-Sew Industries, Inc.; Michelle Tufting Corporation; Michigan Sulphur and Oil Co.; MICO Industries, Inc.; Micro-Kool Corporation; Micronetic Systems, Inc.; Microtron Partitions, Inc.; Mid-Atlantic Appliances, Inc.; Mid-Continent Distributors, Inc.; Mid-East Engineering Associates Incorporated; Mid-State Steel Buildings, Inc.; Middletown Area Chamber of Commerce, Inc.; Middletown Industrial Development Corporation; Middletown Launder Center, Inc.; Midland Corporation; Midland International Sales Inc.; Midlands Corporation; Midlantic Production Company; Midstate Beef Co.; Midwest Leasing Corporation; MIG Development Corporation; Mikom Sales Corp.; Milam Audio Corporation; Milburn Indus-

tries, Inc.; Milcar Enterprises, Inc.; Milieu International, Inc.; Millcreek Coin-Op Center, Ltd.; Miller-Wolf Realty, Inc.; Millionaire Sports Sweepstakes, Inc.; Mineral Development Corp.; Mini Shoppes Inc.; Minicon, Inc.; Minifridge International, Inc.; Minilectro Corporation; Minnette Boiler Works, Inc.; Minority Capital Corporation; Minority Dynamics, Inc.; Minos Capital Corporation; Miracle Restoration Revivals, Inc.; Mirands International Corporation; Mirelle Company, The;

Missouri Continental Realty Company; Missouri Feed Mill Development Corporation; Mitchell Metal & Mineral Corp.; Mitron Research & Development Corporation; MMS - Venezuel, Inc.; Mobile Acceptance Corp.; Mobile Conversion Industries Corp.; Mobile Home Management Corporation; Mobile Medic, Inc.; Model Cities Educational Institute, Inc.; Modern Animal Care, Inc.; Modern Waterbed, Ltd.; Modular Designs, Inc.; Modular Dynamics, Inc.; Modular Environment, Inc.; Modular Equities, Inc.; Modular Housing Systems, Inc.; Modular Production and Promotion, Inc.; Modutech, Inc.; Molecular Re-Frac Corporation; Monetary Acceptance Corporation; Money Oldsmobile Co.; Monmouth Industries, Inc.; Monmouth Leasing Corporation; Monmouth-Lee Corporation, The; Monolithic Multi Modules, Inc.; Monroe Park Apartments Corp.; Monroe Park Construction Corp.; Montchanin Associates, Inc.; Monte Key, Inc.; Montgomery Investors, Inc.; Moor-Mac Incorporated; Morris Paint Companies, Inc., The; Moses Spatt Foundation Inc., The; Motor Holding Company; Motto's Foods, Inc.; Mountain Venture Development Corp.; Mr. Reporter, Inc.; Mr. Suit, Inc.; Mr. Swiss of America, Inc.; Mr. Swiss of East Central Illinois, Inc.; MRVW Associates, Inc.; MSM Associates, Inc.; Mt. Vernon Management Co.; Multi-Care Health Centres of America, Inc.; Multi-Med Systems, Inc.; Multi-Media Learning, Inc.; Multi-Scope, Inc.; Multicare Corporation of Delaware; Multico Corporation; Multiplex Computing, Inc.; Multitech, Inc.; Municipal Fund, Inc.; Music Concepts Corporation; Musical Spectaculars, Inc.; Musicolor Corporation; Mutrusco Fund, Inc.; Mylee Enterprises, Inc.;

N. E. Codrington & Associates, Inc.; N. L. Harris Insurance Agency, Inc.; N. V., Inc.; N-C Meat Processing, Inc.; Naamans Enterprises, Inc.; Nabs Industries, Inc.; Naca Manufacturing

Corporation; Name Plates, Inc.; Nana Enterprises, Inc.; Napa Corp.; Naples Research & Development Corporation; Nas Niram Company; Nash's Coffee, Inc.; National Alert, Inc.; National Association of Black Media Producers; National Banner Leasing & Mfg. Co.; National Beef Corporation; National Collegiate Services Corporation; National Committee For International Development, Inc.; National Computer Leasing Corporation; National Eliminators, Incorporated; National Environmental Services Corporation; National Freight Car Corporation;

National Help Foundation Inc., The; National Hotels of Israel, Inc.; National Insurance Services Corporation; National Kennel Club, Inc.; National Leather Sales, Inc.; National Manpower Register, Inc.; National Mini Food Mart, Inc.; National Mobile Home Communities, Inc.; National Modular Housing Components, Inc.; National Optics, Inc.; National Pet Supply, Inc.; National Petroleum Corporation; National Playtime Villages, Inc.; National Pollution Equipment Leasing Corporation; National Rail Car Corporation; National Secretarial Services, Inc.; National Snack Food Corporation; National Software Services Corporation; National Tax Corporation; National Telecommunication Systems Incorporated; National Trend-In Corporation; Nationwide Collection Corporation; Nationwide Laboratories, Inc.; Nationwide Realty Investment Corporation; Nationwide Stock Transfer Company, Inc.; Natural Minerals, Inc.; Natural Resources Securities Fund, Inc.; Nautical Industries, Inc.; Naylor Brothers Company; NC Data Corporation; NCD Industries, Inc.; NCFTP Corporation; Neal Lawrence, Inc.; Nebraska Consolidated Fiduciary Corporation; Nederland Mines, Inc.; Neighborhood Taverns, Inc.; Neil McCutcheon Associates, Inc.; Nelson Insurance Agency Incorporated; Neo-D Corporation; Neo-Med., Inc.; Netherfield, Unger, Timmins & Smith Corporation; New Additions, Inc.; New Age Productions, Ltd.; New Atlantic, Inc.; New Castle Grocery Outlet, Inc.; New Castle Junior Chamber of Commerce, Inc.; New Democrat Company, The; New England Fiber Company; New England Natural Resources Corporation; New Generation Publishing, Inc.; New Hope Studios, Inc.; New Life In Christ Evangelistic Association; New Vistas Development, Inc.; New York Equities, Inc.; Newark Corporation; Newark Country Club Swimming Pool Association; Newark Publishing Co., Inc.; NEWCO, Inc.; Newman Stores,

Inc.; Newport Jaycees, Inc.; Niagara Southwestern, Inc.; Nicholas Grabko, Inc.; Nicholas Real, Inc.; Nishimachi International School Foundation; NLC, Inc.; Nomarl of Delaware, Inc.; Nomos Inc.; Noral Aerosol Corporation; Norman King International, Inc.; Norridge Investment Corporation; Norris Associates, Inc.; North American Airways, Airlines, Aviation, Inc.; North American Biological Consultancy, Inc., The; North American Electronics & Telephone, Inc.; North American Oil & Gas, Inc.

North American Polyester Corporation; North American Vehicle Corporation; North Central Baltimore Health Corporation; North East Community Council, Inc.; North East Conservation Association, Inc.; North East Dover Civic Association; North East Research Corp.; North Philadelphia Junior Football Association, Inc.; North Towne Leasing, Inc.; North-Air Corporation, North-Luna Corporation; Northbrook, Incorporated; Northeast Leisure Industries, Inc.; Northeast Mall, Inc.; Northeast Wilmington Development Corporation; Northern Chemical Corporation; Northern Delaware Industrial Development Corporation Number One; Northern Investment Corporation of North Dakota; Northern Investments Limited; Northfield-Chelson, Inc.; Northmoor Development Corp.; Northrup-Johnson, Inc.; Nostalgic Enterprises, Inc.; Novatron Incorporated; Now, Inc.; Nowaco, Inc.; Nu Venture, Inc.; Nuclear Imaging Ltd.; Nuclear Leasing Corporation; Nuclear Minerals, Inc.; Nuconwed Corporation; Nutrition Centers, Inc.;

O F Investment Inc.; O. M. Industries, Inc.; O. W. Sepp Company, Inc.; O. Z. Hall Motors, Inc.; O'Brien Commercial Development, Inc.; O'Neal Coffee Shop Corp., The; Oak River Securities Corp.; Oak Tree Country Club Inc.; Oakland Development Corporation; Obey Farmer, Inc.; Occidental Catering Co., Inc.; Occupational Dynamics, Inc.; Ocean Life Park, Inc.; Ocean Wines & Spirits, Ltd.; Ocean 260 Co.; Oceanic C Cultures, Inc.; Ocular Systems, Inc.; Off The Hip, Inc.; Offshore Resources Inc.; Ohio East Hotel Co.; Oklahoma Hotel Building Company; Oklahoma Public Service Corporation; Old Colony Plastics, Inc.; Old India Importing Ltd.; Old Judge Coffee Company; Old Londonderry, Inc.; Old Mill Corporation; Old South Candle Makers, Inc.; Oleander Corporation, The; Olen Foundation, Inc., The; Olivia Rest Home, Inc.; Olson Wall & Ceiling Contractors, Inc.;

Olympia Films, Inc.; Olympia Mines Inc.; Olympia Press, Inc., The; Omega Enterprises, Ltd.; Omega Media, Inc.; Omer Washburn, Inc.; Omni Sound, Inc.; Online Information Systems, Inc.; Onyx Enterprises, Inc.; Opcalite, Inc.; Operation H, Inc.; Optical Films & Animation, Inc.; Optronics Systems, Inc.; Orange Grove Oil & Gas Corporation; Orbach Corporation; Orbis Enterprises, Inc.; Orchards, Inc., The; Order of The Golden Rule Corporation, The; Organization Interest, Inc.; Orient Investment & Development Corporation; Orient Resources Corporation;

Oriental Imports, Inc.; Original Talents, Inc.; Ornad Corporation; OSI Leasing Corporation; Oskar's Stores, Inc.; Ostrovoll, Ltd.; Overseas Capital Corporation; Overseas Education Association, Incorporated; Overseas Network, Inc.; Owen Petroleum & Resources Co.; Oxford Capital Corp.;

P & L Masonry, Inc.; P & M Hatchery, Inc.; P. & R. Services, Inc.; P. C. Boards, Inc.; P.J. Enterprises, Ltd.; P. A. R. Corp.; P.M.B. Publications Inc.; Pacific Air Lines, Inc.; Pacific Circuitronics Corp.; Pacific Nations Investment Corporation; Pacific Northwest Trade Association; Pacific Services Company, Inc.; Package Masters, Inc.; Packaging Corporation of Ghana; Packnet Corporation; Pad, Inc.; Pages, Incorporated; Paid Opinions Club, Inc.; Paisley's Gun Shop Inc.; Palmer Eastern, Inc.; Palsor Management Research Corp.; Pana-Fax Corporation of America, Inc.; Panoptics Corp.; Pansmith, Inc.; Papin Design Galleries, Inc.; Par Mar Hunt, Inc.; Paradise Productions, Inc.; Paradox Gas Pipeline Corporation; Paragon Shoes of Delaware, Inc.; Parametronics International Inc.; Park Plaza Drug Corporation; Park-A-Tot, Inc.; Park-Liberty Development Company; Parker Astro Career Center, Inc.; Parklands, Inc.; Parks Brown Productions, Inc.; Parry Brothers Hardwood Lumber Co., Inc.; Pasadena C. A. T. V., Inc.; Pathfinder Management Co., Inc.; Paul Construction Co., Inc.; Paul Lynn Heller Advertising, Inc.; Paulin Investment Corporation; PB International, Inc.; Peace Fund, Inc., The; Peace Officers Corporation of America (Void 4-15-72); Peace, Inc.; Pedajex International, Inc.; Pegasus Aircraft Corporation; Pendleton Resources, Inc.; Penington, Colket & Co., Inc.; Penn Equities, Incorporated; Penn-Caribbean Motels, Ltd.; Pennsoph Homes of Delaware, Inc.; Pennsylvania-New Jersey-Delaware Metropolitan Project, Inc.; Pennwood

Corporation; Penny Hill Athletic Fund, Inc.; Penthouse Cinema, Inc.; Penthouse Corporation; Pentom Products International, Inc.; Peoria Coit Drapery Cleaners, Inc.; Pequot Avenue Group Ltd.; Pereira International Corporation; Perf/Ex Indexing System Corp.; Perfect Color, Inc.; Performance Industries, Inc.; Peripheral Processor Company, Inc.; Perma-Clad Products Corporation; Personal Computer Systems, Inc.;

Personal Training Service, Inc.; Personnel Enterprizes Inc.; Personnel World, Inc.; Perspective Industries, Inc.; Perth Properties, Inc.; Pest-Ex of Delaware, Inc.; Peter C. Trent & Co., Inc.; Peter N. King, Inc.; Peter Pan, Inc.; Peticare Insurance Group, Inc.; Petro-Ex Corporation; Petrogas International, Ltd.; Petroleum Drilling Services, Inc.; Petschek & Co., Inc.; Petty Mercantile Corporation, The; PHA Corporate Developments, Inc.; Pharmalon, Inc.; Philadelphia Bach Festival Society; Philadelphia Bottling Group, Incorporated; Philadelphia People's Bail Fund; Philippine Cultural Development Corporation; Phillip Albertson, Inc.; Photo Franchise Systems, Inc.; Photographers' Collaborative Ltd.; Phydeaux Corporation; Physical Dynamics, Inc.; Pic Productions Corp.; Pic-A-Pet, Inc.; Pied Piper Yacht Charters, Corporation; Pilch Breeders of Georgia, Inc.; Pilot Sales Co.; Pimlico Realty, Inc.; Pink Daisy Inc.; 'Pittsburg' \$, Incorporated; Pizza Ponderosa, Inc.; Planning For Growth, Inc.; Plastic Carton Corporation of America; Plastic Market Bag, Inc.; Playart Corporation, The; Plaza International Corporation; Pleasure Products, Inc.; PMCS Securities, Inc.; Pohick Shopping Center, Inc.; Poinciana Corporation, The; Polar Chocolate Co.; Pollution Control Systems, Inc.; Polymer Research & Development, Inc.; Polynetics, Inc.; PolyRok, Inc.; Pompeii Record & Publishing Co.; Ponderosa Inns, Inc.; POP Investment Fund; Pop-A-Doodle Systems, Inc.; Pormadora Corporation; Porta-Home Park, Inc.; Portion-Pak Foods, Inc.; Postal Restaurant Association of Philadelphia; Potpourri International, Inc.; Potrerillos Railway Company; Powell, Schoenbrod & Hall Advertising, Inc.; Power Car Door Corporation; Power Leasing Corporation; Power Management Systems, Inc. Pratt Electric Company, Inc.; Precision Engineering Company, Inc.; Premier Industries Incorporated; Prencro Engineering Corporation; Prepco, Inc.; Presidential Search, Inc.; Press Systems Corporation; Prestige Companies, Ltd.; Prestige Line, Inc., The; Preventive Medicine

Associates, Incorporated; Prime Securities Corp. of New York; Prince Investment Co., Inc.; Printing Paper Manufacturers Association, Inc.; Printz Body Shop, Inc.; Printz Properties, Inc.; Priventure Capital Corp.; Pro Associates, Inc.; Pro-Data Ltd., of Delaware; Process Data Development Corporation;

Prodax, Inc.; Prodent Pharmaceuticals, Inc.; Producers Image Corporation; Producers Image Holding Corporation; Producers Workshop, Inc.; Producing Artists & Management, Ltd.; Product Concepts Corporation; Prodyne Corporation; Professional Development Corporation of America; Professional Systems Incorporated; Professional Training Institute, Inc.; Professionelle, Inc.; Program Control Corporation; Programmed Trading Systems, Inc.; Programs for Retirement, Inc.; Progress Investment Association for Economic Development, Wilmington Affiliate, Inc.; Project Hope, Inc.; Project-70-Inc.; Prometheus Capital Corporation; Property Investors, Inc.; Prot N. A. Corp.; Protecto Flash Incorporated; Protyle Press, Inc.; Public Programs Corporation; Publix New Jersey Theatres, Inc.; Puerto Vallarta Investment Corp.; PVRI, Corp.; PWB Capital Corporation; PWB Industries, Inc.; Pyrotech Industries, Inc.;

Q-Data Corporation, Qatron Sound Systems, Inc.; Quaker City Charter No. 45 of the Hotel Greeter of America, Incorporated; Qualidyne Corporation; Quality Ceilings, Inc.; Quality Equipment Co.; Quality Roofing, Inc.; Quantum Electronics Corporation; Quartus, Inc.; Queen City News, Inc.; Quendum (Means Good News) Company, Inc.; Quik Stik International, Inc.; Quik-Park, Inc.; Quinlan International Ltd.; Quinn Caribe, Inc.; Quintex Corporation; QZD Corporation;

R & B Company, Inc.; R & R Interurban, Inc.; R & R Limousine Services, Inc.; R and R Metal Products, Inc.; R Associates, Inc.; R N Leasing, Inc.; R. & J. Supply, Inc.; R. A. Crane Engineering & Construction Co., Inc.; R. F. Jones Distributors, Inc.; R. K. C., Inc.; R. W. Fairbrother, Inc.; R.E.A.L. Management Company; R.F. Perry & Co., Incorporated; R.T.B. Industries, Inc.; R.W. Greenland Company, The; Rab Enterprises, Inc.; Radabaugh, Inc.; Radiometrics Corporation; Rae Systems, Inc.; Railvest, Inc.; Railway Ballast Conditioning Corporation; Rain-tree Country Estates Inc.; Rakestraw Pyle Company; Ralph E.

Brown Trucking Co., Inc.; Ralph F. Gulley, Inc.; Ram's Sales, Inc.; Rambleton Inn, Inc.; Ramer Industries, Inc.; Rancocas Steamship Company; Randco Incorporated; Rap Incorporated; Rapaport, Puerto Rico, Inc.; Raven, Inc.; Ray Leasing Co.; Rayburn Trucking, Inc.;

Raymond Equipment, Inc.; RBF Industries, Inc.; RCF, Inc.; Re-Mar Drug Co.; Real Enterprises, Inc.; Real Equity Accumulation, Ltd.; Realmark Industries, Inc.; Realty Corporation of America; Recreation Incorporated; Recreation Leisure Land Corp.; Recreational Developers, Inc.; Recreational Planners, Inc.; Recycling Corp. of America; Red-Yellow Cab Company of Stamford, Inc.; Red Lion Corp.; Redmont Development Corporation; Redorta International, Inc.; Reedy Brothers, Corporation; Refa Centers, Inc.; Refrigeration Services Company; Regal Corp.; Regal Homes Corporation; Regal Reinsurance Co.; Regal, Inc.; Regency for Men Manufacturing Corp.; Regent Fund, Inc.; Region 9, U.A.W. Community Union of New York, Inc.; Regional and Urban Planning Implementation, Inc.; Registron, Inc.; Regnis, Inc.; REH Corporation; Reinsurance Corporation, The; Reliance Tradewind Company; Relocation Systems Corporation; Remar Sutton & Associates, Inc.; Remodeland, Inc.; Renace of Delaware, Inc.; Renewal Housing, Inc.; Reno Palace, Inc.; Rentz Securities Corporation; Renzi Industries, Inc.; Representatives Advertising, Inc.; Republic Lumber Company; Rescue Aid, Inc.; Research and Recovery Services, Inc.; Residex Plan, Inc., The; Resort Development Corporation; Resort Enterprises, Inc.; Resort Properties Management Co.; Resort Sales Development Corp.; Resources Systems Development Corporation; Resources International Inc.; Restaurant Systems, Inc.; Reston Corporation, The; Retail Merchandising Consultants, Inc.; Retirement Services, Inc.; Revere Metal Products Corporation; Rex Oil Refining, Inc.; RF Theory Components, Inc.; Rho Deuteron House Corp.; Rhodes Possum Park Pharmacy, Inc.; Riamco, Inc.; Ribbins Company, Inc.; Ricbar Photography, Inc.; Richard A. Babcock & Associates, Inc.; Richard C. Gilbert Real Estate, Inc.; Richard Finnis Enterprises, Inc.; Richard H. Hughes Foundation; Richard L. Mulkey, Inc.; Ridgefield Homes, Inc.; Riego Services, Inc.; Rigid Frame Building Systems, Inc.; Rijssenbeek & Rowse, Inc.; Rio Bravo Corporation; Rite-Clint Corporation; Riverside Appliance, Inc.; RKH Enterprises, Inc.;

RLS Development Corporation; Ro-Stan Construction Inc.; Robb's Trucking Co., Inc.; Robert Ford & Associates, Inc.;

Robert M. Cleary & Associates, Inc.; Robert O'Block Associates, Inc.; Robert Price and Associates, Inc.; Robert Uhar Paper Co., Inc.; Robert W. Starek & Co.; Roberts California Corp.; Roberts East, Incorporated; Robin Hood, Inc.; Robinson Chemical Company; Rock Creek Corporation; Rockford Franchises, Inc.; Rockwood Builders, Inc.; Rodney Developers, Inc.; Rodolin Sales Corporation; Roger Williams International Music Studios of Delaware, Inc.; Rolly Tasker Sail Makers, Inc.; Roman Catholic Action Committee, Incorporated; Rommel's Inc.; Ronald J. Oliphant Trucking Co.; Ronden Food Systems, Inc.; Roni Electronics Supply Inc.; Rosann Manufacturing Corp.; Rose Brothers Company; Ross, Powers & Company, Inc.; Rossville Mills Sales Corporation; Rotodynamics, Inc.; Rotodyne, Inc.; Rotovure Corporation; Rowayton Publishing, Inc.; Roxbury Renewal, Inc.; Roy Knipschild & Company; Royal Development Corporation; Royal Ford, Inc.; Royal Process Data, Inc.; Rozinante Electronics Corporation; Russel L. Siegel, Inc.; Russell L. Steamship Corp.; Russell Trucking, Inc.; RVT Corporation RX Systems, Inc.;

S & A Environmental Corporation; S & A, Inc.; S & F Realty of Delaware, Inc.; S & N Cycles Inc.; S & S Oil Company; S & V Imports, Inc.; S. A. M. International Corporation; S. Augstein Flight Corp.; S. S. Jacobs Company of Delaware; SAE Corporation; Safety Engineering Consultants, Inc.; Safren & Co. Incorporated; Saienni Bros., Inc.; Saint Chalet, Ltd.; Saints Petroleum Fund, Inc.; Salesart, Inc.; Salkeld Brothers, Inc.; Saltwater Foods Inc.; Sam Boren Petroleum Corp.; Sam Lyn Publishing Company; Sameric Corporation of Naamans Road, Inc.; Sams Oil Corporation; San Diego Fishing Corporation; Sands Elevator Inc.; Sangshin Mitchell, Ltd.; Sanitary Plumbing & Heating, Inc.; Sanitoria Sales Corporation; Sarasota Florida Drug Corporation; Sarkis St. Chair, Inc.; Sath Insurance Company, Inc.; Sauget & Co.; Saul Real Estate Advisory Company, Ltd.; Sav-Co.; Sav-Dale, Inc.; "Save A Heart" Foundation; Save Our Sea, Inc.; Savedoff Foundation, The; Savtime Company, Inc.; Scanfax Service Center, Inc.; Schnell's Dairy, Inc.; Schnipper & Associates, Inc.; Scholastic Press, Inc., The; School Management Council Inc.; Science

News, Inc.; Scientific Aeromotive, Inc.; Scientific Engineering Associates Incorporated;

Scientific Evaluation Corporation; Scientific Incineration Systems, Inc.; Scientific Instrument Research Corp. of America; Scientific Patent Development Corp.; Scotko, Inc.; Scott Sprinkler, Inc.; Scott Trading Corporation; Scottish Inns International, Inc.; Scotto Vineyards, Ltd.; Scotton Engineering & Building Corporation; Scottsdale, Inc.; Screencom International Corporation; SDD Leasing Corporation; Sea-Wane Leasing Corp.; Sealand Resources, Inc.; Seamount Travel Services, Inc.; Searchlight Pass Lodge, Incorporated; Season-All Transportation Co.; Seasonair of Virginia, Inc.; Seat Marker, Inc.; Security Centers, Incorporated; Security Distributors Incorporated; Security Engineering, Inc.; See/Hear, Inc.; Selbyville Day Care Center, Inc.; Select Air Freight, Inc.; Select Air, Inc.; Seminar, Inc.; Semtner Sheet Metal, Inc.; Senecco Corporation; Seneffe (U.S.A.), Inc.; Senior Capital Corporation; Senior Securities Corporation; Sensory Devices, Inc.; Sentinel Marketing, Inc.; Service Enterprises Company, Inc.; Service Equities Corporation; Service Mall Corporation; Service Refrigerated of Delaware, Inc.; Severn Construction Corp.; Seville Theater Inc.; Shah & Shah, Inc.; Shamack Corporation, The; Shamrock, Inc.; Sharedata of El Paso Corporation; Sheltec Development Corporation; Shelter Development Corporation of America, Inc.; Shenango Corporation; Shepherd-Ewing, Inc.; Sheraton Securities Corporation; Sheri-Lynn of America, Inc.; Shippers Service Express, Inc.; Shoppers Credit International, Inc.; Shoppers Washeteria, Inc.; Show Productions, Inc.; Show Publications, Inc.; SI Inc.; Sibian Corporation; Sid Broughton Auto, Inc.; Sieckmann Trucking Company, Inc.; Sierra Stores, Inc.; Sight Radio Corporation; Sigma Hotel Management Inc.; Silber System Inc.; Silber System Information Systems, Inc.; Silver Web, Inc.; Silvonix Oil & Gas Corporation; Sinai International Tours, Inc.; Site-Pak Industries Corporation; Skies Unlimited, Inc.; Sky Films, Inc.; Skyline Advertising Corporation; Skyro/Medics Corporation; Skyway Leasing Company, Inc.; Skyways Investment Company, Inc.; Slagle Research Company; Slaughter Beverage Transportation, Inc.; Slaughter Neck Church, Inc.; Sleep-Aire East, Inc.; Slitters, Inc.; Small Boy Electronics, Inc.; Smile Chicago, Ltd.; Smith & Isbel Food Corp.;

Smith Industries, Inc.; Smith, Fox, West and Pikus of New England Inc.; Smith, Fox, West and Pikus of West Chester, N.Y. Inc.; Smith's Pride Foods of Georgia, Inc.; Smokers Research Institute Inc.; Smythe's Tire Services & Export Company, Inc.; Social Research International, Ltd.; Society for the Preservation of Primehook Wildlife, Ltd., The; Software Development & Management, Inc.; Soilmaster, Incorporated; Sol Edman & Son, Inc.; Solar Operating Corp.; Solo, Inc.; Solvent Fiber Corp.; Sonar International, Inc.; Sons of Columbus Italian Beneficial Society; Soul Brands-National Ltd.; Source Associates, Inc.; South Bethany Corporation; Southbridge Housing Corporation; Southeastern Service, Inc.; Southeastern Transmission Corp.; Southern Acres, Incorporated; Southern Illinois Investment Company; Southern Maryland Crop Sprayers, Inc.; Southern Properties, Inc.; Southgate Mall Coporation; Southway Realty Corporation; Southwest Computer Investment Corporation; Southwest Corporation; Space, Inc.; Spacemaker Systems, Incorporated; Spanish Key, Inc.; Spar Ribbon & Carbon, Inc.; SPC Polymers, Inc.; Special Order Service, Inc.; Specs Inc.; Specs'n Things, Ltd.; Spectrum Enterprises, Inc.; Splentex, Inc.; Sport Centers of America, Inc.; Sports Promotions & Marketing, Inc.; Sports Satellites Corporation; Spot Guard Industries, Inc.; Spring Leasing Corp.; Springfield Development Company; Springfield International Inc.; Spruce Tissue Mills, Incorporated; Spudnut of Newark, Inc.; SST, Inc.; SSW Industries, Inc.; St. Pat's Stables, Inc.; St. Andrew's School Alumni Holding Corporation, The; Stadium Club, Inc., The; Stafford Industries, Inc.; Stagedoor, Inc.; Staley Paint Mfg. Co.; Stamp Collector Associates, Inc.; Standard Boat Rental, Inc.; Standard Construction Co., Inc.; Standard Resources Corporation; Standard Sanitation Systems, Ltd.; Standard Sheetmetal & Roofing, Inc.; Standard Steel Company; Standard Tungsten Corporation; Stanley Leasing Corporation; Stanley Manor, Inc.; Stanton Pharmacy, Inc.; Stapleford and McClary Co., Inc.; Star International Corporation; State Street Magazines, Inc.; State Street News, Inc.; State-Wide Builders, Inc.; Stateside Music Ltd.; Steadman American Industry Fund, Inc.; Steadman Corporation of America, The; Steelcraft Industries Corporation; Stella Artistic Tiles, Inc.; Stella Maris Hotel, Inc.;

Stella, Incorporated; Stellar Associates, Inc.; Step-Pat, Inc.; Stephens & Company, Incorporated; Stern Company of Washington, D.C., The; Stires, Winston & Company; Stirewalt Electric Co.; Stirling Homex Corporation of Mississippi; Stobo Corporation; Stock Oil Industries, Inc.; Stormmasters, Inc.; Strader Construction Company, Inc.; Stratec International Inc.; Street Scene Inc.; Stressed Pipe Corporation; Stressed Structures, Inc.; Strickman Industries, Inc.; Structural Services, Inc.; Stuart Estates, Ltd.; Stuart F. Jaquay, Inc.; Suburban Securities, Inc.; Sulfurex Company; Sulpho Marine Transportation, Inc.; Sultan Enterprises, Inc.; Sum-R-Fun Pool Products, Inc.; Sumich, Inc.; Summer Enterprises, Inc.; Summer Resort Placements, Inc.; Summitt Publishing Company; Sun and Earth Products, Ltd.; Sun Fun, Inc.; Sun Jet Clubs International, Inc.; Sun-Fed Foods, Inc.; Suncoast Industries, Inc.; Sundowner Dairy Cattle Corporation; Sunhill Plastics Corporation; Sunnyfield Farm Inc.; Sunnyline Shipping Company; Sunterra Corporation; Sup N Sing Corporation; Super Distance, Inc.; Superior Electronic Tube Corporation; Superior Industries Inc.; Supermarketing Services, Inc.; Sure-Fresh Foods, Inc.; Sure-Grip Adhesive, Inc.; Surf Oil Company; Surfari Villages, Inc.; Susanne Publishing Company; Sussex Properties, Inc.; Swearingen Aircraft, Inc.; Sweden Book Stores, Inc.; Swedish Leisure Products, Inc.; Sweepster of Delaware, Inc.; Swifter Marine Products Corp.; Swingers Book Stores, Inc.; Swiss American Discount Corporation; Switch-A-Call, Inc.; Syndicated Equities Corp.; Systemaire Engineering, Inc.; Systems Concepts, Inc.; Systems For Safety & Security, Inc.; Systems Planning Corporation of America, Inc.; Szekeres Foundation, Inc., The;

T & D Musical Instruments of Texas, Inc.; T & T Technology, Inc.; T S T Communications, Inc.; T. P. S. Sales Corporation; T.V. Consumer Products Corp.; T-M Parts & Mfg., Inc.; Tait Enterprises, Inc.; Talbot-American Corporation; Talent Discovery, Ltd.; Talent Management International, Inc.; Tall Apparel Shops, Inc.; Tall Publications, Inc.; Tana Company of America, Inc.; Tancon, Inc.; Tane Corporation; Tarleton Civic Association; Tarpon Oil Company; Taste International, Inc.; Tasty Donuts, Inc.; Taurus Publications Inc.; Tavern, Inc., The; Tax Sheltered Plans of America, Inc.; Tax Shelters, Inc.; Tax-comp, Inc.;

Tazewell Buildings of Iowa, Inc.; TCW Investments, Inc.; Teaching Associates Inc.; Team Productions, Inc.; Tech Venture Incorporated; Techcomm, Inc.; Technical Evaluation and Marketing Inc.; Technical Glass, Inc.; Technical Resource Institute for Social & Economic Development; Technoronic Industries, Inc.; Ted Smith Aerostar Corporation; Tele-Pac, Inc.; Tele-Scan Corporation; Tele-Sound, Inc.; Telecheck International, Inc.; Telegeneral Corporation; Telemedia Corp. of America; Telequip, Inc.; Telesonics Inc., Teletax Corporation; Teletraveler International, Inc.; Television and Radio Advertising Club of Philadelphia, The; Telfon Communications Corporation; Telco Information Services, Inc.; Teller Industries, Inc.; Telstar, Inc.; Teltron Corporation; Temujin Cinema Services, Inc.; Tenedine Sales Company, Inc., The; Tennessee Mountain Beef Corp.; Tennis Promotion, Inc.; Teri Day Care Center, Inc., The; Term Papers Unlimited, Inc.; Terra-Jet Systems, Inc.; Tetra-Core Industries, Inc.; Texas-Canadian Oil Corporation; Texas-Oklahoma Mining Company; Thermal Container Company; Thermal Pollution Control Corporation; Thermex, Inc.; Thermidex, Inc.; Thermo, Inc.; Thermodyne International, Ltd.; Third Dundee Properties, Inc.; This Is America, Inc.; Thlocco Oil Company, The; Thomas and Hoffrage, Inc.; Thomas Turbine Automobile Corporation, The; Threadneedle Capital Corporation; Three Rivers Motors Co.; Three S Company; Three Stars Company Limited; Threshold Corporation; Thumb-Butte Drug Corporation; Thoroughbred Breeding Corporation, The; Thunderhead, Incorporated; Ti-Co Laboratories, Inc.; Tico, Inc.; Tihs Corporation: Tilco, Inc.; Tile Company of America, Inc.; Timber Neck Apartments Co.; Timberstone Wallcoverings, Inc.; Tiverton Terminal Associates, Inc.; TJW Corp.; TMA Industries, Inc.; TMSCO Corp.; TMT Trailer Ferry, Inc.; To-Part, Inc.; Tollin Realty Co.; Tomorrow Publishing Company, The; Topsall Industries, Inc.; Toro Petroleum Corporation; Total Disposal Systems, Inc.; Total Man, Inc.; Total Waste Systems, Inc.; Tower Funding Corp.; Tower Productions, Inc.; Town Platform Tennis Club, Inc.

