

ing the construction of a reinforced concrete tunnel at said institution; and providing for the purchase of additional machinery for the steam laundry at said institution; providing the manner of expending such appropriations, and declaring an emergency."

Referred to the Committee on Appropriations.

ADJOURNMENT.

Mr. Jennings moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Kennedy moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. Kennedy prevailed, and the House accordingly at 4:20 o'clock p. m. adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF THE COMMITTEE ON CRIMINAL JURISPRUDENCE.

Committee Room,
Austin, Texas, July 27, 1910.

Hon. John Marshall, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 5, have had same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass, and have appointed Mr. Terrell of Bexar to make a full report.

CRAWFORD, Chairman.

FIFTH DAY.

Hall of the House of Representatives,
Austin, Texas,

Thursday, July 28, 1910.

The House met at 10 o'clock a. m., pursuant to adjournment.

Speaker Marshall in the chair.

The roll was called and the following members were present:

Adams.	Bell.
Anderson.	Bierschwale.
Aston.	Bogard.
Baker of Hood.	Bostic.
Baker of Panola.	Boswell.
Ballengee.	Bowles.
Barrett.	Branch.
Bartlett.	Briscoe.

Brooks.	McGown.
Brookshire.	McKinney.
Brown.	McLain.
Brownlee.	Moller.
Buchanan.	Morris.
Byrne.	Munson.
Cable.	Nelson of Hopkins.
Canales.	Nelson of
Cathey.	Kaufman.
Caves.	Nickels.
Chaney.	O'Bryan.
Cox.	O'Bryant.
Craven.	Odom.
Crawford.	Pearson.
Crisp.	Perkins.
Crockett of	Pharr.
Mitchell.	Porter.
Cureton.	Rabb.
Currey.	Ralston.
Dalby.	Ray.
Dotson.	Rayburn.
Driggers.	Reedy.
Elliott.	Reid.
Fant.	Roach.
Fitzhugh.	Roberson of Erath.
Flournoy.	Roberson of Bell.
Fuller.	Roberson of
German.	Travis.
Gilmore.	Schluter.
Goodman.	Schofield.
Graham.	Self.
Hamilton of	Smith.
Childress.	Spradley.
Hamilton of	Stamps.
McCulloch.	Standifer.
Haxthausen.	Stead.
Highsmith.	Stephenson.
Hill.	Stepter.
Humphrey.	Stratton.
Jennings.	Strickland.
Johnson.	Tarver.
Keeble.	Terrell of Bexar.
Kennedy.	Tillotson.
Lawson.	Turner.
Leach.	Turney.
Lee.	Vaughan.
Lively.	Von Rosenberg.
Looney.	Wahrmund.
Luce.	Walter.
Maddox.	Werner.
Mason.	Wilburn.
Maxwell.	Wilson.
McDonald.	

Absent.

Davis.	Matthews.
Harman.	McCallum.

Absent—Excused.

Crockett of	Terrell of Cherokee.
Washington.	Wortham.
Jackson.	

A quorum was announced present.

Prayer by Rev. W. J. Joyce, Chaplain.

LEAVE OF ABSENCE GRANTED.

On account of important business:

Mr. Tarver for Monday, Tuesday and Wednesday, on motion of Mr. Jennings.

On account of sickness:

Mr. McCallum for last week and indefinitely on account of serious illness of his father, on motion of Mr. Cox.

Mr. Jackson, indefinitely, on account of sustaining a fall, which resulted in partial paralysis, on motion of Mr. Crockett of Mitchell.

ADDITIONS TO STANDING COMMITTEES.

Messrs. Adams, Looney and Stamps were added to the Committee on Common Carriers, on motion of Mr. Robertson of Bell, Chairman.

OATH OF OFFICE ADMINISTERED TO HON. R. E. YANTIS AND HON. DANIEL WATSON.

Mr. Kennedy, arising in his seat, addressed the Chair, and stated that Hon. R. E. Yantis of Henderson county, who had been elected to fill the vacancy caused by the resignation of Hon. Jno. A. Mobley, late Representative from the Twenty-ninth Representative District, composed of Henderson county, is now in the Hall, and asked that he now be allowed to take the oath of office.

