
APPENDIX

**BILL TRANSMITTED TO GOVERNOR
UNDER ARTICLE 16, SECTION 59**

HB 555 transmitted by the Chief Clerk to the Governor on February 22, 1971.

**RECOMMENDATIONS OF THE TEXAS WATER
COMMISSION FILED WITH SPEAKER**

Recommendations of the Texas Water Commission on HB 467, HB 471, and HB 479 filed with the Speaker on February 22, 1971.

Recommendations of the Texas Water Commission on HB 480 filed with the Speaker on February 22, 1971.

Recommendations of the Texas Water Commission on HB 481 filed with the Speaker on February 22, 1971.

Recommendations of the Texas Water Commission on HB 496 filed with the Speaker on February 22, 1971.

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills and resolutions, as follows:

Counties: HB 258.

Criminal Jurisprudence: HB 222.

Engrossed and Enrolled Bills: Correctly engrossed-HB 146, HB 377, HB 381, HB 382, HCR 25, HCR 33, HCR 49, HCR 50, HCR 51, HCR 52. Correctly enrolled-HB 84, HB 115.

Governmental Affairs and Efficiency: HB 220, HCR 44, SB 91.

Juvenile Crime and Delinquency: HB 187.

State Affairs: HB 453.

**SENT TO THE GOVERNOR
February 23, 1971**

HB 224

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 24, 1971

The House met at 10:30 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Doyle	Kaster	Reed
Adams	Dramberger	Kilpatrick	Rosson
Agnich	Earthman	Kost	Salem
Allen, Joe	Farenthold	Kubiak	Salter
Allen, John	Finck	Lee	Sanchez
Angly	Finnell	Lemmon	Schulle
Atwood	Floyd	Lewis	Semos
Baker	Foreman	Ligarde	Shannon
Bass, B.	Gammage	Lombardino	Sherman
Bass, T.	Garcia	Lovell	Short
Beckham	Golman	McAlister	Silber
Bigham	Grant	McKissack	Simmons
Blythe	Graves	Mengden	Slider
Bowers	Hanna, Joe	Moncrief	Smith
Boyle	Hannah, John	Moore, A.	Solomon
Braecklein	Harding	Moore, G.	Spurlock
Braun	Harris	Moore, T.	Stewart
Burgess	Hawkins	Moreno	Stroud
Caldwell	Hawn	Murray	Swanson
Calhoun	Head	Nabers	Tarbox
Cates	Heatly	Nelms	Traeger
Cavness	Hendricks	Neugent, D.	Truan
Christian	Hilliard	Newton	Tupper
Clark	Holmes, T.	Nichols	Uher
Clayton	Holmes, Z.	Nugent, J.	Vale
Coats	Howard	Ogg	Von Dohlen
Cobb	Hubenak	Orr	Ward
Cole	Hull	Parker, C.	Wayne
Craddick	Ingram	Parker, W.	Wieting
Daniel	Johnson	Pickens	Williams
Davis, D.	Jones, D.	Poerner	Williamson
Davis, H.	Jones, E.	Poff	Wolff
Denton	Jones, G.	Presnal	Wyatt
Doran	Jungmichel	Price	
Absent			
Allred	Carrillo	Hale	Patterson
Atwell	Cruz	Haynes	Rodriguez
Bynum	Finney	Longoria	Santiesteban
Absent-Excused			
Blanton	Niland	Slack	

A quorum of the House was announced present.

The Invocation was offered by the Reverend Carl Schoss, Pastor, First American Lutheran Church, San Marcos, Texas, as follows:

"Lord, I'm sure that You realize that You are asking the impossible of these men gathered at this legislative assembly. There are so many people who have the best and only answer for each matter of legislation, so many power groups, so much conflicting information. Bestow upon these men an extra measure of Your grace so that their wisdom might be enlightened, their love for the people they represent, fashioned after Your love, and their vision of what might be, not clouded by what is. Amen."

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence for today on account of important business:

Mr. Slack on motion of Mr. Hull.

BILLS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills:

HB 84, To increase teacher retirement benefits.

HB 115, Exempting motor vehicles used exclusively in transporting pipes and poles from certain regulations.

HB 229, Relating to the assessment, equalization and collection of taxes by the Lovelady Independent School District.

MESSAGE FROM THE SENATE

Austin, Texas, February 24, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives.

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

SB 13, By McKool: An Act relating to the creation, powers, and duties of the Texas Commission on the Status of Women; and declaring an emergency.

SB 65, By Herring: An Act relating to the Firemen's Relief and Retirement Fund in certain cities; . . . and declaring an emergency.

SB 215, By Herring: Amending Sec. 5, Art. 3883i, Vernon's Revised Texas Civil Statutes, relating to salaries of certain county officials.

SB 112, By Schwartz: An Act amending Article 19.01, Code of Criminal Procedure, 1965, relating to the qualifications for jury commissioners, by eliminating the requirement that a jury commissioner be a freeholder; and declaring an emergency.

SB 116, By Watson: An Act authorizing waiver of right to be accused by indictment in noncapital felony cases; amending Chapter 1, Code of Criminal Procedure, 1965, as amended, to add a new Article 1.141; and declaring an emergency.

SB 136, By Harrington: An Act amending the following numbered sections and subsections of Chapter 127, Acts of the 60th Legislature, Regular Session 1967 (Article 6228g, Vernon's Texas Civil Statutes), viz.: amending paragraph (a), Subsection 1 of Section IV of said Act; amending Subsection 1 of Section VI of said Act; amending Subsection 11 of Section VI of said Act; and amending Subsection 7 of Section VIII of said Act; declaring the Act to be severable; and declaring an emergency.

SB 180, By Sherman: An Act relating to the creation of the constitutional office of criminal district attorney of Deaf Smith County and abolishing the office of county attorney of that county; providing for the hiring of assistants, an investigator, and a stenographer; providing for severability; and declaring an emergency.

SB 222, By Brooks, et al: An Act authorizing and providing for supplemental aid programs for adult education where offered in public education agencies toward the education of certain persons not having a high school education or the educational prerequisites for developing saleable skill; and declaring an emergency.

SB 241, By Kennard: Transferring original jurisdiction in matters of eminent domain from the County Court and the County Court at Law of Tarrant County to the district courts of that county; and declaring an emergency.

SCR 31, By Ratliff: Recognizing side oats grama as state grass.

SCR 32, By Bernal: Recognizing the valuable contributions of Charles O. Kilpatrick.

HCR 50, By Semos, Braecklein: In memory of Deputy William Don Reese.

HCR 51, By Braecklein, Semos: In memory of Deputy Samuel Garcia Infante.

HCR 52, By A. Moore, Semos, Braecklein: Honoring the noble life and service of A. J. Robertson.