Town Tire, Inc.; Towne Players, Ltd.; Towne Point Recreation & Maintenance Corporation; Towne Terrace, Inc.; Townsend Construction Company, Inc.; Tradelands, Inc.; Trafalgar Holding Corporation; Training Consultants, Inc.; Trakatron Corpora-

tion; Trans America Properties and Investments, Inc.; Trans World Oil, Ltd.; Trans World Properties, Inc.; Trans-National Properties, Inc.; Trans-Oceanic Shipping, Co.; Trans-World Charolais, Inc.; Transamerican Agriculture Corporation; Transatlantic Agencies Incorporated; Transbanc Corporation; Transbanc Depository Receipt & Funding Company; Transchem, Inc.; Transcontinental Industries, Inc.; Transi-Therm, Inc.; Transionic Chemicals Corporation; Transland Investments, Inc.; Transmarket Company; Transportation Counselors, Inc.; Transportation Leasing Corp.; Transportation Musitime, Inc.; Transworld Financial Services Corporation; Travel Management Corporation of Texas; Travel Systems, Inc.; Travel-Pak International Corporation; Travellers International Air Services, Inc.; Treasure Tones Coatings Corporation; Trego Bros., Inc.; Trendways Group, Inc., The; Tri-State Mix, Inc.; Tri-State Plant Enterprises, Inc.; Tri-State Tire Company; Tri-State Sheet Metal, Inc.; Tri-Temp, Inc.; Tri-9 Corporation; Triangle Mining Corporation; Triangle Realty Corporation; Triangle Roofing, Inc.; Trident Investment Management Enterprises, Inc.; Triex International Corporation; Trilon Educational Corporation; Triple Ace, Inc.; Triple Oaks Water Co.; Trongs Electric Corporation, The; Tropical Pools, Inc.; Tropical Wonderland, Inc.; Truck Lease, Inc.; TSA, Inc. Tucker Industries, Inc.; Turf Club Tavern, Inc.; Turf-Grass Publications, Inc.; Turn-Key Projects International, Inc.; Tusk Engineering, Inc.; Tustore Mines, Inc.; TV Timetab Corporation; Twentieth Century Flite Facts, Inc.; Twentieth Century Jet Express, Inc.; Twentieth Century Shuttle Inc.; Twenty-first Century Fund, Inc.; Twin Bridges Development Corporation; Twin Span Gift Shop, Inc.; Two Bees Ceramics, Inc.; Two-O-Two, Inc.; Ty-con, Inc.; Tyler Ltd.; Typex, Inc.;

U.S. Ecology Corporation; U.S. Energy Corporation; U.S. Facilities Management Corporation; U.S. Finance Company, Inc.; U.S. Flight Support Credit Corporation; U.S. Land & Utilities Co.;

U.S. Media-International Corporation; U.S. Vending Canteen Corp.; U.S. Wire & Cable Co. Inc.; U.A.W. Local 435 Gun Club; U.S. Canadian World Development, Inc.; U.S. Cinema-International, Inc.; U.S. Electronics Corporation; U.S. Family

Sporting Goods, Inc.; U.S. Veterinarian Laboratories, Inc.; U.S.I.D. Corp.; U.S.I.F. Del II Corporation; U.S.I.F. Del III Corporation; Ujamaa Na Uhuru, Inc.; Ultrason of Delaware, Inc., Un-polluter, Inc., The; Undersea Systems Inc.; Unifair, Inc.; Unifibers, Inc.; Unified Tempered Glass Corporation; Uniholidays, Inc.; Union American Methodist Episcopal Church of Delaware, Inc., The; Union Benefits Association; Union Holidays of America, Inc.; Unishield of New York City, Inc.; Unishield, Inc.; Unisol, Inc.; Unit Realty, Inc.; Unitec Corporation; United Architects and Engineering Corporation; United Building Company; United Building Realty, Ltd.; United Cargo Corporation (Midwest); United Community Fund of Central Sussex, Inc.; United Construction Service Co.; United Dalmin Corporation; United Electronics Company; United Financial Group, Inc.; United Mail Service of America, Incorporated; United Petroleum Reserves North America Corporation; United Policy-Holders League, Ltd.; United Properties, Inc.; United Realty Holding Company; United Service Centers, Inc.; United States Equity Corporation; United States Historical Documents Institute, Inc., The; United States Holding Company; United States Land Investment X, Ltd.; United States Oil Company, Inc.; United States Pollution Control Center Incorporated; United States Secretarial Institute, Ltd.; United Steel Tank Corporation of Delaware; United Suburban Builders, Inc.; United Transportation Services, Inc.; United Ventures, Ltd.; Unitized Cargo Corporation; Universal Airlines Company; Universal Diversified Services, Inc.; Universal Enterprise Inc.; Universal Financial Services, Inc.; Universal Interiors, Inc.; Universal Maintenance Corp.; Universal Mortgage Corporation; Universal Operations, Inc.; Universal Products, Inc.; Universal Salon Enterprises, Inc.; Universal Security, Inc.; Universal Service and Supply Corporation; Universal Sportime, Inc.; Universal Wig Enterprises Newark, Ltd.; Universal Wig Enterprises, Ltd.; Universal Wig North, Inc.; Universal Wigs East, Inc.; Uniworld Corporation, The; UNO - ENO, Inc.; Unser, Inc.;

Upholstered Furniture Manufacturers' Association of Philadelphia; Uptown Finance & Realty, Co.; Urban Development, Inc.; Urban Engineers Overseas, Inc.; Urban Investment Co., Inc.; Urban Transfer, Inc.; Urethane Systems International, Inc.; Urethane Systems, Inc.; USB Industries, Inc.; USB Secur-

ities Corporation; Uscher Systems, Inc.; Uses of Leisure Time, Inc.; USI Securities, Inc.; Utopia Talent and Tape Services, Inc.;

V & M Cappalo Inc.; V & M Enterprises, Inc.; V. O. East Corporation; V. P. Enterprises, Inc.; Vacation Techniques Inc.; Vacation Valley, Inc.; Vacation Villages International, Inc.; Valdez-Lefevre Arctic Gas & Oil Transportation, Incorporated; Valencia Realty Corp.; Valley Corporation; Valley Run Civic Association; Van Buren Dental Laboratory, Inc.; Vanco, Inc.; Vanguard Productions, Inc.; Vanguard Properties, Inc.; Varsity Builders, Inc.; Vectrofac Incorporated; Vedra Productions, Inc.; Vegas Holidays, Inc.; Vencap Service, Inc.; Vendotronics Corp.; Venture Funding Corporation; Venture Management, Inc.; Venture Marketing Associates, Inc.; Venture Media, Inc.; Venture Petroleum Equipment Company, Inc.; Ventures Caribe Inc.; Veri/Sonics Inc.; Verlin Rickard, Inc.; Vernon Ewing Corp.; Versata Corporation; Vest Corp.; Veterinary Supply Associates, Inc., of Kansas City; Viable Inc.; Vicom Leasing Corporation; Vicon Builders, Inc.; Victoria Amusement Enterprises Inc.; Victoria Enterprises, Ltd.; Video Cable Communications, Inc.; Video Cassette Corporation; Video Control Corporation; Video Techniques, Inc.; Video-Media Corporation of America, Inc.; Viking International Products, Inc.; Viking Tool and Machine Company, Inc.; Vintage Magazine Inc.; Viotransport Company, Inc.; Vista Communications, Inc.; Vital Signs, Incorporated; Vocational Training Institute, Inc. of Georgia; Vocational Training Institute, Inc. of Virginia; Volume Incentive Productions, Inc.; Vortex Air Corp.; Vyna-Chem Industrics, Inc.; Vyplex Corporation;

W F G Leasing Corporation; W. F. McLindon Company, The; W. F. Politte Co., Inc.; W. W. Enterprises, Inc.; Wade's Boutique, Inc.; Wagner Home Service, Inc.; Wain Resources, Inc.; Wakefield Corporation; Waldorf Drug Company, Inc.; Wall Cartage Corporation; Wall Street Investors Club Inc.; Wall Street Investors Co.; Walter Drapery Fabrics of Northwest, Inc.; Walter Timm & Sons Inc.; Warehouse Foods, Inc.

Wasco Inc. of Wilmington; Waste Management & Compaction Systems, Inc.; Water Purification Systems, Inc.; Water Separator Systems, Inc.; Watson & Gray-Melson, Inc.; Waverly Development Corporation; Waverly Marketing Group, Inc.;

Way Out Press, Inc.; Wayside Development Co., Inc.; WCL, Inc.; We Sit Better of Delaware, Inc.; Webster-Novak and Associates, Inc.; Wel-Co Signs, Inc.; Weldon Corporation; Welker Bros. Leasing, Inc.; Wellington Computer Systems Incorporated; Wellstrand Group, Inc.; Welsh, Davis and Company; Welt Industries, Inc.; Wentworth Apartments, Inc.; Werth Industries, Inc.; Wesrad, Inc.; Wessex Pacific Corp.; West Franklin Associates, Inc.; West Indies Distributing Company, Inc.; West Newton Chrysler-Plymouth, Inc.; West Penn Forwarding Company; West Side Community Development Corporation; West-Line Homes, Inc.; Westberg-Dente Island Corporation; Westcott's Inc.; Western Agency, Inc.; Western Amalgamated Corporation; Western Automatic Reloading Equipment, Inc.; Western Financial Center, Ltd.; Western Home Development, Inc.; Western Horizon, Inc.; Western Land Resources Inc.; Western Leisure, Inc.; Western Management, Incorporated; Western World Tour and Travel Service, Inc.; Westfield Land Improvement Co.; Westown Art Cinema, Inc.; Westport Enterprises, Inc.; Westwood Realty Corporation; Wharton Industries, Inc.; Wheaton Court Apts., Inc.; Wheaton Trucking Co.; Wheeler Gardens, Inc.; Wheeler Shopping Center Drug Corporation; Whelpley & Co., Inc.; Whirl Jet Corporation; Whitco Realty Company, Inc.; White Gates Planting, Ltd.; Whitehall-Baytown Corporation; Whittaker Express, Inc.; Whizz-Gas, Inc.; Widespread Industries, Inc.; Wild West, Inc.; Willarch, Inc.; Williamsville Development Corporation; Willie Marshall, Inc.; Willis Reed Productions, Inc.; Wilmington Federation of Neighborhood Associations and Councils; Wilmington Home Owners Fund, Inc.; Wilmington Industrial Development Corporation Number One; Wilmington Racquet Sports Club, Inc.; Wilmington Trading Company; Wilmington Woodworks, Inc.; Wilson Motor Bodies Inc.; Windjammer Sea Farming Corporation; Windjammer Sea Sciences, Inc.; Windward Road Service Corp.; Windward Swimming and Recreational Association;

Wine Cellars International; Wingate Enterprises, Ltd.; Wingo Cleaners, Inc.; Winona Petroleum Co.; WJRR Corporation; WL Corporation; Woerner & Co., Inc.; Wollensak, Inc.; Wood & Brooks, Inc.; Wood River Towing Co.; Woodcrest Arms Apartments, Inc.; "Woods-Hole", Inc.; Workman Realty Corp.; World Acceptance Corp.; World Films Corporation of America;

World Institute, Inc.; World Leasing & Finance, Inc.; World of Cheese Club, Inc.; World Sales Associates, Ltd.; World Trade Enterprises, Inc.; World Wide Merchandise Corp.; World Wide Minerals, Inc.; Worldwide Indorsements, Inc.; Worthco Ltd.; Writeworld Company Inc.; WTFW Publications, Inc.; WYAM, Inc.;

X-Bond Manufacturing Corporation; Xact of New Jersey Corp.; XIPCO, Inc.; XM Corporation; XNDT, Inc.;

Yachting International Corporation of Michigan Inc.; Yardley Development Corporation; Yawman and Erbe Manufacturing Company, Inc.; Ydrametals Corporation; Yeldam Properties, Inc.; YJ Corporation; York Osuak Research & Development Corporation; Young Country Wear, Inc.; Young Democrats of New Castle Hundred, Inc.; Young Heating & Air Conditioning, Inc.; Young Lady, Inc.; Your Pet Incorporated t/a "Easy Trainer"; Youth Development, Inc.; Yum-Yum International Restaurants, Inc.

Z & N Mason Contractors, Inc.; Z. D. Associates Inc.; Zet-etic Corporation; Zimmerman-American, Inc.; Zodiac Book Shop, Inc.; ZZ Successor Corp.; 121, Inc.; 1218 Market Street Corporation; 1825 Collins Ave., Inc.; 19 West Jefferson Street Building Corporation; 2000 Inc.; 201 Custer Corporation; 2501 Silverside Corporation, The; 3E Chemical, Inc.

IN TESTIMONY WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal to be hereunto affixed this twenty-third day of January in the year of our Lord one thousand nine hundred and seventy-four, and of the Independence of the United States of America, the one hundred and ninety-eighth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 823
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973 proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, pursuant thereto, Executive Order No. 29 was issued on November 21, 1973, declaring that 50 miles per hour was the maximum speed any motor vehicle was permitted to travel on the highways of this State; and

WHEREAS, the Ninety-Third Congress of the United States of America passed H.R. 11372, the "Emergency Highway Energy Conservation Act", which became law upon the President's signature on January 2, 1974; and

WHEREAS, the "Emergency Highway Energy Conservation Act" establishes a national maximum speed limit of 55 miles per hour to conserve fuel during periods of current and imminent fuel shortages; and

WHEREAS, as Governor, I deem it desirable and necessary that the maximum speed limit on Delaware's highways conform with the maximum speed limit in our neighboring states who have or are complying with the "Emergency Highway Energy Conservation Act"; and

WHEREAS, the "Emergency Highway Energy Conservation Act" provides that the entire cost of modification of the signing of the Federal-aid highways within Delaware due to a change made after November 1, 1973, reducing speed limits to conserve fuel, will be paid by the Federal Government; and

WHEREAS, a substantial conservation of useable energy reserves can be realized by establishing a maximum speed limit of 55 miles per hour on roads and highways within Delaware; and

WHEREAS, in view of the impending, eminent or actual acute shortage in the useable energy reserves in the State, such conservation is reasonable and necessary to protect the health, safty and welfare of the public;

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. Pursuant to the authority granted to the Governor to establish and implement standards or modify existing standards or requirements affecting the conservation of energy reserves, 55 miles per hour is declared to be the maximum reasonable speed for the purposes of Subchapter VIII, Chapter 41, Title 21, *Delaware Code Annotated*.

2. Except where a lesser maximum speed is required by or established in accordance with Chapter 41, Title 21, *Delaware*

Code Annotated, 55 miles an hour is declared to be the maximum lawful speed on the highways within the State of Delaware, and subject only to the exemption granted by law to authorized emergency vehicles, no person shall operate a motor vehicle in excess of 55 miles per hour on any highway within this State.

3. Where no special hazard exists, 55 miles per hour shall be the maximum lawful speed and any speed in excess of 55 miles per hour shall be absolute evidence that the speed is not reasonable or prudent and that it is unlawful.

4. Notwithstanding the provisions of Chapter 41, Title 21, *Delaware Code Annotated*, or of any provision of State or local law or authority, no maximum speed limits may be established by any State or local authority on any highway within the State which shall be greater than 55 miles per hour and the provisions of this Order shall apply notwithstanding any greater maximum speed limits which may be lawfully in effect prior to the effective date of this Order.

5. The Department of Highways and Transportation and all other appropriate government authorities are directed to prepare and post appropriate signs on the affected highways giving notice of the maximum speed limit declared herein.

6. Pursuant to Section 3128, Chapter 31, Title 20, *Delaware Code Annotated*, any person who violates any provision of this Order, shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

7. This Order shall become effective at 12:01 A.M., Wednesday, January 30, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 24th day
(GREAT SEAL) of January in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 824
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the welfare of the State of Delaware and the Nation is dependent to a great extent on engineering advancement and development in all fields; and

WHEREAS, our state of prosperity is indicative of the success in engineering endeavor; and

WHEREAS, our high standard of living has been provided in large part through engineering application to the basic laws of science; and

WHEREAS, each year, on the anniversary of the birthday of George Washington, an engineer and surveyor, it is particularly appropriate that the engineering profession receive recognition;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, in order that our citizens recognize the part engineering plays in our daily life, do hereby declare that the week beginning on February 17, 1974, and ending February 23, 1974, shall be designated as

ENGINEER'S WEEK IN DELAWARE

I hereby urge that our civic organizations, clubs, schools, and municipal bodies accord special recognition to the engineering profession during that week.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 25th day
(GREAL SEAL) of January, in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 825

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the Colony of New Sweden was established 336 years ago at "The Rocks," now marked by Fort Christina Monument in the City of Wilmington; and

WHEREAS, under the leadership of its founder, Peter Minuit, Fort Christina became the first permanent settlement in the Delaware River Valley as well as in the State of Delaware in the year 1638; and

WHEREAS, the General Assembly of the State of Delaware has passed a resolution directing the Governor to proclaim March 29 of each year as "Delaware Swedish Colonial Day;" and

WHEREAS, it is fitting that tribute be paid to the contribution of the State's first settlers;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Friday, March 29, 1974, as

DELAWARE SWEDISH COLONIAL DAY

in our State, and request that on this day and the days following our schools, churches, patriotic and historical societies, community organizations and other institutions commemorate the first permanent settlement upon the soil of Delaware with appropriate ceremonies.

I FURTHER REQUEST that State, County, City and Town governments display the flags of the United States and the State of Delaware and that the flags of the United States and the Kingdom of Sweden be flown at Fort Christina Monument during the period of observance.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 19th day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 826
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973, proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, acute shortages of gasoline throughout Delaware have resulted in panic buying by consumers and extremely long lines at gasoline stations; and

WHEREAS, the effect of these shortages has been increased by the recent truck strike and the overall situation has disrupted the flow of traffic on our highways and has resulted in inequitable distribution of available fuel; and

WHEREAS, the power of the individual states is limited since this problem is one of national dimensions and only the

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 19th day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 826
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973, proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, acute shortages of gasoline throughout Delaware have resulted in panic buying by consumers and extremely long lines at gasoline stations; and

WHEREAS, the effect of these shortages has been increased by the recent truck strike and the overall situation has disrupted the flow of traffic on our highways and has resulted in inequitable distribution of available fuel; and

WHEREAS, the power of the individual states is limited since this problem is one of national dimensions and only the

strongest and most decisive action by the Federal Government can effect its resolution; and

WHEREAS, in the absence of federal action, State action is required in this grave situation to insure a more equitable distribution of gasoline resources among users in Delaware.

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and hereby order and declare as follows:

DELAWARE'S MANDATORY GASOLINE RATIONING PROGRAM

I. *Exempt Categories.* The following motor vehicles or users of gasoline are exempt from the provisions of this Proclamation:

(A) Agricultural production, commercial farming, dairy, poultry, livestock, horticulture, forestry, and commercial fishing activities and services directly related to the planting, cultivation, harvesting and processing of fibre, timber, and food intended for human consumption and animal feed.

(B) Emergency services: vehicles, whether publicly or privately owned, used specifically and primarily for law-enforcement, fire-fighting and emergency medical and health services and including those operated by licensed physicians.

(C) Governmental vehicles: Motor vehicles owned or operated by the State of Delaware, any county, city or municipality which normally purchases gasoline at a retail dealer.

(D) Mass Transportation: Vehicles, whether publicly or privately owned and used for scheduled mass transportation.

(E) School buses operated by or under contract with a public agency or religious or charitable organization or corporation, or privately operated for compensation for the transportation of children to and from school for secular or religious education.

(F) Taxicabs

(G) Motorcycles

(H) Any motor vehicle with a gasoline capacity of eight (8) gallons or less.

(I) Tele-communications services utilizing motor vehicles in the maintenance of telephone, telegraph and similar facilities.

(J) Commercial trucks or tractor-trailers which use gasoline for long distance hauling or local delivery services.

(K) Motor vehicles utilized in water supply, sanitation services, purification of water supply, collections and disposal for the general public of solid waste, whether by public or private entities, and the maintenance, operation, and repair of liquid purification and waste facilities during emergency conditions.

(L) Motor vehicles used in the course and scope of employment and operated on the average of 150 miles or more per day excluding commuting mileage.

II. *Definitions*

(A) "Non-Priority User of Gasoline" means users of gasoline not defined in the above as exempt from the provisions of this proclamation.

(B) "Gasoline" means a mixture of volatile hydro-carbons with boiling points ranging from 140 degrees to 390 degrees fahrenheit and whose source is distillation of petroleum and cracking polymerization and other chemical reactions by which naturally occurring petro-hydrocarbons are converted to those having superior properties.

(C) "Motor Vehicle" means all vehicles propelled otherwise than by muscular power except such vehicles as are operated on rails or tracks.

(D) "Retail Dealer" means any person or entity engaging in the practice of selling motor gasoline from a fixed location such as a service station, filling station, store or garage directly into the service tank of any motor vehicle propelled by motor gasoline.

III. Distribution of Gasoline to Priority Users

(A) Priority users of motor gasoline are exempt. They shall, however, insofar as feasible, purchase gasoline from available bulk quantity sources. In those cases where bulk purchases are not available, purchases may be made on a priority basis at any retail pump without reference to license plate numbers as established hereafter for other types of retail gasoline purchasers.

(B) Priority users of motor gasoline are to be supplied on a historical use basis but activities in those categories unable to secure gasoline from their historic sources may be served first by other bulk suppliers and then by gasoline stations which have gasoline available.

IV. Distribution of Gasoline to Non-Priority Users

(A) Non-priority users of gasoline may purchase gasoline on alternate days according to the last number on the right side of the license plate.

1. Operators of motor vehicles bearing license plates, the last number of which is an even number, shall be permitted to purchase gasoline for use in the fuel tank on the even numbered days of the month.

2. Operators of motor vehicles bearing license plates, the last number of which is an odd number, shall be permitted to purchase gasoline for use in the fuel tank on the odd numbered days of the month.

3. In cases where there is no number on the license plate, the last letter to the right shall be converted to a counterpart odd or even number as follows:

(a) A to M shall be treated as odd numbers.

(b) N to Z shall be treated as even numbers.

(B) Notwithstanding the provisions of Paragraph IV A above:

1. No purchase of gasoline shall be made from 9 p.m. Saturday evenings until midnight Sunday evenings.

2. To avoid giving odd-numbered vehicles an extra or two consecutive days, the 31st day of any month shall be considered a free day and both odd and even numbered motor vehicles may purchase gasoline.

3. Saturdays shall also be considered a free day on which both odd and even numbered motor vehicles may purchase gasoline.

(C) Motor Vehicles with license plates from other States shall be subject to the same rules with respect to gasoline purchases as are vehicles with Delaware license plates.

V. Decal System

(A) The provisions of paragraph IV A shall be effective for motor vehicles registered in the State of Delaware until April 1, 1974. On that date, decals supplied by the Division of Motor Vehicles of the Department of Public Safety shall be displayed on the extreme right lower portion of the windshield.

(B) The decals shall be as follows:

1. A decal with a blue field with an "L" superimposed thereon shall identify large sized motor vehicles entitled to purchase gasoline on odd-numbered days at the minimum price established by VI A (1) hereof.

2. A decal with a blue field with an "S" superimposed thereon shall identify small sized motor vehicles entitled to purchase gasoline on odd-numbered days at the minimum price established by VI A (2) hereof.

3. A decal with a blue field with an "E" superimposed thereon shall identify motor vehicles entitled to purchase gasoline on odd-numbered days but which are not subject to the minimum prices established by VI A hereof.

4. A decal with a yellow field with an "L" superimposed thereon shall identify large sized motor vehicles entitled to purchase gasoline on even-numbered days at the minimum price established by VI A (1) hereof.

5. A decal with a yellow field with an "S" superimposed thereon shall identify small sized motor vehicles entitled to pur-

chase gasoline on even-numbered days at the minimum price established by VI A (2) hereof.

6. A decal with a yellow field with an "E" superimposed thereon shall identify motor vehicles entitled to the purchase of gasoline on even-numbered days but which are not subject to the minimum prices established by VI A hereof.

7. A decal with an international orange field shall identify emergency motor vehicles as defined in I (2) hereof and such other vehicles to be subsequently defined, to be similarly displayed to evidence their exclusion from the provisions of this proclamation.

VI. Retail Dealers

(A) Minimum Purchases. Retail dealers shall charge the following actual minimums regardless of the amount or cost of gasoline inserted into the fuel tank.

1. Five Dollars (\$5.00) shall be charged for any motor vehicle displaying a decal with an "L" superimposed thereon.

2. Three Dollars (\$3.00) shall be charged for any motor vehicle displaying a decal with an "S" superimposed thereon.

3. Any excess of the required minimum purchase not expended in the purchase of gasoline shall be retained by the retail dealers.

4. Retail dealers shall prominently display appropriate sign or signs to provide adequate notice to prospective customers that a mandatory minimum charge will be imposed.

5. Until the effective date of the decal system as established hereunder, all retail dealers shall charge the five dollar (\$5.00) minimum for "full size" motor vehicles and three dollars (\$3.00) for "compact" or foreign cars which do not meet the exemption of paragraph I (H).

(B) When a retail station is about to exhaust its supply and there is a line of motor vehicles awaiting service, the owner or operator shall place a sign near the rear of the last vehicle he reasonably expects to be able to service containing the words "Last Car for Gas".

(C) Retail Dealers shall sell, as near as practical, an equal amount of gasoline each day of the month the dealer is in operation.

VII. *Penalties*

Pursuant to Section 3128, Chapter 31, Title 20, Delaware Code, any person who violates any provision of this order shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

VIII. *Effective Date*

This Order shall be effective at 12:01 a.m., Monday, February 25, 1974, pursuant to Section 3230 (F), Chapter 32, Title 20, Delaware Code, except that only the minimum purchase requirements of paragraph VI hereof shall apply on Monday, February 25, 1974.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 23rd day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Independence of the United States of America, the
one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 827

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, J. Sterling Morton established the first Arbor Day on April 10, 1872 in his home state of Nebraska to urge Americans to stop misusing their natural resources; and

WHEREAS, President Warren G. Harding on March 31, 1922 issued a proclamation that urged the Governors of the various states to set aside the last Friday in April as the Golden Anniversary of Arbor Day; and

WHEREAS, the Delaware Association of Nurserymen, as well as other conservation groups, have always worked for the preservation of our nation's forests; and

WHEREAS, the protection of our national resources and most especially the preservation of our forests is vital to the future of our nation;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim April 26, as

ARBOR DAY

in the State of Delaware and urge all our citizens to work for the preservation of our national resources and most especially our forests.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 22nd day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 828
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, in response to complaints of the citizenry on the size of the minimum purchase requirements, action is hereby taken to reduce the minimums to levels which will accomplish the intent of the Proclamation and satisfy consumer concerns.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby amend the Proclamation establishing the "Delaware Mandatory Gasoline Rationing Program", issued on Saturday, February 23, 1974, and order and declare as follows:

Section 1. Paragraph II, entitled "Definitions" is amended by adding thereto a new definition:

"(E) 'Small cars'. A small compact or foreign car, for the purpose of paragraphs (A) 2 and (A) 5 is one with a gasoline tank capacity of 13 gallons or less. All other vehicles shall be considered 'large' cars for the purpose of paragraphs (A) 1 and (A) 5 hereof."

Section 2. Paragraph VI is further amended by striking the words and figures "Five dollars (\$5.00)" wherever they appear and substituting in lieu thereof the words and figures "Three dollars (\$3.00)".

