

Insurance: HB 329.

Judiciary: HB 113.

Penitentiaries: SB 188.

Public Education: HB 328, HB 351.

State Affairs: HB 203, HB 266.

SENT TO THE GOVERNOR  
MARCH 3, 1971

HB 499.

THIRTY-SECOND DAY—THURSDAY, MARCH 4, 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	Davis, H.	Jungmichel	Reed
Adams	Denton	Kaster	Rodriguez
Agnich	Doran	Kilpatrick	Rosson
Allen, Joe	Doyle	Kost	Salem
Allen, John	Dramberger	Kubiak	Salter
Allred	Earthman	Lee	Sanchez
Angly	Farenthold	Lemmon	Santiesteban
Atwell	Finck	Lewis	Schulle
Baker	Finnell	Ligarde	Semos
Bass, B.	Finney	Lombardino	Shannon
Bass, T.	Floyd	Longoria	Sherman
Beckham	Foreman	Lovell	Short
Bigham	Gammage	McAlister	Silber
Blanton	Garcia	McKissack	Simmons
Blythe	Golman	Mengden	Slack
Bowers	Grant	Moncrief	Slider
Boyle	Hale	Moore, A.	Smith
Braecklein	Hanna, Joe	Moore, G.	Solomon
Braun	Hannah, John	Moore, T.	Spurlock
Burgess	Harding	Moreno	Stewart
Bynum	Harris	Murray	Stroud
Caldwell	Hawkins	Nabers	Swanson
Calhoun	Hawn	Nelms	Tarbox
Carrillo	Haynes	Newton	Traeger
Cates	Head	Nichols	Tupper
Cavness	Heatly	Niland	Uher
Christian	Hendricks	Nugent, J.	Vale
Clark	Hilliard	Orr	Von Dohlen
Clayton	Holmes, T.	Parker, C.	Ward
Coats	Holmes, Z.	Parker, W.	Wayne
Cobb	Howard	Patterson	Wieting
Cole	Hubenak	Pickens	Williams
Craddick	Hull	Poerner	Williamson
Cruz	Jones, D.	Poff	Wolff
Daniel	Jones, E.	Presnal	Wyatt
Davis, D.	Jones, G.	Price	

**Absent**

Atwood                      Johnson                      Neugent, D.                      Ogg

**Absent-Excused**

Graves                      Ingram                      Truan

(Mr. Longoria occupied the Chair temporarily)

(Speaker in the Chair)

A quorum of the House was announced present.

The Invocation was offered by Chaplain Clinton Kersey.

**LEAVES OF ABSENCE GRANTED**

The following Members were granted leaves of absence for today on account of important business:

Mr. Graves on motion of Mr. Nichols.

Mr. Ingram, temporarily for today, on motion of Mr. Boyle.

Mr. Truan, temporarily for today, on motion of Mr. Vale.

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

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

HB 377, Prohibiting hunting from any type of aircraft and authorizing hunting from an automobile on private property.

HB 381, Removing the American bison or buffalo from the definition of a game animal.

HB 382, Repealing Article 978h, Penal Code, declaring buffalo to be game animals.

HCR 25, Memorializing the Congress of the United States urging the continuation of the operation of the United States Public Health Service Hospital in Galveston and the Outpatient Clinics in Houston and Port Arthur.

HCR 62, In memory of Doyle Oliver Curington.

SB 91, Authorizing State instrumentalities to make advance payment to Federal and State Agencies for merchandise.

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Representatives Bill Bass, Finney, John Hannah, Cavness, Clayton, and Wayne entered the House and were announced present.

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**MEMORIAL RESOLUTIONS ADOPTED**

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

HSR 175, by Johnson: In memory of Mr. S. B. Zisman.

SCR 37, In memory of Billy Ray Ramey.

SCR 40, In memory of John D. Cofer.

**CONGRATULATORY RESOLUTIONS ADOPTED**

The following Congratulatory Resolutions were adopted unanimously:

HSR 178, by Kubiak: Congratulating the members of the team and the coaching staff of the Franklin High School Lions football team.

HSR 180, by Hilliard, Moncrief, Spurlock, Lewis, Sherman, Hull, Shannon, and Finney: Saluting the students of the government class of Tarrant County Junior College.

SCR 38, Commending the Texas State Historical Association.

SCR 39, Paying tribute to the Disabled American Veterans Organization.

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Representative Ingram entered the House and was announced present.

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**HB 283 WITH SENATE AMENDMENTS**

Mr. Lombardino called up with Senate Amendments for consideration at this time,

HB 283, Concerning computing deductions from wages and pensions of certain firemen and policemen's pension funds in certain cities.