Mr. Jennings arose in his seat and stated that Hon. Daniel Watson of Hays county, who had been elected to fill the vacancy caused by the death of Hon. Wm. Giesen, late Representative from the Ninetieth District, composed of the counties of Hays and Comal, was also in the Hall, and asked that he also be allowed to take the oath of office.

There was no objection offered.

The Speaker then appointed Messrs. Gilmore, Aston and Rayburn to escort Hon. R. E. Yantis and Hon. Daniel Watson to the Speaker's stand.

The committee escorted Mr. Yantis and Mr. Watson to the Speaker's stand, where they took the oath of office, which was administered by Bob Barker, Chief Clerk.

INVITING J. R. RANSOME, JR., TO ADDRESS THE HOUSE.

Mr. Crisp offered the following resolution:

Whereas, Hon. J. R. Ransome, Jr., of Cleburne, a distinguished editor of Texas and President of the Texas Press Asso-

ciation, is within the bar of the House; therefore be it

Resolved, That he be invited to address the House.

CRISP,
STEPHENSON,
FULLER.

The resolution was read second time, and was adopted.

The Speaker appointed Messrs. Crisp and Keeble as a committee to escort Mr. Ransome to the Speaker's stand.

Mr. Ransome was escorted to the Speaker's stand by the above committee, and after being introduced by Speaker Marshall addressed the House.

BILL ORDERED PRINTED.

On motion of Mr. Robertson of Bell, it was ordered that 300 copies of House bill No. 8, relating to insurance, be printed.

INVITING JUDGE RAMSEY TO ADDRESS HOUSE.

Mr. Johnson offered the following resolution:

Whereas, The Hon. W. F. Ramsey, one of the distinguished judges of the Court of Criminal Appeals of Texas, and one of the great jurists of the South, is now in the bar of the House; therefore be it

Resolved, That he be invited to address the House.

JOHNSON,
MUNSON.

The resolution was read second time and was adopted.

The Speaker appointed Messrs. Johnson and Stead as a committee to escort Judge Ramsey to the Speaker's stand.

Judge Ramsey was escorted to the Speaker's stand by the above committee, and after being introduced by Speaker Marshall addressed the House.

COURTESIES OF HOUSE EXTENDED TO FRED T. WILSON.

On motion of Mr. Hill, by unanimous consent, the courtesies of the House were extended to Fred T. Wilson, Assistant Chief Clerk of the House of Representatives of the Legislature of Tennessee.

HON. SAM SPARKS INVITED TO ADDRESS THE HOUSE.

Mr. O'Bryan offered the following resolution:

Whereas, The Hon. Sam Sparks, the

distinguished State Treasurer of Texas, is on the floor of the House.

Resolved, That he be invited to address the House.

The resolution was read second time and was adopted.

The Speaker appointed Messrs. O'Bryan and Humphrey as a committee to escort Mr. Sparks to the Speaker's stand.

Mr. Sparks was escorted to the Speaker's stand by the above committee, and after being introduced by Speaker Marshall, addressed the House.

RECESS.

On motion of Mr. Ray, the House at 11:10 o'clock a. m., took a recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 5 ON SECOND READING.

The Speaker laid before the House on second reading and passage to engrossment,

House bill No. 5, A bill to be entitled "An Act to prohibit the exhibition or representation of prize fights and glove contests by moving picture films or other means, and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

Mr. Hamilton of Childress offered the following amendment to the bill:

Amend Section 1, page 1, line 13, by adding after the word "contest" the following: "Or the representation of any legal hanging or execution of a human being or the hanging, burning or other means of execution of any human being by any mob, or the representation of any bull fight, train robbery, bank robbery or stage coach robbery." Also by adding after the word "contests," in line 29, page 1, Section 3, the following: "Hangings, bull fights and robberies."

Mr. Crisp offered the following amendment to the amendment:

Amend the amendment by adding "or lewd, lascivious or obscene pictures."

The amendment to the amendment was adopted.

The amendment, as amended, was adopted.

Mr. Gilmore offered the following amendment to the bill:

Amend House bill No. 5 by adding after the word "days," on line 20, page 1, the following: "Each exhibition prohibited in this section shall constitute a separate offense."

The amendment was adopted.