SB 31, By Schwartz, et al: Relating to adoption by State Board of Insurance rules and regulations providing for an assigned risk plan for fire and casualty insurance; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representatives Carrillo, Cruz, Longoria, Hale, and Allred entered the House and were announced present.

MEMORIAL RESOLUTIONS ADOPTED

The following Memorial Resolutions were adopted unanimously by a rising vote:

HSR 142, by Uher: In memory of Del S. Beeman.

HSR 143, by Johnson: In memory of Stewart Edmund King.

Representative Haynes entered the House and was announced present.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HCR 55, by Braun, Nichols, Graves, and Clark: Congratulating Michael Bennett of Galena Park.

HCR 56, by Solomon: Commending Judge R. T. Wilkinson.

HSR 144, by Johnson: Commending Major General Charles H. Roadman.

HSR 145, by Ward: Commending the Glen Rose Tigerettes Basketball Team.

HSR 146, by Tom Holmes: Congratulating the Gilbreath Family.

HSR 148, by Orr: Commending students of DeSoto High School.

HSR 149, by Shannon: Commending the Texas Forestry Association, the Frank Paxton Lumber Company, and the Texas Department of Corrections for providing gavels for the House of Representatives.

HSR 150, by Pickens: Congratulating Mrs. Preston (Joyce) Parker.

Representatives Rodriguez and Finney entered the House and were announced present.

SENATE BILLS ON FIRST READING

The following Senate Bills were today laid before the House, read first time and referred to Committees, as follows:

SB 27 to the Committee on Public Health.

SB 38 to the Committee on Judiciary.

SB 128 to the Committee on Higher Education.

SB 367 to the Committee on Governmental Affairs and Efficiency.

SCR 30—REFERRED TO COMMITTEE

(Concerning the Study Committee on Programs for the Handicapped)

The Speaker laid before the House the following resolution:

SCR 30

Whereas, The Texas Legislative Council was requested to undertake a comprehensive study of programs designed to assist, provide services for, and rehabilitate handicapped Texans by Senate Concurrent Resolution No. 31, 61st Legislature, Regular Session; and

Whereas, The State Commission for the Blind, as a condition for receiving and using grants for basic support available through the federal government, is required to engage in continuing Statewide studies of the needs of handicapped individuals and how these may be most effectively met; and the State Commission for the Blind believes that such Statewide planning, together with program evaluation necessary for sound planning, can most effectively be conducted by obtaining the assistance of an objective and qualified organization; and

Whereas, In pursuance of this policy and philosophy, the study authorized by Senate Concurrent Resolution No. 31, 61st Legislature, has been implemented and funded through an interagency contract between the Texas Legislative Council and the State Commission for the Blind extending through August 31, 1971; and

Whereas, The Texas Legislative Council Study Committee which directed the project has been assisted, as provided in the authorizing resolution, by a sizable Citizens Advisory Commission consisting of legislative, citizen, and ex officio members from various State agencies providing services for the handicapped; and

Whereas, Although the study group has made a preliminary report and recommendations which were unanimously adopted by the Council and transmitted to the 62nd Legislature, the study will be continuing until the end of the current fiscal year; and

Whereas, Progress of the work will be greatly facilitated by the continued involvement of the Study Committee and Citizens Advisory Commission members who have become familiar with programs for the handicapped and developed effective working relationships; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That the Texas Legislative Council be and hereby is empowered to enter into such interagency contracts with the State Commission for the Blind as might be necessary to assist the State Commission for the Blind in fulfilling federal requirements for continuing Statewide studies and to assure the appropriate involvement of federal funds in such studies; and, be it further

Resolved, That the Study Committee on Programs for the Handicapped, Texas Legislative Council, 61st Legislature, consisting of Senators Barbara Jordan and David Ratliff and Representatives Jack Blanton, Delwin Jones, and J. E. Ward, continue to function and direct this study project throughout the duration of the interagency contract; and, be it further

Resolved, That Senator Jordan and Representative Blanton continue to serve as committee chairman and vice-chairman, respectively; and, be it further

Resolved, That the legislative Members of the Citizens Advisory Com-

mission who are serving in the 62nd Legislature, Senators Jack Hightower and W. E. (Pete) Snelson and Representative Paul Moreno, continue as Advisory Commission members for the duration of the inter-agency contract; and, be it further

Resolved, That necessary travel and other expenses incidental to such service be reimbursed by the Texas Legislative Council from funds budgeted for this project.

The resolution was referred to the Committee on Resolutions and Interim Activities.

(Mr. Hale in the Chair)

Representatives Bynum and Patterson entered the House and were announced present.

HCR 57—REFERRED TO COMMITTEE

(Granting Frederick E. Munk, Mamie Fuller and Henry Munk permission to sue the state)

Mr. Johnson offered the following resolution:

HCR 57

Whereas, Frederick E. Munk, Mamie Fuller and Henry Munk, individually and as Independent Executor of the Estate of Maggie Munk, deceased, claim title to an interest in 23.14 acres of land in Bexar County, Texas, which property is also claimed by Daniel G. Silva; and

Whereas, Daniel G. Silva claims title to the property under a conveyance from the Veterans' Land Board of the State of Texas dated February 18, 1969, which conveyance is filed and of record in Bexar County, Texas; and

Whereas, Frederick E. Munk, Mamie Fuller, and Henry Munk, individually and as Independent Executor of the Estate of Maggie Munk, deceased, have instituted an action in trespass to try title against Daniel G. Silva to determine the validity of their claim and to recover judgment for such relief as they may be entitled to, and the Veterans' Land Board of the State of Texas is a necessary party to said suit; now, therefore, be it

Resolved, by the House of Representatives of the State of Texas, the Senate concurring, That Frederick E. Munk, Mamie Fuller and Henry Munk, individually and as Independent Executor of the Estate of Maggie Munk, deceased, are hereby granted permission to bring suit against Daniel G. Silva and the Veterans' Land Board of the State of Texas, and to join as a defendant said Veterans' Land Board of the State of Texas in pending litigation regarding said land in any court of competent jurisdiction; and, be it further

Resolved, That service of citation and other required process may be made upon the Attorney General of the State of Texas and upon the Com-

missioner of the General Land Office of the State of Texas; and, be it further

Resolved, That nothing herein shall be construed as an admission on the part of the State of Texas, or any of the departments or agencies of the State of Texas, or any of the political subdivisions of the State of Texas, as to the validity of any allegations or claims asserted in said suit, but that all allegations and claims asserted in said suit must be proved as in other suits under the same rules of evidence, and the same laws as apply in and govern the trial of other civil cases; and, be it further

Resolved, That nothing herein shall be construed as a waiver of any defenses, of fact as well as law, that may be asserted by or available to the State of Texas, or any of the departments or agencies of the State of Texas, or any of the political subdivisions of the State of Texas, in said suit, but all such defenses are hereby specifically reserved.