On motion of Mr. Lombardino the House concurred in the Senate Amendments to HB 283.

Mr. Lombardino moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 283 and to table the motion to reconsider.

The motion to table prevailed.

**HB 283—TEXT OF SENATE AMENDMENTS**

Amend HB 283, Senate Printing, as follows:

(1) Strike the words "(or more)" on line 15, page 2.

(2) Strike the phrase "plus one percent (1%) thereof for each additional full year over thirty (30) but not to exceed a total of seventy percent (70%)

of such average total salary excluding overtime pay based on the member's five (5) highest paid years of service." on lines 22 through 26, page 2.

(3) Insert a period after the word "service" on line 22, page 2.

Amend caption to conform to body of bill.

HSR 181—ADOPTED

(Inviting James Carby to address the House)

Mr. Swanson offered the following resolution:

HSR 181

Whereas, All the peoples of the world thrilled to the exploits of Apollo 11 Mission, which culminated in man's first step upon the Moon on June 20, 1969; and

Whereas, The spacecraft, "Columbia," which carried Astronauts Neil A. Armstrong, Michael Collins and Edwin E. (Buzz) Aldrin, Jr., on this historic flight is now making a tour of the 50 states of the Union, in order that all Americans may have the privilege of seeing the craft and one of the moon rocks which was returned to earth by these 20th Century voyagers; and

Whereas, The Apollo 11 Fifty-State Tour is under the direction of James Carby, National Aeronautics and Space Administration, and is now in Austin at the State Capitol; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby invite James Carby, Tour Director, Apollo 11 Fifty-State Tour, to address the House at 11 a.m., Thursday, March 4, 1971, and that he be requested to bring with him the historic slate-covered lunar rock in the exhibit which is part of a larger collection totalling 47.6 pounds scooped up by Apollo astronauts during their brief stay on the moon; and, be it further

Resolved, That Members of this House be requested to view the moon rock, which Mr. Carby will have in the House Chamber at the time of his visit.

The resolution was read.

On motion of Mr. Swanson all necessary rules were suspended and HSR 181 was adopted unanimously.

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

REMARKS BY MR. JAMES CARBY

In accordance with the provisions of HSR 181, Speaker Mutscher introduced Mr. James Carby to the House.

Mr. Carby addressed the House briefly displaying a one-half pound lunar rock sample and extended an invitation to the Members of the House to visit the Exhibit of Apollo 11 on display at the front entrance of the Capitol Building.

## HSR 164—REFERRED TO COMMITTEE

(Urging Congress to adopt legislation amending the Constitution to permit nondenominational prayer in public buildings)

Mr. Blythe offered the following resolution:

## HSR 164

Whereas, There is a majority of the citizens of the State of Texas who are disturbed and distressed that students are not presently allowed to participate in nondenominational prayer in the public schools; and

Whereas, This majority of citizens would favor allowing their children the privilege and the right of participating in nondenominational prayer in their public schools; and

Whereas, In order to preserve the deeply religious moral tradition upon which our country was founded and to permit the furtherance of this well-founded tradition, the present prohibition of prayer in the public schools should be discontinued; therefore, be it

Resolved, That the Texas House of Representatives strongly urges the Congress of the United States to promptly adopt legislation proposing an Amendment to the Constitution of the United States to permit the right of persons lawfully assembled, in any public building, which is supported in whole or in part through the expenditure of public funds, to participate in nondenominational prayer.

The resolution was referred to the Committee on Constitutional Amendments.

## HSR 166—REFERRED TO COMMITTEE

(Relative to Executive Services Incorporated)

Mr. Denton offered the following resolution:

## HSR 166

Whereas, Executive Services Incorporated is making available professional analyses on all legislation, timely update reports on the status of that legislation within the legislative process, and a comprehensive Legislator's newspaper clipping service; and

Whereas, Executive Services is making this program available to the Governor, Senate, House of Representatives, and the Boards, Agencies and Commissions within the State Government; and

Whereas, The program offered by Executive Services has been adopted for use in all other areas of State Government; and

Whereas, A large number of the Members of the House of Representatives want to subscribe to this informational program in order to better perform their legislative responsibilities and to alleviate their staff's administrative duties; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature, That by this resolution the Members of the House of Representatives shall have the opportunity to subscribe to this program from their individual expense funds if they so choose.

The resolution was referred to the Committee on House Administration.