Mr. Fitzhugh offered the following amendment to the bill:

Amend line 13, after the word "contest," by inserting "or any bar room scene."

The amendment was lost.

Mr. Ray offered the following amendment to the bill:

Amend by adding to Section 1: "Provided, that nothing herein shall prevent any city council or board of city commissioners from passing ordinances or laws prohibiting other moving picture exhibitions not prohibited by this act within such cities or towns."

On motion of Mr. Reedy, the amendment was tabled.

Mr. Turney offered the following amendment to the bill:

Amend bill No. 5 by adding "between a negro and white man," in line 13, after the words "any glove contest."

On motion of Mr. Crisp, the amendment was tabled.

Mr. Canales offered the following amendment to the bill:

Amend by adding Section 2a, to read as follows:

"Section 2a. It shall be the duty of the county judge, county attorney, the sheriff and his deputies, the mayor, chief of police and every policeman of every city, and of every other peace officer in this State, to prevent the exhibition or representation of prize fights and glove contents by moving picture films or other means, in any theater, opera house, saloon, tent, moving picture show or other public place, and any officer above named who knowingly permits or knowingly fails to prevent the exhibition of scenes or pictures shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than two hundred nor more than five hundred dollars."

The amendment was lost.

Mr. Looney offered the following amendment to the bill:

Amend the bill, line 23, by striking out the words, "or any other," and by adding after the word "contest" the following, "or the other exhibitions herein

prohibited," and by changing the singular verb "is" to the plural "are."

The amendment was adopted.

Mr. Hamilton of Childress offered the following amendment to the bill:

Amend the caption of House bill No. 51 by adding after the word "contest," line 8 of the caption, the following: "Legal hangings or executions of human beings, or the hanging, burning or other means of execution of human beings, by any mob, representations of bull fights, train robberies, stage-coach robberies, bank robberies, or of lewd, lascivious or obscene pictures."

The amendment was adopted.

Question—Shall the bill be passed to engrossment?

Mr. Reedy moved that further consideration of the bill be postponed until 10 o'clock a. m. tomorrow, and that the bill be printed in the Journal, together with the amendments thereto.

On motion of Mr. Hamilton of Childress, the motion to postpone was tabled.

The bill was passed to engrossment.

MESSAGE FROM THE GOVERNOR.

Hon. J. R. Bowman, Private Secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented a message from the Governor, which was read as follows:

Executive Office,
State of Texas.

Austin, Texas, July 28, 1910.

To the Legislature:

By virtue of authority vested in me by Section 40, Article 3 of the Constitution of the State of Texas, I hereby designate and present to you for your consideration the following subjects and suggest legislation thereon:

1. Appropriate legislation providing for the retirement of \$1,055,700 bonds of the State of Texas, dated July 1, 1879, and maturing July 1, 1909, and \$298,000 bonds of the State of Texas, maturing on the first day of September, 1910, and for issuing other interest-bearing bonds in lieu thereof, and providing for the execution of such other bonds and the manner of exchange of the new bonds for those maturing as above mentioned. These bonds maturing as aforesaid are owned and held as follows: Seven hundred and ninety-nine thousand three hundred dollars held by the State Permanent School Fund; \$217,200 held by the Permanent State University Fund; \$24,300

held by the Permanent Orphan Home Fund; \$29,500 held by the Permanent Blind Asylum Fund; \$46,600 held by the Permanent Deaf and Dumb Asylum Fund; \$62,800 held by the Permanent Lunatic Asylum Fund, and \$174,000 held by the Permanent Agricultural and Mechanical College Fund.

2. Thirteen thousand two hundred dollars of the series of bonds maturing July 1, 1909, are now owned and held by individuals or corporations, and an appropriation for the payment of these bonds so held by individuals, together with the interest thereon from July 1, 1909, is respectfully recommended, and it is also recommended that an appropriation be made in a sum sufficient to satisfy the accrued interest on all the bonds maturing on July 1, 1909.

Very respectfully,
T. M. CAMPBELL,
Governor of Texas.

ADJOURNMENT.

Mr. Adams moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. McKinney moved that the House adjourn until 2 o'clock p. m. tomorrow.