Section 3. Paragraph VI is further amended by striking the words and figures "Three dollars (\$3.00)" wherever they appear and substituting in lieu thereof the words and figures "Two dollars (\$2.00)".

Section 4. This Order shall be effective at 12:01 A.M., Wednesday, February 27, 1974, pursuant to Section 3230 (F), Chapter 32, Title 20, Delaware Code.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 26th day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 829
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, on November 21, 1973, proclaimed that a State of Emergency existed within the entire State of Delaware by reason of the impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of such impending or actual acute shortage of useable reserves and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly on November 19, 1973, by virtue of the passage of Senate Bill No. 397, as amended, which was signed into law on November 20, 1973, authorized and empowered the Governor to promulgate reasonable orders, rules, and regulations, as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Senate Bill No. 397, as amended, under Section 3130 (c) (2), granted powers to the Governor to issue orders, rules, and regulations, for the suspension and modification of existing standards and requirements affecting or affected by the use of energy resources, including those relating to air quality controls which are within the authority of the State to suspend or to modify; and

WHEREAS, the Department of Natural Resources and Environmental Control of the State of Delaware has received and continues to receive numerous requests for temporary emergency variances to Department Regulations Governing the Control of Air Pollution; and

WHEREAS, the statutory method by which the Department of Natural Resources and Environmental Control is compelled to

evaluate variance requests submitted pursuant to 7 *Del. C.* Section 6011 and 7 *Del. C.* Section 6012 would in certain instances place applicants for variances in a position whereby violations of State law would occur prior to complete determination with respect to a variance request through no fault of the applicant; and

WHEREAS, it is necessary for the Department of Natural Resources and Environmental Control to act expeditiously with respect to situations which would require violations of State law as a result of shortages of useable energy reserves conforming to Department regulatory requirements; and

WHEREAS, it is necessary for the Department of Natural Resources and Environmental Control to assure compliance with Federal laws, regulations, and guidelines respecting the attainment and maintenance of Air Quality Standards.

NOW, THEREFORE, I, Sherman W. Tribbitt, by the authority vested in me as Governor of the State of Delaware, determine that the following action is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

1. During the current proclaimed period of State of Emergency and any subsequently proclaimed period of State of Emergency resulting from impending or actual shortages of useable energy reserves, the Secretary of the Department of Natural Resources and Environmental Control (hereinafter referred to as the "Secretary"), may, without conducting a public hearing, grant short term emergency variances to Department Regulations Governing the Control of Air Pollution, for a period not to exceed one hundred and twenty (120) days.

2. Any short term emergency variance granted under these provisions shall be based on the conditions set forth in 7 *Del. C.* Section 6012, except that the time limitation on the duration of temporary emergency variance contained therein shall be inapplicable.

3. The Secretary shall have the authority to grant short term emergency variances under these provisions only when such

granting is necessitated by impending or actual shortages of fuels conforming to Department regulations.

4. The authority of the Secretary to grant short term emergency variances for periods not to exceed one hundred and twenty (120) days shall not be limited in any way by prior temporary emergency variances granted by the Secretary pursuant to 7 *Del. C.* Section 6012.

5. This Order shall be effective immediately upon approval of this Order by the bipartisan joint legislative committee, established by Senate Bill No. 397, as amended.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 26th day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 830
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the Proclamation creating the "Delaware Mandatory Gasoline Rationing Program" established a minimum purchase requirement to be imposed and collected by the retail dealer regardless of the actual cost of the gasoline inserted into the fuel tank; and

WHEREAS, this provision of law has created confusion, conflict and differences of opinion as to its conformity with or violation of federal price-control regulations enforced by the Internal Revenue Service; and

WHEREAS, while disagreeing with the position that the provision violates federal law, the Governor nonetheless has decided to eliminate the confusion and to insure the effectiveness of the program by the following action,

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby amend the Proclamation of February 23, 1974, as amended on February 26, 1974, as follows:

Section 1. Paragraph VI (A) is amended by striking said subparagraph in its entirety and substituting in lieu thereof a new subparagraph to read as follows:

"(A) *Minimum Purchases.* No owner or operator of a motor vehicle shall purchase or attempt to purchase gasoline from a retail dealer at less than the following minimum purchase requirements:

1. No purchase of gasoline shall be made for less than three dollars (\$3.00) if the motor vehicle displays a decal with an 'L' superimposed thereon.

2. No purchase of gasoline shall be made for less than two dollars (\$2.00) if the motor vehicle displays a decal with an 'S' superimposed thereon.

3. Until the effective date of the decal system as established hereunder, owners and operators of 'small cars', as defined by paragraph II (E), shall adhere to the requirement of subparagraph 2 hereof. All owners or operators of other motor vehicles shall adhere to the requirement of subparagraph 1 hereof.

4. Retail dealers shall prominently display appropriate sign or signs to provide adequate notice to operators of motor vehicles who may be prospective customers of the minimum purchase requirements established hereunder."

5. Retail dealers shall permit customers to buy at least the minimum purchase established by subparagraphs 1, 2 and 3 hereof. Whether retail dealers permit customers to purchase in excess of the established minimums is left to the discretion of the individual retail dealers.

Section 2. Amend Paragraph II (E) by striking the number "5" wherever it appears and substituting in lieu thereof the number "3".

Section 3. Amend Paragraph V 7 by striking the number "(2)" as it appears therein and substituting in lieu thereof the letter "(B)".

Section 4. This Order shall be effective immediately.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 28th day
(GREAT SEAL) of February in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 831
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, it has been deemed necessary and advisable that some retail dealers have the option of selling gasoline on Sunday ; and

WHEREAS, our sister State of Maryland has made a similar decision.

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, by virtue of the authority vested in me as Governor of the State of Delaware, do hereby amend the Proclamation issued on February 23, 1974, creating the "Delaware Mandatory Gasoline Rationing Program", as amended on February 26 and 28, 1974, as follows :

Section 1. Amend Paragraph IV (B) 3 by striking said subparagraph in its entirety and substituting in lieu thereof a new subparagraph to read as follows :

"3. Purchases of gasoline may be made on Saturday and Sunday to the extent retail dealers are open, without regard to the 'odd-even' or decal system established hereunder."

Section 2. The Order shall be effective immediately.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 1st day
(GREAT SEAL) of March, in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 832
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973, proclaim that a State of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, acute shortages of gasoline throughout Delaware have resulted in panic buying by consumers and extremely long lines at gasoline stations; and

WHEREAS, the effect of these shortages has been increased by the recent truck strike and the overall situation has disrupted the flow of traffic on our highways and has resulted in inquetable distribution of available fuel: and

WHEREAS, the power of the individual states is limited since this problem is one of national dimensions and only the

strongest and most decisive action by the Federal Government can effect its resolution; and

WHEREAS, in the absence of federal action, State action is required in this grave situation to insure a more equitable distribution of gasoline resources among users in Delaware; and

WHEREAS, the purpose of this Proclamation is to reissue Delaware's Mandatory Gasoline Rationing Program, issued on February 23, 1974, make necessary changes and integrate amendments thereto into a unified, single Proclamation;

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

***DELAWARE'S MANDATORY GASOLINE
RATIONING PROGRAM***

1. Exempt Categories. The following motor vehicles or users of gasoline are exempt from the provisions of this Proclamation:

(A) Agricultural production, commercial farming, dairy, poultry, livestock, horticulture, forestry, and commercial fishing activities and services directly related to the planting, cultivation, harvesting and processing of fibre, timber, and food intended for human consumption and animal feed.

(B) Emergency services: vehicles, whether publicly or privately owned, used specifically and primarily for law-enforcement, fire-fighting and emergency medical and health services and including those operated by licensed physicians.

(C) Governmental vehicles: Motor vehicles owned or operated by the Federal government, the State of Delaware, any county, city or municipality which normally purchases gasoline from retail dealers.

(D) Mass Transportation: Vehicles, whether publicly or privately owned and used for scheduled mass transportation.

(E) School buses operated by or under contract with a public agency or religious or charitable organization or corporation, or privately operated for compensation for the transportation of children to and from school for secular or religious education.

(F) Taxicabs

(G) Motorcycles

(H) Any motor vehicle with a gasoline capacity of eight (8) gallons or less.

(I) Tele-communications services utilizing motor vehicles in the maintenance or operation of telephone, telegraph and similar facilities.

(J) Commercial trucks or tractor-trailers which use gasoline for long distance hauling or local delivery services.

(K) Motor vehicles utilized in water supply, sanitation services, purification of water supply, collections and disposal for the general public of solid waste, whether by public or private entities, and the maintenance, operation, and repair of liquid purification and waste facilities during emergency conditions.

(L) Motor vehicles operated by the handicapped and identified as such by their license plate.

(M) Motor vehicles used in the course and scope of employment and operated on the average of 100 miles or more per day, including commuting mileage.

(N) The motor vehicles or operators of such motor vehicles described in subparagraphs (A), (B), (C), (D), (E), (F), (G), (I), (J), (K), and (L) are self-identifiable as exempt by the nature or nomenclature of the vehicle and may purchase gasoline on any day without further or additional identification.

(O) All other exempt vehicles or operators of vehicles may purchase gasoline on any day without regard to the odd-even system or minimum purchase requirements established hereunder, only when the operator has applied for and been granted an exempt card, bearing his signature and the license number of the vehicle for which the card has been issued. Said exempt card is to be used only by the person to whom it was issued and only for the vehicle whose license number it bears.

(P) In addition to the exempt classes defined in this paragraph, the Motor Vehicle Commissioner is authorized to issue such other exempt cards to those he determines in his discretion are faced with an unusual necessity or hardship. Mere inconvenience shall not be a basis for applying for and receiving an exempt card.

(Q) The exempt card issued by the Motor-Vehicle Commissioner shall be accepted by all retail dealers in this State when duly completed and presented by the person to whom it was issued for the vehicle whose license number it bears. The exempt card is orange and is as seen below:

**STATE OF DELAWARE
GASOLINE RATION EXEMPTION**

SIGNATURE

LICENSE PLATE NUMBER

See Reverse Side For Instructions

II. Definitions

(A) "Non-Priority User of Gasoline" means users of gasoline not defined in the above as exempt from the provisions of this Proclamation.

(B) "Gasoline" means a mixture of volatile hydro-carbons with boiling points ranging from 140 degrees to 390 degrees fahrenheit and whose source is distillation of petroleum and cracking polymerization and other chemical reactions by which naturally occurring petro-hydrocarbons are converted to those having superior properties.

(C) "Motor Vehicle" means all vehicles propelled otherwise than by muscular power except such vehicles as are operated on rails or tracks.

(D) "Retail Dealer" means any person or entity engaging in the practice of selling motor gasoline from a fixed location such as a service station, filling station, store or garage directly into the service tank of any motor vehicle propelled by motor gasoline.

(E) "Small Car" means a small, compact or foreign car, for the purpose of paragraphs V (A) 2 and V (A) 4 is one with a

gasoline tank capacity of 13 gallons or less. All other vehicles shall be considered 'large' cars for the purpose of paragraphs V (A) 1 and V (A) 4 hereof.

III. Distribution of Gasoline to Priority Users

(A) Priority users of motor gasoline are exempt. They shall, however, insofar as feasible, purchase gasoline from available bulk quantity sources. In those cases where bulk purchases are not available, purchases may be made at any retail pump without reference to license plate numbers as established hereafter for other types of retail gasoline purchasers.

(B) Priority users of motor gasoline are to be supplied on a historical use basis but activities in those categories unable to secure gasoline from their historic sources may be served first by other bulk suppliers and then by gasoline stations which have gasoline available.

IV. Distribution of Gasoline to Non-Priority Users

(A) Odd-even system:

(1) Non-priority users of gasoline may purchase gasoline on alternate days according to the last number on the right side of the license plate.

(a) Operators of motor vehicles bearing license plates, the last number of which is an even number, shall be permitted to purchase gasoline for use in the fuel tank on the even numbered days of the month.

(b) Operators of motor vehicles bearing license plates, the last number of which is an odd number, shall be permitted to purchase gasoline for use in the fuel tank on the odd numbered days of the month.

(c) In cases where there is no number on the license plate, the last letter to the right shall be converted to a counterpart odd or even number as follows:

(i) A to M shall be treated as odd numbers.

(ii) N to Z shall be treated as even numbers.

(B) Notwithstanding the provisions of Paragraph IV A above:

(1) To avoid giving odd-numbered vehicles an extra or two consecutive days, the 31st day of any month shall be considered a free day and both odd and even numbered motor vehicles may purchase gasoline subject, however, to the minimum purchase requirements established hereunder.

(2) Purchases of gasoline may be made on Saturday and Sunday to the extent retail dealers are open, without regard to the 'odd-even' system subject, however, to the minimum purchase requirements established herein.

(C) Operators of motor vehicles bearing license plates issued by states other than Delaware which have adopted substantially the same alternate day purchase program, are subject to the regulations promulgated by their home states.

(D) Operators of motor vehicles bearing license plates issued by states other than Delaware which do not have substantially the same alternate day purchase program, shall be permitted on any day to purchase such quantities of gasoline which the retail dealer determines in his discretion are sufficient to relieve the operator's hardship.

V. Retail Dealers

(A) *Minimum Purchases.* No owner or operator of a motor vehicle shall purchase or attempt to purchase gasoline from a retail dealer at less than the following minimum purchase requirements:

(1) No operator of a large vehicle as defined herein shall purchase gasoline for less than three dollars (\$3.00).

(2) No operator of a small vehicle as defined herein shall purchase gasoline for less than two dollars (\$2.00).

(3) Retail dealers shall prominently display appropriate sign or signs to provide adequate notice to operators of motor vehicles who may be prospective customers of the minimum purchase requirements established hereunder.

(4) Retail dealers shall permit customers to buy at least the minimum purchase established by subparagraphs 1 and 2 hereof. Whether retail dealers permit customers to purchase in excess of the established minimums is left to the discretion of the individual retail dealers.

(5) In the event a purchaser violates the minimum purchase requirements established hereunder, the retail dealer shall not be permitted to retain the difference between the cost of the actual purchase and the applicable minimum.

(B) When a retail station is about to exhaust its supply and there is a line of motor vehicles awaiting service, the owner or operator shall place a sign near the rear of the last vehicle he reasonably expects to be able to service containing the words "Last Car for Gas".

(C) Retail Dealers shall sell, as near as practical, an equal amount of gasoline each day of the month the dealer is in operation.

(D) No person shall threaten, interfere, or attempt to interfere, with a retail dealer with respect to compliance with the provisions of this Proclamation.

VI. Penalties

Pursuant to Section 3128, Chapter 31, Title 20, Delaware Code, any person who violates any provision of this order shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

VII. Effective Date

This Order shall be effective at 12:01 A.M., Thursday, March 28, 1974, at which time all previous Proclamations dealing with Delaware's Mandatory Gasoline Rationing Program shall be rescinded.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 22nd day
(GREAT SEAL) of March in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Independence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 833
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, the people of Greece established the "Birthplace of Democracy"; and

WHEREAS, the people of Greece and their descendants have displayed the highest ideals of personal liberty and social and political responsibility; and

WHEREAS, the learned, imaginative, and critical character of the Greek civilization has provided many of the greatest achievements of the human mind; and

WHEREAS, the Greek citizens of Delaware reflect the experience, belief, and aspirations of a vital society that contains the poetry of common life and a vision of prophecy; and

WHEREAS, on March 25, 1821, Bishop Patron Germanos declared the Independence of the Nation of Greece after 400 years of slavery; and

WHEREAS, the date of March 25, 1974, brings to mind that Declaration of Independence;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim the date of March 25, 1974, as

DELAWARE APPRECIATION OF THE
1821 INDEPENDENCE OF GREECE DAY

and urge all citizens of Delaware to recall with appreciation that the concept of democracy as experienced in the United States began in the great nation of ancient Greece.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 23rd day
(GREAT SEAL) of March, in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the
one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 834
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, in America we live under laws which have been passed by our elected representatives or which are the result of the moral customs of our times; and

WHEREAS, these laws are interpreted by judges selected from among us who themselves are governed by the rule of law; and

WHEREAS, it is important that each citizen help to maintain an independent and strong system of courts in America; and

WHEREAS, it is through our judicial system that the rights of the individual are made effective; and

WHEREAS, law and courts exist to protect every citizen in the rights and privileges he enjoys under our Federal and State Constitution, and our courts are the duly constituted means of upholding and protecting the individual rights of every citizen; and

WHEREAS, the theme of this year's Law Day is Young America; Leads the Way.

Help

Preserve Good Laws,

Change Bad Laws,

Make Better Laws.

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim Wednesday, May 1, 1974 as

LAW DAY IN DELAWARE

and call upon all citizens of this State to join in its observance through court visitations, appropriate ceremonies, programs and educational activities.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 30th day
(GREAL SEAL) of April in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 835
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, I, Sherman W. Tribbitt, Governor of the State of Delaware, did on November 21, 1973, proclaim that a state of Emergency existed within the entire State of Delaware by reason of an impending or actual acute shortage of useable energy reserves; and

WHEREAS, in light of that crisis and in conjunction with the proclaiming of the State of Emergency, the 127th General Assembly, on November 19, 1973, by virtue of the passage of Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorized and empowered the Governor to promulgate reasonable orders, rules and regulations as he deemed necessary, to protect the public health, safety and welfare, and to bring the emergency situation under control within the acknowledged limitation of his powers as one Governor of one State; and

WHEREAS, Volume 59, *Laws of Delaware*, Chapter 225, as amended, authorizes the Governor to, *inter alia*, establish and implement standards for the conservation and consumption of energy reserves as well as modify existing standards and requirements affecting the use of energy reserves; and

WHEREAS, acute shortages of gasoline throughout Delaware have resulted in panic buying by consumers and extremely long lines at gasoline stations; and

WHEREAS, the power of the individual states is limited since this problem is one of national dimensions and only the strongest and most decisive action by the Federal Government can effect its resolution; and

WHEREAS, in the absence of federal action, State action is required in this grave situation to insure a more equitable distribution of gasoline resources among users in Delaware;

WHEREAS, the purpose of this Proclamation is to reissue Delaware's Mandatory Gasoline Rationing Program, issued on March 22, 1974, and make a necessary change by suspending the odd-even system established thereunder on a trial basis.

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware, determine that the following is reasonable and necessary in view of the emergency situation, and do hereby order and declare as follows:

DELAWARE'S MANDATORY GASOLINE RATIONING PROGRAM

I. Definitions

(A) "Gasoline" means a mixture of volatile hydro-carbons with boiling points ranging from 140 degrees to 390 degrees fahrenheit and whose source is distillation of petroleum and cracking polymerization and other chemical reactions by which naturally occurring petro-hydrocarbons are converted to those having superior properties.

(B) "Motor Vehicle" means all vehicles propelled otherwise than by muscular power except such vehicles as are operated on rails or tracks.

(C) "Retail Dealer" means any person or entity engaging in the practice of selling motor gasoline from a fixed location such as a service station, filling station, store or garage directly into the service tank of any motor vehicle propelled by motor gasoline.

(D) "Small Car" means a small, compact or foreign car, and for the purpose of paragraphs III (A) 2 and III (A) 4 is one with a gasoline tank capacity of 13 gallons or less. All other vehicles shall be considered 'large' cars for the purpose of paragraphs III (A) 1 and III (A) 4 hereof.

II. Retail Dealers

(A) *Minimum Purchases.* No owner or operator of a motor vehicle shall purchase or attempt to purchase gasoline from a retail dealer at less than the following minimum purchase requirements:

(1) No operator of a large vehicle as defined herein shall purchase gasoline for less than three dollars (\$3.00).

(2) No operator of a small vehicle as defined herein shall purchase gasoline for less than two dollars (\$2.00).

(3) Retail dealers shall prominently display appropriate sign or signs to provide adequate notice to operators of motor vehicles who may be prospective customers of the minimum purchase requirements established hereunder.

(4) Retail dealers shall permit customers to buy at least the minimum purchase established by subparagraphs 1 and 2 hereof. Whether retail dealers permit customers to purchase in excess of the established minimums is left to the discretion of the individual retail dealers.

(5) In the event a purchaser violates the minimum purchase requirements established hereunder, the retail dealer shall not be permitted to retain the difference between the cost of the actual purchase and the applicable minimum.

(B) When a retail station is about to exhaust its supply and there is a line of motor vehicles awaiting service, the owner or operator shall place a sign near the rear of the last vehicle he reasonably expects to be able to service containing the words "Last Car for Gas".

(C) Retail Dealers shall sell, as near as practical, an equal amount of gasoline each day of the month the dealer is in operation.

(D) No person shall threaten, interfere, or attempt to interfere, with a retail dealer with respect to compliance with the provisions of this Proclamation.

III. *Penalties*

Pursuant to Section 3128, Chapter 31, Title 20, Delaware Code, any person who violates any provision of this order shall be guilty of a misdemeanor and shall be punished in the discretion of the Court.

IV. *Effective Date*

This Order shall be effective immediately following its consideration by the Joint Legislative Committee or at 12:01 A.M.,

Friday, May 10, 1974, whichever occurs later, at which time all previous Proclamations dealing with Delaware's Mandatory Gasoline Rationing Program shall be rescinded.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 9th day
(GREAT SEAL) of May in the year of our Lord, one thousand nine
hundred and seventy-four, and of the Independence
of the United States of America, the one hundred
and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 836
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, on May 29, 1974, the Delaware State Senate passed Senate Substitute 1 for Senate Joint Resolution Number 54 by a vote of seventeen yeas and four absents; and

WHEREAS, Senate Substitute 1 for Senate Joint Resolution Number 54 renders endorsement and moral support for the July 4, 1974, Music Program entitled "One Nation Under God"; and

WHEREAS, on June 17, 1974, the Delaware House of Representatives passed Senate Substitute 1 for Senate Joint Resolution Number 54 by a unanimous vote of forty-one yeas; and

WHEREAS, Senate Substitute 1 for Senate Joint Resolution Number 54 makes a formal request to the Governor of the State of Delaware to officially proclaim July 4, 1974, as a "Day of Spiritual and Patriotic Renewal" so as to conform with the theme of "One Nation Under God"; and

WHEREAS, on June 24, 1974, the Governor of the State of Delaware concurred with Senate Substitute 1 for Senate Joint Resolution Number 54 by affixing his signature to said document;

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the power vested in me as Governor of the Great State of Delaware, do hereby proclaim July 4, 1974 as a

DAY OF SPIRITUAL AND PATRIOTIC RENEWAL

so as to conform with the theme of "One Nation Under God".

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the
said State to be hereunto affixed at Dover this
(GREAT SEAL) 27th day of June in the year of our Lord, one
thousand nine hundred and seventy-four, and of
the Independence of the United States of America,
the one hundred and ninety-eighth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 837
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

Whereas, ROBERT H. REED, Secretary of State on behalf of the State of Delaware, has reported to me a list of corporations which for one year next preceding such report have failed to pay taxes assessed against them and due by them under the laws of the State.

Now, therefore, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby issue this proclamation according to the provisions of Section 511 and 512 of Title 8 of the Delaware Code of 1953, as amended, and do hereby declare under this act of the Legislature that the charters of the following corporations, reported as aforesaid, are repealed:

A & H Appliances, Inc.; A & T Welding and Tank Erectors, Inc.; A A A Letter Service, Inc.; A D M Tronics Unlimited, Inc.; A H C Corporation; A T P Acacia Corporation; A. A. Corporation; A. C. C. Corporation; A. J. K., Inc.; A. J. Marra & Son, Inc.; A. J. Solomon Incorporated; A. M. Capital Corporation; A. S. Landco, Inc.; A.B.S. Liquidating Company, Inc.; A.C.T. Tax Service, Inc.; A.D.A. Cosmetics, Inc.; A.D.I. Corporation; A.R. Clark & Sons, Inc.; A-American Leasing Corporation; A-One Security, Inc.; A-Quality Muffler Centers, Inc.; A-36 Corporation; AAA Paperboard Products Co.; AARCO Enterprises Inc.; Aardvark Ltd.; Abbey Resort Communities, Inc.; Abbey-Two, Inc.; ABD Consultants, Inc.; Abe Bass, Inc.; Abitibi Asbestos Corporation; ABS Institute; Academy Royale Theatre, Inc.; Access Construction, Inc.; Accredited Leasing Corp.; Acome Trading Corp.; Acquisition & Merger Institute, Inc.; Actane Gas Company; Active Tank Painting, Inc.; Actors Information Services, Inc.; Ad-Vantage Advertising Company; Ad/Mark, Inc.; Ada Plating Works, Inc.; Adam David Company; Adam David International Sales Corp.; Adams Lime and Gravel Co.; Advance Container Corp.; Advance Investment De-

velopment Corporation; Advance Purification Corp.; Advance Rotodyne, Inc.; Advanced Electronic Service Corporation; Advanced Software Resources, Inc.; Advanced Systems Techniques, Inc.; Advantage, Inc.; Adventures in Salesmanship, Inc.; Aero Tech Laboratories, Inc.; Aero-Tech, Inc.; Aerospace Enterprises, Inc.; Aerotronics, Incorporated; Afrik Pharmaceutical Laboratories, Inc.; Afro Services, Ltd.; Ag-Met, Inc.; Agcom Inc.

Agmac Inc.; Agora-Terra, Inc.; Agricultural Resources Corp.; Agrilease, Inc.; Agro Industries Inc.; Agrotechny Inc.; AH Marketing Corp.; AH-R, Incorporated; Ainwick Properties, Inc.; Air Propulsion Industries, Inc.; Air Transport Holding Corp.; Air-Cushion Industries Incorporated; Air-Dry Corporation of America; Airexec, Inc.; Airline Captains Associates Management, Inc.; Ak-Sar-Ben Group, Inc.; Al-Crete Corporation; Alameda Corporation; Alarm World, Ltd.; Alban Park, Inc.; Alban Tractor Co. Inc.; Alca Industries Corporation; Alda Associates, Inc.; Alda Communications Corp.; Alexis Kirk Inc.; Alfred I. Dupla, Inc.; Alger Sales Company; Algerian Wine Company, Inc.; Aliocha Films, Ltd.; All American Broadcasting Corporation; All American Foods, Inc.; All American Success, Inc.; All Florida Carting, Inc.; All Kitchens, Inc.; All Music Corporation; All Seas Chartering, Inc.; All Service Merchandising, Incorporated; All-Motive Services, Inc.; All-State Sports Camps, Inc.; All-State Expo International, Inc.; Allegheny Resources, Inc.; Allen Trading Company; Allenak Inc.; Allerscan, Inc.; Allied Aero Industries, Inc.; Allied Analytical & Research Laboratories, Inc.; Allied Management & Systems Corporation; Allied Modular Industries Company; Allied Services, Ltd.; Alloway Enterprises, Inc.; Almanac Publishing Company; Almarde, Inc.; Aloma - 436 Corp.; Alpha Alpha Delta Educational Foundation; Alpha Financial Corporation; Alpha Humanix Corporation; Alpha International Corporation; Alpha Petrol International, Inc.; Alpha Scan, Incorporated; Alpha Sound Studios, Inc.; Alsa, Inc.; Alta-Gulf Oil & Gas Ltd.; Altair Services, Inc.; Altaire Construction Co., Inc.; Am-Mart Inc.; Amalgamated Housing Corporation; Amalgamated Leather Companies, Inc.; Amalgamated Properties, Inc.; Amar Leasing Corporation Amazon Development & Holding Corporation; Ambrex Corp.; AMC Medical Business Services, Inc.; America-

Asia Company, Southeast Asia Division; American Asian Construction Company; American Audio Group, Inc.; American Be Independent, Inc.; American Biologics Corporation; American Boilerless Steam Engine Corp.; American CATV Network, Inc.; American College of Nutrition, Inc.; American Computer Corporation; American Computer Service, Inc.; American Concrete Pipe Corporation;

American Condev Ltd.; American Delta Industries, Inc.; American Discount of Delaware, Inc.; American Family Sales Company; American Fireworks Manufacturers Association; American Foresight of Baltimore, Inc.; American Health and Education Resources, Inc.; American Investment Diversified Services, Inc.; American Investment Realty, Inc.; American Learning Systems Co., Inc.; American Medical Systems, Inc.; American Micro-Circuits, Inc.; American Mint Inc., The; American Modular Communities, Inc.; American Motorcycle Institute, Inc.; American Movers Insurance Services, Inc.; American News Company, The; American Opportunities Unlimited, Inc.; American Optichron Corporation; American Pipe & Investment Corporation; American Plaks International, Inc.; American Pol-litrol Corporation; American Protection Centers, Inc.; American Pyrolysis Corporation; American Retirement Planning Associates, Inc.; American Scheduling Installations, Inc.; American Science Corporation; American Suburbia, Inc.; American Telecommunications Co., Inc.; American Towing Company, Inc.; American Trans-East Company; American Trend Fund; American Triad Land Company, Inc.; American Utilities, Inc.; American Variety International, Inc.; American West Enterprises Inc.; American-International Incentive Programs, Inc.; American-International Mortgage Corp.; Americana Petroleum Corporation; Americas Corporation; Ameritech Corporation; Amet, Inc.; Amfish Corp.; Amity, Inc.; Ammermon and Son, Inc.; Ampliphonics of America Corporation; Amtrad Enterprises, Inc.; Anchor Management Corporation; Ancon Resources Corporation; Anderson & Phillips Sales Company, Inc., The; Andrew Scott Associates, Inc.; Angelo Corporation; Anglo International Marketing Corporation; Anico, Inc.; Animal Health Group, Inc.; Anna Elevator, Inc.; Ansel Feeding & Livestock Company; Antelope Broadcasting, Inc.; Antennas for Communications, Inc.; Anthony Bower Fine Arts, Inc.; Anthony Group,

Ltd.; Anthony's Mobile Homes, Inc.; Antrex Corporation; ANW, Inc.; Appalachian Corporation; Appleton Imports-Agents, Ltd.; Applied Capital Corporation; Applied Concepts, Inc.; Applied Fluidics of New Jersey, Inc.; Applied Kinematics Leasing Corporation;

Applied Library Resources, Inc.; Applied Research Control, Inc.; Applied Research Corporation; Aqua Fem, Inc.; Aquadron, Inc.; Aquanamics Corporation; Aquiculture Gardens, Inc.; ARA International, Inc.; Aran Industries, Inc.; Arces Co.; Arcon-Indus, Ltd.; Arden Concepts, Inc.; Argosy Mining (U.S.) Incorporated; Argus Systems, Inc.; Argyle Southern Company; Aries Enterprises, Inc.; Aries Publishing, Inc.; Arlington Carpet Mills, Inc.; Arlo Systems Corporation; Armstrong, Ltd.; Arncos Consolidation and Leasing, Inc.; Aro Plastics, Inc.; Arrow Investment Ltd.; Arrow-Target Media, Incorporated; Arthur J. and Marilynn Levine Foundation, Inc., The; Artile Center, Inc.; Artistic Productions, Inc.; Aruba Enterprises, Inc.; Ashland Company of N.J., Inc.; Asia Communications Corporation; Asian Development Systems, Incorporated; Aspen Center for the Professions, Inc.; Assets Investment Corporation; Associated Acceptance Corporation; Associated Care Enterprises, Inc.; Associated Drawback Specialists, Inc.; Associated Investment Corporation; Associated Investors, Inc.; Associated Pacific Corporation; Associated Publishers and Authors, Incorporated; Associated Publishing Company, Inc.; Associates in International Marketing and Sales, Inc.; Association of Regular Army Sergeants; Association of Retired Delaware State Police, Inc.; Astro Technology, Inc.; Astro-Scope, Inc.; Astrolite Corporation; Athlund Corporation; Atkins-Gilbert Associates Ltd.; Atlanta Television Production, Inc.; Atlantic & Pacific Petroleum Corporation; Atlantic Eastern Corporation; Atlantic Magazine Company, Inc.; Atlantic Productions, Inc.; Atlantic Scientific Corporation; Atlas International Incorporated; Aud-O-Tek, Inc.; Audio Visual Electronics Corporation; Aura Jewel Caribe, Inc.; Aurre & Company, Inc.; Aurre Management Co., Inc.; Austinite Corporation; Austinite Marketing Corporation; Authentic Art, Inc.; Auto and Fleet Service, Inc.; Auto-Magic Car Wash, Inc.; Automated Communications Inc.; Automated Distribution Systems, Inc.; Automated Storage International, Inc.; Automated Ticket Systems of Connecticut, Ltd.; Automated

Ticket Systems, Ltd.; Automatic Games Limited; Automation Technology Corporation; Automotive Management Consultants, Inc.; Automotive Training Services, Inc.; Autotronics, Ltd.; Avenue of America Recording Ltd.; Averick Products, Inc.; Aviation Enterprises, Inc.; Avion Electronics, Inc.; Awco Industries, Inc. Avers Diner, Incorporated.