The resolution was referred to the Committee on Judiciary.

HOUSE JOINT RESOLUTIONS ON FIRST READING

The following House Joint Resolutions were today laid before the House, read first time and referred to the Committee on Constitutional Amendments:

By Hawn and Hilliard:

HJR 39, A Joint Resolution proposing an Amendment to Article IV, Section 26, of the Texas Constitution, to provide for the appointment of notaries public with statewide jurisdiction for terms of four years.

By Niland:

HJR 40, A Joint Resolution proposing an Amendment to Article IX of the Texas Constitution by adding a Section 3 to provide for home-rule powers and consolidation of powers for any county in the state and the city or cities in the county upon local referendum.

By Niland:

HJR 41, A Joint Resolution proposing an Amendment to Article XVI, Section 61, of the Texas Constitution, to require the commissioners court in all counties of the state to compensate all justices of the peace on a salary basis beginning January 1, 1972.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read first time and referred to Committees, as follows:

By Niland:

HB 651, A bill to be entitled An Act redefining "cigarette" to exclude rolls for smoking made of tobacco substitutes; amending Subdivision (1), Article 7.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

By H. Davis:

HB 652, A bill to be entitled An Act amending Chapter 22, Acts of the 57th Legislature, 3rd Called Session, 1962, as amended (Article 6228a-5, Vernon's Texas Civil Statutes); authorizing the Texas Department of Mental Health and Mental Retardation and the state schools, state hospitals, and other facilities and institutions under its jurisdiction, and other state and political subdivision hospitals to purchase annuities for their employees; adding a new section to be designated as Section IA authorizing the Comptroller of Public Accounts to make payroll deductions from salary warrants of participating employees for the purchase of annuities; and declaring an emergency.

Referred to Committee on Mental Health and Mental Retardation.

By Short:

HB 653, A bill to be entitled An Act relating to authorizing the county judge of certain counties to appoint a county industrial commission; and declaring an emergency.

Referred to Committee on Counties.

By John Hannah:

HB 654, A bill to be entitled An Act amending Chapter 279, Acts of the 59th Legislature, Regular Session, 1965, as amended (Article 5421z, Vernon's Texas Civil Statutes), by adding a Section 21A relating to residential leases of certain Indian land to members of the Alabama and Coushatta Tribes; and declaring an emergency.

Referred to Committee on Appropriations.

By Doran:

HB 655, A bill to be entitled An Act including Concho County under the provisions of the Uniform Wildlife Regulatory Act; amending Section 1 of the Uniform Wildlife Regulatory Act (Article 978j-1, Vernon's Texas Penal Code); and declaring an emergency.

Referred to Committee on Parks and Wildlife.

HB 656 was not read first time today.

By Adams:

HB 657, A bill to be entitled An Act requiring a jury to determine the mental competency and related hospitalization issues in a criminal action; amending Article 46.02, Sections 1.03, 1.04, 1.05, 1.06, and 1.07(e) and (f), Code of Criminal Procedure, 1965, as added by _____ Bill No. _____, 62nd Legislature, Regular Session, 1971; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Orr:

HB 658, A bill to be entitled An Act validating the incorporation and charter and charter amendment proceedings of cities and towns, including home rule cities, heretofore incorporated or attempted to be incorporated under the Constitution or general laws of Texas; validating the boundary lines thereof, as said boundaries may have been changed by ordinance since the original incorporation; validating governmental proceedings; providing certain limitations as to the application of the Act; providing a nonlitigation clause; providing a saving clause; and declaring an emergency.

Referred to Committee on Urban Affairs.

By Hubenak:

HB 659, A bill to be entitled An Act amending Acts 1933, 43rd Legislature, page 91, Chapter 45, codified as Article 5159a, Revised Civil Statutes of 1925, as amended by amending Section 4 thereof to except school districts from provision requiring that public bodies state prevailing wage as sum certain in dollars and cents; providing for severability; and declaring an emergency.

Referred to Committee on Public Education.

By Mengden:

HB 660, A bill to be entitled An Act establishing public assistance payments as claims in favor of the State and providing for liens to secure the payment thereof; providing for an effective date; and declaring an emergency.

Referred to Committee on State Affairs.

By Salter:

HB 661, A bill to be entitled An Act relating to the bond interest rate on housing authority bonds; amending Section 15, Chapter 462, Acts of the 45th Legislature, Regular Session, as amended (Article 1269k, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Banks and Banking.

By Salter:

HB 662, A bill to be entitled An Act relating to providing for certain penalties for delays by insurers after written demand by insureds for payment of losses; amending Article 3.62 of the Texas Insurance Code; and declaring an emergency.

Referred to Committee on Insurance.

By Salter:

HB 663, A bill to be entitled An Act authorizing a person 18 years old or older to donate his blood to the American Red Cross, a blood bank operating under the supervision of a licensed physician, or a hospital

licensed under the provisions of the Texas Hospital Licensing Law; and declaring an emergency.

Referred to Committee on Youth.

By Salter:

HB 664, A bill to be entitled An Act relating to the licensing and regulation of accident and health insurance agents; amending Section 4, Article 21.07, Texas Insurance Code, as amended; and declaring an emergency.

Referred to Committee on Insurance.

By Salter:

HB 665, A bill to be entitled An Act relating to the area of operation of a county or regional housing authority; amending Section 23c, Chapter 462, Acts of the 45th Legislature, Regular Session, as amended (Article 1269k, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Wyatt:

HB 666, A bill to entitled An Act relating to the definition of organized volunteer fire departments; amending Subsection (6), Section 2, Chapter 86, Acts of the 60th Legislature, Regular Session, 1967, as amended (Article 6228f, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Governmental Affairs and Efficiency.

By Wyatt:

HB 667, A bill to be entitled An Act relating to the compensation of the members and clerk of the Victoria County Juvenile Board; amending Sections 2 and 3, Chapter 187, Acts of the 57th Legislature, Regular Session, 1961 (Article 5139JJ, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Wyatt:

HB 668, A bill to be entitled An Act eliminating the qualification that cities, towns, and villages with authority to enforce land use restrictions contained in subdivision dedications must be situated in a county having a population of more than 1,000,000 and extending the authority to any city, town, or village having a population of more than 10,000; amending Section 1, Chapter 72, Acts of the 59th Legislature, Regular Session, 1965 (Article 974a-1, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Urban Affairs.

By Haynes:

HB 669, A bill to be entitled An Act relating to the practice of barbering and the regulation of barbers in this State; amending Chapter 287, Acts of the 57th Legislature, Regular Session, 1961 (Section 9, Article 734a, Vernon's Texas Penal Code, 1925), as amended; amending Section 2, Chapter 746, Acts of the 60th Legislature, Regular Session, 1967 (Section 3, Article 734a, Vernon's Texas Penal Code), as amended; amending Section 13, Chapter 65, Acts of the 41st Legislature, First Called Session, 1929 (Section 13, Article 734a, Vernon's Texas Penal Code, 1925), as amended; amending Section 7, Chapter 746, Acts of the 60th Legislature, Regular Session, 1967 (Section 14, Article 734a Vernon's Texas Penal Code), as amended; defining terms; providing additional standards and regulations; providing a repealing clause; providing for severability; and declaring an emergency.

Referred to Committee on State Affairs.

By Newton:

HB 670, A bill to be entitled An Act relating to the subsequent offense of driving while intoxicated; amending Article 802b, Penal Code of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Cobb, Wayne, Sanchez, Poerner, Baker, Hubenak, C. Parker, Atwood, Longoria, Jungmichel, and Clayton:

HB 671, A bill to be entitled An Act relating to the application of agricultural chemicals and the licensing of commercial applicators; providing a penalty; and declaring an emergency.

Referred to Committee on Agriculture.

By D. Davis and Murray:

HB 672, A bill to be entitled An Act amending Section 9, Chapter 179, Acts of the 61st Legislature, 1969, (Article 2615f-1a, Vernon's Texas Civil Statutes) by amending said section to authorize a campus of Texas State Technical Institute in Nolan County; and declaring an emergency.

Referred to Committee on Higher Education.

By Clark, Cruz, Joe Allen, Reed, Gammage, T. Bass, Graves, C. Parker, Nelms, Truan, Nichols, Braun, Johnson, and Haynes:

HB 673, A bill to be entitled An Act amending the employers' liability and workmen's compensation laws of this state; amending Sections 8, 10, 11, and 12 of Article 8306, Revised Civil Statutes of Texas, 1925, as amended, to increase the benefit amount; providing that this Act shall not affect any rights which have vested or accrued prior to the effective date hereof, and retaining prior laws in effect, insofar as injuries sustained prior to the effective date hereof; providing for a savings clause; repealing all laws in conflict; and declaring an emergency.

Referred to Committee on Insurance.

By Cavness:

HB 674, A bill to be entitled An Act amending Section 5 of Chapter 304, Acts of the 55th Legislature, Regular Session, 1957 (Section 5, Article 664-3, Vernon's Texas Civil Statutes); authorizing Community Centers for Mental Health and Mental Retardation Services that are receiving State grants-in-aid under the provisions of Article 4 of the Texas Mental Health and Mental Retardation Act to purchase drugs and medicines through the Board of Control; and declaring an emergency.

Referred to Committee on Mental Health and Mental Retardation.

By Harding:

HB 675, A bill to be entitled An Act relating to the penalty for possession of less than two ounces of cannabis; amending Section 23, Uniform Narcotic Drug Act, as amended (Article 725b, Vernon's Texas Penal Code), by adding a Subsection (d); and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Burgess:

HB 676, A bill to be entitled An Act including certain land in Sabine and San Augustine Counties under the Uniform Wildlife Regulatory Act; providing for that land a special archery season for both sexes of deer and javelina and providing a special nonresident archery license; providing for the taking of javelina at any time except by bow and arrow; amending Section 1 and adding a Subsection (o) to Section 13, Uniform Wildlife Regulatory Act, as amended (Article 978j-1, Vernon's Texas Penal Code); repealing Sections 2, 3, 4, 5, 6, and 7, Chapter 646, Acts of the 59th Legislature, Regular Session, 1965; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Burgess and John Hannah:

HB 677, A bill to be entitled An Act relating to life preservers as required equipment in all motorboats and the requirement of wearing life preservers; amending Subsection (f), Section 7, Water Safety Act, as amended (Article 1722a, Vernon's Texas Penal Code), and adding a Section 18a; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Burgess:

HB 678, A bill to be entitled An Act relating to discarding waste materials on public and private property; providing penalties for violations; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Orr:

HB 679, A bill to be entitled An Act amending the Insurance Code of Texas, as heretofore amended, by adding a new article designated Article

21.26A, authorizing any domestic stock insurance company to effect an exchange of all the outstanding stock of its shareholders for stock or other securities of another domestic corporation or foreign corporation, or other consideration; specifying the purpose of the Act; specifying the procedure necessary for adoption of a plan for such exchange and approval thereof by the shareholders; requiring the State Board of Insurance to hold a public hearing upon the fairness of the plan of exchange and to determine whether it will adversely affect the operation of the domestic insurance company, or the acquiring corporation if it is an insurance company; providing a procedure for dissent by shareholders to the plan of exchange; specifying the effect of the plan of exchange on approving shareholders; allowing premium taxes paid by the domestic company as a credit on any franchise tax payable by acquiring corporation; providing that the domestic insurance company shall remain subject to the Insurance Code of Texas; providing for separate corporations; providing for adoption of procedures and rules and regulations; providing for adoption of rules and regulations pertaining to compliance with Federal regulations and statutes; providing for delegation of authority to the Commissioner of Insurance; providing a severability clause; and declaring an emergency.

Referred to Committee on State Affairs.

By Orr:

HB 680, A bill to be entitled An Act relating to the cancellation of contracts between insurance companies writing fire and casualty insurance and agents for the appointment of the agent as the representative of the company; amending the Texas Insurance Code by adding Article 21.11-1; and declaring an emergency.

Referred to Committee on Insurance.

By Traeger and Von Dohlen:

HB 681, A bill to be entitled An Act amending Article II of the Texas Liquor Control Act, Acts 1935, 44th Legislature, 2nd Called Session, as amended (Article 667, Vernon's Texas Penal Code), by adding a new Section 23-A-1; providing for severability; and declaring an emergency.

Referred to Committee on Liquor Regulation.

By Hawn and Hilliard:

HB 682, A bill to be entitled An Act relating to the requirement that notaries public put the date on which their commissions expire on all documents acknowledged by them; amending Article 5954, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Judiciary.

By Orr and Cavness:

HB 683, A bill to be entitled An Act relating to continuation of coverage under accident and sickness insurance for mentally retarded or physically handicapped children; amending Sections 2 and 8, Chapter 397, Acts of the 54th Legislature, 1955, as amended (Articles 3.70-2 and 3.70-8,

Vernon's Texas Insurance Code); providing an effective date; repealing all laws in conflict; providing for severability; and declaring an emergency.

Referred to Committee on Insurance.

By Ogg:

HB 684, A bill to be entitled An Act requiring the use of the jury wheel in all counties and providing the source of names to be used for jury wheels; amending Articles 2094, 2095, 2100, and 2101, Revised Civil Statutes of Texas, 1925, as amended; Chapter 529, Acts of the 61st Legislature, Regular Session, 1969 (Article 2100a, Vernon's Texas Civil Statutes); and Chapter 122, Acts of the 50th Legislature, 1947 (Article 2103a, Vernon's Texas Civil Statutes); authorizing the judge of a court to determine the necessary number of jurors to be drawn from the jury wheel; authorizing the parties to a suit to view drawing of names from the jury wheel; amending Article 2096, Revised Civil Statutes of Texas, 1925, as amended; amending Article 2118, Revised Civil Statutes of Texas, 1925, as amended; providing for service by the sheriff to appear and report for jury service; amending Section 1, Chapter 338, Acts of the 45th Legislature, 1937 (Article 2116d, Vernon's Texas Civil Statutes); providing that a court may not excuse a juror for economic reasons; amending Article 2120, Revised Civil Statutes of Texas, 1925; providing for qualifications for jury service; amending Subsection 1, Article 2133, Revised Civil Statutes of Texas, 1925, as amended; providing certain exceptions to jury service; amending Article 2135, Revised Civil Statutes of Texas, 1925, as amended; relating to the number of preemptory challenges to be assigned to parties requiring names of stricken jurors to be returned to the jury wheel; repealing Articles 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2116e, 2119, and 2136, Revised Civil Statutes of Texas, 1925, as amended; Chapter 454, Acts of the 44th Legislature, 2nd Called Session, 1935 (Article 2116c, Vernon's Texas Civil Statutes); and Chapter 395, Acts of the 58th Legislature, 1963, as amended (Article 2103b, Vernon's Texas Civil Statutes); repealing all laws in conflict; providing a severability clause; and declaring an emergency.

Referred to Committee on Judiciary.

By Cobb:

HB 685, A bill to be entitled An Act amending the employers' liability and workmen's compensation laws of this state; amending Section 28, Article 8306, Revised Civil Statutes of Texas, 1925, as amended, to raise the amount of tax on gross premiums of workmen's compensation policies to one-half of one percent; providing for a savings clause; repealing all laws in conflict; and declaring an emergency.

Referred to Committee on Appropriations.

By Cobb:

HB 686, A bill to be entitled An Act amending the employers' liability and workmen's compensation laws of this state; amending Section 18a, of Article 8308, Revised Civil Statutes of Texas, 1925, as amended, to authorize and direct the Industrial Accident Board to collect a \$7.50 filing fee from subscriber under the act; to allocate and disburse the fee accord-

ing to the terms and provisions of Section 28, Article 8306, Revised Civil Statutes of Texas, 1925, the Workmen's Compensation Fund; providing for a savings clause; repealing all laws in conflict; and declaring an emergency.

Referred to Committee on Appropriations.

By Poerner:

HB 687, A bill to be entitled An Act relating to the authority of the commissioners courts of certain counties to appoint a special investigator to serve under the direction of the county attorney; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Poerner:

HB 688, A bill to be entitled An Act relating to providing legal representation for county officials and employees by the district attorney, county attorney, or both, in certain suits against the official or employee; authorizing the commissioners court to employ and pay additional counsel; and declaring an emergency.

Referred to Committee on Judiciary.

By Bowers, Mengden, Earthman, Ogg, Blythe, E. Jones, and Lee:

HB 689, A bill to be entitled An Act relating to the licensing and regulation of dealers in used and secondhand personal property; containing penal provisions; and declaring an emergency.

Referred to Committee on State Affairs.

By Cole:

HB 690, A bill to be entitled An Act relating to the exemption of land owned by East Texas State University in Hunt County from the computation of local fund assignments under the Foundation School Program; amending Subsection (b) of Section 16.76, Texas Education Code, as amended; and declaring an emergency.

Referred to Committee on Public Education.

By John Allen:

HB 691, A bill to be entitled An Act relating to compensation of certain county and district officials in certain counties; amending Chapter 427, Acts of the 54th Legislature, Regular Session, 1955, as amended (Article 3883i, Vernon's Texas Civil Statutes) to add a new Section 3A; and declaring an emergency.

Referred to Committee on Counties.

By John Allen:

HB 692, A bill to be entitled An Act prescribing the maximum salary

to be paid to the official shorthand reporters for the 24th and 188th Judicial Districts; and declaring an emergency.

Referred to Committee on Counties.

By T. Moore:

HB 693, A bill to be entitled An Act relating to the creation of the County Court at Law No. 2 of McLennan County and defining the jurisdiction of the court; providing for appointment of certain court employees; providing for the selection of the judge of the court, prescribing his qualifications, and fixing his compensation; changing the name of the McLennan County Court at Law; amending Chapter 248, Acts of the 52nd Legislature, 1951, as amended (Article 1970-289b, Vernon's Texas Civil Statutes); making other provisions relating to the organization of the County Courts at Law of McLennan County; relating to the membership of the McLennan County Juvenile Board; and declaring an emergency.

Referred to Committee on Judiciary.

By T. Moore:

HB 694, A bill to be entitled An Act relating to the licensing of certain insurance agents and the license and appointment fees of certain insurance agents; amending Sections 1, 2, 5, 6, Subsection (c) of Section 7, and Section 14, Article 21.07, Texas Insurance Code, as amended; and declaring an emergency.

Referred to Committee on Insurance.

By Floyd and Dramberger:

HB 695, A bill to be entitled An Act authorizing the commissioners court in certain counties to regulate the use of land lying outside the limits of incorporated cities, towns, and villages; providing that no existing structure of use will be affected; providing for notice and hearings; establishing and prescribing the duties of a zoning commission; providing for appeals; providing for enforcement; prescribing penalties; prescribing the effect of conflicting laws; providing exceptions; and declaring an emergency.

Referred to Committee on Counties.

By Wayne and D. Jones:

HB 696, A bill to be entitled An Act relating to granting permits to, and regulating persons who haul agricultural products in their natural state; prescribing penalties; amending Subsection (i), Section 1, Chapter 314, Acts of the 41st Legislature, Regular Session, 1929, as amended (Article 911b, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Motor Transportation.

By Mengden:

HB 697, A bill to be entitled An Act to provide indemnification of police officer by the political subdivision by whom he is employed,

Referred to Committee on Judiciary.

By Bigham:

HB 698, A bill to be entitled An Act providing for regulation of the use, transportation, storage, and disposal of pesticides; creating the Texas Pesticide Control Agency; prescribing the agency's organization, powers, duties, and functions; prescribing a penalty for violation of its rules; and declaring an emergency.

Referred to Committee on State Affairs.

By Floyd:

HB 699, A bill to be entitled An Act repealing Chapter 44, Acts of the Sixty-first Texas Legislature, Second Called Session, 1969; and declaring an emergency.

Referred to Committee on Public Education.

By Foreman:

HB 700, A bill to be entitled An Act authorizing the transfer of the land of the Confederate Woman's Home from the Texas Department of Mental Health and Mental Retardation to the State Building Commission; to sell and convey same after offering such land to State agencies for a period of six (6) months and no agency desires the transfer of such land to it; describing the manner of sale and disposition of proceeds; and declaring an emergency.

Referred to Committee on Mental Health and Mental Retardation.

HB's 701-729 were not read first time today.

By Atwell:

HB 730, A bill to be entitled An Act raising revenue for the support of state government; amending Article 20.02, Section (A) of Article 20.021, Section (B) of Article 20.05, and Section (J) of Article 20.05, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, and Subdivision (2), Subsection K, Section 2, Chapter 36, Acts of the 60th Legislature, Regular Session, 1967, as amended (Article 1066c, Vernon's Texas Civil Statutes), to increase the rate of the Limited Sales, Excise, and Use Tax; amending Sections (1) and (2), Article 6.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to increase the rate of the motor vehicle retail sales and use tax; exempting certain items contracted or bid for before the effective date; providing an effective date; and declaring an emergency.

Referred to Committee on Revenue and Taxation.

(Speaker in the Chair)

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HSR 147, by Carl Parker: Congratulating the University of Texas Longhorn football team.

HSR 151, by Cavness: Congratulating the University of Texas Longhorn football team.

On motion of Mr. Cavness the names of all the Members of the House were added to HSR 147 and HSR 151 as signers thereof.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled resolution:

SCR 18, Naming a committee to appoint an outstanding artist to be Texas State Artist.

HB 279—ORDERED NOT PRINTED

Mr. Hale moved that HB 279 be not printed on second printing.

The motion prevailed without objection.

HCR 44—ADOPTED

The Speaker laid before the House the following resolution on committee report:

HCR 44, Making all varieties of bluebonnet the official state flower.

Mr. Aubry Moore offered the following committee amendment to HCR 44:

Committee Amendment No. 1.

Amend paragraph 3 of HCR 44 by striking the word "The" immediately following the word "Whereas" and inserting the following:

"Mrs. Robert Ward Cutler, Texas Goodwill Ambassador by appointment of the Governor of Texas, with the cooperation of the"

The committee amendment was adopted without objection.

HCR 44, as amended, was adopted.

Mr. Aubry Moore moved to reconsider the vote by which HCR 44 was adopted and to table the motion to reconsider.

The motion to table prevailed.

SB 21 ON SECOND READING
(Mr. Delwin Jones—House Sponsor)

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

SB 21, A bill to be entitled An Act authorizing the transfer of certain land from Texas Tech University to Texas Tech University School of Medicine; and declaring an emergency.

The bill was read second time and was passed to third reading.

Mr. Delwin Jones moved to reconsider the vote by which SB 21 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Patterson requested to be recorded as voting Nay on the passage to third reading of SB 21.

SB 42 ON SECOND READING
(Mr. Presnal—House Sponsor)

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

SB 42, A bill to be entitled An Act amending Sections 1, 2, 3, 4, and 10, Chapter 86, Acts of the 60th Legislature, Regular Session, 1967, as amended (Article 6228f, Vernon's Texas Civil Statutes); providing for assistance payments by the State of Texas to the surviving spouse and minor children of campus security personnel commissioned as peace officers who suffer violent death in the course of the performance of their duties; and declaring an emergency.

The bill was read second time.

Mr. Wayne offered the following amendment to SB 42:

Amend SB 42 by adding between the words "departments" and "and" in line 44 the words "Capitol Security Commissioned Officers," in section 1, and by adding between the words "officer," and "campus," in line 39 the words "Capitol Security Commissioned Officers," in section 3, and by adding between the words "officers," and "campus" in line 42 the words "Capitol Security Commissioned Officers," in section 10.

The amendment was adopted without objection.

SB 42, as amended, was passed to third reading.

SB 42 ON THIRD READING

Mr. Presnal moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 42 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—119

Allen, Joe	Blythe	Cates	Craddick
Allen, John	Boyle	Cavness	Cruz
Allred	Braecklein	Christian	Daniel
Angly	Braun	Clark	Davis, D.
Baker	Burgess	Clayton	Davis, H.
Bass, B.	Bynum	Coats	Doyle
Beckham	Calhoun	Cobb	Dramberger
Bigham	Carrillo	Cole	Farenthold

Finck	Hubenak	Nabers	Short
Finnell	Hull	Nelms	Silber
Finney	Ingram	Neugent, D.	Simmons
Foreman	Johnson	Newton	Slider
Gammage	Jungmichel	Ogg	Smith
Garcia	Kaster	Orr	Solomon
Golman	Kilpatrick	Parker, C.	Spurlock
Grant	Kost	Parker, W.	Stroud
Hale	Kubiak	Patterson	Swanson
Hannah, John	Lewis	Pickens	Tarbox
Harding	Ligarde	Poerner	Traeger
Harris	Lombardino	Poff	Truan
Hawkins	Longoria	Presnal	Tupper
Hawn	Lovell	Price	Uher
Haynes	McAlister	Reed	Von Dohlen
Head	McKissack	Rosson	Ward
Heatly	Moncrief	Salem	Wayne
Hendricks	Moore, A.	Salter	Wieting
Hilliard	Moore, G.	Sanchez	Williams
Holmes, T.	Moore, T.	Schulle	Williamson
Holmes, Z.	Moreno	Semos	Wyatt
Howard	Murray	Shannon	

Nays—20

Adams	Denton	Hanna, Joe	Nugent, J.
Agnich	Doran	Jones, E.	Rodriguez
Bass, T.	Earthman	Lee	Sherman
Bowers	Floyd	Mengden	Vale
Caldwell	Graves	Nichols	Wolff

Absent

Atwell	Jones, D.	Lemmon	Stewart
Atwood	Jones, G.	Santiesteban	

Absent-Excused

Blanton	Niland	Slack	
---------	--------	-------	--

The Speaker then laid SB 42 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Bigham	Carrillo	Cruz
Agnich	Blythe	Cates	Daniel
Allen, Joe	Bowers	Cavness	Davis, D.
Allen, John	Boyle	Christian	Davis, H.
Allred	Braecklein	Clark	Denton
Angly	Braun	Clayton	Doran
Baker	Burgess	Coats	Doyle
Bass, B.	Bynum	Cobb	Dramberger
Bass, T.	Caldwell	Cole	Earthman
Beckham	Calhoun	Craddick	Farenthold

Finck	Hull	Murray	Short
Finnell	Ingram	Nabers	Silber
Finney	Johnson	Nelms	Simmons
Floyd	Jones, D.	Neugent, D.	Slider
Foreman	Jones, E.	Newton	Smith
Gammage	Jones, G.	Nichols	Solomon
Garcia	Jungmichel	Nugent, J.	Spurlock
Golman	Kaster	Ogg	Stewart
Grant	Kilpatrick	Parker, C.	Stroud
Graves	Kost	Parker, W.	Swanson
Hale	Kubiak	Patterson	Tarbox
Hanna, Joe	Lee	Pickens	Traeger
Hannah, John	Lemmon	Poerner	Truan
Harding	Lewis	Poff	Tupper
Harris	Ligarde	Presnal	Uher
Hawkins	Lombardino	Price	Vale
Hawn	Longoria	Reed	Von Dohlen
Haynes	Lovell	Rodriguez	Ward
Head	McAlister	Rosson	Wayne
Heatly	McKissack	Salem	Wieting
Hendricks	Mengden	Salter	Williams
Hilliard	Moncrief	Sanchez	Williamson
Holmes, T.	Moore, A.	Schulle	Wolff
Holmes, Z.	Moore, G.	Semos	Wyatt
Howard	Moore, T.	Shannon	
Hubenak	Moreno	Sherman	

Absent

Atwell	Atwood	Orr	Santiesteban
--------	--------	-----	--------------

Absent-Excused

Blanton	Niland	Slack
---------	--------	-------

Mr. Presnal moved to reconsider the vote by which SB 42 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 198 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 198, Allowing injured employee entitled to Workmen's Compensation to select own physician or chiropractor.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Atwood	Blythe	Bynum
Agnich	Baker	Bowers	Caldwell
Allen, Joe	Bass, B.	Boyle	Calhoun
Allen, John	Bass, T.	Braecklein	Carrille
Allred	Beckham	Braun	Cates
Angly	Bigham	Burgess	Cavness

Christian	Harris	McKissack	Schulle
Clark	Hawkins	Mengden	Semos
Clayton	Hawn	Moncrief	Shannon
Coats	Haynes	Moore, A.	Sherman
Cole	Head	Moore, G.	Short
Craddick	Heatly	Moore, T.	Silber
Cruz	Hendricks	Moreno	Simmons
Daniel	Hilliard	Murray	Slider
Davis, D.	Holmes, Z.	Nabers	Smith
Davis, H.	Howard	Nelms	Solomon
Denton	Hubenak	Neugent, D.	Spurlock
Doran	Hull	Newton	Stewart
Doyle	Ingram	Nichols	Stroud
Dramberger	Johnson	Nugent, J.	Swanson
Earthman	Jones, D.	Ogg	Tarbox
Farenthold	Jones, E.	Orr	Traeger
Finck	Jones, G.	Parker, C.	Truan
Finnell	Jungmichel	Parker, W.	Tupper
Finney	Kaster	Patterson	Uher
Floyd	Kilpatrick	Pickens	Vale
Foreman	Kost	Poerner	Von Dohlen
Gammage	Kubiak	Poff	Ward
Garcia	Lee	Presnal	Wayne
Golman	Lemmon	Price	Wieting
Grant	Lewis	Reed	Williams
Graves	Ligarde	Rodriguez	Williamson
Hale	Lombardino	Rosson	Wolff
Hanna, Joe	Longoria	Salem	Wyatt
Hannah, John	Lovell	Salter	
Harding	McAlister	Sanchez	

Nays—1**Holmes, T.****Absent**

Atwell Cobb Santiesteban

Absent-Excused

Blanton Niland Slack

Mr. Nichols moved to reconsider the vote by which HB 198 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 3 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 3, Relating to amount available for workmen's compensation awards and expenses at Texas Tech University.

The bill was read third time and was passed.

Mr. McAlister moved to reconsider the vote by which HB 3 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 77 ON THIRD READING

The Speaker laid before the House on its third reading and final passage,

HB 77, Relating to jurisdiction of County Court and County Court at Law of Smith County.

The bill was read third time.

Mr. Doran offered the following amendment to HB 77:

Amend HB 77 by striking Subsection (c) of Section 1 and substituting in lieu thereof the following:

(c) The county judge and the judge of the county court at law may freely exchange benches and courtrooms with each other so that if one is ill, disqualified, or otherwise absent, the other may hold court for him without the necessity of transferring the case involved. Either judge may hear all or any part of a case pending in the county court or county court at law; and he may rule and enter orders on and continue, determine, or render judgment on all or any part of the case without the necessity of transferring it to his own docket. However, the judge of the county court at law may not sit or act in a case unless it is within the jurisdiction of his court.

A record vote was requested.

The amendment by Mr. Doran failed of adoption by the following vote:

Yeas—85

Angly	Cobb	Holmes, T.	Poff
Baker	Cole	Hubenak	Schulle
Beckham	Davis, H.	Ingram	Shannon
Burgess	Doran	Jones, G.	Short
Bynum	Doyle	Moore, A.	Slider
Calhoun	Earthman	Nabers	Tarbox
Cates	Floyd	Ogg	Traeger
Cavness	Foreman	Orr	Ward
Christian	Hanna, Joe	Poerner	

Nays—99

Adams	Blythe	Craddick	Gammage
Agnich	Bowers	Cruz	Garcia
Allen, Joe	Boyle	Daniel	Golman
Allen, John	Braecklein	Davis, D.	Grant
Allred	Braun	Denton	Graves
Atwell	Caldwell	Dramberger	Hale
Bass, B.	Carrillo	Farenthold	Hannah, John
Bass, T.	Clark	Finck	Harding
Bigham	Coats	Finnell	Harris

Hawkins	Lee	Newton	Simmons
Hawn	Lemmon	Nichols	Solomon
Haynes	Lewis	Nugent, J.	Spurlock
Head	Ligarde	Parker, C.	Stewart
Heatly	Lombardino	Patterson	Swanson
Hendricks	Longoria	Pickens	Truan
Hilliard	Lovell	Presnal	Tupper
Holmes, Z.	McAlister	Price	Vale
Howard	McKissack	Reed	Von Dohlen
Johnson	Moncrief	Rodriguez	Wayne
Jones, E.	Moore, G.	Rosson	Wieting
Jungmichel	Moore, T.	Salem	Williams
Kaster	Moreno	Salter	Williamson
Kilpatrick	Murray	Sanchez	Wolff
Kost	Nelms	Semos	Wyatt
Kubiak	Neugent, D.	Silber	

Present—Not Voting

Clayton	Parker, W.	Stroud	Uher
Hull	Sherman		

Absent

Atwood	Jones, D.	Santiesteban	Smith
Finney	Mengden		

Absent-Excused

Blanton	Niland	Slack	
---------	--------	-------	--

HB 77 was passed by the following vote:

Yeas—118

Adams	Clark	Hale	Lemmon
Agnich	Clayton	Hannah, John	Lewis
Allen, Joe	Coats	Harding	Ligarde
Allen, John	Cobb	Harris	Lombardino
Allred	Cole	Hawkins	Longoria
Angly	Craddick	Hawn	Lovell
Atwood	Daniel	Haynes	McAlister
Baker	Davis, D.	Head	Mengden
Bass, B.	Davis, H.	Heatly	Moncrief
Bass, T.	Denton	Hendricks	Moore, A.
Beckham	Doyle	Holmes, Z.	Moore, G.
Bigham	Earthman	Howard	Moore, T.
Blythe	Farenthold	Hubenak	Moreno
Bowers	Finck	Ingram	Murray
Boyle	Finnell	Johnson	Nabers
Braecklein	Finney	Jones, D.	Nelms
Braun	Foreman	Jones, E.	Neugent, D.
Burgess	Gammage	Kaster	Newton
Caldwell	Garcia	Kilpatrick	Nichols
Carrillo	Golman	Kost	Nugent, J.
Cates	Grant	Kubiak	Orr
Cavness	Graves	Lee	Parker, C.

Parker, W.	Salem	Solomon	Ward
Patterson	Salter	Spurlock	Wieting
Pickens	Sanchez	Stewart	Williams
Presnal	Schulle	Stroud	Williamson
Price	Shannon	Swanson	Wolff
Reed	Silber	Truan	Wyatt
Rodriguez	Simmons	Tupper	
Rosson	Smith	Vale	

Nays—19

Bynum	Dramberger	Jungmichel	Slider
Calhoun	Floyd	Ogg	Tarbox
Christian	Hanna, Joe	Poerner	Traeger
Cruz	Holmes, T.	Poff	Von Dohlen
Doran	Jones, G.	Short	

Present—Not Voting

Hull	Sherman	Uher	Wayne
Semos			

Absent

Atwell	Hilliard	McKissack	Santiesteban
--------	----------	-----------	--------------

Absent-Excused

Blanton	Niland	Slack
---------	--------	-------

Mr. Head moved to reconsider the vote by which HB 77 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 258 ON SECOND READING

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

HB 258, A bill to be entitled An Act relating to appointment of a county tax assessor-collector in a county under 10,000 inhabitants following an election adding the separate office; amending Chapter 8, Title 122, Revised Civil Statutes of Texas, 1925, by adding a new Article 7246-1/2; and declaring an emergency.

The bill was read second time and was passed to engrossment.

Mr. Tom Holmes moved to reconsider the vote by which HB 258 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO PLACE
HB 258 ON THIRD READING

Mr. Tom Holmes moved that the constitutional rule requiring bills

be read on three several days be suspended and that HB 258 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—107

Adams	Denton	Jones, D.	Price
Allen, Joe	Dramberger	Jungmichel	Reed
Allen, John	Farenthold	Kilpatrick	Rosson
Angly	Finck	Kost	Salem
Atwell	Finnell	Lemmon	Salter
Atwood	Finney	Lewis	Sanchez
Baker	Foreman	Ligarde	Schulle
Bass, B.	Garcia	Lombardino	Semos
Blythe	Golman	Longoria	Shannon
Boyle	Grant	Lovell	Short
Braecklein	Hale	McKissack	Silber
Burgess	Hanna, Joe	Moncrief	Slider
Bynum	Hannah, John	Moore, A.	Solomon
Caldwell	Harding	Moore, G.	Spurlock
Calhoun	Harris	Moore, T.	Stewart
Carrillo	Hawkins	Murray	Tarbox
Cates	Hawn	Nabers	Traeger
Cavness	Haynes	Neugent, D.	Truan
Christian	Head	Newton	Vale
Clayton	Heatly	Ogg	Von Dohlen
Coats	Hendricks	Orr	Ward
Cobb	Hilliard	Parker, W.	Wayne
Cole	Holmes, T.	Patterson	Wieting
Craddick	Hubenak	Pickens	Williams
Cruz	Hull	Poerner	Williamson
Daniel	Ingram	Poff	Wyatt
Davis, D.	Johnson	Presnal	

Nays—36

Agnich	Doran	Kubiak	Rodriguez
Allred	Doyle	Lee	Sherman
Bass, T.	Earthman	McAlister	Simmons
Beckham	Floyd	Mengden	Smith
Bigham	Graves	Moreno	Stroud
Bowers	Holmes, Z.	Nelms	Swanson
Braun	Jones, E.	Nichols	Tupper
Clark	Jones, G.	Nugent, J.	Uher
Davis, H.	Kaster	Parker, C.	Wolff

Absent

Gammage	Howard	Santiesteban
---------	--------	--------------

Absent-Excused

Blanton	Niland	Slack
---------	--------	-------

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was read and was adopted unanimously:

HSR 152, by Schulle: Commending the League of Women Voters.

On motion of Mr. Salem, the names of all the Members of the House were added to the resolution as signers thereof.

HB 222 ON SECOND READING

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

HB 222, A bill to be entitled An Act amending Article 19.01, Code of Criminal Procedure, 1965, relating to the qualifications for jury commissioners, by eliminating the requirement that a jury commissioner be a freeholder; and declaring an emergency.

The bill was read second time and was passed to engrossment.

Mr. Harris moved to reconsider the vote by which HB 222 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILLS ON FIRST READING

The following Senate Bills were today laid before the House, read first time and referred to Committees, as follows:

SB 65 to the Committee on Urban Affairs.

SB 112 to the Committee on Criminal Jurisprudence.

SB 31 to the Committee on Insurance.

VOTE RECORDED

By unanimous consent of the House, Mr. Smith was granted permission to be recorded as voting Yea on the passage of HB 216, the vote being on February 23, 1971.

ADJOURNMENT

Mr. Sherman moved that the House adjourn until 10:30 a.m. tomorrow.

The motion prevailed without objection.

The House accordingly, at 12:14 p.m., adjourned until 10:30 a.m. tomorrow.

 APPENDIX

 RECOMMENDATIONS OF THE TEXAS
 WATER COMMISSION FILED WITH SPEAKER

Recommendations of the Texas Water Commission on HB 459 filed with the Speaker on February 23, 1971.

Recommendations of the Texas Water Commission on HB 460 filed with the Speaker on February 23, 1971.

Recommendations of the Texas Water Commission on HB 555 filed with the Speaker on February 23, 1971.

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills, as follows:

Conservation and Reclamation: HB 347, HB 348, HB 479, HB 480, HB 481.

Counties: HB 1.

Engrossed and Enrolled Bills: Correctly engrossed—HB 3, HB 77, HB 198, HB 377. Correctly enrolled—HB 229.

Governmental Affairs and Efficiency: HB 600.

Judicial Districts: HB 253.

Public Education: HB 235, HB 279.

 SENT TO THE GOVERNOR
 February 24, 1971

HB 84

HB 115

HB 229

 TWENTY-NINTH DAY—THURSDAY, FEBRUARY 25, 1971

The House met at 10:30 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Atwell	Blythe	Caldwell
Adams	Atwood	Bowers	Calhoun
Agnich	Baker	Boyle	Carrillo
Allen, Joe	Bass, B.	Braecklein	Cates
Allen, John	Bass, T.	Braun	Cavness
Allred	Beckham	Burgess	Christian
Angly	Bigham	Bynum	Clark