The motion of Mr. McKinney prevailed, and the House, at 3:30 o'clock p. m., adjourned until 2 o'clock p. m. tomorrow.

APPENDIX.

REPORT OF THE COMMITTEE ON APPROPRIATIONS.

Committee Room,
Austin, Texas, July 28, 1910.

Hon. John Marshall, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred

House bill No. 10, A bill to be entitled "An Act making appropriation for the purpose of building, remodeling, repairing, equipping and completing the construction of addition to the negro male and female department and the dining hall at the State Lunatic Asylum at Austin; and for the purpose of remodeling, building, equipping and completing the construction of a reinforced concrete tunnel at said institution; and providing for the purchase of additional machinery for the steam laundry at said institution; providing the manner of expending such appropriations, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report said bill back to the House with the recommendation that it do pass.

O'BRYAN, Acting Chairman.

SIXTH DAY.

Hall of the House of Representatives,
Austin, Texas,

Friday, July 29, 1910.

The House met at 2 o'clock p. m., pursuant to adjournment.

Speaker Marshall in the chair.

The roll was called, and the following members were present:

Adams.	Lawson.
Anderson.	Leach.
Aston.	Lee.
Baker of Hood.	Lively.
Baker of Panola.	Looney.
Ballengee.	Luce.
Barrett.	Maddox.
Bartlett.	Mason.
Bell.	Matthews.
Bierschwale.	Maxwell.
Bogard.	McDonald.
Bostic.	McGown.
Boswell.	McKinney.
Bowles.	McLain.
Branch.	Moller.
Briscoe.	Morris.
Brookshire.	Munson.
Brown.	Nelson of Hopkins.
Brownlee.	Nelson of Kaufman.
Cable.	Nickels.
Canales.	O'Bryan.
Cathey.	O'Bryant.
Caves.	Odom.
Cox.	Perkins.
Craven.	Pharr.
Crawford.	Porter.
Crisp.	Rabb.
Crockett of Mitchell.	Ralston.
Cureton.	Ray.
Currey.	Rayburn.
Dalby.	Reedy.
Davis.	Reid.
Dotson.	Roach.
Driggers.	Roberson of Erath.
Elliott.	Robertson of Bell.
Fant.	Robertson of Travis.
Fuller.	Schluter.
Gilmore.	Schofield.
Goodman.	Self.
Hamilton of Childress.	Smith.
Hamilton of McCulloch.	Spradley.
Harman.	Stamps.
Hill.	Stead.
Humphrey.	Stephenson.
	Stepter.

Stratton.	Turney.
Strickland.	Vaughan.
Tarver.	Walter.
Terrell of Bexar.	Watson.
Tillotson.	Werner.
Turner.	Yantis.

Absent.

Brooks.	Jennings.
Buchanan.	Johnson.
Chaney.	Keeble.
Fitzhugh.	Standifer.
Flournoy.	Wahrmund.
Haxthausen.	Wilson.

Absent—Excused.

Byrne.	Kennedy.
Crockett of Washington.	McCallum.
German.	Pearson.
Graham.	Terrell of Cherokee.
Highsmith.	Von Rosenberg.
Jackson.	Wortham.
	Wilburn.

A quorum was announced present.

Prayer by Rev. W. J. Joyce, Chaplain.

LEAVE OF ABSENCE GRANTED.

On account of important business:

Mr. Wilburn for balance of this week, on motion of Mr. Terrell of Bexar.

Mr. Von Rosenberg for balance of week, on motion of Mr. Rabb.

Mr. Highsmith for balance of week, on motion of Mr. Gilmore.

Mr. Graham for balance of week, on motion of Mr. Brownlee.

Mr. Byrne for balance of week, on motion of Mr. Looney.

Mr. Crisp for balance of week, on motion of Mr. Stephenson.

Mr. Harman for first four days of this week, on motion of Mr. Stephenson.

On account of important committee work:

Mr. Cureton for today, on motion of Mr. Baker of Hood.

On account of sickness:

Mr. Kennedy and Mr. Pearson indefinitely, on motion of Mr. Elliott.

Mr. German for balance of the week, on motion of Mr. Hamilton of Childress.

HOUSE BILLS ON FIRST READING.

The following House bills were introduced, read first time and referred to appropriate committees as follows: