

FOURTEENTH DAY.

Hall of the House of Representatives,
Austin, Texas,
Thursday, August 11, 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.	Mason.
Anderson.	Maxwell.
Aston.	McCallum.
Baker of Hood.	McDaniel.
Baker of Panola.	McDonald.
Ballengue.	McGown.
Barrett.	McKinney.
Bartlett.	McLain.
Bell.	Minton.
Bierschwale.	Moller.
Bogard.	Morris.
Boswell.	Nelson of Hopkins.
Bowles.	Nelson of
Branch.	Kaufman.
Briscoe.	Nickels.
Brooks.	O'Bryan.
Brookshire.	O'Bryant.
Brownlee.	Odom.
Cable.	Pharr.
Canales.	Porter.
Cathey.	Rabb.
Caves.	Ray.
Cox.	Reedy.
Craven.	Reid.
Crisp.	Roach.
Crockett of	Roberson of Erath.
Mitchell.	Robertson of Bell.
Cureton.	Robertson of
Currey.	Travis.
Davis.	Ross.
Dotson.	Schluter.
Fant.	Schofield.
Flournoy.	Self.
Fuller.	Spradley.
Gilmore.	Stamps.
Goodman.	Stephenson.
Hamilton of	Stepter.
Childress.	Stratton.
Hamilton of	Strickland.
McCulloch.	Terrell of Bexar.
Harman.	Terrell of
Humphrey.	Cherokee.
Hunt.	Tillotson.
Jackson.	Turner.
Johnston.	Turney.
Kennedy.	Vaughan.
Lawson.	Watson.
Lee.	Wilburn.
Lively.	Wilson.
Looney.	Wortham.
Luce.	Yantis.
Maddox.	
	Absent.
Chaney.	Fitzhugh.

German.	Keeble.
Graham.	Matthews.
Haxthausen.	Perkins.
Highsmith.	Tarver.
Jennings.	Wahrmund.

Absent—Excused.

Bostic.	Leach.
Brown.	Munson.
Buchanan.	Pearson.
Byrne.	Ralston.
Crawford.	Rayburn.
Crockett of	Smith.
Washington.	Standifer.
Dalby.	Stead.
Driggers.	Von Rosenberg.
Elliott.	Walter.
Hill.	Werner.
Johnson.	

(Mr. Crockett of Mitchell in the chair.)

A quorum was announced present.
Prayer by Hon. I. A. J. Nelson of Kaufman county.

LEAVE OF ABSENCE GRANTED.

On account of important business:*

Mr. Johnson for balance of week, on motion of Mr. Terrell of Bexar.

Mr. Byrne for today, on motion of Mr. Gilmore.

Mr. Crawford for balance of this week, on motion of Mr. Vaughan.

Mr. Rayburn and Mr. Standifer for today, on motion of Mr. O'Bryan.

Mr. Werner and Mr. Driggers for today and tomorrow, on motion of Mr. Bierschwale.

Mr. Buchanan for today, on motion of Mr. Dotson.

Mr. Von Rosenberg for today, on motion of Mr. Rabb.

Mr. Munson for today, on motion of Mr. Stamps.

Chas. Burkes, Assistant Sergeant-at-Arms, for today, on motion of Mr. Robertson of Bell.

Mr. Tarver for today, on motion of Mr. Brownlee.

On account of sickness:

Mr. Hill for today, on motion of Mr. Ray.

Mr. Elliott for today, on motion of Mr. Gilmore.

Mr. Bostic indefinitely, on motion of Mr. Self.

Mr. Walter for today, on motion of Mr. Morris.

Mr. Pearson indefinitely, on motion of Mr. Hamilton of McCulloch.

Mr. Cureton for today, on motion of Mr. Roberson of Erath.

Mr. German for today, 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:

By Mr. Briscoe:

House bill No. 36, A bill to be entitled "An Act to prevent the gift of intoxicating liquor in saloons, club rooms, restaurants, hotels, dining rooms or other places commonly resorted to for the purpose of drinking; also to prevent the drinking of intoxicating liquor by any person in such places when such liquor has been purchased or paid for by any other person; also to prevent any person purchasing or paying for intoxicating liquor for another, knowing the same will be drunk upon the premises where sold; providing a penalty for violation thereof, and declaring an emergency."

Referred to the Committee on Liquor Traffic.

By Mr. Vaughan and Mr. Looney:

House bill No. 37, A bill to be entitled "An Act to amend Article 359, Chapter 4, Title 10, of the Penal Code of the State of Texas, as amended by Chapter 132 of the Acts of the Thirtieth Legislature, defining what constitutes a disorderly house, so as to include any house located in any county, justice precinct or other subdivision of a county where the sale of intoxicating liquor has been legally prohibited in which such non-intoxicating malt liquors are sold or kept for the purpose of sale as to require the seller thereof to obtain United States revenue license as a retail malt liquor dealer, or any house where the owner, proprietor or lessee thereof has posted United States internal revenue license as a retail liquor dealer or as a retail malt liquor dealer."

Referred to the Committee on Liquor Traffic.

By Mr. Looney and Mr. Vaughan:

House bill No. 38, A bill to be entitled "An Act denouncing as a nuisance any place, room or building in any county, justice precinct, town, city or subdivision of a county as may be designated by the commissioners court of said county in which the sale of intoxicating liquors have been prohibited under the laws of this State, kept or used for the purpose of selling intoxi-

cating liquor in violation of law, also denouncing as a nuisance any intoxicating liquor kept, possessed or used for such purpose and the tools, appliances and furniture used therewith, prescribing a suitable procedure for the search and seizure of any such liquor, tools, appliances and furniture, for the trial of the issue presented, the judgment to be rendered therein, also to prevent by means of the writ of injunction at the suit of the State or any citizen thereof, the use or the contemplated use, or threatened use of any such place, room or building or the keeping of any such intoxicating liquor and the tools, appliances and furniture used therewith, for any such illegal purpose, and declaring an emergency."

Referred to the Committee on Liquor Traffic.

By Mr. McKinney:

House bill No. 39, A bill to be entitled "An Act making an appropriation for a deficiency in support of the State government for the fiscal year ending August 31, 1910, being to pay for the services of a clerk employed by the Tax Commissioner of the State of Texas, and declaring an emergency."

Referred to Committee on Appropriations.

PETITIONS AND MEMORIALS.

By Mr. McDonald:

Petition from citizens of Grimes county, asking for certain amendments to the fire rating board law.

By Mr. Cable:

Petition from citizens of Montague county, same as above.

By Mr. Schofield:

Petition from citizens of Caldwell county, same as above.

By Mr. Lively:

Petition from the citizens of Dallas county, same as above.

By Mr. Ray:

Resolution of citizens of Fort Worth endorsing the efforts of Governor Campbell to secure the passage of laws regulating the traffic in intoxicating liquors.

RELATING TO PLATFORM OF DEMOCRATIC CONVENTION.

Mr. Fuller offered the following resolution:

Whereas, Under a representative form of government and according to the pol-

icies and customs heretofore followed and adhered to by the Democratic party in the State of Texas, the function of a State Democratic Convention is to declare the result of a primary election or of precinct and county conventions, and to announce the principles upon which said party stands without referring to the duty of any Legislature at that time in session; and

Whereas, It is the duty of the State Legislature to discharge the law-making functions of the State government; and

Whereas, The recent State Democratic Convention at Galveston, in its platform under the last clause of Section 9, uses the following language, to-wit: "And we recommend that the Thirty-first Legislature, now in Special Session, dispose of the fire rating board law, adjourn, and go home"; now, therefore, be it

Resolved, That said clause of said section of said platform is in bad taste, uncalled for, not responsive to any demands made by a majority of the people, and that said State Convention, in adopting said resolution, attempted to invade the province of the Third Called Session of the Thirty-first Legislature; and be it further

Resolved, That in the future State Democratic Conventions will do well to attend to their own business of discharging the functions which they were created to discharge without attempting to dictate to any Legislature at that time in session what line of conduct said Legislature shall pursue.

HAMILTON of McCulloch,
WILBURN,
HAMILTON of Childress,
FULLER,
HUMPHREY,
ANDERSON,
BRANCH,
BARRETT,
BALLENBEE,
PORTER,
FANT,
CATHEY.

The resolution was read second time.

Question—Shall the resolution be adopted?

Mr. Kennedy offered the following amendment to the resolution:

"That platform pledges or demands have no binding force or effect on the Legislature, but that each Representative shall follow the will of his immediate constituents."

Mr. Stephenson raised a point of order on consideration of the amendment on

the ground that it was not germane to the purpose of the resolution.

The Speaker overruled the point of order.

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

Mr. Reedy offered the following amendment to the resolution:

Resolved, That we regard as meddling and pernicious any attempt to relieve this Legislature and the Governor of this State of their duty to pass the measures now pending before it, on just and wise suggestion of the Governor; and that this Legislature and the Governor will not have discharged the full measure of their duty unless and until they shall have amended the insurance law, passed the bill of lading act, amended the primary election law, and reformed the penitentiary system.

Question—Shall the amendment be adopted?

Mr. Fuller moved the previous question on the amendment and the resolution, and the motion was not seconded.

Mr. Terrell of Bexar raised a point of order on further consideration of the resolution at this time, on the ground that the time allowed under the Rules of the House for the consideration of resolutions has expired.

The Speaker overruled the point of order.

Mr. Davis moved to table the amendment and the resolution.

Mr. Kennedy raised a point of order on further consideration of the resolution at this time, on the ground that the time allowed under the Rules of the House for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Question—Shall the amendment and the resolution be tabled?

HOUSE BILL NO. 30 ON SECOND READING.

On motion of Mr. Crockett of Mitchell, by unanimous consent, the regular order of business was suspended to take up on second reading and passage to engrossment,

House bill No. 30, A bill to be entitled "An Act to reorganize the Seventieth Judicial District of Texas, and to fix the time of holding court in each of the counties of said Seventieth Judicial District, and to declare an emergency."

The Speaker laid the bill before the House; it was read second time and was passed to engrossment.

HOUSE BILL NO. 30 ON THIRD
READING.

Mr. Crockett of Mitchell moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 30 be placed on third reading and final passage.

The motion prevailed by the following vote:

Yeas—93.

Adams.	Maddox.
Anderson.	Mason.
Aston.	Maxwell.
Baker of Hood.	McCallum.
Baker of Panola.	McDaniel.
Ballengee.	McDonald.
Barrett.	McGown.
Bartlett.	McLain.
Bell.	Minton.
Bierschwale.	Moller.
Bogard.	Morris.
Boswell.	Nelson of Hopkins.
Bowles.	Nelson of
Branch.	Kaufman.
Briscoe.	Nickels.
Brooks.	O'Bryan.
Brookshire.	O'Bryant.
Brownlee.	Odom.
Cable.	Pharr.
Canales.	Porter.
Cathey.	Rabb.
Caves.	Ray.
Cox.	Reedy.
Craven.	Reid.
Crisp.	Roach.
Crockett of	Roberson of Erath.
Mitchell.	Robertson of Bell.
Cureton.	Robertson of
Currey.	Travis.
Davis.	Ross.
Dotson.	Schluter.
Fant.	Self.
Flournoy.	Spradley.
Fuller.	Stamps.
Gilmore.	Stephenson.
Goodman.	Stepter.
Hamilton of	Stratton.
Childress.	Strickland.
Hamilton of	Terrell of Bexar.
McCulloch.	Terrell of
Harman.	Cherokee.
Humphrey.	Tillotson.
Hunt.	Turner.
Jackson.	Turney.
Johnston.	Vaughan.
Kennedy.	Watson.
Lawson.	Wilburn.
Lee.	Wilson.
Lively.	Wortham.
Looney.	Yantis.
Luce.	
	Absent.
Chaney.	Fitzhugh.

German.	Matthews.
Graham.	McKinney.
Haxthausen.	Perkins.
Highsmith.	Schofield.
Jennings.	Tarver.
Keeble.	Wahrmund.

Absent—Excused.

Bostic.	Leach.
Brown.	Munson.
Buchanan.	Pearson.
Byrne.	Ralston.
Crawford.	Rayburn.
Crockett of	Smith.
Washington.	Standifer.
Dalby.	Stead.
Driggers.	Von Rosenberg.
Elliott.	Walter.
Hill.	Werner.
Johnson.	

The Speaker laid the bill before the House, and it was read third time.

Question—Shall the bill be passed?

(Mr. Self in the chair.)

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Adams.	Hamilton of
Anderson.	Childress.
Aston.	Hamilton of
Baker of Hood.	McCulloch.
Baker of Panola.	Harman.
Ballengee.	Humphrey.
Barrett.	Hunt.
Bartlett.	Jackson.
Bell.	Johnston.
Bierschwale.	Kennedy.
Bogard.	Lawson.
Boswell.	Lee.
Bowles.	Lively.
Branch.	Looney.
Briscoe.	Luce.
Brooks.	Maddox.
Brookshire.	Mason.
Brownlee.	Maxwell.
Canales.	McCallum.
Cathey.	McDaniel.
Caves.	McDonald.
Chaney.	McGown.
Cox.	McKinney.
Craven.	McLain.
Crisp.	Minton.
Crockett of	Moller.
Mitchell.	Morris.
Cureton.	Nelson of Hopkins.
Currey.	Nelson of
Davis.	Kaufman.
Dotson.	Nickels.
Fant.	O'Bryan.
Flournoy.	O'Bryant.
Fuller.	Odom.
Gilmore.	Pharr.
Goodman.	Porter.

Rabb.	Stephenson.
Ray.	Stepter.
Reedy.	Stratton.
Reid.	Strickland.
Roach.	Terrell of Bexar.
Roberson of Erath.	Terrell of
Robertson of Bell.	Cherokee.
Robertson of	Tillotson.
Travis.	Turner.
Ross.	Vaughan.
Schluter.	Watson.
Schofield.	Wilburn.
Self.	Wilson.
Spradley.	Wortham.
Stamps.	Yantis.

Absent.

Cable.	Keeble.
Fitzhugh.	Matthews.
German.	Perkins.
Graham.	Tarver.
Haxthausen.	Turney.
Highsmith.	Wahrmund.
Jennings.	

Absent—Excused.

Bostic.	Leach.
Brown.	Munson.
Buchanan.	Pearson.
Byrne.	Ralston.
Crawford.	Rayburn.
Rockett of	Smith.
Washington.	Standifer.
Dalby.	Stead.
Driggers.	Von Rosenberg.
Elliott.	Walter.
Hill.	Werner.
Johnson.	

(Speaker in the chair.)

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following bill:

House bill No. 18, "An Act to amend an act entitled 'An Act to authorize Galveston county to build and own the combination roadway and bridge from mainland to Galveston Island across Galveston bay, to connect as part of the roadways of the county on the island and mainland, and the county to issue bonds for same on taxation; also establishing three-mile limit and condemnation proceedings and providing for the right of way; also to authorize all corporations contracting for right of way upon or use of said structure to issue and sell bonds therefor, under the regulation and authority of the Railroad Commission; and to lease and authorize corporations and the city of Galveston to lease right of easement of user of portion of said struc-

ture from such county on terms provided by this act and agreed on with the county commissioners court, with an emergency clause,' approved March 16, 1907, being Chapter 26 of the Special Laws passed at the Regular Session of the Thirtieth Legislature, by adding thereto Sections 1a and 1b, authorizing the commissioners court of said county to issue, for the purpose mentioned in said act, bonds of the county bearing interest at a rate not exceeding 6 per cent per annum, and to levy and collect an additional annual ad valorem tax to pay interest and create a sinking fund on said bonds, provided that a majority of the qualified property tax-paying voters of the county voting at an election to be held for that purpose shall vote such tax, not to exceed 15 cents on the \$100 valuation of property subject to taxation in said county, and providing for the sale of such bonds and for the cancellation or sale of bonds heretofore issued by said commissioners court under said act."

HOUSE BILL NO. 29 ON SECOND READING.

On motion of Mr. Strickland, by unanimous consent, the regular order of business was suspended to take up on second reading and passage to engrossment,

House bill No. 29, A bill to be entitled "An act to amend an act entitled 'An Act granting Palestine, Anderson county, Texas, a new charter of incorporation, repealing all laws and parts of laws in conflict therewith, and declaring an emergency.'"

The Speaker laid the bill before the House; it was read second time, and was passed to engrossment.

SPECIAL ORDER FIXED.

(House Bill No. 7.)

On motion of Mr. Tillotson, House bill No. 7, as follows, was made a special order for tomorrow, August 12; at 10 o'clock a. m.

House bill No. 7, A bill to be entitled "An Act providing conditions, additional to those now imposed by law, upon which insurance companies issuing policies or writing contracts of fire insurance on property in this State shall transact business in this State; to create a State Insurance Board, to provide for their appointment and to fix their powers and compensation; to authorize said board to pass such rules and regulations as are necessary, to fix reasonable maxi-

imum rates of premiums on fire insurance on property in this State; to authorize said board to employ all necessary clerical force and providing an appropriation for the payment of salaries to said board and for all necessary expenses; to provide the basis of maximum rates for fire insurance on property in this State, until said board shall fix maximum rates herein prescribed; to authorize the revocation of the licenses or certificates of insurance companies to do business in this State for violations of the orders of said board or the provisions of this act; to require all persons having knowledge to give evidence as to the violations of this act or of the orders of said board; to require all insurance companies issuing policies or writing contracts of fire insurance to furnish reports to the members of any authorized agent of said board and to give access to all their books, documents and correspondence when requested by said board; also providing that the State Insurance Board shall make and maintain a record of all fire losses and such data and information in reference thereto as may be of assistance in the making of insurance rates and reduction of same; and reducing the fire losses of the State; providing that one member of the Insurance Board shall be elected Secretary of the Board and one member elected Fire Marshal of the State Insurance Board, and defining and prescribing the duties of those respective positions; and providing that no action taken by the Fire Marshal shall affect the rights of the policyholders; providing for the establishment of minimum rates of fire insurance by the State Insurance Board, under certain conditions specified in the act; providing for the promulgation and establishment of uniform policies of insurance applicable to the various risks of this State, by the State Insurance Board and their adoption and use by fire insurance companies; prohibiting any person from receiving or accepting from any insurance company or its agents or any other person rebates or premiums or any special favor or advantage or consideration or inducement not specified in the insurance policy, and providing the penalty for the violation; to provide for the time when this act shall go into effect and for the repeal of Chapter 18 of the General Laws passed by the First Called Session of the Thirty-first Legislature, and of all laws in conflict herewith, and declaring an emergency."

TENDERING HALL TO TEXAS SHRINES.

Mr. McKinney offered the following resolution:

Whereas, The four Texas Shrines, located at Dallas, El Paso, Austin and Galveston desire to hold a ceremonial session in the city of Austin during the month of November or early part of December, 1910, at a date to be hereafter fixed by them; therefore, be it

Resolved, That the use of the Hall of the House of Representatives be tendered said Shrines for their use at said session, and the Superintendent of Public Buildings and Grounds is hereby instructed to prepare said House for their use at that time, provided that all expenses connected therewith shall be paid by said Shrines.

The resolution was read second time and was adopted.

INVITING HON. W. P. LANE TO ADDRESS HOUSE.

Mr. Lively offered the following resolution:

Resolved, That the Hon. W. P. Lane, State Comptroller-elect, be invited to address this House.

LIVELY,
McCALLUM,
McLAIN,
STRICKLAND,
WORTHAM,
DAVIS,
GOODMAN.

The resolution was read second time and was adopted.

The Speaker appointed Mr. Wortham and Mr. Lively as a committee to escort Hon. W. P. Lane to the Speaker's stand.

The committee escorted Mr. Lane to the Speaker's stand, where, after he was presented to the House by Speaker Marshall, he addressed the House.

TENDERING HALL TO WOODMEN OF THE WORLD.

Mr. Robertson of Travis offered the following resolution:

Resolved, That the Superintendent of Public Buildings and Grounds be and he is hereby required to permit the Woodmen of the World to hold their meeting in September or October in the Hall of the House, at which time they expect to initiate several hundred members into their order; the order to bear all expense attending putting the Hall into order for and after the meeting.

The resolution was read second time and was adopted.

HOUSE BILL NO. 19 ON SECOND
READING.

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

House bill No. 19, A bill to be entitled "An Act to amend Article 411ppp and 411qqq, Title 11, Chapter 6e, Penal Code of the State of Texas, passed by the Regular Session of the Twenty-ninth Legislature of Texas, and approved April 18, 1905, prescribing certain restrictions to be placed upon the shipment and transportation of intoxicating liquors into any county, justice precinct, school district, city or town, or subdivision of a county within this State, where the sale of intoxicating liquors has been prohibited under the laws of this State; prescribing that a book shall be kept in which shall be entered the transactions pertaining to the receipt, shipment and transportation, and delivery of such intoxicating liquors; and fixing penalties for the violations of this act, and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

Mr. Brownlee offered the following (committee) amendment to the bill:

Amend the bill by adding after the words "reasonable time," in Section 1, the words, "or during office hours."

The amendment was adopted.

Mr. Brownlee offered the following amendment to the bill:

Amend House bill No. 19 by striking out the word "of" after the figures "\$100," in line 5, page 3, and insert in lieu thereof the word "for."

The amendment was adopted.

Mr. Brownlee offered the following amendment to the bill:

Amend caption of House bill No. 19 by inserting between the words "book" and "shall," line 15, the following: "To be open to public inspection."

The amendment was adopted.

Mr. Brownlee offered the following amendment to the bill:

Amend the caption of House bill No. 19 by inserting after semicolon in line 14, the following: "Providing that where any such intoxicating liquor is not called for and taken away and the charges thereon, if any, paid by the consignee, it shall be started in transit back to the consignor within seven days from the time of its arrival at its destination."

The amendment was adopted.

Mr. Terrell of Bexar offered the following amendment to the bill:

Amend House bill No. 19, line 37, page 1, by inserting after the word "shall" the word "knowingly," and inserting after the word "shall," page 2, line 18, the word "knowingly."

Question—Shall the amendment be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, August 11, 1910.

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

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

House Concurrent Resolution No. 3, Requesting our Representatives in Congress and our United States Senators to use their influence to secure the holding of an exposition in the city of New Orleans to commemorate the completion of the Panama canal.

House Concurrent Resolution No. 5, Requesting the Governor to return House bill No. 5 to the House for correction.

Also refuses to concur in House amendments to Senate bill No. 7, and requests the appointment of a Free Conference Committee. The following have been appointed on the part of the Senate: Senators Ward, Brachfield, Weinert, Murray, Senter.

Respectfully,

R. M. LOVE,
Assistant Secretary of the Senate.

RECESS.

On motion of Mr. Kennedy, the House, at 12:15 o'clock p. 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.

OATH OF OFFICE ADMINISTERED
TO HON. JUSTO S. PENN.

Mr. Briscoe, arising in his seat, addressed the Chair, and stated that Hon. Justo S. Penn of Webb county, who had been elected to fill the vacancy caused by the death of Hon. C. C. Pearce, late Representative from the Ninety-sixth District, composed of Webb county, was in the House, and moved that he be allowed to take the oath of office.

The motion prevailed.

The Speaker appointed Mr. Briscoe

and Mr. Brooks as a committee to escort Mr. Penn to the Speaker's stand.

The committee escorted Hon. Justo S. Penn to the Speaker's stand, where he took the oath of office, which was administered by O. P. Basford, acting Chief Clerk.

HOUSE BILL NO. 19 ON ENGROSSMENT.

The House resumed consideration of pending business, the same being House bill No. 19, relating to the shipment of intoxicating liquors into local option territory, on passage to engrossment, with amendment by Mr. Terrell of Bexar pending.

Question—Shall the amendment be adopted?

Yeas and nays were demanded, and the roll was called on the amendment.

The roll call developed the fact that there was not a quorum present, only 84 members answering to their names, and the Speaker so announced.

Mr. Harman moved a call of the House for the purpose of securing a quorum, and the motion was seconded.

The Speaker then directed the Doorkeeper to close all doors leading out of the Hall.

The Clerk was directed to call the roll to ascertain the names of the absentees.

The roll was called, and showed the following members absent without leave:

Messrs. Adams, Anderson, Bartlett, Canales, Chaney, Cox, Fitzhugh, Haxthausen, Highsmith, Jennings, Johnston, Keeble, Lively, Matthews, McCallum, McDonald, McGown, McKinney, Morris, Perkins, Roach, Robertson of Travis, Ross.

Mr. Fuller moved that the Sergeant-at-Arms be instructed to bring in the absentees, and the motion prevailed.

The following members came in and were announced present:

Messrs. Adams, Robertson of Travis, Anderson, Morris, McKinney, Canales.

A quorum was announced present.

The roll call was then completed and the amendment offered by Mr. Terrell of Bexar was lost by the following vote:

Yeas—28.

Bierschwale.	Flournoy.
Boswell.	Goodman.
Brookshire.	Jackson.
Cable.	McKinney.
Canales.	Nelson of Hopkins.
Caves.	O'Bryan.
Crisp.	O'Bryant.
Davis.	Penn.

Rabb.
Robertson of
Travis.
Schluter.
Schofield.
Spradley.
Terrell of Bexar.

Tillotson.
Turney.
Wahrmund.
Watson.
Wortham.
Yantis.

Nays—61.

Adams.	Looney.
Anderson.	Luce.
Aston.	Maddox.
Baker of Hood.	Mason.
Baker of Panola.	Maxwell.
Ballengee.	McDaniel.
Barrett.	McLain.
Bell.	Minton.
Bogard.	Moller.
Bowles.	Morris.
Branch.	Nelson of
Briscoe.	Kaufman.
Brooks.	Nickels.
Brownlee.	Odom.
Cathey.	Pharr.
Craven.	Porter.
Crockett of	Ray.
Mitchell.	Reedy.
Currey.	Reid.
Dotson.	Robertson of Erath.
Fant.	Robertson of Bell.
Fuller.	Self.
Gilmore.	Stamps.
Hamilton of	Stephenson.
Childress.	Stepter.
Hamilton of	Stratton.
McCulloch.	Strickland.
Harman.	Terrell of
Humphrey.	Cherokee.
Hunt.	Turner.
Kennedy.	Vaughan.
Lawson.	Wilburn.
Lee.	Wilson.

Absent.

Bartlett.	Keeble.
Chaney.	Lively.
Cox.	Matthews.
Fitzhugh.	McCallum.
Graham.	McDonald.
Haxthausen.	McGown.
Highsmith.	Perkins.
Jennings.	Roach.
Johnston.	Ross.

Absent—Excused.

Bostic.	German.
Brown.	Hill.
Buchanan.	Johnson.
Byrne.	Leach.
Crawford.	Munson.
Crockett of	Pearson.
Washington.	Ralston.
Cureton.	Rayburn.
Dalby.	Smith.
Driggers.	Standifer.
Elliott.	Stead.

Tarver. Walter.
Von Rosenberg. Werner.

Mr. Schluter offered the following amendment to the bill:

Amend House bill No. 19, page 2, line 35, by adding after the word "public" the following: "Provided, that in no instance shall any package or parcel bearing a label that it contains intoxicating liquors be delivered to a minor, and if such package or parcel be delivered to a minor, the penalties of this act shall apply."

Mr. Kennedy offered the following amendment to the amendment:

Add to the amendment "or habitual drunkard."

On motion of Mr. Schluter, the amendment to the amendment was tabled.

Mr. Ray raised the point of order on consideration of the amendment on the ground that it is not germane to the purpose of the bill.

The Speaker overruled the point of order.

Mr. Schluter then withdrew the amendment.

Mr. Turney offered the following amendment to the bill:

Amend the bill by adding after the word "inspection" on line 9, page 2, the following: "This act shall not apply to any intoxicating liquors shipped for medicinal purposes."

Mr. Ray moved the previous question on the amendment and the bill, and the main question was ordered.

The amendment was lost.

House bill No. 19 was passed to engrossment.

HOUSE BILL NO. 19 ON THIRD READING.

Mr. Brownlee moved to suspend the constitutional rule requiring bills to be read on three several days in each House and that House bill No. 19 be placed on third reading and final passage.

The motion prevailed by the following vote:

Yeas—80.

Adams.	Bowles.
Anderson.	Branch.
Aston.	Briscoe.
Baker of Hood.	Brooks.
Baker of Panola.	Brownlee.
Ballengec.	Cable.
Barrett.	Canales.
Bell.	Cathey.
Bogard.	Caves.

Craven.	Nelson of Kaufman.
Crockett of Mitchell.	Nickels.
Cureton.	O'Bryan.
Currey.	O'Bryant.
Davis.	Odom.
Dotson.	Penn.
Fant.	Pharr.
Flournoy.	Porter.
Fuller.	Rabb.
Gilmore.	Ray.
Hamilton of McCulloch.	Reedy.
Harman.	Reid.
Humphrey.	Roach.
Hunt.	Roberson of Erath.
Jackson.	Robertson of Bell.
Kennedy.	Robertson of Travis.
Lawson.	Schluter.
Lee.	Schofield.
Lively.	Self.
Looney.	Spradley.
Luce.	Stamps.
Maddox.	Stephenson.
Mason.	Stepter.
Maxwell.	Strickland.
McDaniel.	Terrell of Cherokee.
McDonald.	Turner.
McKinney.	Turney.
McLain.	Vaughan.
Minton.	Wilburn.
Moller.	Wilson.
Morris.	Wortham.
Nelson of Hopkins.	

Nays—9.

Bierschwale.	Tillotson.
Boswell.	Wahrmund.
Brookshire.	Watson.
Goodman.	Yantis.
Terrell of Bexar.	

Present—Not Voting.

Crisp.

Absent.

Bartlett.	Johnston.
Chaney.	Keeble.
Cox.	Matthews.
Fitzhugh.	McCallum.
Graham.	McGown.
Haxthausen.	Perkins.
Highsmith.	Ross.
Jennings.	Stratton.

Absent—Excused.

Bostic.	German.
Brown.	Hill.
Buchanan.	Johnson.
Byrne.	Leach.
Crawford.	Munson.
Crockett of Washington.	Pearson.
Dalby.	Ralston.
Driggers.	Rayburn.
Elliott.	Smith.
	Stead.

Tarver. Walter.
Von Rosenberg. Werner.

PAIRED.

Mr. Hamilton of Childress (present), who would vote "yea," with Mr. Standifer (absent), who would vote "nay."

The Speaker laid the bill before the House and it was read third time.

Question—Shall the bill be passed?

Mr. Kennedy offered the following amendment to the bill:

Amend by striking out the word "person" where it appears in line 8, page 2, and insert in lieu thereof the words "officer or any member of the grand jury."

The amendment was lost.

Mr. McDaniel offered the following amendment to the bill:

Amend House bill No. 19 by adding after the words "and the consignee" in line 35, page 1, the following: "And a statement sworn to by the consignor or an authorized agent of such consignor before some officer authorized by law to administer oaths, that the contents of said package has been paid for by the consignee."

The amendment was lost.

Question—Shall House bill No. 19 be passed?

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—88.

Adams.	Hamilton of
Anderson.	McCulloch.
Aston.	Harman.
Baker of Hood.	Humphrey.
Baker of Panola.	Hunt.
Ballengee.	Johnston.
Barrett.	Kennedy.
Bartlett.	Lawson.
Bell.	Lee.
Bogard.	Lively.
Boswell.	Looney.
Bowles.	Luce.
Branch.	Maddox.
Briscoe.	Mason.
Brooks.	Maxwell.
Brownlee.	McCallum.
Cable.	McDaniel.
Canales.	McDonald.
Cathey.	McKinney.
Caves.	McLain.
Craven.	Minton.
Crockett of	Moller.
Mitchell.	Morris.
Currey.	Nelson of Hopkins.
Davis.	Nelson of
Dotson.	Kaufman.
Fant.	Nickels.
Flournoy.	O'Bryan.
Fuller.	O'Bryant.
Gilmore.	Odom.

Penn.	Stephenson.
Pharr.	Stepter.
Porter.	Stratton.
Rabb.	Strickland.
Ray.	Terrell of
Reedy.	Cherokee.
Reid.	Tillotson.
Roach.	Turner.
Roberson of Erath.	Turney.
Robertson of Bell.	Vaughan.
Robertson of	Wahrmund.
Travis.	Watson.
Schluter.	Wilburn.
Schofield.	Wilson.
Self.	Wortham.
Spradley.	Yantis.
Stamps.	

Nays—5.

Bierschwale.	McGown
Brookshire.	Terrell of Bexar.
Goodman.	

Present—Not Voting.

Crisp.

Absent.

Chaney.	Keeble.
Cox.	Matthews.
Fitzhugh.	Munson.
Graham.	Pearson.
Haxthausen.	Perkins.
Highsmith.	Ralston.
Jackson.	Ross.
Jennings.	Tarver.

Absent—Excused.

Bostic.	German.
Brown.	Hill.
Buchanan.	Johnson.
Byrne.	Leach.
Crawford.	Rayburn.
Crockett of	Smith.
Washington.	Stead.
Cureton.	Von Rosenberg.
Dalby.	Walter.
Driggers.	Werner.
Elliott.	

PAIRED.

Mr. Hamilton of Childress (present), who would vote "yea," with Mr. Standifer (absent), who would vote "nay."

REASON FOR VOTE.

I vote "no" because the bill does not only seek to punish the guilty, but also the innocent agent who could have no knowledge of what the package contained.

TERRELL of Bexar.

Believing that it is the duty of the Legislature to perfect local option statutes to carry out the intent of local option, as provided in the Constitution, I vote 'aye' on the passage of this bill (No. 19), notwithstanding its provisions, in my opinion, may operate to punish

persons guiltless of any intent to violate the law.

TILLOTSON.

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, August 11, 1910.

To the House of Representatives:

Complying with Concurrent Resolution No. 5, I herewith have the honor to return for amendment and correction House bill No. 5, entitled "An Act to prohibit the exhibition of prize fights or glove contests and any obscene, indecent or immoral show or exhibition by means of moving picture films or other devices in moving picture shows, theaters, or any other place whatever, etc., and declaring an emergency."

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

VOTE ON SENATE AMENDMENTS
TO HOUSE BILL NO. 5 RE-
SCINDED.

Mr. Bowles moved to rescind the vote by which the House concurred in the Senate amendments to House bill No. 5, relating to exhibition of moving pictures, etc., the bill having been recalled from the Governor for correction.

The motion to rescind prevailed.

HOUSE BILL NO. 5 WITH SENATE
AMENDMENTS.

Mr. Bowles called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

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 creating an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read as follows:

(1)

Amend House bill No. 5 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. It shall be unlawful for any association, corporation or any agent or employe of any person, associ-

ation, corporation or receiver, partnership, firm or person to give or present to the public an exhibition of prize fights or glove contests or of any obscene, indecent or immoral picture of any character whatsoever by means of moving picture films, bioscopes, vitiscopes, magic lanterns or other device or devices in moving picture shows, theaters or any other place whatsoever.

Sec. 2. Any person or persons, association, or any agent or employe of any person, association, corporation or receiver violating any of the provisions of Section 1 of this act, shall upon conviction thereof be fined in any sum not less than one hundred dollars and not more than one thousand dollars, or be imprisoned in the county jail for not less than ten nor more than sixty days, or both, in the discretion of the court or jury, and each day's violation of any of the provisions of this act constitute and be punishable as a separate offense.

Sec. 3. All laws and parts of laws in conflict herewith, be and the same are hereby repealed. But this act shall in no way repeal or be in conflict with Chapter 10, Articles 1005 and 1005a of the Penal Code of Texas.

Sec. 4. The fact that there is no general law in force in this State preventing the unlawful exhibiting of prize fighting between man and man, and man and beast, and the exhibition of obscene views of persons and beast by moving pictures and other devices, constitute an imperative public necessity that the constitutional rule requiring bills to be read in each house of the Legislature on three several days be suspended, and said rule is so suspended.

(2)

Also amend the caption by striking out all after the words "A bill to be entitled," and insert in lieu thereof the following: "An Act to prohibit the exhibition of prize fights or glove contests and any obscene, indecent or immoral shows or exhibition by means of moving picture films, bioscopes, magic lanterns or other devices in moving picture shows, theaters, or any other place whatsoever, by any association, corporation or any agent or employe of any person, association, corporation or receiver, firm or person; providing penalties therefor, and declaring an emergency; and to repeal all laws in conflict with this act; and providing that this act shall in no way repeal or be in conflict with Chapter 10, Articles 1005 and

1005a of the Penal Code of Texas, and declaring an emergency."

Mr. Bowles moved that the House do not concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

**FREE CONFERENCE COMMITTEE
ON SENATE BILL NO. 7.**

Mr. Gilmore called up from the Speaker's table, for present consideration, the request of the Senate for a Free Conference Committee to adjust the differences between the two houses on Senate bill No. 7, relating to the retirement of certain State bonds.

Question—Shall the request of the Senate be granted?

On motion of Mr. Gilmore, the request of the Senate was granted.

In accordance with the above action the Speaker announced the appointment of the following Free Conference Committee on part of the House: Messrs. Gilmore, Cox, Stratton, Rayburn, Minton.

**HOUSE CONCURRENT RESOLUTION
SIGNED BY THE SPEAKER.**

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following concurrent resolution:

House Concurrent Resolution No. 3, Endorsing New Orleans as the place to hold the Panama Canal Exposition.

**MOTION TO PRINT INSURANCE
TESTIMONY.**

Mr. Ballengee moved that 1000 copies of the testimony taken before the Committee on Insurance be printed in book form.

The motion was lost.

**HOUSE BILL NO. 15 ON SECOND
READING.**

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

House bill No. 15, A bill to be entitled "An Act to amend Section 14 of Chapter 17, of the Acts of the Regular Session of the Thirty-first Legislature, the same being 'An Act to amend Chapter 138 of the Acts of the Thirtieth Legislature, approved April 18, 1907, the same being "An Act to regulate the sale and disposition of spirituous, vinous and malt liquors and medicated bitters capable of producing intoxication, and the places wherein same are sold; imposing

an occupation tax upon persons, firms, corporations and associations of persons, selling spirituous, vinous or malt liquors or medicated bitters capable of producing intoxication; requiring retail liquor dealers and other persons to secure license to sell such liquors; and defining retail liquor dealers and regulating the business thereof; requiring retail malt dealers and other persons to secure license to sell malt liquors exclusively, capable of producing intoxication; and defining retail malt dealers and regulating the business thereof; exempting wine growers who sell wine of their own production from the provisions of this act; providing same is not sold to be drunk on the premises where sold, and otherwise regulating of such wine growers; regulating the transfer of license of retail liquor dealers and retail malt dealers; prescribing the condition of the bonds of such retail dealers and the conditions upon which licenses to such dealers and other persons may be issued; providing for the refund of any unearned portion of any license; requiring the county clerk to report all licenses granted to the Comptroller of Public Accounts; providing for the revocation under certain conditions of licenses issued; defining intoxicating liquors and providing penalties for the violation of the provisions of this act, and declaring an emergency," and adding Sections 9a, 9b, 9c, 9d, 9e, 9f, 9g, 9h, 9i, 9j, 10a and 35a, prescribing the methods and procedure by which liquor licenses may be obtained, transferred and forfeited, and prescribing the manner for the ascertainment of the facts upon which forfeiture is based, and prescribing the duties of the county judge, Comptroller of Public Accounts and the county attorney and other proper officers in regard thereto, and repealing all laws or parts of laws in conflict herewith; requiring licenses to be issued under this act and prescribing the continuation in force of licenses issued under prior laws for sixty days after this act takes effect in order to give time for securing licenses under this act, and providing that credit be allowed upon licenses to be obtained under this act in an amount equal to the unearned portion or part of any existing license, and declaring an emergency," by amending Section 14 so as to require every person or firm who are engaged in the sale of intoxicating liquors or who may hereafter become engaged in the sale of intoxicating liquors in any locality in this State other than where local option is enforced to keep such places of business closed from and after 6 o'clock p. m. un-

til 7 o'clock a. m. of the next day, and to keep such places closed from 6 o'clock p. m. on Saturday until 7 o'clock a. m. on the following Monday of each week, and forbidding sale of any intoxicating liquors or the transaction of any business in such places within said hours, and prescribing penalties therefor, and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

(Mr. Terrell of Cherokee in the chair.)

Mr. Canales offered the following (committee) amendment to the bill:

Amend House bill No. 15 to read as follows: "Section 1. That Section 14 of Chapter 17 of the Acts of the Regular Session of the Thirty-first Legislature be amended so as to read hereafter as follows, to wit: 'Section 14.'"

Mr. Canales offered the following substitute for the (committee) amendment:

Amend the bill on page 2, line 20, by striking out the words "Section 1" and inserting in lieu thereof the following: "Section 1. That Section 14 of Chapter 17 of the Acts of the First Called Session of the Thirty-first Legislature be amended so as to read hereafter as follows, to wit: 'Section 14.'"

The substitute was adopted.

The (committee) amendment as substituted was adopted.

Mr. Moller offered the following amendment to the bill:

Amend House bill No. 15 by erasing the word "six" in line 20, Section 1, and insert in lieu thereof the word "eight."

Mr. Kennedy offered the following substitute for the amendment:

Amend the bill and the caption by striking out the word "six" wherever it occurs and insert the word "eight" instead.

The substitute was adopted.

The amendment, as substituted, was lost.

Mr. Nickels offered the following amendment to the bill:

Amend the caption, line 7, page 1, by striking out the word "Regular" and by inserting in lieu thereof the words "First Called."

The amendment was adopted.

Mr. Lawson offered the following amendment to the bill:

Amend House bill No. 15, Section 1, page 2, line 21, by inserting after the word "engaged" the word "in."

The amendment was adopted.

Mr. Briscoe offered the following amendment to the bill:

Strike out "six" wherever it occurs in the caption and body of the bill and insert in lieu thereof the word "seven."

The amendment was adopted.

Mr. Nickels offered the following amendment to the bill:

Amend the caption, line 11, page 2, by striking out the word "enforced" and by inserting in lieu thereof the words "in force."

The amendment was adopted.

Mr. Tillotson offered the following amendment to the bill:

Amend House bill No. 15 by striking out the word "seven" wherever it occurs in the caption or body of the bill referring to the closing hour, and make it read "nine."

TILLOTSON,
O'BRYAN.

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

Mr. Schluter offered the following amendment to the bill:

Amend House bill No. 15, page 2, line 38, by striking out the word "felony" and inserting in lieu thereof the word "misdemeanor," and by striking out lines 39 and 40 and inserting in lieu thereof "a fine of not less than \$25 nor more than \$200, or by imprisonment in the county jail for not more than three months, or by both such fine and imprisonment."

The amendment was lost.

Mr. McDaniel offered the following amendment to the bill:

Amend House bill No. 15 by adding after the word "liquors" in Section 1, line 30, the words "therein or."

The amendment was adopted.

Mr. Moller offered the following amendment to the bill:

Amend House bill No. 15 by erasing the word "felony" in line 38, Section 1, and insert in lieu thereof the word "misdemeanor," and erase lines 39 and 40 of Section 1 and insert in lieu thereof "confinement in the county jail for not less than thirty days nor more than three months."

The amendment was adopted.

Mr. Mason moved the previous question on the passage of the bill to engrossment, and the main question was ordered.

House bill No. 15 was passed to engrossment.

MOTION TO RECONSIDER TABLED.

Mr. Hamilton of Childress moved to reconsider the vote by which House bill

No. 19 was passed, and to table the motion to reconsider.

The motion to table prevailed.

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, August 11, 1910.

To the Legislature:

By virtue of the 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. Legislation providing for the incorporation of the city of San Antonio, Bexar county, Texas, and to grant it a new charter; to provide for a commission form of government; to define its powers and to prescribe its duties and liabilities, and to provide for the approval of said charter by the qualified electors of said city, and to declare an emergency, and to repeal all acts in conflict therewith.

2. The enactment of a law to repeal Chapter 72 of the Special Laws of the Thirty-first Legislature, creating a special road law for Lamar county, approved March 17, 1909, and to enact a law authorizing and empowering Lamar county or any political subdivision of said county by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county, or political subdivision thereof, voting thereon, to issue bonds, and to levy and collect taxes, to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and such other legislation in respect thereto as may be deemed appropriate.

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

ADJOURNMENT.

On motion of Mr. Kennedy, the House, at 4:50 o'clock p. m. adjourned until 10 o'clock a m. tomorrow.

APPENDIX.

REPORTS OF THE COMMITTEE ON PRIVILEGES, SUFFRAGE AND ELECTIONS.

Committee Room,
Austin, Texas, August 11, 1910.

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

Sir: Your Committee on Privileges, Suffrage and Elections, to whom was referred House bill No. 22, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

CABLE, Chairman.

Committee Room,
Austin, Texas, August 11, 1910.

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

Sir: Your Committee on Privileges, Suffrage and Elections, to whom was referred House bill No. 26, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass; but I am further instructed to report back to the House the Committee Substitute for House bill No. 26, with the recommendation that it do pass.

CABLE, Chairman.

REPORTS OF THE COMMITTEE ON APPROPRIATIONS.

Committee Room,
Austin, Texas, August 11, 1910.

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

Sir: Your Committee on Appropriations, to whom was referred House bill No. 31, have had some under consideration, and am instructed to report it back to the House with the recommendation that it do pass.

O'BRYAN, Acting Chairman.

Committee Room,
Austin, Texas, August 11, 1910.

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

Sir: Your Committee on Appropriations, to whom was referred House bill No. 39, making appropriations for clerk on the Tax Commission, beg to advise that we have had same under consideration, and am instructed to report it back to the House with the recommendation that it do pass.

O'BRYAN, Acting Chairman.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 34, appropriating money for the repairing of boilers at Deaf and Dumb Asylum, beg to advise that we have had same under consideration, and am instructed to report it back to the House with instructions that it do pass.

O'BRYAN, Acting Chairman.

REPORTS OF THE COMMITTEE ON
LIQUOR TRAFFIC.

Committee Room,
Austin, Texas, August 4, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Liquor Traffic, to whom was referred House bill No. 19, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass with amendments, and Mr. Bell was named to make full report.

CANALES, Chairman.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Liquor Traffic, to whom was referred House bill No. 37, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Looney has been named to make full report.

CURREY, Chairman.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Liquor Traffic, to whom was referred House bill No. 36, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Baker of Hood has been named to make full report.

CURREY, Chairman.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Liquor Traffic, to whom was referred House bill No.

38, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Looney has been named to make full report.

CURREY, Chairman.

REPORTS OF THE COMMITTEE ON
ENGROSSED BILLS.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 30, A bill to be entitled "An Act to reorganize the Seventieth Judicial District of Texas, and to fix the time of holding court in each of the counties of said Seventieth Judicial District, and to declare an emergency,"

And find the same correctly engrossed.

ODOM, Chairman.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 29, A bill to be entitled "An Act to amend an act entitled 'An Act granting Palestine, Anderson county, Texas, a new charter of incorporation, repealing all laws and parts of laws in conflict therewith,'"

And find the same correctly engrossed.

ODOM, Chairman.

REPORT OF THE COMMITTEE ON
ENROLLED BILLS.

Committee Room,
Austin, Texas, August 11, 1910.
Hon. John Marshall, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

House bill No. 18, "An Act to amend an act entitled 'An Act to authorize Galveston county to build and own the combination roadway and bridge from mainland to Galveston Island across Galveston bay, to connect as part of the roadways of the county on the island and mainland and the county to issue bonds for same on taxation; also establishing three-mile limit and condemnation proceedings and providing for the right of way; also to au-

thorize all corporations contracting for right of way upon or use of said structure to issue and sell bonds therefor under the regulation and authority of the Railroad Commission; and to lease and authorize corporations and the city of Galveston to lease right of easement of user of portion of said structure from such county on terms provided by this act and agreed on with the county commissioners court, with an emergency clause, approved March 16, 1907, being Chapter 26 of the Special Laws passed at the Regular Session of the Thirtieth Legislature, by adding thereto Sections 1a and 1b, authorizing the commissioners court of said county to issue, for the purpose mentioned in said act, bonds of the county bearing interest at a rate not exceeding 6 per cent per annum, and to levy and collect an additional annual ad valorem tax to pay interest and create a sinking fund on said bonds, provided that a majority of the qualified property tax-paying voters of the county voting at an election to be held for that purpose shall vote such tax, not to exceed 15 cents on the \$100 valuation of property subject to taxation in said county, and providing for the sale of such bonds and for the cancellation or sale of bonds heretofore issued by said commissioners court under said act,"

And find the same correctly enrolled, and at 11:27 a. m., this day did present the same to the Governor for his signature.

SCHOFIELD, Chairman.

FIFTEENTH DAY.

Hall of the House of Representatives,
Austin, Texas,

Friday, August 12, 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.	Briscoe.
Anderson.	Brooks.
Aston.	Brookshire.
Baker of Hood.	Brownlee.
Baker of Panola.	Buchanan.
Ballengee.	Cable.
Barrett.	Canales.
Bartlett.	Cathey.
Bell.	Caves.
Bierschwale.	Chaney.
Bogard.	Cox.
Boswell.	Craven.
Bowles.	Crisp.

Crockett of Mitchell.
Cureton.
Currey.
Dalby.
Davis.
Dotson.
Driggers.
Elliott.
Fant.
Flournoy.
Fuller.
Gilmore.
Goodman.
Graham.
Hamilton of Childress.
Hamilton of McCulloch.
Harman.
Highsmith.
Hill.
Humphrey.
Hunt.
Jackson.
Jennings.
Johnston.
Keeble.
Kennedy.
Lawson.
Lee.
Lively.
Looney.
Luce.
Maddox.
Mason.
Maxwell.
McCallum.
McDaniel.
McDonald.
McGown.
McKinney.
McLain.
Minton.
Moller.
Morris.
Nelson of Hopkins.

Nelson of Kaufman.
Nickels.
O'Bryan.
O'Bryant.
Odom.
Penn.
Perkins.
Pharr.
Porter.
Rabb.
Ray.
Rayburn.
Reedy.
Reid.
Roach.
Roberson of Erath.
Robertson of Bell.
Robertson of Travis.
Ross.
Schluter.
Schofield.
Self.
Smith.
Spradley.
Stamps.
Standifer.
Stephenson.
Stepter.
Stratton.
Strickland.
Tarver.
Terrell of Bexar.
Terrell of Cherokee.
Tillotson.
Turner.
Turney.
Vaughan.
Wahrmund.
Watson.
Werner.
Wilburn.
Wilson.
Wortham.
Yantis.

Absent.

Branch. Matthews.
Haxthausen.

Absent—Excused.

Bostic.	Johnson.
Brown.	Leach.
Byrne.	Munson.
Crawford.	Pearson.
Crockett of Washington.	Ralston.
Fitzhugh.	Stead.
German.	Von Rosenberg.
	Walter.

A quorum was announced present.

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