B & B Trucking, Inc.; B & C Construction Co., Inc.; B & J, Ltd.; B and B Choppers, Inc.; B C S Liquidating Co.; B. & T. Enterprises, Inc.; B. Ciotti & Sons, Inc.; B.J. Engineering Enterprises, Inc.; B. M. S. Corp.; B.C.J. & M. Service, Inc.; B. S. B. Corporation; B & W Horsepower, Inc.; Babcock Overhead Door Co., Inc.; Back Publishing and Sales Co., Inc.; Back Gammon Unlimited, Incorporated; Baensch Capital Corporation; Bahama Islands Diversified Incorporated; Bakerlyn, Ltd.; Baking Enterprises Inc.; Balanced Investment Dynamics, Inc.; Balanced Investment Securities Company; Baldwin Gardens, Incorporated; Baltimore Consolidating Association, Inc.; Baltimore Electronics Associates, Inc.; Bamberger and Robbins, Inc.; Bang Burgler Alarm Co., Inc.; Banker's Courier Corporation; Bankers Trust Company; Banta Stores, Inc.; Bargain Shopper Corporation, The; Baries Co.; Barnard Southwest Associates, Inc.; Baron Industries Corporation; Barons Wearhouse, Inc.; Barr Leasing Ltd.; Barry's Int'l Ltd.; Basement, Inc., The; Basic Corp.; Basic Cosmetics, Ltd.; Bauer Engineering Asia, Ltd.; Baxter Shoe Outlet, Inc.; Bayfare, Inc.; BBI, Inc.; BCS, Inc.; Beach Drive Liquor Store, Inc.; Beach Grass Foundation, Inc.; Beauty Boutique, Inc.; Beaver Branch Farms, Inc.; Beaver Valley Nurseries, Inc.; Becker Columbian Club, Inc.; Bedrock Development, Inc.; Beitzell Construction Co. Inc.; Belair Financial Corporation; Belgian Gospel Mission, Inc.; Bell and Howarth Corporation, The; Bell Rock Island, Inc.; Belmontronics, Inc.; Belvedere Corporation, The; Benay Cable Inc.; Benecom Corp.; Benge Corporation, The; Bennet & Associates, Inc.; Ber-Way Marketing, Inc.; Bergere's Restaurant, Inc.; Bero Engineering and Construction Corporation; Berry, Inc.; Best Yet Foods, Inc.; Beta Chemicals Incorporated; Better Administration of Justice, Inc.; Better Homes of Milton, Inc.; Bevel Feeding & Livestock Company; Beverage Management Associates, Inc.; Bidwell-Morency, Inc.; Bill's Market, Inc.; Billie's Barbecues, Inc.; Binghamton TV Corp.; Bio-Enzymatics Corp.;

Bio-Feedback Applications Inc.; Bio-Feedback Institute; Bio-Medical Products, Inc.; Bishop Waterproofing Corporation; Bismarck Lumber Company; Biz News Inc.; Black Bull Music, Inc.; Black Magic Enterprises, Inc.; Black United Fund of Delaware, Inc.; Black Vanguard Associates, Inc.; Blackiston Estates, Ltd.; Blair & Co., Inc.; Blair International, Inc.; Blanch-Ette, Inc.; Blanck & Sons Delivery Service, Inc.; Blandco Inc.; Bloomington Bacon & Van Buskirk Glass Co., Inc.; Bloomington Heap Big Beef, Inc.; Bloomington Loan Company; BLS, Inc.; Blue Granite Industries, Inc.; Blue Hen Artist Management, Inc.; Blue Hen Music Publishing Inc.; Blue Hen Pet Center #64, Inc.; Blue Hen Productions Inc.; Blue Hen Realty, Inc.; Blue Hen Record Productions Inc.; Blue Hen Road Show Productions Inc.; Bluff Island Marine Inc.; BMC, Inc.; BMCA, Inc.; Bob Slade Concrete Construction Company; Body Shop, Inc., The; Bonded Detective Agency of Delaware, Inc.; Bonded Fiber Research Laboratories Inc.; Book House, Inc., The; Boots Productions Inc.; Borgia Co., The; Bosco Resources Corporation; Bostic and Bowers Business Service, Inc.; Boston Celtics Basketball Club, Inc.; Bostwick Construction Co.; Boundary Industries, Inc.; Bourbon Street Originals, Inc.; Bournemouth Properties, Inc.; Bowen Investment Corporation; Bowen Transports, Inc. of Illinois; Bowers Instrument Company; Bowes Publishing Company; Brad Harmon Films, Inc.; Bradford Builders, Inc.; Bragg County Properties, Inc.; Brandywine Exterminating, Inc.; Brandywine Financial Associates, Inc.; Brandywine Guild, Inc.; Brandywine Jr. American Basketball League, Inc.; Brandywine Publishing, Inc.; Branstrator Engineering Corporation; Braverman Enterprises, Inc.; Breakers Club, The; Breezewood Construction, Inc.; Brendler Insurance Agency, Inc.; Brentmoor Corporation, The; Bretsnyder Builders, Inc.; Brevoort Films, Inc.; Bri-Son Industries Incorporated; Briar Pharmacal Inc.; Bridgeview Auto Parts, Inc.; Brief Encounter, Inc.; Bridadoon Capital Corporation; Briggs Boulevard, Inc.; Bright & Brearley, Inc.; Broad Construction Company, Inc.; Broadcast Bingo, Inc.; Broadkill Marina, Inc.; Broker Services, Inc.; Brookside Plaza Apts., Inc.; Broox, Inc.; Brothers Retail Liquors, Inc.; Bruce Debolt Enterprises, Inc.; Bruker Industries, Inc.; Brunswick Basic 4, Inc.; Brush Hill Associates, Inc.;

Buchanan International Oil Corp.; Buchbinder & Company, Inc.; Buckeye Mines Inc.; Bucoa, Inc.; Bucode P. R., Inc.; Budd Industries, Inc.; Buddie Industrial Enterprises, Inc.; Builders Component Supply Corporation; Builders Ready Mix & Supply Co.; Bull's Food Distributors, Inc.; Bunni Equipment Company, Inc.; Bureau of Medicare Research, Inc.; Burgaw Dress Company; Burka Properties, Inc.; Burris Company; Business Development Associates Inc.; Business Machines Corporation of America; Business Machines International Corporation; Business Research Company; Business Service, Inc.; Busy Beaver Hauling, Inc.; Butane Match Corporation of America; Butler Development Corporation; Butlers Securities Inc.; Butler's, Inc.; Buttonwood Venture Management Corporation; BX East, Inc.; BXP Construction Corporation; Byrd Enterprises, Incorporated.

C & B Industries, Inc.; C & E Contractors, Inc.; C. & S. General Contractors, Inc.; C B & W, Inc.; C S & M International Corp.; C U C Management Corp.; C. & M Holding Corp.; C. D. C. Incorporated; C. H. A., Inc.; C. H. C. Co.; C.A.P., Inc.; C.L.O. Associates, Inc.; C.M.S. Motion Picture Productions of America, Inc.; C.O.M., Inc.; C. R. Winn Drilling Contractors, Inc.; C.R. S.N. Inc.; C.U. Travelers, Inc., The; Ca-Lew Corp.; Cabco Productions, Inc.; Cable Enterprises, Incorporated; Cable Network Television, Inc.; Cable Ohio, Inc.; Cable Productions, Inc.; Cable-View of Pennsylvania, Inc.; Cablemark, Inc.; Cadillac & Lake City Railway Company; Caernarvon Corporation; Cahill Industries, Inc.; Calabash Gal, Inc.; California Compactors Corporation; California Sales Corporation; Caligar Company; Cam's Ham, Inc.; Cambridge Nuclear Corporation of Texas; Camden Funding Corporation; Cameo Greeting Cards, Inc.; Cameo Road Development Co.; Camn, Inc.; Camp Delmora, Inc.; Campaign Associates, Inc.; Campbell & Young, Incorporated; Camper Land, Inc.; Campus Craft, Inc.; Canaday Enterprises, Inc.; Canby Cable TV, Inc.; Cannon International, Inc.; Capco, Inc.; Capehart Corporation; Capetronic Corp.; Capetronics Oss, Inc.; Capital Cosmetics, Inc.; Capital Petroleum Exploration Corporation;

Capitol Green Community Center, Inc.; Capitol Motors, Inc.; Capitol Trane Air Conditioning Company Inc.; Capri Enterprises Inc.; Capsugel Corporation; Cara Mia Shoe Corpora-

tion; Caravelle Cattle Company, Inc.; Carben, Inc.; Carbondale Heating and AirConditioning Co., Inc.; Cardinal Import and Distributing, Inc.; Care Services Corporation; Career Directions Corporation; Career Investors Corporation; Careers Incorporated; Carib Marine Engineering Corporation; Caribbean Cashew Company; Caribbean Petro Chemicals Inc.; Caribe Enterprises, Ltd.; Caritas Foundation; Carlisle Hardware Company, Inc.; Carlton Broadcasting Corporation; Carlton-Cambridge, Stevens Jackson & Co., Inc.; Carney Bros., Inc.; Carolina Belt Company; Carolina Schiffli Company; Carolina Textile Co.; Carolina Trimming Company; Carousel of Life, Inc.; Carpetech of California, Inc.; Carr Enterprises, Inc.; Carroll Corporation of New Hampshire, Inc.; Cary L. Wellington Foundation, The; Carz, Inc.; Cases & Points, Ltd.; Cash America Ltd.; Cash Box Enterprises Corporation; Casino Royal, Inc.; Cassell Products Corp.; Cassette Education Systems Corp.; Cassette Player Corporation; Cassette Sciences Corporation; Cassette-Matic, Inc.; Cast Corporation; Catalane-Crowley Corporation, The; Catering International, Ltd.; Cavalier Clothes Ltd.; Cavalier Group, Inc.; Cavalier Shop, Inc., The; Cavallaro Construction Services, Inc.; Cax, Inc.; Caye Chapel Enterprises, Ltd.; CCN Liquidating Corporation; Cebus U.S.A. Inc.; Cecil Motors, Inc.; Cedarbrook Farm, Inc.; Cedarbrook Fashions, Inc.; Cedco Capital Corporation; Cei Liquidating Company; Celebration Production Company, Ltd.; Celsior Corporation; Central American Development Corporation; Central CATV, Inc.; Central Energy Systems, Inc.; Central Quilting Co.; Centralia Development Corporation; Century Continental Corporation; Century Engineering, Inc.; Century Homes, Inc.; Cephas Corporation; Ceres Pharmacal Company; Ceres Products Company, Inc.; Cevwin Corporation; Chadds Ford Productions, Inc.; Chadwick Construction Co., Inc.; Chafin & Co.; Chalet Apartments, Inc.; Challenge Fund, Inc.; Challenge International, Ltd.; Challenger Motor Company; Champions Unlimited, Inc.; Chancellor Management Corporation; Chandler Fund, Inc.; Channel American Corp.; Channel Leasing Corporation;

Channelmedia Corporation; Chardon, Inc.; Charles Beseler Co. Inc.; Charles Beseler Mfg. Co., Inc.; Charles Clay Equipment, Inc.; Charles Clay Masonry, Inc.; Charles E. Springman Development Company, Inc.; Charles Perkes Company; Charlie

Chan, Inc.; Charming Shoppes of Delaware, Inc.; Chart Feeding & Livestock Company; Chartwell Patents, Inc.; Chas. H. Elliott Company, The; Cheese Systems, Ltd.; Chem Stone Laboratories, Inc.; Chemalores Corporation; Chemanox Incorporated; Chemedics, Inc.; Chemical Resources Corporation; Chemmet Corporation; Chesapeake Bay Shores, Inc.; Chesapeake Real Estate & Development Co.; Chester County Packaging Co.; Chester Herald-Tribune, Inc.; Chesterfield Homes, Inc.; Chicago Cougars Hockey Club, Inc.; Chichester Boat Co., Inc.; Chicken 'N' Things, Inc.; Chicken Holiday, Inc.; Children's Programming Corporation, The; Chilnor, Inc.; Christopher Wren Corporation, The; Chula Vista Furniture Industries, Inc.; Church of the Living Word, Inc.; Cicero Dodge, Inc.; Cid Charters, Inc.; Cider Hill Candle Co., Inc.; Cimarron Beverage Corporation; Cinecom Theatres (N.E.) States, Inc.; Cinecom Theatres (Southern) States Inc.; Cinecom Theatres Midwest States, Inc.; Cinema Funding Corp.; Cinema Prints, Inc.; Cinema 71, Inc.; Cinema/Seven Productions, Inc.; Cinke International Corp.; Circa 70 Motion Picture Laboratory, Inc.; Citadel Engineering, Inc.; Citation Development Corp.; Citizens Committee for Parks, Inc.; City Porcelain Refinishing Co., Inc.; Clam Fillettes Corp.; Clara's Poodle Haven, Inc.; Clarence E. T. Phillips, Jr. & Co., Inc.; Classic Printers, Inc.; Clayco Exploration, Inc.; Claymont Pharmacy, Inc.; Clayton & Wade Limited; Clayton Earth Movers Inc.; Clean Air Fuel Co., Inc.; Clean Air Inc.; Clearview Builders, Inc.; Clearwater Chemical Corporation; Clement Coleman, Incorporated; Clemente Travel Center, Inc.; Clermont Operating Corp.; Clever Cleaners, Inc.; Cliffs Management Corporation; Climate Masters of Ohio, Inc.; Climax Horse Farms, Inc.; Clinical Research Associates, Inc.; Cloro-Spray Corporation; Cluster Busters Club; Clyne International Advertising, Inc.; Clytie Bay Mines, Inc.; CMS/South, Inc.; Coast Marine Corporation; Cocan Corporation; Cochran Equipment Co.; Coda Limited; Cohansey Steamship Company; Coiffures by Mr. Neill, Inc.; Cointronics Corporation;

Col-Mont Corporation; Colar, Inc.; Coldstream Corporation; Cole Corporation; Colgan Curran Co.; Coliseum Properties, Inc.; Coliseum Sports Productions, Inc.; Collectors Funding, Inc.; Collectors' Arts & Letters, Inc.; Collegiate Electronics, Inc.; Collegiate Pubs, Inc.; Columbia Art Publishing Company, Inc.;

Columbus Equities, Inc.; Comacc Corporation; Combined Capital Corporation; Combined Community Services, Incorporated; Commerce Corner, Inc.; Commercial Banking Corporation; Commodity Merchants, Inc.; Commonwealth Corporated Development Co., Inc.; Commonwealth International Corporation; Commplex, Inc.; Communicating Ventures International, Ltd.; Communication Controls Corporation; Communications Splicing & Engineering Corp.; Communistar Corp.; Community Action Against Forced School Busing Inc.; Community Learning Centers, Inc.; Community Training Foundation, Inc.; Compass Lincoln-Mercury, Inc.; Compatable Products Inc.; Componoform Ventures, Inc.; Compu Tek Corp.; Compucharge, Inc.; Compugain, Inc.; Compulease, Inc.; Compumatics Educational Services, Inc.; Compusamp of Canada, Ltd.; Compusize, Inc.; Computag Systems, Inc.; Computal Corporation; Computalarm Systems Corporation; Computer Astrology Associates Corporation; Computer Century 1, Inc.; Computer Consultants Associates, Incorporated; Computer Consultants Corporation; Computer Cooperatives, Inc.; Computer Data Enterprises, Inc.; Computer Fulfillment - I/MAP, Inc.; Computer General Corporation; Computer Micro Services, Inc.; Computer Monitor Corp., The; Computer Optical Systems, Inc.; Computer People Corporation; Computer Programs Co.; Computer Research Associates, Inc.; Computer Trading Corporation; Computer Typesetting Corporation; Computerwrap Corporation; Computime Institutional Services Inc.; Comshield Corp.; Comus Productions, Ltd.; Con-Way Corporation; Concentrated Resources, Inc.; Conceptual Technology, Inc.; Concert Corporation of America; Concord Mazda, Inc.; Concrete Specialists, Inc.; Conditioned Air Contractors of Miami, Inc.; Condomart International, Inc.; Condominium Corporation of America, Inc.; Congress of Professional Corporations; Conn-Plate, Inc.; Conrad Construction Co.; Consolidated Acceptance Corporation; Consolidated International Petroleum Corporation;

Consolidated Production Corporation; Consolidated Refining Company of Puerto Rico; Constellation Petroleum Corporation; Constrander Corporation; Construction Automation Industries, Inc.; Construction Ventures Corporation; Consumer Auto Leasing Service, Inc.; Consumer Financial Services, Inc.; Consumers Assistance Corp.; Consumers Marketing Research, Inc.; Consyst Properties, Inc.; Consyst, Inc.; Containerized Storage

and Land Developers, Inc.; Continental Colognes ET CIE; Continental Lift Slab Corporation; Continental Painting, Inc.; Continental Service Distributors of Georgia, Inc.; Continental Service Industries, Inc.; Continental Urbanology Enterprises, Inc.; Continental Video Network, Inc.; Contract Limousine Corporation; Contractor Supplies, Inc.; Control Corporation of America; Convacare Incorporated; Convenient Car Wash, Inc.; Convenient Moneycorp, Inc.; Convertible Technique Fund; Convlacare, Inc.; Cook & Nedwick, Inc.; Cooks Franchising, Inc.; Cookson Siding, Inc.; Cooling & Heating Supply, Inc.; Copaco, Inc.; Copper State Associates, Inc.; Copy Technology, Inc. (North Carolina); Copy Technology, Inc. (Texas); Corexcal, Inc.; Corlox Corporation; Cormac, Inc.; Corax Resources Corporation; Corporate Enterprises, Inc.; Corporate Management Company; Corporate Management Company, Inc., The; Corporate Recruiters of Northern Virginia, Inc.; Corporate Resources, Inc.; Corporation E, Inc.; Cortex Corporation; Cosmic Aircraft Corporation; Cosmo Industries, Inc.; Cosmo Wash, Ltd.; Country Farmers Market, Inc.; Country Foods, Inc.; Country Music, Inc.; County Contractors, Inc.; County Line Bath and Tennis Club Corporation; County Trade Services, Inc.; Court Cover, Ltd.; Courthouse Industries, Inc.; Covington Associates, Inc.; Cowan Agency Corporation; Coyne Club, The; Craft Town Enterprises, Inc.; Crafttech International, Ltd.; Crafts International, Inc.; Creations Inc.; Creative Child, Inc.; Creative Development Corporation; Creative Leisure, Ltd.; Creative Realty Concepts, Inc.; Creative Vistas, Inc.; Credit Consortium Basle Corp.; Cremosa Food Services, Inc.; Crescent Consultants, Inc.; Crescent Productions Corp.; Cresset Corporation; Cromwell Corporation, The; Cromwell Industries, Inc.; Cromwell Marketing Corporation, The; Cross Country Investment Corp.; Cross-Country Ink, Inc.; Crowbank Resources Limited; Crown Erectors, Inc.; Crown Villages, Inc.; Cryogenic Devices, Inc.; CTI Distributing Corporation; CTI, Inc.; Culpepper's Plantation Enterprises, Inc.; Cultural Arts Corporation; Cumberland Paving Company; Cumberland Valley Broadcasting Corporation; Cumulus Corporation, The; Cundari Oil Company, Inc.; Currency Advisors Corporation; Curriculum Studios, Inc.; Custamold Inc.; Custodian Security Brokerage Corp.; Cyber Capital Corporation; Cybermark Systems Inc.; Cybernetic Motivation Systems, Inc.; Cybertronics

Corporation; Cyclo-Sciences, Inc.; Cyclotronics Corporation; Cyn Les International Ltd.; Cynax Corporation;

D & L Trucking, Inc.; D and A, Inc.; D. Brown-Strober Bros. Building Supply Corp.; D. Lohoefer, Inc.; D. M. & S. Dry Cleaning, Inc.; D. R. International, Inc.; D. W. Guard & Co., Inc.; D. J. J. Communications, Inc.; D.N.R.A. Inc.; D, P & S Automotive, Inc.; Dadcor, Inc.; Daily Made Corporation, The; Dakery's Ltd.; Dameon, Ltd.; Damnco Corporation; Danby Liquors, Inc.; Dano Modules, Inc.; Dapper Corporation; Dardanella Corporation; Dare Enterprises, Inc.; Darien Shrubbery Company, Incorporated; Darley Stores, Inc.; Daron Feeding & Livestock Company; Darrill Industries, Inc.; Dartmouth Realty & Oil Corporation; Dartnell Corporation, The; Data Communications Corporation; Data Electronics, Inc.; Data Exchange Leasing Corporation; Data Industries Corporation of Texas; Data Security Corporation; Data-Plex Systems, Inc.; Dataport Systems Inc.; Dataventure, Inc.; Datax Corporation; David B. Rosenfeldt, Incorporated; David E. Difilippo Enterprises, Inc.; David L. Bartok Circus Corporation; David R. Goebel, Inc.; David R. Simon, Inc.; David W. Johnson Enterprises, Inc.; Davidow Company, Inc.; Davis & Greer, Inc.; Davisbilt Steel Joist, Inc.; Dayton Plastics, Inc.; DCA Educational Products, Inc.; De Marigny Vintners, Inc.; Deal Corporation; Deb Fabric Centers, Inc.; Debacker Chevrolet Co., Inc.; Debbie-D, Inc.; Decision Information Consulting Corp.; Deeds Music Company, Inc.; Deemers Beach, Inc.; Defender Publishing Company, Inc., The; Defense Services, Inc.; Deguire Discount Centers, Inc.; Del Mar Hosiery Corporation; Del Mar New England Express, Inc.; Del. Com. Enterprises, Inc.; Del-Penn Builders, Inc.; Delafran Industries Incorporated;

Delano, Inc.; Delaware "Up With People" Committee, Inc.; Delaware Aircraft Incorporated; Delaware Arts Society, Inc.; Delaware Bail Corporation; Delaware Construction Company, Inc.; Delaware Dredging Company; Delaware Economic Development Board, Inc.; Delaware Education Television Association, Incorporated, The; Delaware Electronic Supply Co.; Delaware Government Research Foundation; Delaware Housing Incorporated; Delaware League for Human Advancement, Inc.; Delaware Personnel Consultants, Inc.; Delaware Pharmaceutical

Society; Delaware Research Associates, Inc.; Delaware Rug Co., Inc.; Delaware State Electric, Inc.; Delaware Wheels for the Handicapped, Inc.; Delco Leasing Corporation; Delee, Incorporated; Delicias International, Inc.; Dell Industries Inc. of America; Delle Donne Center, Inc.; Delmedics Company, Inc.; Delmora Park, Inc.; Delphi Associates, Ltd.; Delta Engineering and Research, Limited; Delta Research Corporation; Deltona Highlands Corporation; Demar'Quis International, Inc.; Demographic Technology, Inc.; Dental Industries, Inc.; Dental Sciences Instrument Corp.; Dentatron, Inc.; Department of Pacific Areas, Veterans of Foreign Wars of the United States, Inc.; Dependable Services, Inc.; Depue Chemical Company; Desmond Investment Company, Inc.; Destination, Inc.; Detection Technology, Inc.; Detectron, Incorporated; Determination of Motivation, Inc.; Detroit Screwmatic Company; Detsco, Inc.; Devco Management Inc.; Development Banking Corporation of America; Development Franchise Sites, Inc.; Devon Group Incorporated, The; Devon Industries, Inc.; Devonbrook, Inc.; Dewey Corporation, The; DHC, Inc.; Di Pinto Incorporated; Diamond Ice and Fuel Company of Delaware, Inc.; Diamond Investment Properties, Inc.; Diamond State Aviation, Inc.; Diamond State React, Inc.; Diana Shop of Tulsa apparel Corp.; Diaspora Communications, Inc.; Dichar Corporation; Dick Allen Motors, Inc.; Dictograph Products, Inc.; Dig This Now, Incorporated; Digital Electronic Automation, Inc.; Digital Information Devices, Inc.; Dihepoc Corporation; Dillman Realty Company; Dimension Industries, Inc.; Dimsco Inc.; Dip 'N' Strip, Inc.; Diplomat Industries Corporation; Direct Data Centers Corporation; Director Systems, Inc. (DSI); Directors Importing Corporation; Disc Communications, Ltd.; Discount Color, Inc.; Discount Drug Corporation; Distribuidora De Equipos De Construccion De Cananea, S.A.; Diversified American Securities, Inc.; Diversified Corporate Investors Corp.; DMH, Inc.; Do-It-Yourself Real Estate Inc.; Dohm Ranch Inc.; Dollar Eastern, Inc.; Dolphin Marine Corp.; Dominic A. DiFebo & Sons, Inc.; Dominion American Corp.; Don & Earl's, Inc.; Don Reid Productions Inc.;

Don's Stop and Go Inc.; Donath of Boston, Inc.; Donohoe Asphalt and Paving Company; Dorado Products, Ltd.; Dorchester Committee of New York, Inc.; Dorchester Pharmacy, Inc.;

Double "C" Enterprise, Inc.; Double J Riding Stable, Inc.; Double S Motors Corporation; Double X Ranch, Inc.; Dover Crossing, Inc.; Downtown Airlines, Inc.; Doyle-Shannon Fire Equipment Incorporated; Dr. Kleen's, Inc.; Dravo Transit and Storage Inc.; Dreem Realty, Inc.; Drive Time, Inc.; Drysdale Management Company, Inc.; Ducoat, Inc.; Duke Industries, Inc.; Duncan & Cullen, Inc.; Duncan Ford Co.; Dunmar Associates Inc.; Duo Inc.; Diplomat Corp.; Duren Investment Company; Durham Industries, Inc.; Durkee's Bakeries, Inc.; Dutch Properties, Inc.; Dutchie, Inc.; Dylan Productions, Inc.; Dyna-Lease Corporation; Dynamic Developers, Inc.; Dynamic Processes International, Ltd.; Dynax Computer Utility Corporation; Dynurad Corporation;

E. Furniture Co., Inc.; E. H. Held & Co., Inc.; E. J. W. Trucking Co., Inc.; E. R. White & Co.; E. A. Keller Co.; E.C.D., Inc.; E. L. Jones and Company Incorporated; Early Feeding & Livestock Company; Earthfoods, Inc.; East-West Furniture Distributors, Inc.; East-West, Inc.; Eastern Affiliates, Inc.; Eastern Island Trading Corporation; Eastern Pacific Industries, Inc.; Eastern Poultry Farms, Inc.; Eastern Shore Associates, Inc.; Eastern Shore Realty Development Company; Eastside Drug Co.; Eastside Furniture, Inc.; Eastside Neighborhood Council, Inc.; Eastwest Press, Inc.; Eaz, Inc.; Ecological Purification Systems, Inc.; Ecological Recycling Co.; Ecological Research and Development Corporation; Ecology Management & Research Corporation; Ecology Preservation, Ltd.; Ecomanagement and Control, Inc.; Econ Properties, Inc.; Econ-O-Call, Inc.; Econo-Builders, Inc.; Econo-Max, Inc.; Economic Drilling Company;

Economic Growth Systems Financial Services, Incorporated; Economic Resources, Inc.; Ecosystems Research Corporation; ECP Corporation; Ecuadorean Investment and Development Corporation; Edco, Inc.; Edeco Development Corp.; Eden Homes of America, Inc.; Eden Park Market, Inc.; Edge Moor Iron Works, Inc.; Edgewood Properties, Inc.; Edith Serei Corporation; Edmund I. and Lillian S. Kaufmann Foundation, Inc.; Edo Marketing Group, Ltd.; Education Research, Inc.; Educational Development & Research Corporation; Educational Motion Pictures Corporation; Educational Resources Associates, Inc.; Educational Video Corporation; Educators International

Investment Services, Inc.; Edufax, Inc.; Eduforce, Inc.; Edward J. Sircek, Incorporated; Edward V. Lower, Inc.; Egg Clearinghouse, Inc.; Ehlers, Maremont & Company, Inc.; EJJ Corporation; EKG Service Corp.; El-Mor Ltd.; ELB Liquidating Corp.; Eldara, Inc.; Eldorado International Corporation; Eldredge & Co. of Florida, Inc.; Electra Arms Apartment, Inc.; Electrical and Mechanical Services, Inc.; Electrical Workers of Delaware, Incorporated; Electrico, Inc.; Electro Connective Systems, Inc.; Electro Scanning Systems Ltd.; Electrocopy Corporation; Elenor Glicksman, Inc.; Elion Foundation, The; Elizabethtown Manufacturing Co.; Elkins Group Ltd., The; Ella Foundation; Ellen Lee Imports, Inc.; Elm-Balm Corp.; Elto Corp.; Emek Tours, Inc.; Emerald Duster Company; Emerson Hall Publishers, Inc.; Empire Carpet Industries, Inc.; Empire Creations, Inc.; Empire Enterprises, Inc.; Empire-Golden State, Inc.; Employee Benefit Securities Corp.; Emroy Investors, Ltd.; Endometrics, Inc.; Enerchemco, Inc.; Energex, Inc.; Energy Group Inc. The; Energy Supplies, Inc.; Energy Via Entertainment, Inc.; English Springer Spaniel Field Trial Association; Enjen Industries, Inc.; Ensworth Investment Corporation; Enterlearning Inc.; Entertainment Internationale Ltd.; Entrepreneurs, Inc.; Enviro-Bac Corporation; Envirokleen Waste Services, Inc.; Environ Systems, Inc.; Environmental Advisory Services, Inc.; Environmental Communications, Inc.; Environmental Design Consultants, Inc.; Environmental Devices, Inc.; Environmental Enterprises, Inc.; Environmental Innovators Corporation;

Environmental Research Company; Environmental Sanitation Consultants, Inc.; Environmental Studies Inc., Environmental Ventures Corporation; Envirosearch Corporation; Envirotemp, Inc.; Envirotrol, Inc.; Enwood Corporation; Epidyne Corporation; Eppes, Inc.; Epsilon Data Management, Inc.; Equi/Dyne Corp.; Equiduct Corporation; Equipment Development Corporation; Equipment Support Corporation; Equitable Equities, Inc.; Equity Consultants, Inc.; Equity Development, Inc.; Esquire Shop, Inc., The; Essential Systems & Services, Inc.; Estar Corporation; Estuary Films, Inc.; Euclid Funding Corporation; Eugene Powers Inc.; Eunice Corporation, The; Euro Homes Inc. of Georgia; European Finance Company, Ltd.; Evaluation Resources, Inc.; Eve Calendar Company, The; Everett Enterprises, Inc.; Everett Freeman Enterprises; Ex-Prisoners

Rehabilitation Center, Inc.; Exac-Tics Corp.; Exalon Institute; Executive Key Card Ltd.; Executive Studies, Inc.; Expansion, Inc.; Expo Film-Audio, Inc.;

F & F Associates, Inc.; F. and K. Theatre Co., Inc.; F. D. Rich Realty Corporation; F. G. Industries, Inc.; F. S. S., Inc.; F. W. Lancaster, Ltd.; F. W. Warren & Co., Inc.; F. A. Corporation; F. C. C. Systems, Inc.; F.O.E. of Tarentum, No. 699, Inc.; F.R.C.D. & Co., Inc.; F. S. Donahue, Santo & Co., Inc.; Fab-Mar International, Ltd.; Fabric King Stores, Inc.; Fabric Warehouse Sales of Virginia (A Delaware Corporation), Inc.; Fabulous Dollar Stores, Inc.; Facciolo Paving and Construction, Inc.; Facilities Leasing Corporation; Facilities 4 Inc.; Fair Hill Land Co., Inc.; Fairfax Fund, Inc.; Falcon Fund, Inc.; Fame Sales Company; Family Florist Company, Inc.; Family Health Care Service, Inc.; Fanco Investment Corporation; Farm Corporation of America, Inc.; Farm House, Inc., The; Fashion Shoes, Inc.; Fastrack International, Inc.; Faunalabs Research Foundation; Fax Net Communications, Inc.; Federal Diversified Industries, Inc.; Federal Will Bureau, Inc.; Federalist & Associates, Inc.; Federalist Management Corporation; Feld Import Corporation; Felton Acres, Inc.; Fenwick-Bethany, Inc.; Feron Feeding & Livestock Company; Fetterman - Sobel Co., Inc.; Fibra - Tex Industries, Inc.; Fibre-Lites, Inc.; Fibre Optech International Corporation; Fidance & Fidance, Inc.; Fiducaire Suisse Ltd.;

Fields Oil Corporation; Fig Tree Valley, Inc.; Figueroa Tanker Corporation; File Rite Tax-Aid Inc.; Filter-Fryer Systems, Inc. of Md.; Finance Trade International Corporation; Financial Insurance Group, Inc.; Financial Investors Services of the Pacific, Incorporated; Financial Management Corporation of America; Financial Management Services Corp.; Financial Packaging Corp. of Delaware, Inc.; Financial Planning Associates, Ltd.; Financial Relations, Inc.; Financial Resources Corporation; Financial Systems, Inc.; Fire Extinguishers Incorporated; Firestone Corporation, The; First American Management, Incorporated; First Caribbean Mortgage Company; First Central Corporation; First Continental Group, Inc.; First Disc Management Corporation; First Federalist Fund, Inc.; First Foundation, The; First Franchise Group, Inc.; First Hudson Securities Corporation; First International Mortgage Advisers Corp.; First

Israel Equities, Inc.; First Leisure Corporation; First Lincoln Group, Inc.; First Manchester Research Corporation; First National Investment Corporation; First on the Lake Club, Inc.; First Paramount Equity Corporation; First State, Inc.; Fisher, Inc.; Fishfinder, Inc.; Fitness Industries Inc.; Five Points Athletic Association, Incorporated; FJV Construction Corporation; Flairescence Ltd.; Flash Productions, Inc.; Fleetwood Securities Corporation of America; Flock Enterprises, Inc.; Florida Airways International, Inc.; Florida Leisure Acres, Inc.; Fluid Laminates International, Inc.; Fluidtron International Corporation; Fluth Corporation; Foilpay Corporation, The; Fontainebleau Hotels International, Ltd.; Food Chips Incorporated; Food Industries Corp.; Food Processes, Inc.; For Women Only, Inc.; Forbes Ford, Inc.; Forbes Leasing & Finance Corp.; Foreign Princess, Inc.; Foremost Delivery, Inc.; Foremost Management Corporation; Forenta Disc, Inc.; Foresight Communications International, Inc.; Forest Laboratories, Inc.; Formex Incorporated; Forms & Systems, Inc.; Fortress Corporation, The; Fortune Capital Fund, Inc.; Forum Media Corp.; Foulk Road Arco, Inc.; Founders Group Corporation; Fountain Court Stud Company; Four Kings, Inc.; Framis Corporation; Franchise Corporation of America; Frank C. Hurley, Inc.; Frank Nesci Plumbing & Heating, Inc.;

Franklin Carpet Company; Frawco Construction Inc.; FRC Corporation; Free Will Enterprises, Inc.; Free Will Music, Inc.; Freedman's Publishing Company, The; Freeholders' Pension Corporation; Freeport Plastic Industries, Inc.; Freez A Pop Corporation; Friends of Mexico, Inc.; Front Money Funding Corp.; Frost Enterprises, Inc.; Fulcrum, Inc.; Fuller-O'Brien Corporation; Functional Lighting, Inc.; Fundamatic Management, Inc.; Futura Industries of New York, Inc.; Futurama Seamless Flooring Corporation; Future Systems, Inc.; FYC, Inc.

G & H Mfg. Co.; G & P Furniture Manufacturing Corp.; G & W Construction Co.; G II R, Inc.; G. M. Farms, Inc.; G. T. Miller Enterprises, Inc.; G.M.I., Ltd.; G-B-R, Inc.; Gal's, Inc.; Galaxy Enterprises Incorporated; Galesburg Inns, Inc.; Gallery Associates, Inc.; Gallery Enterprises Corporation; Gallery of the American West, Inc.; Gambacorta Motors Body Shop Inc.; Gar-

ner Petroleum Corp.; Garrett Enterprises, Inc.; Garrett Industries, Inc.; Garrett Productions, Inc.; Gavin Shaffer, Inc.; Gas Turbine Management and Maintenance Corp.; Gas-N-Save of Idaho, Inc.; Gasalloy Steel Corporation; Gasseco Corporation; Gate Library Inc.; Gem Aids Enterprises; Gemini Modular Structures, Inc.; Gemoba Corp.; Gen, Inc.; Gene Shelly Imports, Inc.; General Activities Corporation; General American Industries, Inc.; General Auto Club; General Business, Inc.; General Dimensions Corporation; General Environmental Group, Inc.; General Financial Management Corporation; General Fire Equipment Co. of N.Y.; General Futures Corporation; General Homes Investment Corporation; General Housing Industries, Inc.; General Mobile Home Corporation; General Pharmaceutical Incorporated; General Physics, Inc.; General Services, Inc.; General Tool and Distributing Company; Generation II Cable, Inc., Generation II Communications, Inc.; Generation II Radio, Inc.; Generation II Television, Inc.; Generosity, Inc.; Genetic Resources, Inc.; Gentry Shop, Inc., The; George W. Chane, Inc.; George, Gilbert & Associates, Inc.; Georgia Leisurelands, Inc.; Geothermal Electric Corporation; Gerard General Services Ltd.; Gerstenfeld Foundation, Inc., The;

Gibson Manufacturing Company; Gic Corp.; Giftex Development Corporation; Gifts of Yesteryear, Inc.; Gilbert Natural Resources International Corp., The; Gimbel Industries, Inc.; Glamour Locks, Inc.; Glass Display, Inc.; Glen County Mining Corporation; GLM Products, Inc.; Globa, Inc.; Global Entertainment Management Inc.; Global Environmental Technologist Corporation; Global Hotels Corporation; Global Import-Export Company; Global Properties, Inc.; Global Refining and Exploration Company; Globe Photo-Engraving Company, Inc.; Globe Repair Service Company, Inc.; Gloucester International Limited; Go Go Techniques, Inc.; Gochenaur Marine Co., Inc.; Golan Heights Developers, Inc.; Gold 'N Treasures Trading Co. Ltd.; Goldbon Inc.; Golden Events, Inc.; Golden Gargoyle, Ltd., The; Golden Opportunities Finders Unlimited, Inc.; Golden Rubber Stamp Co.; Golden Thumb, Inc., The; Goldsmith Leather Co., Inc.; Goldstein - Hurd Associates, Inc.; Golf-In Corporation of America; Goodkin, Kelly & Company, Inc.; Goodway, Inc.; Goray, Inc.; Gothic Products Corporation; Gourmay Foods, Ltd.; Gourmay Italian Foods, Inc.; Governor Printz Realty Company; GPF

Industries, Inc.; Graham National Corporation; Gran-Del Management Corp.; Gran-Del, Inc.; Grand Slam, Inc.; Grand Traverse Northern Corporation; Grand Venture, Inc.; Grandland Development Corp.; Granger Bros., Inc.; Grant & Grant, Inc.; Graphnet Systems, Inc.; Grasshopper, Inc.; Gray Industries, Inc.; Graylyn Bakery, Inc.; Graysons, Ltd. The; Great American Plastics, Inc.; Great Eastern Development Corporation; Great Lakes Mines Inc.; Great Northern Corporation; Great Northern Produce Company; Great Oak Company; Great West Holdings Corporation; Greater Hudson Corporation; Greater Island Commercial Corp.; Greater Valley Development Fund Inc.; Grebnesie Boat Corporation; Grecian Chemical Company; Green & White Construction Company Inc.; Green Dollar Commodities, Inc.; Green Valley Developers, Inc.; Green, Mathason & Shorr Associates, Inc.; Greentree Apartments, Inc.; Greenwald Industries, Inc.; Greenwich Capital Corp.; Greenwich Investors Corporation; Greenwood Village, Inc.; Greer Industries, Inc.; Gregory Industries, Inc.; Gregory, Adams & Co., Inc.;

Gretam Corporation; Grigco International, Inc.; Grigco Oil of Maryland Inc.; Groba, Inc.; Group Credit Corporation; Group Marketing Corp.; Group One International, Inc.; Group, Inc., The; Growth International, Ltd.; Grundy Roadbuilders, Inc.; Guaranteed Fire Protection Co.; Guaranty Roofing, Inc.; Guardian Finance Co., Inc.; Guardian Oil Corporation; Guild Publishing Company, Inc.; Gulf Atlantic Reserve Corp.; Gumdrops, Inc.; Gwinner Holding Company; Gwynda Lynn, Inc.; Gypsum Wall Systems, Inc.; Gyro-Buff, Inc.; Gyrojet Corporation; Gyros, Inc.

H & B Roofing Co.; H-K International, Inc.; HEI Distributors, Inc.; H. A. Godwin, Jr. & Sons, Inc.; H. Aldon Murray Trucking, Inc.; H. B. Clark & Company; H. B. Two, Inc.; H. H. Thomas Enterprises, Inc.; H. M. Enterprises, Inc.; H. W. Walker & Co.; H-P Industries, Inc.; Hackett Properties, Inc.; Haitian Development Corp.; Half Hollow Knolls Number Two, Inc.; Hali Construction Co., Inc.; Hall Research Foundation Inc., The; Halco, Inc.; Hallmark Homes, Inc.; Hamilton Advisors, Inc.; Hamilton Huntsville Corporation; Hamish Fraser Corporation; Hamler Industries International S. A.; Hammons Heating & Home Improvement, Inc.; Hampden Books, Inc.; Harbinger Productions, Inc.; Hardware House, Incorporated, The; Hardwood Corporation of America; Hardy Textile Co., Inc.; Harlan &

Hollingsworth Export Corporation; Harlan Realty Corporation; Harness Racing Institute, Inc.; Harold C. Kusske, Jr., Incorporated; Harold Megonigal, Inc.; Harold Rose Professional Association; Harper Associates, Inc.; Harrington Industries, Inc.; Harrington Package Store, Inc.; Harrison Company, Inc., The; Hartford Homes Corporation; Hartis Travel Promotions, Inc.; Hartnett International, Inc.; Hartnett, Incorporated; Hawk Corporation; Hawks Development Corp.; Hawks Enterprises, Ltd.; Health Analysis, Inc.; Health Heros', Inc.; Health Institute, Inc.; Health Spas of America, Ltd.; Health Systems International, Inc.; Healthex International, Inc.; Healthfood Corporation of America; Healthgamma, Inc.; Healy International Corp.; Heath Acceptance Corp.; Helen Andreadis Foundation, Inc., The; Helena McCann Charlton Foundation; Hell, Inc.; Hellas Electronics, Inc.; Hemisphere Enterprises Ltd.; Hendershott, Downes and Associates, Inc.; Henderson Safety Closure Company Inc.; Henry I. Law, Inc.;

Hercules-Bar-Gold & Platinum Mining Corp., The; Herd B Corporation; Heritage Builders Incorporated; Hermine Construction Co., Inc.; Hershey Video Systems, Inc.; Hess Tire Company; Heusch, U.S.A. Inc.; Hi Fi Trucking, Inc.; Hi-Steel Asia, Inc.; Hickman - Reeder Associates, Inc.; Hickory Hills Food Industries Inc.; Higher Level Energy Research Laboratory, Inc.; Highland Construction Corp.; Highlands Center, Inc.; Hiland International, Inc.; Hillary and Company, Ltd.; Hillier Computer Services, Inc.; Hillside Industries, Inc.; Hilton Homes, Inc.; Hilton Vineyards Ltd.; Hired Hand, Inc., The; Hiroshima Peace Center Associates, Inc.; Hite-Builders International, Inc.; Hitop, Inc.; Hitowers, Inc.; HMS Construction Corp.; Hob Industries, Inc.; Hobart Industries, Inc.; Hobbi Horse of Delaware, Inc.; Hobs Ltd.; Holiday Companies, Inc., The; Holiday Motel Inc. of Delaware; Holiday Out, Inc.; Holiday Realty Corp.; Holiday Village, Inc.; Hollis-Miller, Inc.; Holloway Estates, Inc.; Holly Hill Cinema Corporation; Hollyn Corporation; Holdbeam Systems, Inc.; Holton, Inc.; Holzmamm-Doherty Corp.; Home Cinema Corporation; Home City Construction Co.; Home Grown Music, Inc.; Home Improvement Financing Corporation; Home Sew Corp.; Home Sew Industries, Inc.; Homeier Dairy, Inc.; Homeowner's Review, Inc.; Homestead Builders Incorporated; Horizon Trading, Inc.; Hoskyns Systems Management, Inc.; Hospital

Equipment Servicing, Inc.; Hospital Photo Guild of America, Inc.; House of Duncannon, Ltd.; House of Pompano, Inc.; Housing Corporation of North America, Inc.; Houston Baby Products, Inc.; Houston Corporation; Houston, White Co.; Howard H. Rice Insulating, Inc.; Howco Development Corp.; HSI of Puerto Rico, Inc.; Huddle Enterprises, Inc.; Hudson Pen Corp.; Hudson Supply & Equipment Co.; Huges (Overseas) Ltd.; Huljones Construction, Inc.; Human Dynamics, Inc.; Humanics of Delaware, Inc.; Hume-Spearing Company, Inc.; Hundred Management Corporation, The; Hup Industries, Inc.; Huron Valley Corporation; Hydiscout, Inc.; Hydro-Gro, Incorporated; Hydrocarbon Systems, Inc.;

I. J. Durnall Oil Co.; I. M. D. Leasing, Inc.; I. Ross & Co., Inc.; I.F.I. Investors Services, Inc.; I.G.O. of Delaware, Incorporated; I.T.T. Research Institute; ICM Industrial Construction Maintenance, Corp.; ICP Inc.; Idea Industries, Inc.;

Idecon Corporation; Ideonics, Inc.; Idette's Enterprises, Inc.; Idex Corporation; Idexco, Inc.; IEA Corporation; If It Moves, Shoot It, Inc.; Ikor Equipment, Inc.; Illini Cablevision, Inc.; Illinois Hotel Company; Illinois Medical Payment Systems, Inc.; Illinois Sales Corporation; Imadco, Incorporated; Imagex Corporation, The; Imco International, Inc.; Impact Import, Inc.; Inbev, Inc.; Incinerators N.A., Inc.; Increment Industries, Inc.; Independent Management Service Company; Independent Postal System of America, Inc.; Indevco, Inc.; Indian Village, Inc.; Industrial Corporation of America; Industrial Ecologists, Inc.; Industrial Instrumentation Incorporated; Industrial Sound Safety Systems, Inc.; Information Research Association of Philadelphia, Inc.; Information Security Corporation; Infotronics Eastern, Inc.; Infra Code, Incorporated; Innercity Health Systems, Inc.; Innerspace Dynamics, Inc.; Innerspace Systems Inc.; Innkeepers International, Inc.; Innkeepers, Inc.; Input Softwear Resources, Inc.; Insta-Check, Inc.; Instant Preplay Incorporated; Institutional Investors, Inc.; Integra Corporation; Integrated Medical Services, Limited; Integrated Memories, Inc.; Integrated Resources Corporation for American Housing; Intelcom Corporation; Inter-City Developers, Inc.; InterAfrican Hotels, Inc.; Inter-American Realty Corporation; Inter-Capital Films, Inc.; Inter-Continental Antiques, Inc.; Inter-Nation Business

Development, Ltd.; Interactive Health Systems, Inc.; Interactive Technology, Inc.; Interax, Inc.; Intercon Corporation; Intercontinent Refining Corp.; Intercontinental Business Development, Ltd.; Intercontinental Capital, Inc.; Intercontinental Concepts Corp.; Intercontinental Design Corporation; Intercontinental Enterprises, Incorporated; Intercontinental Equity Corporation; Intercontinental Financial Service, Inc.; Intercontinental Industries Corporation; Intercontinental Marketing and Development Company; Intercreation Industries Incorporated; Interior Designers Guild of America, Inc.; Intermodular Structures, Inc.; International Advanced Design, Inc.; International Animation Corporation; International Billiard Lounges, Inc.; International Business & Consulting Associates, Inc.; International Casket Company; International Chemurgy Company;

International Cinemedia Center, Inc.; International Communications Company, Inc.; International Constructors Associates of Delaware, Inc.; International Dental Corporation; International Detective Corporation; International Electronics and Furniture Corporation; International Engineers, Inc.; International Fashion & Beauty Pageant Corporation; International Film Distribution, Inc.; International Fire Tool Corporation; International Foodscience Laboratories, Inc.; International Gem Exchange Inc.; International Gourmet Society, Inc.; International Health Foods, Ltd.; International Health Services, Inc.; International Imperial Jewels, Ltd.; International Improvement & Development Corp.; International Jetcraft Services, Inc.; International Kar Kare, Inc.; International Management, Incorporated; International Marketing Consurtium, Ltd.; International Marketing Corp.; International Medical Equipment, Inc.; International Medical Products Finance Corporation Limited; International Mortgage Consultants, Inc.; International Photon Corporation; International Port Development, Inc.; International Promotion Co., Inc; International Sales Services, Inc.; International School Services, Inc.; International Second Home Corporation; International Sensor Systems, Inc.; International Sports Arenas, Inc.; International Sports, Inc.; International Symbiotics, Inc.; International Technology Corporation; International Telecommunications Corporation; International Waste Controls, Inc.; International Will Bureau, Inc.; International 18, Ltd., The; International, Ltd.; Internationale Electronics (Greece), Ltd.;

Interstate Holding Corporation; Interstate Homes, Inc. of Colorado; Interstate Insurance Agency, Inc.; Intertechnique Instruments, Inc.; Interwest General Corporation; Investing Professional, Inc., The; Investment Properties of America, Inc.; Investor's Service International, Inc.; Investors Portfolio Services, Inc.; Iotron International Incorporated; Ireland America Candy Corporation; Iroquois Brewing Co., Inc.; Irving and Edith Maidman Foundation, The; Irwin Paris Corporation; Iseman Corporation; Island Land Company, Ltd., The; Islay, Inc.;

Israel International Food Corporation; Israeli Patents Incorporated; ITF Corporation; ITL Research Corporation; Ivy Barn Furniture Shoppe & Country Store, Inc.

"J" Fashions, Inc.; J & J Racing Enterprises, Inc.; J V D Holding Corp.; J. B. Electronics Associates, Inc.; J. Milhening, Inc.; J. S. B., Inc.; J.V.R.D. Ltd.; Jack and Jill of America, Incorporated; Jack Hammer Associates, Inc.; Jack's Shoe Store, Inc.; Jackson Foundation, The; Jacob Stern & Sons International Enterprises, Ltd.; Jafstol, Inc.; Jalak Labs, Inc.; Jam-Rock, Inc.; James Anthony Coiffeurs, Inc.; James C. Eaton & Co. of Delaware, Inc.; James E. Ford & William D. Ford Trucking Corp.; James H. Black Company; James M. Gallagher, Inc.; James Monroe Corporation, The; Jan Corporation, The; Jankus Enterprises, Inc.; Janus I Incorporated; Jay Koppel Foundation Inc., The; JBF Heating & Air Conditioning Corp.; Jeff-Myer Farms, Inc.; Jefferson Development Company, Inc.; Jefferson Farms, Inc.; Jefferson National Management Corporation; Jennings Company Incorporated, The; Jenson Industries, Incorporated; Jero-Black Products Company; Jester Kids Klothes Sales Corp.; Jet Age Industries Incorporated; Jet Cleaners, Inc.; Jobwell Industries, Inc.; John Barney Enterprises, Inc.; John C. Miday, Incorporated; John Hallstead Antiques, Ltd.; John Henry, Inc.; John Shaw Company, Inc.; John Wesley Foundation; Johnal Corporation; Johnny Powers International, Inc.; Johnny Weissmueller's American Natural Foods, Inc.; Johnson & Lane Construction Company; Joint Venture Research Associates, Inc.; Joint Venture Resources Corp.; Jomana Industries, Inc.; Joren Productions, Inc.; Joseph F. Nebel Company; Joseph H. Praetz, Incorporated; Joseph W. Jackson, Inc.; Josephine Productions, Inc.; Jr. Jungle, Inc.; JSA Public Rela-

tions, Inc.; Julie Kravitz Supermarkets, Inc.; Junior Express Inc.; Just-Sew, Inc.;

K & B Fayron Enterprises, Inc.; K. M. Steele & Associates, Inc.; Kaiser Diversified Enterprises, Inc.; Kameco Electronics Inc.; Kane Petroleum Corporation; Kapac Realty Corporation; Kappa Phi Omega Service Fraternity, Inc.; Kaskaskia Egg Company; Katie Productions, Inc.; Kay Associated Stores Foundation, Inc.; Kay International Trade Division, Inc.; Kay-Rene, Inc.; KBM East, Inc.;

Keck's Sporting Goods Co.; Kelley and Spicer, Inc.; Kemond Enterprises Inc.; Ken-Bob, Inc.; Kenneth Agnew & Company, Inc.; Kennett Square Products, Inc.; Kent County Farm Labor and Cooperative Association; Kent Insulation & Acoustics Corporation; Kentucky Fried Chicken of Bartonville, Inc.; Kenville, Inc.; Kerman - Kashan Corporation; Keyboard Training Corporation; Keyes National Management Corporation; Keystone Enterprises Inc.; Keystone Processing Corporation; Kimber Lea Inc.; Kimbrough Trucking, Inc.; Kinematics Research, Ltd.; Kinetic Science Corporation; Kinetic Technologies, Inc.; King Container Company, Incorporated; King Midas Enterprises, Inc.; King's Road, Inc., The; Kirchman Company; Kirkwood Auto Sales, Inc.; Klair, Inc.; Kleen Korp, Inc.; KMD Properties, Incorporated; KMM Company, Inc.; Knapton Associates, Inc.; Knauf Chevrolet, Inc.; Knebels Press, Inc.; Knight Homes Corporation; Knight Management Corp.; Knit-A-Matics International Corporation; Koko Productions Inc.; Koning Trucking, Inc.; Korak Electronics, Inc.; Kute Kiddies Coats, Inc.; KVE Incorporated; Kynlyn Civic Association Incorporated;

L & C Acquisitions, Inc.; L. & H. Inc.; L. E. A., Inc.; L. E. Minns & Company; L. J. Nichols and Son, Inc.; L-C Enterprises, Inc.; L-E Enterprises, Inc.; L'Academie Montessori Teacher Training Corp.; La Cucaracha Exterminating, Inc.; La Mar Technology, Inc.; Lacassine Rice Drier, Inc.; Ladd Energy Resources, Inc.; Ladies Room, Inc., The; Lake Forest, Inc.; Lake Port, Inc.; Lakeside Developers, Inc.; Lakewoods Organization, Ltd.; Lam-All Inc.; Lamore Enterprises, Inc.; Land & Sea Leasing Inc.; Land Management Corporation; Land Resources, Inc.; Landcom, Inc.; Landings, Inc., The; Landmark Development

Corporation; Lanham Corporation; Lansing Construction Corporation of Delaware; Larchwood Corp.; Larco Tool and Supply Inc.; Larsen Brothers, Incorporated; Larson Consolidated, Inc.; Laser Link Leasing Corporation; Laser Peripherals, Inc.; Laser Services Inc.; Lassen Trane Air Conditioning Company; Last Minute Productions, Inc.; Latina Films International, Ltd.; Laural Land Development Corp.; Laurel Photographers of Philadelphia, Inc.; Laval, Inc.; Lavender House, Inc.; Lawn Master Inc.; Lawnside Home Improvement Center, Inc.; Lawrence Financial Corp.;

Lawson, Stewart & McCory, Ltd.; Layke Tool & Manufacturing Company, Inc.; Layton and Company, Incorporated; LCA Modular Enterprises, Inc.; LCD Technology Corp.; LCF, Inc.; Learning Industries, Inc.; Learning Laboratories, Inc.; Leasing Corporation, The; Lee-Rand Corp.; Lee-Jeff Corp.; Leghorn Corporation; Leghorn Electronics Corporation; Leisure Inns & Resorts, Inc.; Leisure Living Utilities, Inc.; Leisure Sports, Inc.; Leisure Time Industries, Inc.; Leisure Time of America, Inc.; Leisure World Services, Inc.; Lem Company, Inc.; Len Trovero Construction Inc.; Lenco Associates, Inc.; Leon Arndt Truck Leasing, Inc.; Lequist, Inc.; Leslen-Ham Corporation; Lewin Family Foundation, Inc., The; LHS, Inc.; Liahona, Inc.; Liberty Engineering & Manufacturing Corp.; Life Investors U.S.A. Corp.; Life Maintenance Systems, Inc.; Lifestyle Publishing, Inc.; Lighthouse Restaurant, Inc., The; Lim Tech Systems Incorporated; Lim-Tech, Inc.; Limco Export Corp.; Limestone Laboratories, Inc.; Lincoln Leasing, Inc.; Lincoln Living, Incorporated; Lincoln Marine, Inc.; Link Industries East, Inc.; Lion Multiples, Inc.; Lions Club of Smyrna, Delaware; Liquid Tooling Systems, Inc.; Liquor Transworld Delivery Corporation; Lisa Group, Inc.; Litchfield Economy Plumbing, Inc.; Lite Food Products, Inc.; Little Lincoln Speedway, Inc.; Little Willie's, Inc.; Llama Corporation; Lloyds Lessors Ltd.; Lockdale Corp.; Locke-Schuler Investment Corp.; Loehmann's Plaza Merchants Association, Inc.; Logistics Computing, Inc.; Lomac Leasing Inc.; Lomack Corporation; Lonski & Sons Trucking, Inc.; Lore Avenue Apartments, Inc.; Loredan Investors Corporation; Lottery Sciences Corporation; Louis Rubens - Filigree Foundation, Inc., The; Lu Rosa, Inc.; Lubri-Metal Corporation; Luky Lynn Indus-

tries Corp.; Lumar, Inc.; Lumberland Industries, Ltd.; Lurgi-Knost, Inc.; Lyons Development Company;

M & B Trading Co., Inc.; M & K Motors, Inc.; M & M Transport, Inc.; M & W Credit Corporation; M G K Enterprises Inc.; M R A International, Inc.; M. H. Brown Co., Inc.; M. H. Langton Sporting Goods Company; M.M.M. Leasing Ltd. Inc.; M.R.B., Inc.; M.R.M., Inc.; M-R Interim Corporation; M/M Systems, Inc.; Mac-Iris Corporation; MacDonald Management, Inc.; Mace International Investment Corporation; MacGregor Whitmore Associates, Inc.;

Maci Construction, Inc.; Macoa of Delaware, Inc.; Macon Hybrids, Inc.; Madison LaSalle Street Corporation; Madison Retail Group, Inc.; Madison-Plainview Corporation; Madsen Enterprises, Inc.; Magco, Inc.; Mages Sports Arenas, Inc.; Magic Hours, Inc.; Magic Mountain, Inc.; Magness & Staib Construction Co.; Magness Development Co.; Magnetic Dynamics Inc.; Magnus Corporation; Magog Community School, Inc.; Mainline Associates, Inc.; Makens Fabricating Company; Man-Age, Inc. Management Controls and Services, Ltd.; Management Techniques, Inc.; Management Technology, Inc.; Mangel's of Texas, Inc.; Mangel's of Wisconsin, Inc.; Manhattan Equity Corp., The; Manhattan Sports Enterprises Inc.; Manor Park Co.; Manstrak International Corporation; Manufacturers Assortment, Inc.; Manufacturers, Distributors International, Inc.; Mapes Management Company, Inc.; Mar-Key Industries, Inc.; Marck V, Inc.; Marco Associates, Inc.; Marcoa, Incorporated; Marconi Electronics Incorporated; Marine and Marketing of Puerto Rico, Inc.; Marine Construction Company; Marine Products, Inc.; Marine Resources, Inc.; Marine Science and Technology, Inc.; Marine Shipping Corporation; Maritime Satellite Corporation; Maritime Satellite Service Inc.; Mark III Associates, Inc.; Mark III, Inc.; Mark L. Handler, Builders, Inc.; Market Assistance, Inc.; Marketing Services International, Inc.; Marketing Specialists International, Inc.; Marla Industries, Inc.; Marlo Sales Management, Inc.; Marmac Corporation; Marmac Oil & Gas, Inc.; Marmo Consultants, Inc.; Marny Company; Marpal Building Corp.; Marshall Klemme Concrete Co.; Marshville Manufacturing Company; Martin Air, Inc.; Martin Supply Company; Marton Enterprises, Inc.; Maryland Coaxial Communications Corporation;

Mas Insurance Agency, Inc.; Masco Industries, Inc.; Masonry Systems of Illinois, Inc.; Massachusetts Group, Inc., The; Mas-saro Machine Works, Inc.; Masten Corporation of America; Match, Inc.; Material Research Service, Inc.; Maxi-Pak Industries, Inc.; Maximum Profit Systems, Inc.; McCready Florist, Inc.; McArm Company, Inc.; MCC Industries, Inc.; McCabe Enterprises Inc.; McClay-Gebben Builders, Inc.; McColl Manufacturing Company, Inc.; McGregor Land & Development, Corp.; MCI New England, Inc.; MCI, Inc.; McLean Data Systems, Inc.; McLean Products International, Inc.;

McMullen Industries, Inc.; MCR Industries, Inc.; Meadow Green Development Corp.; Mechanical Mold & Machine Company, The; Mechanicsburg Management and Service Corporation; Medaire Corp.; Medfid, Inc.; Media Communications, Ltd.; Media Images Corporation; Media Incorporated; Media Resources, Inc.; Medical Analytic Facilities Management, Inc.; Medical Engineering and Electronics, Inc.; Medical Exploration & Development, Inc.; Medical Fiduciaries, Inc.; Medical Marketing & Manufacturing Corp.; Medical Reliance Systems, Inc.; Medical Resources, Inc.; Medigenics, Inc.; Mediterranean Development Corporation; Mediterranean School Foundation, Inc., The; Meeker Communications Group, Inc.; Meeting Dynamics, Inc.; Mehoopany Gas & Water Co., Inc.; Mehrle & Son, Inc.; Mehta International Inc.; Meister Brau, Inc.; MEJ Ltd.; Melli-font Press Incorporated; Melville Hall, Inc.; Mercantile Collection Corporation; Mercer Affiliated Publishers, Inc.; Mercants Fiduciary, Inc.; Merle A. Marts, Incorporated; Merrie-Max Corporation; Met-Bay, Inc.; Metal Recycling Corporation; Metals Ecology, Inc.; Metals Reclamation, Incorporated; Meti International Ltd.; Metro Country Records, Inc.; Metro Resorts of America, Inc.; Metropolitan Cablevision Corporation; Metropolitan Component Sales, Inc.; Metrotech Development Corp.; MEWT, Ltd.; MIC Leasing Corporation; Michigan Automotive Testing Center, Inc.; Michigan Motor Speedway Association, Inc.; Micro-Social Learning Systems, Inc.; Microtron Cinema, Inc.; Microwave Service Company of the Mid-South, Inc.; Microwave Service Company, Inc.; Microwave Systems of the Americas, Inc. Mid Atlantic Microfilm, Inc.; Mid Central Resources, Inc.; Mid States Finance Co.; Mid-America Resource Planners Corporation; Mid-Atlantic Footwear Corp.; Mid-East Consulting Corp.;

Mid-Pacific Military Distributing Co., Inc.; Mid-State Foods, Inc.; Mid-States Australian Oil Corp.; Midas Gold Corporation; Middle East Development, Inc.; Middle Pennsylvania Coal Corporation; Middletown Holding Corp.; Midget Markets, Inc.; Midland Oil Corporation; Midway Acceptance Corporation; Midwest Badger Service Co.; Midwestern Magic-Vuers, Inc.; Mike or Mavis Warren Truck Line, Inc.; Miles Holding Corp.; Milford Junior Chamber of Commerce, Inc.;

Mill Creek Trailer Park, Inc.; Mill Industries, Inc.; Mill International, Inc.; Millard E. Stone Associates, Incorporated; Millen Industries, Inc.; Millennia Corporation; Millsboro A.M.E. Housing Corporation, The; Millsboro Industrial Development Corporation Number One; Mina Evans Golden Fried Chicken Loaf, Inc.; Mineral Leasing, Inc.; Minerals Exploration International, Inc.; Minerva Instruments Corporation; Mines Assistance Corp.; Mines International, Ltd.; Ming, Verdon & Co., Inc.; Mini-Enterprises, Inc.; Minority Development Associates, Inc.; Minos, Inc.; Mio Ego Creations, Inc.; Mirachem of Chicago, Inc.; Miranda Chemical Co., Inc.; Miss Softball of America, Ltd.; Mission Bay Campland, Inc.; Mister Sandwich, Inc.; Mitchell & Bonbrest Co., Inc.; MMS-Federal Services, Inc.; Mobile Advertising, Inc.; Mobile Home Mouldings & Supply Corp.; Mobile Marketing and Research, Inc.; Mobile Modular Conventional Home Development Corporation; Mobius, Inc.; Mocon Industries, Inc.; Modern Century Company, Inc.; Modern Embroidery Company; Modern Waterbeds of Dover, Limited; Modfac Industries, Inc.; Modu-Flex Corporation; Moducore Industrialized Housing Co., Inc.; Modular Brick Corporation; Modular Building Consultants, Inc.; Modular Building Systems of America, Inc.; Modular Cores, Inc.; Modular Energy Systems, Inc.; Modular Sales, Inc.; Modular Systems Dynamics, Inc.; Modulars of Texas, Inc.; Mohegan Woods Corporation, The; Molecular Sciences, Inc.; Moni Associates, Inc.; Monitor Exploration Corporation; Monte Casino Cigar Corporation; Montessori Institute of America; Montessori Toys, Inc.; Montgomery Communications, Inc.; Morgan, Inc.; Morrison Nuclear, Inc.; Mortgage Sales International Limited; Morton Corporation, The; Mosaic Tile Company, Inc.; Moses Shapiro & Sons, Inc.; Most Beautiful People in the World Inc., The; Motel Centralia, Inc.; Motex Building Corporation; Motimation, Inc.; Mоторо Corpora-

tion; Mowtown, Inc.; Mottram Enterprises, Inc.; MPR Electronics Incorporated; Mr. D. Men's Shops Corp.; "Mr. Party" Enterprises Inc.; Mu-Genics Research Laboratory, Inc.; Mulford-Callan Building Corp.; Multi Channel Response Corporation; Multi-Franchise Corp.; Multi-Pak Plastics, Inc.; Multi-Surfaces, Inc.; Multicare Corporation; Multiphasic Systems, Inc.; Mummert's Pharmaceutical Center, Inc.;

Munger, Baker & Currie, Incorporated; Munzig International, Inc.; Museum of Graphic Art, Inc., The; Music Corner, Inc.; Mutual Fund for Investing in Government National Mortgage Association Guaranteel Mortgage-Backed Securities, Inc.; My Technology, Inc.; Mylestone Fund, Inc., The;

N H P Industries, Inc.; N. B. W. Corporation; N.K. Corporation; N.M.C. International, Inc.; N.S.D. Industries, Inc.; NAESS Investments, Inc.; Nasco Industries, Inc.; Natco, Inc.; Nate Cohen Realty, Co.; National Association for Achievement of White People, Inc.; National Association of Bicycle Owners; National Association of Real Estate Investment Clubs, Inc.; National Aviation Systems, Inc.; National Beauty, Inc.; National Business and Industrial Retirement Corporation of America; National Business and Professional Exchange, Inc.; National Cable Television, Inc.; National Cablevision Network, Inc.; National Cemetery Service Co.; National Center Motel Corporation; National Cinema Corporation; National Council of Afro-American Republicans, Inc.; National Diversified Industries, Inc.; National Diversified Leasing Corp.; National Education Systems Corporation; National Employees Mutual Retirement Fund Advisors, Inc.; National Environmental Systems Corp.; National Equity Associates, Inc.; National Extension Services, Inc.; National Family Planning Council Limited; National Funeral Homes, Inc.; National Health Management Inc.; National Home Insulators, Inc.; National Hygienics, Inc.; National Insurance Clearing House, Inc.; National Machinery Int. Co.; National Mall Corporation; National Off-Track Betting Corporation; National Parcel Service, Inc.; National Pension Fund Advisors, Inc.; National Performance Fund, Inc.; National Postal Systems of America, Inc.; National Printed Systems, Inc.; National Professional Athletes, Inc.; National Railway Utilization Corporation; National Real Estate Management Corp.; National Re-

clamation & Survey Co., Inc.; National Slate Association; National Sleep Shops, Inc.; National Student Placement Services, Inc.; National Subcontractors Association, Inc.; National Supply Company; National Systems And Services, Inc.; National Water Corporation; National Way Developments, Inc.; Nationwide Development Corporation of Virginia; Nationwide Services, Inc.; Natural Creations, Inc.; Nature Scientific Publications Incorporated;

Nature's Storehouse, Inc.; Naval Architect Visual Aid Company, Inc.; Neighborhood, Incorporated, The; Nemonic Data Systems, Inc.; Nepa Foods, Inc.; Neptune Operating Corporation; Neuwirth Financial Services, Inc.; Nevada Coalition Corporation; New A. M. I., Inc.; New Castle Trucking, Inc.; New England Computer Services, Inc.; New England Fund Distributors, Inc.; New Experience, Inc., The; New Hebrides Corporation; New Ideas in Mass Marketing, Inc.; New Ideas, Inc.; New International-Cassette Media Method, Inc.; New Mars Systems Inc.; New Page Corporation, The; New Shoreham Corporation; New World Fund, The; New World Holding Corporation; New York Asset Management, Inc.; New York Sports Forum, Inc.; New-Loeb Realty Co., Inc.; New-Tel Products, Ltd.; Newark Caterers, Inc.; Newark Diner, Inc.; Newark Frozen Food Center, Inc.; Newark Painting Contractors, Inc.; Newport Center Industries Inc.; Newport Development Corporation; Newport Liquors, Inc.; Newport News Corporation; Newsbank, Inc.; Newton Asphalt Company, Incorporated; Newton Grove Mfg. Co.; Newton's Development Community Center, Inc.; NG & EK, Inc.; Nibb-It Corporation of America; Nic, Inc.; Nichols Barber Shop, Inc.; Nicholson & Wilson Associates, Inc.; Nickerson Brothers, Incorporated; Nine Thirteen, Inc.; Niram Petroleum Corp.; No. 4 Belmont, Inc.; Nobs, Inc.; Noferte Crest Inc.; Nom De Plume, Inc.; Non-Pollution Company, Inc.; Nopi Corporation; Nordel Cars, Inc.; Nordel Corporation; Nordskov Land Development Corporation; Nored Enterprises, Inc.; Norex Cleaners, Incorporated; Norfolk Book Mart, Inc.; North American Consultants, Inc.; North American Florists' Association Inc.; North American Industrial Resources Inc.; North American International Sales Co., Inc.; North American Leisure Time Corporation; North American Patents Corporation; North American Rinc Systems, Inc.; North American Roller League, Inc.; North

American System Associates, Inc.; North Bay Co., Inc., The; North Virginia Industries, Inc.; Northaw, Inc.; Northeastern Consolidated Company; "Northeastern Early Warning Systems, Inc."; Northern CATV, Inc.; Northern Communications Corporation;

Northern Star Homes, Inc.; Northland Resources Co.; Northwestern Wheat Company; Northwood Gardens, Inc.; Nortron Incorporated; Norwich Electronics, Inc.; Now Productions, Inc.; NPO Groups, Inc.; NSC, Inc.; NTA Delaware, Inc.; Nu-Medical Corporation; Nu-Vu Company, Incorporated of Nebraska; Nu-Way Cleaning Service, Inc.; Nuclear Research Associates, Inc.; Nucor Industries, Inc.; Nutmeg Corp., The; Nutritional Supplements, Inc.; NYL-Tronics Fasteners, Inc.;

O. J. Stoleo & Son Masonry, Inc.; O.C. Cosmetics, Inc.; Oakbrook Forum, Inc.; Oakmont Civic Association Inc.; Oakmont Shopping Center, Inc.; Occasions, Inc.; Ocean Harvesters International, Inc.; Ocean House of Lewes, Inc.; Ocean Metrics, Inc.; Ocean Protein Corporation; Oceanography U.S.A., Inc.; Odin Management Corp.; OEM Supply Company, Inc.; Off The Bolt, Inc.; Off-Track Bettor, Inc., The; Offshore Procurement Associates, Ltd.; Offshore Technology Inc.; Oil Recovery Systems, Inc.; Oklahoma-Lincoln, Inc.; Old Colony Motor Lines, Inc.; Old Dominion Realty Corporation; Olin-Swanson Farm Supply, Inc. Olivere Paving and Construction Company; Omega Minerals, Inc.; Omnis Management, Inc.; Omnitrex Corporation; On Top Of It, Inc.; Operations & Systems Analysis Corporation; Opinion Incorporated; Opticon Corporation; Opticron, Inc.; Optimal Systems Research, Inc.; Optimum Book Marketing Company, Inc.; Oral-Visual Medical Inc.; Oralkit Corporation; Orbit International, Inc.; Orbital Systems, Inc.; Oregon Institute for Educational Research; Oriwood Management, Inc.; Orthomedics, Inc.; Orvis Brothers & Co. Inc.; Otari of America, Ltd.; Otus Corporation, The; Outdoor Power Products, Inc.; Outdoor Sportsmen's Club of Richardson Park, Inc.; Outer Limits, Inc.; Overseas Consulting Corp.; Overseas Food Services, Ltd.; Overseas Marketing Group, Inc.; Ovesco Corporation; Owens & Owens, Inc.; Oxford Home Services, Ltd.;

P & B Distributing Company, Inc.; P & L Industries, Co.; P & R Management Services, Inc.; P L Manufacturing Company,

Inc.; P T C Terminal Corporation; P. & K. Enterprises, Inc.; P. A. C. Corporation; P. L. International, Limited; P. M. Financial Services, Inc.; P. S. Industries, Inc.; P.C.S. Consultants, Inc.; P.R.F. Enterprises, Inc.; P.S. Liquidating, Inc.; P&H Securities Incorporated; P&M Associates, Ltd.; P-W Management, Inc.; Pacer Technologies, Inc.; Pacesetter Enterprises, Inc.; Pacific Associates, Ltd.

Pacific Century Corporation; Pacific International Freeport Center, Incorporated; Pacific Investment & Credit Corporation; Pacific National Homebuilders, Inc.; Pacific Seaboard, Inc.; Packaging Technology, Inc.; Packer Industries, Inc.; Page-O-Matic Systems, Inc.; Paint-A-Car International Corporation; Palm Springs Mortgage Advisors, Inc.; Palmetto Realty, Inc.; Pan Am International Resources, Inc.; Pan American Funds, Inc.; Pan World Incorporated; Panochem, Inc.; Pantastic Corporation; Pantec, Inc.; Pantech Industries, Inc.; Pantex Petroleum Corp.;

Pany of Delaware, Inc.; Paper Dynamics Corporation; Paper Mill Terrace Co.; Paperback Advertising, Inc.; Para-Medical Capitals, Inc.; Paramount Cablevision Consultants, Inc.; Paramount Leasing Corporation; Parent Messenger Service Corporation, The; Parents Assurance Group, Inc.; Parfums International, Ltd.; Park & Madison Advertising, Inc.; Park Mobile For Hospitals, Inc.; Park-A-Matic, Inc.; Parkhurst Computer Investment Corporation; Parklan Co., Inc.; Parklynn Electra Arms Pharmacy, Inc.; Parkton Corporation; Parle, Inc.; Parsons Bros., Inc.; Particle Engineering, Inc.; Pas Corporation; Passpoint Corporation; Pastry Maid, Inc.; Patco Research, Inc.; Patent Technology International, Inc.; Pathe Pictures International, Inc.; Pathways, Inc.; Paul R. Tingle & Sons, Inc.; Pawnee Trading Company; Paxco, Inc.; Paxton-Harper Import Export, Inc.; Payment Technology, Inc.; PDQ Data Corporation; Peace Love Freedom Media Mind God and Country Limited; Pearl Industries Inc.; Peck-Sussex Corporation; Pedigree, Inc.; Penand, Inc.; Penca, Inc.; Penger Development Corporation; Peninsula Fishing Company; Penjerdel Council of Governments, Inc.; Penn Companies, Incorporated; Penn Protective Services Corporation; Pennsylvania Refining Company, The; Pennsylvania Van & Storage, Inc.; Pensacola Shippers Association, Inc.;

Pentrox Resources Corporation; People's Pension Plans, Inc.; People's Products, Inc.; Peoples Banking Corporation; Perceptive Group Companies, Inc.; Performance Development Associates, Inc.; Periodical Distributors Scholarship Fund Supervised by the Council for Periodical Distributors Associations, Inc.; Peripheral Data Machines, Inc.; Perkins & Will Development Equities, Ltd.; Perkins International, Inc.;

Permessio Products, Inc.; Persimmon Tree Village, Inc.; Personalized Golf Balls, Inc.; Personnel Management Consultants, Inc.; Perspective-In-Wood, Inc.; Perth Pharmaceutical Corporation; Pesce & Pellegrini, Inc.; Pesco Ltd.; Peterson Ice Cream Parlours, Inc.; Petrol Derivatives Corporation; Petrol Shipping Corporation; Pharalt, Limited; Phase II Consulting Corp.; PHB, Inc.; Philadelphia Burial Vault Corp.; Philadelphia Urban Institute; Philippine Mahogany Association, Inc.; Phillip & Laura Braun Foundation, The; Phillips Aviation Co. (Delaware); Philip Dodge, Inc.; Philport Corporation; Phoenix Equity Group, Inc., Phonefax Corporation; Photo-Med, Inc.; Photo-Scan Leasing Corporation; Physician Scientist Publications, Inc.; Pietro Francesco Mele Foundation, Inc., The; Pilar, Inc.; Piluso Development Corporation; Pima, Inc.; Pimaterra Incorporated; Pinco Corporation; Pine Tree Investment Corporation; Pinehurst Development Company; Pioneer Industries Inc.; Pirate Ship Systems, Inc.; Pizzadili Poultry Inc.; Plan America Corp.; Plan America Management Co., Inc.; Planet International Services, Incorporated; Planet Products Corporation, The; Planet Tours, Ltd.; Planned Tax Services, Inc.; Plans Fund, Inc.; Plasteel Industries, Incorporated; Plastic Products Development, Inc.; Plastics-Technical, Inc.; Plastonics, Inc.; Plattsburg Terminal Corporation; Playco Manufacturing Corporation; Plaza Beauty Depot, Inc., The; Plaza Capital Corp.; Plaza Delicatessen, Inc.; Pleasurelands, Inc.; PLS Leasing, Inc.; PLS-Parking Lot Service, Inc.; Plum Grove Building Corporation; Plumbco, Inc.; Plymouth Arms, Inc.; Plymouth Tape Corporation; PM Leasing, Inc.; PM Parking Second, Inc.; PMCS Advisers, Inc.; PMCS Associates, Inc.; PMCS Financing Co.; PMCS Leasing Corp.; Pneucyclic Sciences, Inc.; Pol-U-Tech Corp.; Polar Star Corporation; Polazzi, Inc.; Political Biographies, Inc.; Pollution Leasing Corporation; Polly Investment Company; Poly-Test Laboratories, Inc.; Polycom, Inc.; Polydata Corporation; Polymer Additives,

Inc.; Polytek Corporation; Polytril Inc.; Pomplex Modular Systems, Inc.; Pontiac Circuits, Inc.; Pony Enterprises, Inc.; Poole's Development Company; Pools & Gardens Publishing Co., Inc.;

Pope Industries, Inc.; Port Wide Services, Inc.; Porta-Can, Inc.; Portable Concrete Company; Portable Toilets, Inc.; Portal Petroleum, Inc.; Portfolio Counsel, Inc.; Pow-R-Corporation; Pragmadyne, Inc.; Precision Balers & Engineering, Inc.; Precision Lasers, Inc.; Precision Pallet Construction, Inc.; Precision Service and Systems, Inc.; Preferred Equities Corporation; Preform Building Components, Inc.; Preform Industries, Inc.; Premium Resources Corporation; Presidential Land Development Corporation; Presidential Leasing Corporation; Pressurized Consumer Products, Inc.; Preston's Motor Inn, Inc.; Prestwick Corporation; Primacy Ventures, Inc.; Prime Holdings Ltd.; Princeton Communications Group, Inc., The; Principal Funding Corporation; Principal Industries Ltd.; Principia, Inc.; Private Equity Fund, Inc., The; Pro's Inc.; Prober's, Inc.; Production Research Corporation; Professional Air Design, Inc.; Professional Arts Associates, Inc.; Professional Audio-Visual Equipment Systems, Ltd.; Professional Information Exchange, Inc.; Professional Management Services, Inc.; Program Assistance, Inc.; Program Communications, Inc.; Programmed Tax Systems of Delaware, Inc.; Progress Printing Service, Inc.; Progressive Financial Management, Inc.; Progressive Furniture Corporation; Progresso Foods Corp.; Project Planning Associates Incorporated; Projectic Industries, Inc.; Projection Optics Sales Co., Inc.; Promopub, Inc.; Promoright, Inc.; Promotional Advertising/Merchandising, Inc.; Promotional Enterprises Ltd.; Proof Lock International, Inc.; Propower International, Inc.; Protech-All, Inc.; Protour Television Network, Inc.; Protron Laboratories, Inc.; Provincial Distributors Limited; PST, Inc.; Psychodex Incorporated; Psychotechnics, Inc.; Public Bancorporation; Public Cable Corporation; Public Foods Corp.; Public Personnel Company; Pugwash Associates, Inc.; Purcar Company, The; Puritan Book Company, Inc., The; Purnell-Broomer, Inc.; Puss-N-Boots, Inc.; Pussy Productions, Inc.

Qed Information Sciences, Inc.; Quadrell, Inc.; Quality Fabrics, Incorporated; Quality Sprinkler Corp.; Quantum Corporation, The; Quantum Systems, Inc.; Queenaire, Inc.; Queens Ad-

visory Council for Economic Development, Inc.; Quintus International, Ltd.

R & A Corporation; R & C Distributors, Inc.; R & C Land Co.;

R & R Enterprises, Inc.; R & W Leasing Company, Inc.; RCD Industries, Inc.; R M B Development, Inc.; R T C Corporation; R. & W. Liquors, Inc.; R. B. Financial Corporation; R. G. Dristler, Inc.; R. H. Edwards Construction Co.; R. H. Research and Management Co., Inc.; R. K. Associates, Inc.; R. L. & R. Co., Inc.; R. Lyman, Inc.; R.E.C. International, Ltd.; R.E.D.M. Products Corporation; R.E.D.M. Research & Development Corporation; R.E.M. Industries, Inc.; R.L.D., Inc.; Raceland Paper Converting Co., Inc.; Racing Stables of America, Inc.; Radiochemistry Incorporated; Ral-Lee, Inc.; Ramat Realty Corporation of Delaware; Ramford Corporation; Randy International Ltd.; Rantoul Foods, Inc.; Rapaport International, Inc.; Rarities International, Ltd.; Raucar Enterprises, Inc.; Raucar of Illinois, Inc.; Raucar of Minnesota, Inc.; Raucar of Wisconsin, Inc.; Ravazzola Investment Company; Ravenel, Dawson & Duell, Inc.; Ray Tibbs Implement Co., Inc.; Raydop Corp.; Raymac Housing Systems, Inc.; Read-Write, Inc.; Ready Marker Sales Corporation; Real Estate Investment Clearing House, Inc.; Record Spectacular, Inc.; Recra-Del Corporation; Recreation Activities, Inc.; Recreational Electronics Corp.; Reed & Co.; Reed Marine Service, Inc.; Reg Wilson Enterprises, Inc.; Regal Express Co., Inc.; Regent's Park Properties, Inc.; Reidco, Inc.; Reiver's Inc.; Related Mortgage Corporation; Reliable Chevrolet Company; Reliable Manufacturing Corporation; Remedio Supply Company; Remote Console Information Corporation; Remote Sensing, Inc.; Renaissance Productions, Inc.; Rental Income Guaranty Corporation; Republic Construction Corp.; Republic Engineering Corporation; Republic International Corporation; Republic Securities Corporation; Repus Corporation; Resco Tires, Inc.; Research Exchange International Industries, Inc.; Research Management of Delaware, Inc.; Research Service Bureau, Inc.; Reserve Forces Foundation; Residential Services, Inc.; Resolution Corporation; Resolve Corporation; Resort Condominium International, Inc.; Resort Living, Inc.; Resort Realty, Inc.; Resource Consultants, Inc.; Resource Programs Institute, Inc.; Retirement Housing

International, Inc.; Retrospect, Inc.; Rex D. Johnson Grain Co., Inc.; RF Industries, Ltd. Rib Cage, Inc., The; Ricardo Aviation, Inc.; Rice Associates, Inc.; Rice Graduates Enterprises, Inc.;

Richard Payne Trucking Company; Richmond Air Motion Design Corporation; Richter Associates of Puerto Rico, Inc.; Richwood Construction Company; Ric-Jid Products Corporation; Ridco Corporation; Ridge Securities Corporation; Ridings Tours International, Inc.; RightOn Record Corporation; Rimm Inc.; Ripp Arthur Music, Inc.; Rite - Eastern Corporation; Rite Aid Center of Tri State Mall, Inc.; Rivas & Rivas, Inc.; River View, Inc.; Riverside Fund; RLH, Inc.; Robert J. Kuchler, Incorporated; Robert M. Gamble, Jr., Inc.; Robert Rowe Enterprises Inc.; Robin Hood Inns of America, Inc.; Robinex International, Ltd.; Robro Construction Incorporated; Rock Financial Corporation; Rocklin Leasing, Inc.; Roger Stevens Foundation, Inc., The; ROIV Corporation; Rollins Investment Company; Rollins Realty Corporation; Ron Wolfson, Inc.; Ron-Len Securities Corporation; Ronald C. Corbalis, M.D., Martin Gibbs, M.D., Amir Mansoor, M.D., Robert D. Hunt, M.D., S. Ahmed Mandani, M.D. and Doctors for Emergency Services, P.A.; Roosevelt Fund; Rose-Lee, Inc.; Rose's, Inc.; Roseboro Dress Company; Roselle Cable T.V. Co.; Rosenberg Development Company; Rotavele, Inc.; Rotodyne Industries, Inc.; Rowe and Long Music Centers, Inc.; Royal American Petroleum Corporation; Royal Eagle, Ltd.; Royal Equity Funds, Inc.; Royal Industrial Corp.; Royal York Productions, Inc.; Royal-Delite Foods, Inc.; Romaine Corporation; Rural Research Inc.; Rushmore Associates, Inc.; Rust International, Inc.; RWA Corporation;

S & N Dental Laboratory, Inc.; S F Store of Gary, Inc.; SF Store of South Bend, Inc.; S G C Labs, Inc.; S Nameholder, Inc.; S R U Investments, Inc.; S T Industries, Inc.; S. & J. Market, Inc.; S. & L. Corporation; S. C. Acquisition Corporation; S. P. Co., Ltd.; S. P. Travel Co., Ltd.; S. R. A. Industries Incorporated; S.D. Liquidating Co., Inc.; S.F.S. Imports, Inc.; S.P.E.C.C.-U.S.A.-Inc.; Sabre Marketing Corporation; Sacrifice Development Group, Inc.; Safeguard Moving and Storage Co., Inc.; Safety Guard Corporation; Safety Ties, Inc.; Salem Country Enterprises, Inc.; Salemburg Manufacturing Co.; Salerno Jewelry Corp.; Sames, Incorporated; Samico, Inc.; Samson Chemical

Corporation; San Luis Obispo Corporation; Sand-Howe Productions, Inc.;

Sandler & Young Corporation, The; Sandra Kelly Incorporated; Sandwiches, Inc.; Sandy Brae Corporation; Sanford Industries Inc.; Saniengineering Inc.; Santa Barbara Company of Puerto Rico, Inc.; Santana Produce, Inc.; Satellite Social Club of Delaware, Inc., The; Sav-A-Life Sales Corp.; Save Way Pharmacy, Inc.; Save Way, Inc.; Save-A-Life, Inc.; Savers International, Ltd.; Saxon Sales Company; Sayona Corporation; SB Inc.; SBD Electronic Systems, Inc.; Scatawag Co.; Scholastic Marketing, Inc.; School Systems of America, Inc.; Schreiber Bosse & Co. Incorporated; Schusters (Delaware) Inc.; Science, Systems & Technology, Ltd.; Scientific Management, Incorporated; Scientific Mining & Refining Corporation; Scientific Resources Corp.; Scientific Sanitation Systems, Inc.; Scion Corporation; Scope Keyboards, Inc.; Scophony Corporation of America; Scotian Oil Corporation; Scythian Management Company; Sea Scape of Delaware, Inc.; Sea Spray Corp.; Sea View International, Ltd.; Sea-Air Ltd.; Seabrook Industries, Inc.; Seaford Sound and Signal Inc.; Seajay Corporation; Sealandair Equipment Corporation; Seamanco, Incorporated; Seamco of Delaware Incorporated; Seamount Corporation; Seapasture Corp.; Sears, Sucsy Securities, Inc.; Seashore Transit, Inc.; Seasonair Inc. of Utah; Seasonmaster, Inc.; Seatech Associates, Inc.; Seaway Container Corporation of America; Seaway Furniture Company; Seb Associates, Ltd.; Sebring Industries, Inc.; Sebring International, Inc.; Sechura Phosphates, Inc.; Second Applied Kinematics Leasing Corporation; Second Birkenhead Properties, Inc.; Second Lenco Delaware Corp.; Securities Monitor, Inc.; Security Funding Corporation; Security Guaranty Corporation; Security Lock Corporation; Security Lock System, Inc.; Security Protection, Inc.; See & Sound, Ltd.; See Incorporated; Segel Associates, Inc.; Selbyville Florists, Inc.; Select Investments, Inc.; Select Media, Inc.; Select Properties, Incorporated; Select Securities, Inc.; Seneca Export Corporation; Senelco Corp.; Sentor Security Group, Inc.; Serv-U-Corporation; Service Concepts International, Inc.; Service to Professionals, Inc.; Servicemaster of Delaware, Inc.; Servitech, Inc.; Sesco (Security) Inc.; Set-Theoretic Information Systems Corporation;

Serverance - Bonus Inc.; Sew Smooth, Inc.; SFM Media Service Corporation; Shademaker Industries Inc.; Shagor Limited; Shalla Chevrolet, Inc.; Shamrock Farms, Inc.; Shamrock Imports, Inc.; Shanghai International, Inc.; Shareholders Mutual Fund, Inc.; Shareholders Mutual Management Company; Shata Enterprises, Inc.; Sheiker & Baker, Inc.; Sheldon Claire International Ltd., Inc.; Shellburne Civic Association Inc., The; Sheltered Ecological and Economic Development, Inc.; Shendell Incorporated; Shendell Management Corp.; Shepherd Corporation, The; Sher-Walls Inc.; Shifts Etc., Inc.; Shipper Foundation, Inc., The; Shirl-Lyn Dictation Service, Inc.; Shirley Buchanan Associates, Inc.; Shoe Rack, Inc., The; Shopper's Sav-Mor Plan, Inc.; Shore Construction Co., Inc.; Short's Delaware Taxi, Inc.; Showcase of Homes, Inc.; Showcase Productions Ltd.; Siamerican Securities Limited; Sid Broughton Jeep, Inc.; Signal/One Corporation; Silent Winds Inc.; Silica, Inc.; Silver Mining Properties, Ltd.; Silver-Fox Unlimited, Inc.; Simple Simon Pie Shops, Inc.; Simpro International, Ltd.; Simpson Equity Fund, Inc.; Sing Out Dover, Inc.; Sind-American Metals and Minerals, Inc.; Sint Maarten Adventures Ltd.; Sipes Chemical Coatings Company; Skyline Corporation; Skyline Theatres Inc.; Small Business Information Corporation; Small Investors Royalty Company, The; Smart Shopping Centers, Inc.; Smith's Bridge Corp.; Smoky Mountain Development, Inc.; Smugglers Attic, Inc.; Smyrna Times, Incorporated, The; Smyrna-Clayton Junior Janecees Inc.; Snow Goose Enterprises, Ltd.; Social Dimensions Fund, Inc.; Social Dimensions Management Corporation; Software Documentation Corporation; Soil Sciences, Inc.; Soilcom, Inc.; Solomar Materials, Inc.; Somerset Capital Corporation; Sonics Corporation of America; Sonny's Drive-In, Inc.; Sound Yacht Basin, Inc.; Sound Yachts, Inc.; Sous La Mer, Ltd.; South Pacific Beverage Co., Ltd.; Southern Capital Corporation; Southern Finance Company; Southern Maryland Dental Society; Southern Modular Homes, Inc.; Southern New Castle Advisory, Council, Inc.; Southern Reefer Transport, Ltd.; Southern Service Group, Inc.; Southern Services, Inc.; Southern Sound Wholesalers, Inc.; Southwest Land Corporation; Southwestern Trane Air Conditioning Company; Spartan Energy Resources, Inc.; Special-Lite Inc.;

Specialized Medical Services, Inc.; Specialty Investment Corporation; Specialty Sales and Service Co. Inc.; Spectro Industries, Inc.; Spermova Investment Co.; Sperryphone Corporation; Spier Company, Inc., The; Spinning Wheel Inn, Inc.; Sportique, Inc.; Sportoys, Inc.; Sportplay, Inc.; Sportquake, Inc.; Sports Abroad, Inc.; Sports Acres Ltd.; Sports Broadcasting Company, Inc.; Sports International Footwear, Inc.; Sports International, Inc.; Sportsvision Inc.; Sprague, Diggins & Ireland Incorporated; Spraycoat International, Inc.; Springbrook Associates, Inc.; Springfield Property Corp.; SRL Corporation; ST Inc.; St. Clair Ice and Fuel Company; St. Claire Industries, Ltd.; St. Louis Trailer Repair Corporation; Stacy Venture, Inc.; Stage and Screen Music, Inc.; Stallions, Inc.; Standard Technical Institutes, Inc.; Stanley, Searles & Rossmann, Inc.; Stapler Athletic Association, Star-Kist Canada, Inc.; State Acceptance Co.; State Mechanical Contractors, Incorporated; Steadman Investment Fund, Inc.; Steadman Planning Corporation; Steadman Security Corporation; Steam Heat Service, Inc.; Stem Development Corporation; Stenoscribe Systems, Inc.; Step People, Inc., The; Stephens International Corp.; Stereoptic, Inc.; Stevens Bros. Foundation Inc.; Stockton Foods, Inc.; Stokes and Son, Inc.; Stoneleigh Properties, Inc.; Store Video Systems, Inc.; Storematic, Incorporated; Stork Set, Inc., The; Storz Brewing Co.; Stover Plywood Corporation; Strada Corta Corporation; Strato Corporation; Structural Foam Products of Michigan, Inc.; Structural Systems Corp.; Stuart Paramedico Products Ltd.; Student Services, Inc.; Stylon International Corporation; Subscriber Services Corporation; Suburban Land Bankcorporation of America, Inc.; Suburban Transit Company, Ltd.; Suburbia Corp.; Sumart Press and Envelope Co., Inc.; Summer Stock, Inc.; Summit Pictures International, Inc.; Summitville, Inc.; Sun and Seas Incorporated; Sun-N-Sizzle International Inc.; Sunasco, Incorporated; Sunbanc Corporation, The; Sunco Foods Ltd.; Sunland Management Corporation; Sunny Hills Maintenance Association; Sunrise Investment, Ltd.; Sunshine Natural Products Corporation; Superbuy, Inc.; Supreme - Court Products, Inc.;

Supreme Construction Co., Inc.; Surfco Maintenance Co., Inc.; Surg-O-Flex of America, Inc.; Sussex Cablevision Company; Swallow Press, Inc.; Swan Export, Inc.; Swiss Pretzel Shops, Inc.; SYD 401 Corp.; Sykes Bond Avenue Drugs, Inc.;

Symmetry Automated Work Place Systems, Inc.; Syn-Chem Products Incorporated; Synchrodyne Corporation; Synchronex Corporation, The; Synecology Corporation; Synergex, Inc.; Systek Computing Corporation; Systemetrics, Inc.; Systems Corporation De Puerto Rico; Systems Discipline, Inc.; Systems Generating Services, Inc.;

T & I Companies, Inc.; T & N Company; T K Financial Corporation; T V Cassette Industries Inc.; T. F. C. Corp.; T. H. Realty, Inc.; T. Holiday, Inc.; T. J. Short & Associates, Inc.; Tahiti Delaware Corp.; Take A Dip, Inc.; Talisman Contracting Equipment, Inc.; Tall Timber Ranch, Inc.; Tam O'Shanter Scotch Securities, Ltd.; Tamara Enterprises, Inc.; Tandy Enterprises, Inc.; Taradam Music, Inc.; Target Marketing Corporation; Tarheel Corporation, The; Tas-T-O Donuts of America, Inc.; Tastee-Freez of Dimarva, Inc.; Tasty Taters Company; Taurus Management & Research Corporation; Taurus Productions, Inc.; Tax Security Corporation; Taylor Freezer Corporation; Taylor Freight System, Inc.; Taylor Improvement Co.; Taylor Madden Brush Company; TC 1972 Corp.; TCP Liquidating, Inc.; Teal-Wilson Poultry & Fish Co.; Technical Assistance Marketing Services, Inc.; Technical Assistance Services, Inc.; Technical Enterprises, Inc.; Technical Management Promotions, Inc.; Technical Ventures, Inc.; Technik Corporation of America; Technological Enterprises Corporation; Technology Development, Inc.; Technoscience Systems Inc.; Technotrade Incorporated; Techsel Inc.; Tekair, Inc.; Tela-Roma Productions Ltd.; Telemap, Inc.; Tele Data Communications, Inc.; Telecommunications Leasing Corporation; Telecommunications Network, Inc.; Telecontrol Associates, Inc.; Telefood, Inc.; Telephone Systems Corporation; Televote Corporation; Tell-Torq Inc.; Telpac Management Inc. Chicago; Telstar Development Corporation; Ten Springs, Incorporated; Tenco Construction Company; Tenement Squares International, Inc.; Tennis Resorts International, Inc.; Tennky Recreation Corporation; Tennoil Corporation; Tenth Columbus Club; Tesco, Inc.;

Texas Thermal Industries of Georgia, Inc.; Texas Thermal Industries of Tampa, Inc.; Texva Realty, Inc.; Thalheim Exposition Management Corp.; Thermal Construction, Inc.; Thermosetting Systems, Inc.; Thielen Housing Corporation; Third Applied

Kinematics Leasing Corporation; Third Birkenhead Properties, Inc.; Third Wallingford Properties, Inc.; Third World Development Corporation; Thomas Cochran Associates, Inc.; Thomas T. Engel & Associates, Inc.; Thompson Motors, Inc.; Thomson Puerto Rico Company; Thomson, Inc.; Thornhedge Associates, Inc.; Thoroughbred Services Corporation; Three Bears, Incorporated, The; Three Hundred Delaware Avenue, Inc.; Three T's Construction Co., The; Tidal Marine International Corp.; Tisbury, Inc.; Tiderock Development Corporation; Tiderock International, Ltd.; Tiggarr Housing & Development Corp.; TII, Inc.; Timborough Mortgage Company; Tire Mart (Philadelphia) Inc.; TM Industries, Inc.; TMA Company; Toast-Em & Tote-Um, Inc.; Tobacco Town, Inc.; Todd Melin Davis, Inc.; Todd Steel, Inc.; Todd Trading Corporation; Todt Livestock and Feeding Co.; Tolan, Inc.; Toltec Corporation; Tom Blanche Incorporated; Tom E. Willis, Inc.; Tom's Auto Service, Inc.; Tommy & Euda Gage, Inc.; Toner Industries, Inc.; Top Deck Service Station Management, Inc.; Top Turf Group Inc.; Topcrest Industries, Inc.; Topper Corporation; Torginol International Establishment, Inc.; Torrence Foundation, Inc., The; Tower Management Group, Ltd.; Tower Rock Ferry Inc.; Town & Country Aluminum, Inc.; Town Inn Tavern, Inc.; Townrose Company; Toxitrace, Inc.; Tracy Towing Corporation; Tracy Transportation Corporation; Tracy-Guidera Third Leasing Company; Trade Passport Corporation; Trade Union Medical Foundation, Inc.; Tradewind Resorts, Ltd.; Travel Seminars, Inc.; Travel-Wide Ltd.; Travellers Ten, Inc.; Travelrite, Inc.; Trawler Cruises, Inc.; Treadwell Law & Commercial Newspaper Corporation; Treasureland, Inc.; Trebilcock Mining, Inc.; Treemonisha Productions, Inc.; Trend Analysis, Inc.; Trend Investment Corporation; Tri-State Developers, Inc.; Tri-State Hydrolines, Inc.; Tri-State Steel Erectors, Inc.; Tri-State, Inc.; Trident No. 1 Corporation; Trident No. 2 Corporation; Trident No. 3 Corporation;

Trigild, Inc.; Trilane Equities Ltd.; Trimen Inc.; Trojan Holding Corp.; Tropical Import Corporation; Trovoll, Ltd.; Trowbridge Farm Supply Co., Inc.; Trans Car Corporation; Trans Caribbean Airways Agency of Puerto Rico, Inc.; Trans-International Trading, Inc.; Trans Manassas Corporation; Trans World Capital Corporation; Trans-American Refrigerated Services, Ltd.; Trans-Canade Oil & Mineral Refining Corporation;

Trans-Fiduciary Investors Inc.; Trans-Lease, Inc.; Trans-National Management Services Inc.; Trans-Systems, Inc.; Trans-World Consultants, Inc.; Trans-World Managers Corp.; Transcon Cable Communications, Inc.; Transcontinental Communication Corporation; Transcontinental Mortgage Corporation; Transdata, Inc.; Transouthern Corp.; Transport Management, Inc.; Transportation Square Corporation; Transworld Data Systems, Inc.; Trant Viet Engineers, Ltd.; Trash-Compactor, Inc.; Travel Information Programming, Ltd.; Travel Management Corp.; True Fidelity Products Corporation; Truth Tape Corporation; Tucker Leasing Corporation; Tujax Electric Supply Co., Inc.; Tujax Industries, Inc.; Turcotte Enterprises, Inc.; Turn-A-Round, Ltd.; Turnabout Marketing Company, Inc.; TV Sports Guide, Inc.; TWB Productions, Inc.; Twentieth Centurn Viking Corporation;

U.S. Male, Inc.; U.S. Shelter Leasing Corporation; U.S. Sturdybilt, Inc.; U.D. Data Services, Inc.; U.S. Gum & Candy Corp.; U-Brew Industries, Inc.; Ult-I-Vest, Inc.; Ultimate Security Alliance Corp.; Ultraguard Systems, Inc.; Ultrapet Inc.; Ultrasonics Instrument Corporation; Ultrasonics, Inc.; Under 25 Newsletter, Inc.; Undergraduate Services Association, Inc.; Uni-Life Inc.; Uni-Shield International Corporation; Unichem, Inc.; Uniformed Security Associates, Inc.; Unihome, Incorporated; Unimac, Inc.; Union Baptist Church Housing Corporation; Union Copy Machine, Inc.; Union Mart Corporation; United Auto Auction Systems, Inc.; United Auto Rental Association, Inc.; United Campgrounds, Inc.; United Car Rental Corp.; United Freight Salvage, Inc.; United General Theatres, Inc.; United Government Services Corp.; United Growth Builders, Inc.; United Medical Corporation; United Premium Advertising Corporation; United Progressive Community Church, Inc.;

United Reston Associates, Inc.; United Security and Safety, Inc.; United Selective Trading Co., Ltd.; United Service Club; United States Brick Corporation; United States Courier Corporation; United States Investment Bankers, Inc.; United States Leisure, Inc.; United States R & D Corp.; United States Research & Development Corporation; United Success for Stars, Inc.; United Triple AAA Budget Inns, Inc.; Unity Management International Corporation; Universal Administrators, Inc.; Universal Awareness Records Corp.; Universal Care, Inc.; Univ-

ersal Communications, Inc.; Universal Futures Corporation; Universal Holdings, Inc.; Universal Investments of America, Ltd.; Universal Laboratories, Inc.; Universal Logistics, Ltd.; Universal Mobile Home Parks of Florida, Inc.; Universal Optical Center, Inc.; Universal Steel Structures, Inc.; Universal Webbing, Inc.; University Enterprises, Ltd.; University Therapeutic Centers, Inc.; Univex International, Ltd.; Uniworld Group, Inc.; Unizon Petroleum Corporation; Urban Housing Systems, Inc.; Urbanomics, Ltd.; Urethane Sales Co., Inc.;

Vacationland Industries, Inc.; Valentine Smith Company, Inc.; Valley International Properties of Delaware, Inc.; Valley Run Apartments, Inc.; Valley Warehouse, Inc.; Valu Vend Distributors of Poughkeepsie, Inc.; Van Kampen Wauterlek Brown and Mullaney, Inc.; Van Lent Industries, Inc.; Van Trees Associates, Inc.; Vander Waals-Troske Co., Inc.; Vanguard, Inc.; Vanides Mlodock, Inc.; Vann Enterprises, Inc.; Vantage Advisors, Inc.; Vantage Development Corporation; Vari-Vend Corporation; Varisystems Corporation; Vegas Properties, Inc.; Velce Investment Co.; Veloc Corporation; Venture Capital Corporation, The; Venture Capital Group, Inc., The; Venture Equities, Inc.; Venture Investment Corporation; Venture Investors Productions, Inc.; Ventures, Inc.; Venus Theater Corp.; Verik, Inc.; Verner's Associates of Delaware, Inc.; Versatal, Inc.; Vesper, Inc.; Victor Sewer and Water, Inc.; Video International Distributors Corporation; Video Prints, Inc.; Video World Corporation; Videolab Corporation; Videomonde Corporation; Videorecord Corporation of America; Vidjur, Ltd.; Viking International, Inc.; Viking Optical Company; Village Cab, Inc.; Village One, Inc.; Vim 'N Vigor Bakeries, Inc.; Vinco, Inc.; Vip Shows, Inc.; Virginia Lines, Inc.;

Virginia Management Corporation; Virtual Machine, Inc.; Visco-Schwartz, Inc.; Vitagencies International, Inc.; Vital Issues Projects Corporation; Volumetric Construction Corporation; VSD, Inc.; VVV, Inc.;

W & M Corporation; W & W Industries, Incorporated; W T G Incorporated; W. B. Pegasus Mining & Exploration Company, Inc.; W. R. Lovett Foundation, Inc.; W. Robert Lappin and Associates, Inc.; W/R Communications, Inc.; Wade Dress Manufac-

turing Company; Wahl Heating and Air Conditioning, Inc.; Wake Island Imports, Inc.; Walden III Foundation; Walker Brothers Company; Walker Road Development Corporation; Wallasey Properties, Inc.; Walraven Realty, Inc.; Walter Niebuhr, Incorporated; Warehouse Fabric Sales of Delaware, Inc.; Warehouse Fabric Sales of Virginia (A Delaware Corporation), Inc.; Warsaw Manufacturing Co.; Washington Liquors, Inc.; Waste Combustion Systems, Inc.; Wata World, Inc.; Water Resources Development, Inc.; Wayne Cochran & The C.C. Riders, Inc.; Weather Control, Inc.; Weather Gay International Corporation; Weathers Corporation; Web Offset Publication Corp.; Weber Implement Co.; Weber Trucking Service, Inc.; Weinress & Company, Inc.; Weis Securities Inc.; Weis, Voisin Capital Planning Associates, Inc.; Weiscorp, Inc.; Wellington Hills Service Corporation; Wellington Jewels, Ltd.; Welshire Development Company; Wendelite Corporation, The; Wenger's Organic Farm Products, Inc.; Wenka International T. L., Inc.; Wenka International T.P., Inc.; Wessex Cablevision Company; West and Company, Inc.; West Broadkill Acres, Inc.; West Century Blvd. Realty Corp.; West River Company, The; West Shore Publishing of Atlanta, Inc.; West Way Disposal Company, Inc.; Westbury Resources, Inc.; Western Boat Movers, Inc.; Western Graphics, Inc.; Western National Industries, Inc.; Western Ohio Associated Cable Casting Education & Service Systems, Inc.; Western Products, Inc.; Westhem Industries Corp.; Westmoreland Emancipation Youth Corps, Inc.; Westmoreland Construction Co.; Westport Builders, Inc.; Wesware, Incorporated; Wheaton Building Corp.; Wheaton Silver Spring Investment Corp.; Wheeler Enterprises, Inc.; Wheeling Tape Corporation; Whigham, Inc.; Whispering Pines Farm Inc.; White River Lumber Co., Inc.; Wickenburg Corporation, The;

Widows Hollow Bowmen Inc.; Wil-Stan Corporation of America; Wilcastle Operation, Inc.; Wilderness Clubs, Inc.; Wilkinson Foundation, Inc.; William & Sadie Siegel Foundation Inc., The; William A. Unger, Incorporated; William B. Bridgewater, Inc.; William Beckham Associates Inc.; William Freihofers Baking Co.; William Munch Construction Company; William Paskins Post Club, Inc.; Williams Trucking, Inc.; Williston Investment Corp.; Willistone Corporation; Wilmington Liquor Company; Wilmington Oldtimers A. A., Inc.; Wilmington Steve-

dores, Inc.; Wilson Teaming, Inc.; Wim Realty Corp.; Win-Sal Inc.; Windjammer Sales, Inc.; Windsor Theatres, Inc.; Windward Corporation; Windward Furniture Co., Inc.; Windward Inns, Inc.; Wine Merchants' Cartel, Ltd.; Winemaker, Ltd.; Winslow Tele-Tronics, Inc.; Winston-Ross Associates, Inc.; Winstons Ma Garde Ltd.; Wisconsin River Development Corporation; Wisstle Communications, Inc.; WJRQ Corporation; Wm. Baker Building Cleaning Company; Wm. Bradford Company, The; Wobcorp, Inc.; Wolf Realty Corporation; Wood-Silco Company; Wooden Nickel Management Inc.; World Attractions Limited; World Capital Investment Corporation; World Entertainers, Inc.; World Financial Group, Inc.; World International Construction Company; World Security Fund, Incorporated, The; World Wide Oil & Mineral Corp.; World Wide Research, Inc.; World-Wide Collection Agencies, Inc.; World-Wide Realty and Investing Corporation; Worldwide Air Transportation Consultants, Inc.; Worldwide Property Corp.; Worldwide Reservations Incorporated; Worsport, Inc.; Wrapcon Corporation; Wren-Air Co., Inc.; Wrexham Properties, Inc.; Wright Brothers Ice Cream Company; Wright Products, Inc.; WRL, Inc.; WSA Enterprises, Inc.; WT, Inc.; WV Capital Holdings, Inc.; WV Resources Management Corp.; WW Equities, Inc.;

X-Country Pilots Ltd.; Xedus Incorporated; Xopox Industries, Inc.;

Yankee Trawlers, Inc.; Yauco Pipeline Corporation; Yonell Corporation; Youth Advancement Centers, Inc.; Youth, Incorporated; Youthmark, Incorporated;

Zabar Feeding & Livestock Company; Zachary Confections, Inc.; Zenith Development Corp.; Zenith Oceanic Corp.; Zerolease Inc.; Zetex Industries, Ltd.; Zigler Foundation, Inc., The; Zion, The House of God, Inc.; Zirkle and Zirkle, Inc.; Zobrist Trucking and Excavating Co., Inc.;

Zoon, Inc.; Zweifler Financial Corporation; 162 Springfield Avenue Corp.; 175 Eileen Development Corporation; 19th Hamilton Corp.; 20 Wells, Inc.; 232 East Ohio Corporation of Florida; 2525 Corp.; 4 J Discount Inc.; 724 Magazines, Ltd.; 747 Tours, Inc.; 807 Holding Corp.; 9-11 Corp.;

IN TESTIMONY WHEREOF, I, SHERMAN W. TRIB-
BITT, Governor of the State of Delaware, have
hereunto set my hand and caused the Great Seal to
(GREAL SEAL) be hereunto affixed this twenty-seventh day of June
in the year of our Lord one thousand nine hundred
and seventy-four, and of the Independence of the
United States of America, the one hundred and
ninety-eighth.

By the Governor: SHERMAN W. TRIBBITT

Attest: ROBERT H. REED, Secretary of State

CHAPTER 838
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

I, Sherman W. Tribbitt, Governor of the State of Delaware, pursuant to Article 3, Section 16 of the Constitution of the State of Delaware, do hereby convene the Senate of the 127th General Assembly into Extraordinary Session on Thursday, August 29, 1974, at 1:00 p.m., for the transaction of Executive business.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 16th day
(GREAT SEAL) of August in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-ninth.

SHERMAN W. TRIBBITT, Governor

Attest: GROVER A. BIDDLE, Assistant Secretary of State

CHAPTER 839
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, on December 16, 1773, patriots in the City of Boston in the Colony of Massachusetts did destroy a shipment of British tea docked in the Boston Harbor in protest of the British law requiring taxation of tea imported by the American Colonies; and

WHEREAS, on March 31, 1774, King George III approved the Boston Port Bill, passed by the British House of Commons, which closed the Port of Boston in retaliation for this Boston Tea Party; and

WHEREAS, during the summer of 1774, mass meetings were held in the Counties of New Castle, Kent and Sussex for the purpose of urging Caesar Rodney, the Speaker of the General Assembly of the House of Representatives of the Governments of the Counties of New Castle, Kent and Sussex upon Delaware, to call a special session of these eighteen representatives with the mission of appointing delegates to the First Continental Congress to begin in Philadelphia on September 5, 1774; and

WHEREAS, a Convention of the Representatives of the Freemen of the Governments of the Counties of New Castle, Kent and Sussex on Delaware did indeed meet on August 1, 1774, in the town of New Castle and did appoint Caesar Rodney, Thomas McKean and George Read to serve as delegates to the First Continental Congress representing the three counties on Delaware; and

WHEREAS, on August 2, 1774, these representatives meeting in defiance of the British Governor, John Penn, did pass instructions to Delaware's three delegates including the instruction to urge the Continental Congress to petition King George III

for redress of grievances, while at the same time embargoing all British trade in protest of the Boston Port Bill; and

WHEREAS, Delaware's three delegates did attend the First Continental Congress in Philadelphia beginning on September 5, 1774, and did represent the people of the Colony of Delaware at this historic meeting; and

WHEREAS, beginning on September 5, 1974, the Governors of the thirteen original states will celebrate the Bicentennial of the First Continental Congress with a reenactment of this historical event; and

WHEREAS, each of these Governors will lead a delegation of four representatives from each of the thirteen original states to this new Continental Congress to be held at Carpenters Hall in Philadelphia;

NOW, THEREFORE, I, Sherman W. Tribbitt, by virtue of the authority vested in me as Governor of the State of Delaware during this Bicentennial celebration,

do hereby proclaim the delegates accompanying me to the reenactment of the First Continental Congress, representing the three counties on Delaware, to be the Honorable J. Caleb Boggs, the Honorable J. Allen Frear, and the Honorable Elbert N. Carvel.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 22nd day of August in the year of our Lord, one thousand nine hundred and seventy-four, and of the Independence of the United States of America, the one hundred and ninety-ninth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 840
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

I, Sherman W. Tribbitt, Governor of the State of Delaware, pursuant to Article 3, Section 16 of the Constitution of the State of Delaware, do hereby convene the 127th General Assembly into Extraordinary Session on Thursday, August 29, 1974, at 1:00 p.m., for the limited purpose of considering the following certain specific matters of pressing importance to the State of Delaware and to certain political sub-divisions thereof:

1. Legislation to amend the Usury Law,
2. To consider certain amendments to the Campaign Disclosure Act of 1974,
3. The "Revised Constitution" (S.B. 1),
4. Legislation relating to the Involuntary Commitment of Mentally Ill Persons Act of 1974,
5. FY 1975 Capital Improvements Program (S.B. 574),
6. An Amendment to the Constitution of the State of Delaware to increase the size of the Supreme Court of the State of Delaware (S.B. 709),
7. Legislation relating to county-and municipally-owned public utilities.
8. Legislation affecting prior years' Capital Improvements Acts (H.B. 1071, 1072, 1073, and 1093),
9. The revision of the Delaware Code relating to alcoholic liquors (H.B. 975),
10. Legislation to raise the allowable interest rate ceiling for Sussex County, and
11. Legislation to amend the Charter of the Town of Delmar to increase its debt limit.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT,
Governor of the State of Delaware, have hereunto
set my hand and caused the Great Seal of the said
State to be hereunto affixed at Dover this 26th day
(GREAT SEAL) of August in the year of our Lord, one thousand
nine hundred and seventy-four, and of the Inde-
pendence of the United States of America, the one
hundred and ninety-ninth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 841
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

WHEREAS, the Nation and the State of Delaware achieved greatness through the working people throughout the decades; and

WHEREAS, the State's economic prosperity is based on its greatest resource, the talents and abilities of Delaware's working men and women; and

WHEREAS, the future of Delaware's economy depends on the continued dedication and effort of the workers of our State; and

WHEREAS, the State appreciates the outstanding achievement of all working people and wishes to recognize their contribution to Delaware; and

WHEREAS, the citizens of Delaware should be made aware of the contribution made by our labor force for the economic and social welfare of our State;

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, do hereby proclaim September 2, 1974, as

LABOR DAY IN DELAWARE

and ask all Delawareans to observe this day of honor for all workers within the State of Delaware.

IN WITNESS WHEREOF, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 29th day of August in the year of our Lord, one thousand nine hundred and seventy-four, and of the Independence of the United States of America, the one hundred and ninety-ninth.

(GREAT SEAL)

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 842
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

WHEREAS, Delaware and all America continue in the throes of an energy crisis which could have serious consequences upon the health, welfare and economy of Delaware and her citizens; and

WHEREAS, Delawareans have exhibited, commendably, their willingness to individually adopt voluntary measures to help ameliorate this crisis; and

WHEREAS, Proclamations concerning certain energy conservation measures have been well-received and heeded by our citizens; and

WHEREAS, it is essential, that Government, the private business and industrial community and all our citizens do all in their power to assist in alleviating the crisis by conserving precious energy reserves and resources; and

WHEREAS, a deeply-rooted tradition of marking the Christmas holidays by displaying multi-colored electrical decorations has developed in this nation and in this State; and

WHEREAS, a substantial conservation of Delaware's useable energy reserves can be realized by the voluntary reduction of exterior electrical Christmas decorations; and

WHEREAS, because of the cooperation of the citizens of Delaware in other programs initiated to conserve energy reserves and because of the special nature of the Christmas season, it is not necessary to *command* the elimination of outdoor electrically operated decorations; and

NOW, THEREFORE, I, Sherman W. Tribbitt, Governor of the State of Delaware, hereby suggest and earnestly *request* that Delawareans continue conservation of energy by voluntarily limiting the electrical illumination of exterior Christmas displays or decorations, to the mid-evening hours of 5:00 P.M. - 10:00 P.M.

IN WITNESS WHEREOF, I, Sherman W. Tribbitt, Governor of the State of Delaware, have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 2nd day of
(GREAT SEAL) December, in the year of our Lord, one thousand nine hundred and seventy-four, and of the Independence of the United States of America, the one hundred and ninety-ninth.

SHERMAN W. TRIBBITT, Governor

Attest: ROBERT H. REED, Secretary of State

CHAPTER 843
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION
SHERMAN W. TRIBBITT
GOVERNOR OF SAID STATE

To all persons to whom these presents shall come, greeting:

Whereas, An election was held in the State of Delaware, on Tuesday, the 5th day of November, in the year of our Lord one thousand nine hundred and seventy-four that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution of the United States and the Constitution and Laws of the State of Delaware, in that behalf, for the election of a Representative for the people of the said State, in the Ninety-Fourth Congress of the United States.

And whereas, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in the said counties respectively for such Representative were cast as follows, to wit:

NEW CASTLE COUNTY

Pierre S. DuPont, IV	66,726
James R. Soles	43,308
John Trager	1,185
Donald G. Gies, Jr.	860
George C. Brown	303
Melvin Dillard	121

KENT COUNTY

Pierre S. DuPont, IV	11,269
James R. Soles	9,611
Donald G. Gies, Jr.	144
John C. Trager	31
George C. Brown	30
Melvin Dillard	16

SUSSEX COUNTY

Pierre S. DuPont, IV	15,831
James R. Soles	10,571
Donald G. Gies, Jr.	246
George C. Brown	37
John Trager	25
Melvin Dillard	14

And whereas, The said returns of the election for the choice of a Representative of and for the said State in the 94th Congress of the United States, as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Representative, the result appears as follows, to wit:

Whole number of votes for Pierre S. duPont, IV	93,826
Whole number of votes for James R. Soles	63,490
Whole number of votes for Donald G. Gies, Jr.	1,250
Whole number of votes for John Trager	1,241
Whole number of votes for George C. Brown	370
Whole number of votes for Melvin Dillard	151

NOW, THEREFORE, I, SHERMAN W. TRIBBITT Governor of the State of Delaware, do hereby declare that Pierre S. duPont, IV has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Representative of and for the State of Delaware in the Ninety-Fourth Congress of the United States.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the 6th day of December in the year of our Lord one thousand nine hundred and 74 and of the Independence of the said State the one hundred and Ninety-ninth.

By the Governor: SHERMAN W. TRIBBITT

ROBERT H. REED, Secretary of State

CHAPTER 844
STATE OF DELAWARE
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

SHERMAN W. TRIBBITT
GOVERNOR OF SAID STATE

To all persons to whom these presents shall come, Greeting:

Whereas, An election was held in the State of Delaware, on Tuesday, the 5th day of November, in the year of our Lord one thousand nine hundred and seventy-four, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of a Attorney General OF THE STATE OF DELAWARE.

And whereas, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in said county respectively for such Attorney General were cast as follows, to wit:

NEW CASTLE COUNTY

Richard R. Wier, Jr.	58,005
Lawrence M. Sullivan	49,540
Samuel R. Wilson, Jr.	1,344
The Rev. Harry H. Conner	481

KENT COUNTY

Richard R. Wier, Jr.	12,568
Lawrence M. Sullivan	7,177
Samuel R. Wilson, Jr.	507
The Rev. Harry H. Conner	70

SUSSEX COUNTY

Richard R. Wier, Jr.	13,631
Lawrence M. Sullivan	10,584
Samuel R. Wilson, Jr.	1,340
The Rev. Harry H. Conner	66

And whereas, The said returns of the election as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Attorney General the result appears as follows, to wit:

Whole number of votes for Richard R. Wier, Jr.	84,204
Whole number of votes for Lawrence M. Sullivan	67,301
Whole number of votes for Samuel R. Wilson, Jr.	3,191
Whole number of votes for The Reverend Harry H. Conner	617

NOW, THEREFORE, I, Sherman W. Tribbitt Governor of the State of Delaware, do hereby declare that Richard R. Wier, Jr. has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Attorney General of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the 6th day of December in the
(GREAT SEAL) year of our Lord one thousand nine hundred and seventy-four and of the Independence of the said State the one hundred and ninety-ninth.

By the Governor: SHERMAN W. TRIBBITT

ROBERT H. REED, Secretary of State

CHAPTER 845
STATE OF DELAWARE
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

SHERMAN W. TRIBBITT
GOVERNOR OF THE STATE

To all persons to whom these presents shall come, Greetings:

Whereas, An election was held in the State of Delaware, on Tuesday, the 5th day of November, in the year of our Lord one thousand nine hundred and seventy-four, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of a Insurance Commissioner OF THE STATE OF DELAWARE.

And whereas, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in said county respectively for such Insurance Commissioner were cast as follows, to wit:

NEW CASTLE COUNTY

Robert A. Short	63,996
Harry S. Smith	43,451
William C. Opfer	917
Meredith S. Starrett, Jr.	334

KENT COUNTY

Robert A. Short	11,594
Harry S. Smith	8,893
William C. Opfer	166
Meredith S. Starrett, Jr.	41

SUSSEX COUNTY

Robert A. Short	14,526
Harry S. Smith	11,250

William C. Opfer	245
Meredith S. Starrett, Jr.	55

And whereas, The said returns of the election as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Insurance Commissioner the result appears as follows, to wit:

Whole number of votes for Robert A. Short	90,116
Whole number of votes for Harry S. Smith	63,594
Whole number of votes for William C. Opfer	1,328
Whole number of votes for Meredith S. Starrett	430

NOW, THEREFORE, I, SHERMAN W. TRIBBITT, Governor of the State of Delaware, do hereby declare that Robert A. Short has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Insurance Commissioner of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the Sixth day of December in the
 (GREAT SEAL) year of our Lord one thousand nine hundred and seventy-four and of the Independence of the said State the one hundred and Ninety-ninth.

By the Governor: SHERMAN W. TRIBBITT

ROBERT H. REED, Secretary of State

CHAPTER 846
EXECUTIVE DEPARTMENT

DOVER

PROCLAMATION

SHERMAN W. TRIBBITT
GOVERNOR OF SAID STATE

To all persons to whom these presents shall come, Greeting:

Where, An election was held in the State of Delaware, on Tuesday, the 5th day of November, in the year of our Lord one thousand nine hundred and seventy-four, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of a Auditor of Accounts OF THE STATE OF DELAWARE.

And whereas, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in said county respectively for such Auditor of Accounts were cast as follows, to wit:

NEW CASTLE COUNTY

Richard T. Collins	52,789
Emilie E. Tugend	47,969
Robert E. Booth	4,669
Evelyn G. Cox	483

KENT COUNTY

Richard T. Collins	7,562
Emilie E. Tugend	10,420
Robert E. Booth	1,918
Evelyn G. Cox	73

SUSSEX COUNTY

Richard T. Collins	12,557
Emilie E. Tugend	11,479
Robert E. Booth	1,175
Evelyn G. Cox	78

And whereas, The said returns of the election as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such Auditor of Accounts the result appears as follows, to wit:

Whole number of votes for Richard T. Collins	72,908
Whole number of votes for Emilie E. Tugend	69,868
Whole number of votes for Robert E. Booth	7,762
Whole number of votes for Evelyn G. Cox	634

NOW, THEREFORE, I, SHERMAN W. TRIBBITT Governor of the State of Delaware, do hereby declare that Richard T. Collins has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the Auditor of Accounts of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the 6th day of December in the
(GREAT SEAL) year of our Lord one thousand nine hundred and seventy-four and of the Independence of the said State the one hundred and ninety-ninth.

By the Governor: SHERMAN W. TRIBBITT

ROBERT H. REED, Secretary of State

CHAPTER 847
EXECUTIVE DEPARTMENT
DOVER

PROCLAMATION

SHERMAN W. TRIBBITT
GOVERNOR OF SAID STATE

To all persons to whom these presents shall come, Greeting:

Whereas, An election was held in the State of Delaware, on Tuesday, the 5th day of November, in the year of our Lord one thousand nine hundred and seventy-four, that being the Tuesday next after the first Monday in said month, in pursuance of the Constitution and Laws of the State of Delaware, in that behalf, for the election of a State Treasurer OF THE STATE OF DELAWARE.

And whereas, The official certificates or returns, of the said election, held in the several counties of the said State, having been duly received and examined by the Governor, it appears from them that the votes in said county respectively for such State Treasurer were cast as follows, to wit:

NEW CASTLE COUNTY

Mary D. Jornlin	64,552
S. Gertrude Tharp	42,464
Virginia M. Lyndall	1,454
Dorothy B. Hilyard	360

KENT COUNTY

Mary D. Jornlin	10,793
S. Gertrude Tharp	9,117
Virginia M. Lyndall	541
Dorothy B. Hilyard	40

SUSSEX COUNTY

Mary D. Jornlin	13,357
S. Gertrude Tharp	11,995
Virginia M. Lyndall	397
Dorothy B. Hilyard	49

And whereas, The said returns of the election as aforesaid, duly made out, signed and executed, having been duly delivered to the Governor by the Superior Court of said counties, and the Governor having examined said returns as aforesaid, and enumerated and ascertained the number of votes for each and every candidate or person voted for, for such State Treasurer the result appears as follows, to wit:

Whole number of votes for Mary D. Jornlin	88,702
Whole number of votes for S. Gertrude Tharp	63,576
Whole number of votes for Virginia M. Lyndall	2,392
Whole number of votes for Dorothy B. Hilyard	449

NOW, THEREFORE, I, SHERMAN W. TRIBBITT Governor of the State of Delaware, do hereby declare that Mary D. Jornlin has received the highest vote at the election aforesaid, and therefore has been and is duly and legally elected the State Treasurer of and for the State of Delaware.

GIVEN UNDER MY HAND and the Great Seal of the said State, at Dover, the 6th day of December in the
(GREAT SEAL) year of our Lord one thousand nine hundred and seventy-four and of the Independence of the said State the one hundred and ninety-ninth.

By the Governor: SHERMAN W. TRIBBITT

ROBERT H. REED, Secretary of State

CHAPTER 848

IN THE COURT OF CHANCERY OF THE STATE OF
DELAWARE

IN AND FOR NEW CASTLE COUNTY

DOS T. HATFIELD and
ROBERT M. DE SHAZO, JR.,)
Plaintiffs,)

v.

Civil Action No. 4557

AUTOPEN COMPANY, a)
Delaware corporation,)
Defendants.)

ORDER

This 30th day of December, 1974, notice having been given to stockholders of Autopen Company advising that any such stockholder desiring to be heard in opposition to the dissolution of Autopen Company and to the appointment of Messrs. DeShazo and Hatfield as custodians of Autopen Company was required to serve upon counsel for the custodians and file with the Register in Chancery a notice of intention to appear at such a hearing, said notice to be served and filed on or before December 27, 1974; and it appearing that no such notice has been served or filed; and the custodians having otherwise complied with the Court's Order of November 19, 1974;

IT IS ORDERED that:

1. Autopen Company is hereby dissolved effective as of the date of this Order.
2. The Register in Chancery shall forthwith, pursuant to 8 *Del. C.* § 284, file a copy of this Order in the office of the Secretary of State.
3. The date upon which the custodians of Autopen Company shall be required to file the annual report required by Chancery Court Rule 161 is hereby extended to January 31, 1975.

CERTIFIED AS A TRUE COPY:

ATTEST: BASIL R. BATTAGLIA, REGISTER IN CHANCERY

WILLIAM T. QUILLEN, Chancellor

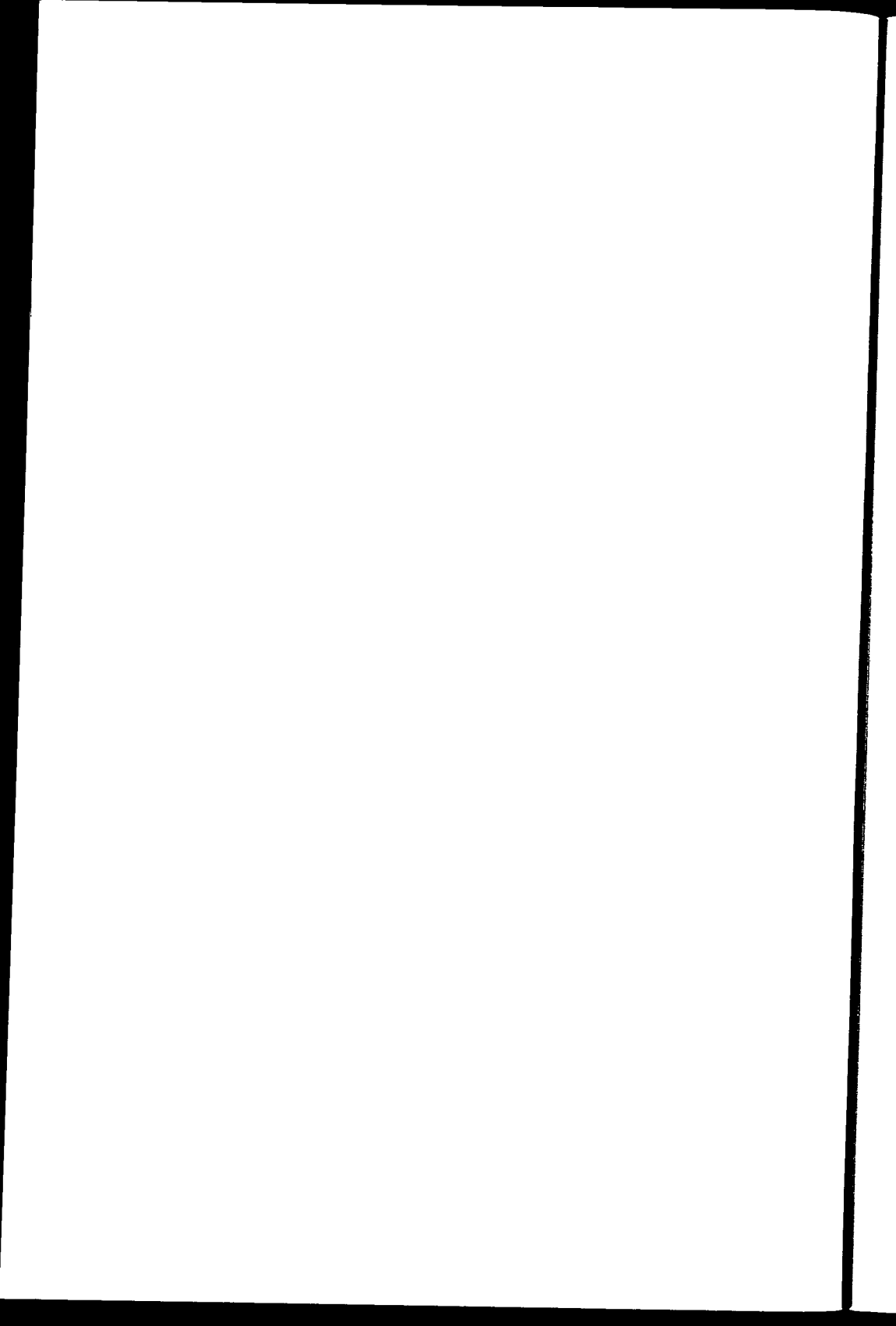
By: A. MAXWELL, Deputy Register

STATE OF DELAWARE
DEPARTMENT OF STATE
DOVER

November 5, 1974

In compliance with the provisions of Section 907, Title 29, as Amended, Delaware Code, I have caused to be examined the original enrolled Bills and Resolutions and Proclamations of the Governor and other Orders of a public nature, and have collated the text of this Volume with the originals on file and corrected any discrepancies and have caused to be published this edition of the Laws of Delaware passed by the 127th General Assembly at the first Session which convened on Tuesday, the second day of January, A.D. 1973 and terminated without formal adjournment sine die at the beginning of the second Session of the 127th General Assembly and at its second Session which convened on Tuesday, the eighth day of January, A.D. 1974 and terminated without formal adjournment sine die with the election of the members of the 128th General Assembly.

ROBERT H. REED
Secretary of State



TITLE CHANGES IN DELAWARE CODE

	Bill No.	Chapter in Vol. 59	Signed
TITLE 1 — GENERAL PROVISIONS			
CHAPTER 1	§108		
CHAPTER 5	§501	SB 434 w/SA 1 HB 317	253 268 2/5/74 3/20/74
TITLE 2 — TRANSPORTATION			
CHAPTER 15	§1521(16)	HB 666	267 3/19/74
CHAPTER 16	§1609	HB 666	267 3/19/74
CHAPTER 17	§1701 to §1711	SB 330	306 5/4/74
TITLE 3 — AGRICULTURE			
CHAPTER 3	§305, §311, §312, §313, §314	SB 630 w/HA 1	555 7/26/74
CHAPTER 24	§2404, §2406	HB 408 w/HA 1, 2	160 7/9/73
CHAPTER 71	§7108	HB 327	127 7/3/73
TITLE 4 — ALCOHOLIC LIQUORS			
CHAPTER 1	§101	HB 134 w/A	107 6/25/73
CHAPTER 1	§101	HB 538	128 7/3/73
CHAPTER 3	§304 (2), (6), (13), (14) §307, §311, §312, §314, §315	HB 134 w/A	107 6/25/73
CHAPTER 5	§501 (a)-(e); §502 (b); §504; §507; §511; §512 (a); §514 (a)-(h); §515; §517; §518 (a)-(c); §519; §520; §522 (b), (c) & (d); §524; §541; §543 (b)-(f); §544; §545; §551; §554; §555 (j), (s), (t), (u), (w), (y); §561 (b) (3) (6) (d); §562 (c), (d); §563; §571; §508 (a)-(e) §711; §712; §715 (a); §717, §717 (d), (e); §717 (A), (B), (C); §719; §720; §721; §722 (6); §724 (6); §727 §717 (d) §904 (g) §904 (g), (h)	HB 134 w/A	107 6/25/73
CHAPTER 7		HB 134 w/A	107 6/25/73
CHAPTER 7		HB 527	115 6/26/73
CHAPTER 9		HB 569	234 1/24/74
CHAPTER 9		HB 649 w/HA 1	297 4/16/74

TITLE CHANGES IN DELAWARE CODE

	Bill No.	Chapter in Vol. 59	Signed
TITLE 1 — GENERAL PROVISIONS			
CHAPTER 1	§108	253	2/5/74
CHAPTER 5	§501	268	3/20/74
TITLE 2 — TRANSPORTATION			
CHAPTER 15	§1521(16)	267	3/19/74
CHAPTER 16	§1609	267	3/19/74
CHAPTER 17	§1701 to §1711	306	5/4/74
TITLE 3 — AGRICULTURE			
CHAPTER 3	§305, §311, §312, §313, §314	555	7/26/74
CHAPTER 24	§2404, §2406	160	7/9/73
CHAPTER 71	§7108	127	7/3/73
TITLE 4 — ALCOHOLIC LIQUORS			
CHAPTER 1	§101	107	6/25/73
CHAPTER 1	§101	128	7/3/73
CHAPTER 3	§304(2), (6), (13), (14)	107	6/25/73
CHAPTER 5	§307, §311, §312, §314, §315	107	6/25/73
	§501(a)-(e); §502(b); §504;		
	§507; §511; §512(a); §514		
	(a)-(h); §515; §517; §518		
	(a)-(c); §519; §520; §522(b),		
	(c)&(d); §524; §541; §543(b)-(f);		
	§544; §545; §551; §554; §555(j),		
	(s), (t), (u), (w), (v); §561(b) (3)		
	(6) (d); §562(c), (d); §563; §571;		
	§508(a)-(e)		
CHAPTER 7	§711; §712; §715(a); §717(d),	107	6/25/73
	(e); §717(A), (B), (C); §719; §720;		
	§721; §722(6); §724(6); §727		
	§717(d)		
CHAPTER 7	§904 (g)	115	6/26/73
	CHAPTER 9		
	CHAPTER 9		
CHAPTER 9	§904 (g), (h)	297	4/16/74
	HB 434 w/SA 1		
	HB 317		
	HB 666	267	3/19/74
	HB 666		
	SB 330		
	SB 630 w/HA 1	555	7/26/74
	HB 408 w/HA 1, 2		
	HB 327		
	HB 134 w/A	107	6/25/73
	HB 538		
	HB 134 w/A		
	HB 134 w/A	107	6/25/73
	HB 134 w/A		
	HB 134 w/A		
	HB 527	115	6/26/73
	HB 569		
	HB 649 w/HA 1		

TITLE 5 — BANKING

CHAPTER 9	§915 (Part II) (repealed)
CHAPTER 11	§§1101 - §1108
CHAPTER 18	§§1801 - §1806

TITLE 5A — UNIFORM COMMERCIAL CODE

ARTICLE 3	§§3-401(3)
ARTICLE 9	Part IV; §9-403 to §9-407
ARTICLE 9	§9-404(1)

TITLE 6 — COMMERCE AND TRADE

CHAPTER 17	§§1724(b); §1719(f); §1704; §1702(a)
CHAPTER 17	§§1701 - §1734 (new)
CHAPTER 23	§§2301(a)
CHAPTER 23	§§2301(c)
CHAPTER 25	§§2561 - §2564 (Subchap. VI)
CHAPTER 26	§§2601 - §2609 (Part II)
CHAPTER 26	§§2601 - §2609 (Part II) (new)
CHAPTER 29	§§2901; §2903; §2905-§2911
CHAPTER 73	§§7301 - §7329 (new)

TITLE 7 — CONSERVATION

CHAPTER 1	§§108(f) (1)-(4), (e)
CHAPTER 5	§§508; §509; §510; §503
CHAPTER 5	§§511(a) (4) (b) (c)
CHAPTER 5	§§571(a) - (c); §572; §573
CHAPTER 5	§§509 (3)
CHAPTER 7	§§720(a)
CHAPTER 7	§§708(a)
CHAPTER 7	§§705(a) - (d)
CHAPTER 7	§§709 (Part I)
CHAPTER 7	§§749; §741 (Subchap. II)
CHAPTER 9	§§936
CHAPTER 9	§§919(a) - (i)
CHAPTER 17	§§1701(a)

Bill No.	Chapter in Vol. 59	Signed
HB 441	271	3/23/74
HB 1110 w/HA 1	434	7/10/74
HB 1110 w/HA 1	434	7/10/74
HB 845	432	7/9/74
HB 196	61	5/31/73
SS1; SB303 w/HA 1	241	7/9/74
HB 626 w/HA3	442	7/11/74
HB 278	105	6/25/73
SB 714	589	8/30/74
HB 806	439	7/11/74
HB 36	86	6/19/73
HB 578 w/HA 1	299	4/20/74
HB 415 w/HA 1	214	7/17/73
HB 950 w/A	556	7/29/74
HS1; HB416 w/A	208	7/13/73
SB 211	210	7/17/73
SB 176 w/SA1	96	6/25/73
HB 184	110	6/26/73
HB 200	116	6/26/73
SB 175	230	1/22/74
SB 200	71	6/11/73
SB 177	81	6/19/73
SB 184 w/SA 1	97	6/25/73
HB 286	144	7/6/73
HB 194	158	7/9/73
SB 221 w/A	275	3/25/74
HB 413 w/HA1	418	7/2/74
HB 396	298	law without

	Bill No.	Chapter in Vol. 59	Signed
CHAPTER 17	HB 470	304	5/1/74
CHAPTER 23	SB 132 w/SA 1	90	6/21/73
CHAPTER 29	HB 770 w/HA 1	372	6/17/74
CHAPTER 33	HB 770 w/HA 1	372	6/17/73
CHAPTER 35	HB 770 w/HA 1	372	6/17/73
CHAPTER 39	HB 404 w/HA 1	166	7/10/73
CHAPTER 39	HB 366	561	7/29/74
CHAPTER 39	HB 365 w/HA 1	562	7/29/74
CHAPTER 41	HB 68	39	5/2/73
CHAPTER 41	HB 367 w/HA 2	560	7/29/74
CHAPTER 45	SB 669 w/HA 1	417	7/2/74
CHAPTER 60	SS1:SB218 w/SA2	212	7/17/73
CHAPTER 60	SB 652w/SA 1	537	7/26/74
CHAPTER 61	SS1:SB218 w/SA2	212	7/17/73
CHAPTER 61	HB 1052	527	7/26/74
CHAPTER 62	SS1:SB218 w/SA 2	212	7/17/73
CHAPTER 63	SS1:SB218 w/SA 2	212	7/17/73
CHAPTER 64	SS1:SB218 w/SA 2	212	7/17/73
CHAPTER 68	SB 213 w/A	254	2/5/74
CHAPTER 1	HB 275	106	6/25/73
CHAPTER 1	HB 414 w/A	207	7/13/73
CHAPTER 1	HS1:HB803w/HA1	377	6/20/74
CHAPTER 1	HB 921	443	7/11/74

2601

TITLE 8 — CORPORATIONS

CHAPTER 1	\$1701 (b)	\$151 (b); \$154; \$160 (a)-(d); \$164;
	\$2305 (b)	\$170 (a); \$174; \$242 (b); \$243 (a)-(c); \$244 (a)-(c); \$253 (c); \$253 (f); \$262 (k); \$274; \$275 (b), (c); \$295;
		\$312 (b), (d), (e), (f), (g); \$324 (b); \$391 (a) (3)
	\$3906 (b) (11)	\$125
	\$3903	\$125 (Subchap. II)
	\$3923; \$3924	\$395 (a)-(c)
	\$4175	
	\$4110	
	\$4506 (a) (b)	
	New Chapter	
	\$6004 (b); \$6005 (b), (i), (c), (d);	
	\$6008 (f); \$6009 (a), (c), (d);	
	\$6011 (c), (f); \$6012 (a); \$6013 (a),	
	(b); \$6013 (a), (i), (c); \$6014 (a)	
	(ii); \$6023 (f); \$6025 (b); \$6028;	
	\$6033 (c)	
	Strikes 61 - 64 became 61	
	\$6162; \$6163 (Subchap. IV)	
	Strikes 62	
	Strikes 63	
	Became Chapter 61	
	\$6810 (a), (b), (c)	

CHAPTER	1	2	3	5		Bill No.	Chapter in Vol. 59	Signed
						HB 801 w/HA1	437	7/11/74
CHAPTER	2					HB 801 w/HA1	437	7/11/74
CHAPTER	3					HB 807	438	7/11/74
CHAPTER	5					HB 970 w/HA1	450	7/16/74
TITLE 9 — COUNTIES								
CHAPTER	3					HB 142	11	4/10/73
CHAPTER	3					SB 617	366	6/13/74
CHAPTER	5					HB 205	180	7/12/73
CHAPTER	5					SB 265	215	7/17/73
CHAPTER	8					HB 644 w/A	480	7/19/74
CHAPTER	11					HB 257	336	5/27/74
CHAPTER	11					HB 874	414	6/30/74
CHAPTER	11					HB 607	458	7/17/74
CHAPTER	13					HB 287	181	7/12/73
CHAPTER	13					HB 257	336	5/27/74
CHAPTER	13					SB 156	139	7/6/73
CHAPTER	41					HB 584	287	4/4/74
CHAPTER	41					HB 798	345	5/31/74
CHAPTER	43					HB 405 w/A	282	3/27/74
CHAPTER	44					HB 458	199	7/12/73
CHAPTER	47					HB 478	198	7/12/73
CHAPTER	61					HB 653	260	3/5/74
CHAPTER	65					HB 1117	583	8/30/74
CHAPTER	67					HB 1117	583	8/30/74

Bill No.	Chapter in Vol. 59	Signed
HB 653	260	3/5/74
HB 587	246	2/5/74
HB 662	313	5/10/74
SB 63	80	6/18/73
HB 1037	460	7/17/74
HB 704	467	7/17/74
HB 798	345	5/31/74
SB 706	514	7/22/74
HB 209	84	6/19/73
SB 706	514	7/22/74
HB 1112	472	7/17/74
HB 1112	472	7/17/74
HB 1112	472	7/17/74
HB 1112	472	7/17/74
HB 215 w/HA1	462	7/17/74
SB 307 w/A	307	5/6/74
SB 24	77	6/16/73
HB 1112	472	7/17/74
SB 309	133	7/3/73
SB 309	133	7/3/73
SB 309	133	7/3/73
SB 434 w/SA1	253	2/5/74
SB 434 w/SA1	253	2/5/74
SB 274 w/SA1	170	7/10/73
SB 706	514	7/22/74
SB 706	514	7/22/74
SB 512	329	5/21/74
HB 312	159	7/9/73
HB 265	104	6/25/73
HB 265	104	6/25/73
HB 302	112	6/26/73
SB 189	131	7/3/73
HB 324	163	7/9/73
SB 514	352	6/7/74

CHAPTER 70	§7004(c) (21, (22)
CHAPTER 83	§8312(a)
CHAPTER 83	§8330A (Part V)
CHAPTER 83	§8331B(d)
CHAPTER 83	§8330-§8338
CHAPTER 83	§8330(A)
CHAPTER 84	§8427
CHAPTER 94	§9402
CHAPTER 96	§9605(b)
CHAPTER 96	§9602(1)
CHAPTER 1	§103 (new)
CHAPTER 3	§304 (new)
CHAPTER 5	§503 (new)
CHAPTER 9	§906(f)
CHAPTER 9	§926(Part 1)
CHAPTER 9	§937 (16)
CHAPTER 9	§972 (a), (b)
CHAPTER 13	§1303(b)
CHAPTER 13	(repealed)
CHAPTER 15	(repealed)
CHAPTER 16	(repealed)
CHAPTER 19	§1962(a) (Subchap. IV)
CHAPTER 20	§2006
CHAPTER 23	§2302(a)
CHAPTER 23	§2301(1)
CHAPTER 25	§2502(1)
CHAPTER 28	§2804
CHAPTER 31	§3103(c)
CHAPTER 35	§3504(a)
CHAPTER 39	§3904
CHAPTER 39	§3923
CHAPTER 43	§4302
CHAPTER 43	§4320-§4326
CHAPTER 49	§4913(a), (b), (c)

TITLE 10 - COURTS AND JUDICIAL PROCEDURE

	Bill No.	Chapter in Vol. 59	Signed
CHAPTER 59	SB 624	512	7/22/74
CHAPTER 72	HS1:HB 70 w/A	257	2/5/74
CHAPTER 87	SB 660	539	7/26/74
CHAPTER 93	SB 674	540	7/26/74
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25	212	Bethany Beach	HB 809
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28	121	Wilmington Public Utilities	HB 723
28	119	Wilmington Taxes	HB 423
29	135	City of Wilmington	HB 518
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51	237	Bridgeville	SB 130
52	161	City of Wilmington	HB 518
53	279	Bowers Beach	SB 629
53	42	Seaford	HB 652
53	313	Watershed Projects	HB 829
54	197	Rehoboth Beach	HB 20
54	197	Rehoboth Beach	HB 339
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54	384	Borrow Money	SB 297
55	93	Public Utilities/Wilmington	HB 723
56	250	Veteran's Military Pay	SB 454
56	249	Middletown	HB 433
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57	504	Henlopen Acres	HB 77
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57	504	Henlopen Acres	HB 418
57	228	Pensions/Judge Gallo	SB 339
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57	572	City of Wilmington	SB 277
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58	224	Lottery	HB 647
58	497	Criminal Code	SB 33
58	497	Worthless Checks	HB 170

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58	497	Obscenity	HB 529
58	497	Outdoor Motion Pictures	HB 525
58	380	Psychologists	SB 229
58	481	Delmar	HB 764
58	24	Borrow Money	SB 495
58	548	Transportation for Elderly	HB 191
58	588	Delaware City	HB 277
58	578	Capital Bond	SB 337
58	484	Budget Bill	SB 201
58	14	Municipalities	HB 369
58	14	Municipal User Tax	SB 373
58	171	Cheswold	SB 603
58	578	Transfer of Property	SB 637
58	347	Borrow Money	HB 1072
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59	218	Gas Tax	HB 978
59	305	State Employees' Pay Raise	SB 681
59	381	Budget	HB 1113
59	382	Omnibus Amendment to Budget	HB 1113
59	226	Consultants for Division Revenue	HB 1111
59	570	Involuntary Commitment (State Hospital)	HB 1115
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