HSR 172—REFERRED TO COMMITTEE

(Creating an interim study committee on emergency medical services and charges)

Mr. Swanson offered the following resolution:

HSR 172

Whereas, Emergencies may strike any Texan at any time, regardless of financial condition, and the need for emergency medical treatment is not limited to those who are able to pay for such emergency care; and

Whereas, It has frequently been alleged and reported that indigent persons are denied emergency care and are turned away from hospitals because they lack the necessary cash or insurance coverage to pay for such care; and

Whereas, It is important that the State of Texas explore possible new solutions for providing for the emergency medical needs of all its citizens and for insuring that adequate medical facilities and services are available to meet the emergencies of all citizens; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create an interim study committee on emergency medical services and charges; this committee shall study all aspects and phases of emergency medical treatment provided by hospitals in metropolitan areas with a population in excess of 750,000 inhabitants in order to determine the possible need and feasibility of enacting state legislation or regulations regarding emergency medical care and charges for indigents; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that the committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed necessary, to the 63rd Legislature when it convenes in January, 1973, and that five copies of the completed report shall be filed in the Legislative

Reference Library and five copies shall be filed in the office of the Texas Legislative Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

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

#### HSR 173—REFERRED TO COMMITTEE

(Creating an interim study committee on vocational training schools)

Mr. Swanson offered the following resolution:

#### HSR 173

Whereas, The value of quality programs and institutions for vocational training and education has only recently been fully recognized and appreciated by our state, although Texas has for many years placed great emphasis upon its educational system; and

Whereas, Past legislative studies have made significant contributions to the Legislature's overall knowledge and understanding of the tremendous importance of vocational training programs, but there are many questions and problems which have not been resolved; and

Whereas, It is vital that the State of Texas explore possible new solutions for meeting the present vocational training needs of its citizens and for insuring the continued development and improvement of vocational training programs at all levels of our educational system to meet the expanded needs of future generations; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create an interim study committee on vocational training schools; this committee shall study all aspects and phases of the programs and services now provided by vocational training schools to determine what programs are now in operation, the effectiveness of various programs, and the plans of vocational training schools for future expansion, growth, and improvement; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed ne-

cessary, to the 63rd Legislature when it convenes in January, 1973, and that five copies of the completed report shall be filed in the Legislative Reference Library and five copies shall be filed in the office of the Texas Legislative Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

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

#### HSR 174—REFERRED TO COMMITTEE

(Creating an interim study committee on nursing homes)

Mr. Swanson offered the following resolution:

#### HSR 174

Whereas, The State of Texas has a growing number of senior citizens who reside in nursing homes and custodial care institutions; and

Whereas, The great number of alleged acts of abuse and mistreatment of nursing home residents, whether true or not, has aroused the interest of many Texans, making the issue of nursing home care a matter of great concern to the citizens of our state; and

Whereas, The maintenance of proper standards for the care and treatment of our many senior citizens is a matter of continuing state importance which requires the exploration of possible new approaches to insure that the highest level of care is available to this important group of citizens; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create an interim study committee on nursing homes; this committee shall study all aspects and phases of the nursing home industry and the state laws regulating the nursing home industry to determine the possible need for reform or upgrading of state standards; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the special interim study committee; and, be it further

Resolved, That operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that the committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed necessary, to the 63rd Legislature when it convenes in January, 1973, and that five copies of the completed report shall be filed in the Legislative Reference Library and five copies filed in the office of the Texas Legislative

Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

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

#### HCR 61—REFERRED TO COMMITTEE

(Concerning official policy for State Agencies concerning urban communities)

Mr. Golman offered the following resolution:

#### HCR 61

Whereas, Eight out of every ten Texans now live in urban places both small and large; and whereas Texas cities are still young and can avoid the problems that have plagued older urban areas of the nation; and

Whereas, The State of Texas has not had an official comprehensive policy toward the development of the human, natural, and economic resources of its urban communities; and

Whereas, A broad policy framework is needed to guide state agencies and officials toward coordinated action to assist urban communities; and

Whereas, The Legislature recognizes that the problems of both rural and urban areas are delicately interwoven and that renewal growth and new excellence in rural communities will be essential to avoiding some urban problems and solving others; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the following official policy is established for the guidance of all state agencies and institutions and that each agency or institution shall report not later than January 1, 1972, to the Governor for transmittal to the Legislature as to steps taken to further the policy or correct inconsistencies with the policy.

Preserving Environmental Quality. It is resolved that the policy of the state is to:

Encourage action at both the state and local levels to improve air and water quality through constructing and upgrading pollution control facilities, establishing adequate environmental monitoring systems, and promoting compliance with equitable environmental quality standards;

Explore methods of attaining a more optimum future balance between urban population growth and the available natural resources;

Promote action which will result in patterns of land-use in urban areas and on the urban fringe consistent with sound principles of economics, urban planning, and resource conservation;

Encourage new approaches to enhance the aesthetic qualities of cities by improving the design of facilities and by reducing visual and noise pollution;

Foster broad educational programs to inform all Texans about the prolonged effects which could result from the demands being placed on our natural resources and prepare some individuals for careers related to environmental quality;

Improve the ability of governmental agencies at the state and local levels to work together cooperatively in carrying out their responsibilities for environmental management.

**Improving Individual Opportunities.** It is resolved that the policy of the state is to:

Support policies and actions which will reduce discrimination and further improve the social and economic integration of racial and cultural minorities into the urban community;

Continue progress toward a state-assisted education program that will provide adequate facilities and teachers in all urban areas, respond to the needs of students of diverse cultural backgrounds, meet the continuing education needs of adults, and ease the transition of those migrating from rural to urban areas;

Promote more equal access to community opportunities such as education, employment, housing, and transportation for all urban residents;

Develop more effective ways of coordinating and evaluating state and local programs that have an impact on human resource potentials and strengthen the community orientation of such programs to the fullest extent possible;

Promote policies which will insure and protect democratic practices in employment, in both public and private organizations, and which will provide urban citizens more effective participation in guiding public programs and decisions which affect them;

Stimulate the continued development of more adequate occupational training programs that can provide economically beneficial and socially desirable alternatives for the recipients;

Encourage the expansion of community health care services and facilities so that full individual access to comprehensive health care for all citizens in urban areas may become a reality and so that preventive programs can be more effective.

Develop broader human resource development and job expansion programs in areas where employment opportunities are lacking and there is underutilization of manpower.

**Strengthening Local Government.** It is resolved that the policy of the state is to:

Reaffirm the state's reliance on elected city and county officials in developing ways to solve urban problems in cities, counties, and metropolitan areas;

Improve the process by which local officials are consulted and involved in state decisions that affect them;

Provide machinery for an expanded program of state assistance to local governments in dealing with urban problems and increase cooperation between the state and local governments;

Enable county and city governments in urban areas to assume responsibility for governmental problems of an area wide nature and provide needed urban services on a countywide basis;

Establish standards for the incorporation of new municipalities and the establishment of new special districts;

Authorize and provide incentives for broad-scale cooperation among units of local government in order to improve the effectiveness and economy of urban governmental services;

Strengthen the ability of local governments to solve metropolitan and regional problems through locally controlled councils of governments and regional planning commissions;

Assist local governments in improving the effectiveness of law enforcement agencies and correctional facilities in urban areas by encouraging local and regional cooperation, better utilization of personnel, and new programs designed to create better community understanding and support;

Improve the functioning of the courts by authorizing procedural and structural changes which will result in a more unified and efficient system;

Alter unduly restrictive constitutional and legal provisions that adversely affect the fiscal position of local governments and that encourage the formation of special districts;

Assist local governments in efforts to improve the quantity and quality of governmental manpower available to perform essential urban public services;

Promote more effective citizen participation in local government by improved electoral procedures, better communication with citizens, and early citizen involvement in both the definition of local problems and the development of plans and policies for solutions.

The resolution was referred to the Committee on State Affairs.

#### HCR 65—REFERRED TO COMMITTEE

(Petitioning Congress to call a convention proposing an Amendment to the Constitution concerning state public schools)

Mr. Williamson offered the following resolution:

#### HCR 65

Whereas, The organization and administration of public education in the United States was originally vested in the several states; and

Whereas, Restrictive and categorical initiatives of the federal government have usurped this vital function of state government; and

Whereas, State control of public education has the salutary effect of fostering local responsibility and induces public education to be responsive to community needs; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That this Legislature respectfully petition the Congress of the United States to call a convention for the purpose of proposing the following article as an Amendment to the Constitution of the United States:

**"ARTICLE \_\_\_\_\_**

"Each state shall have sole and exclusive jurisdiction of the organization and administration of all public schools and public school systems within the state. The courts of each state shall have exclusive jurisdiction to determine all rights, privileges, and immunities of citizens of the state with respect to public schools and public school systems within the state. No officer or court of the United States shall have power to impair or infringe any right so reserved to the states"; and, be it further

Resolved, That if Congress shall have proposed an Amendment to the Constitution identical with that contained in this Resolution prior to July 1, 1971, this application for a convention shall no longer be of any force or effect; and, be it further

Resolved, That a duly attested copy of this Resolution be immediately transmitted to the Secretary of the Senate of the United States and the Clerk of the House of Representatives of the United States and to each Member of Congress from this state.

The resolution was referred to the Committee on Constitutional Amendments.

**HOUSE BILLS ON FIRST  
READING**

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

(Mr. Doyle in the Chair)

By Baker, Short, Presnal, Clayton, and Ingram:

HB 804, A bill to be entitled An Act providing for the recovery by a retailer of farm implements and parts or a retailer of vehicles and parts of the total net price of the complete farm implements and vehicles and 85 percent of the total net price of the parts from a wholesaler, manufacturer, or distributor upon discontinuance of the dealer's contract by the wholesaler, manufacturer, or distributor or the retail dealer; and declaring an emergency.

Referred to Committee on Judiciary.

By Hale:

HB 805, A bill to be entitled An Act repealing Section 55 of Article 1 of the Texas Liquor Control Act, as amended (Article 666-55, Vernon's

Texas Penal Code); amending Article 1, Texas Liquor Control Act, as amended (Article 666-1 et seq., Vernon's Texas Penal Code) by adding a Section 4(e) authorizing the issuance of a General Class B Wholesaler's Permit and a Local Class B Wholesaler's Permit in an area wet for beer only and providing for maintenance of facilities in an area voted dry after the establishment of such facilities; and amending Article I, Section 16, Texas Liquor Control Act, as amended (Article 666-16, Vernon's Texas Penal Code) to exempt holders of Local Cartage and Agent's Permits from the requirement of obtaining a bond; and amending Article II, Texas Liquor Control Act, as amended (Article 667-1 et seq., Vernon's Texas Penal Code) by adding a Section 3½, authorizing the same activities relating to ale and malt liquor as are allowed permittees under Sections 15(7) and 15(7a) of Article I, Texas Liquor Control Act, as amended (Article 666-1 et seq., Vernon's Texas Penal Code) where such ale and malt liquor contains no more than six per centum (6%) of alcohol by weight under Manufacturer's, General, Local, Branch and Agent's Beer Licenses; making such authority and sales subject to Sections 37(b) and 57 of Article I of the Texas Liquor Control Act, as amended (Article 666-1 et seq., Vernon's Texas Penal Code) and Sections 10, 19-C, 24, 24¼ and 24-A of Article II of the Texas Liquor Control Act, as amended (Article 667-1 et seq., Vernon's Texas Penal Code); authorizing sales between holders of Manufacturer's, General, Local and Branch Distributor's Licenses; making requirements for reports of purchases, sales, and taxes due uniform for sales of beer and malt liquor under such licenses; requiring concurrent sales of beer, ale, and malt liquor to be recorded on the same sales slip or invoice; allowing the holder of a General, Local or Branch Distributor's License to also obtain a General or Local Class B Wholesaler's Permit; authorizing the solicitation by such licensees of holders of Private Clubs Registration Permits; authorizing the Commission and Administrator to issue rules, regulations and directives to carry out intent of Section; amending Section (F), Article 20.031, Chapter 20, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to exempt licensed manufacturers and distributors of beer from the requirement of obtaining a resale certificate on sales to licensed retailers; providing for severability; and declaring an emergency.

Referred to Committee on Liquor Regulation.

By Hale:

HB 806, A bill to be entitled An Act providing for the administration of family law by replacing all functioning domestic relations courts and the juvenile courts of Dallas and Harris Counties with district courts of general jurisdiction, to be called family district courts; providing for these courts' jurisdiction, terms, personnel, facilities, and administration, restructuring existing juvenile boards in certain counties and providing for the future creation and organization of juvenile boards in other counties; repealing the laws creating and providing for the replaced courts; repealing the laws providing for creation of domestic relations courts in Lubbock and Starr Counties; and declaring an emergency.

Referred to Committee on Judicial Districts.

By Traeger:

HB 807, A bill to be entitled An Act creating the Texas State Board of Landscape Irrigation; defining the terms landscape irrigation system, com-

ponent parts, landscape irrigator, any location, installation of underground sprinkler systems and/or landscape irrigation systems, Board; providing for exemption for certain persons in professions or other types of endeavor; creating a Board consisting of six members who shall be citizens of the United States and residents of Texas; prescribing qualifications for membership on the Board; providing method of appointment and prescribing term of office; defining a quorum of said Board; providing for and prescribing oath of office; prescribing powers and duties of the Board; authorizing the Board to adopt rules and regulations; providing for compensation and travel allowance; providing that no expense of administration of the Act shall ever be charged against the general fund of the State of Texas; prescribing qualifications for licensees; providing for examination and prescribing fees; prescribing for licenses and method of revocation and reissuance; providing for a grandfather clause providing for notification to local boards of health; providing for a criminal penalty for one in violation of this Act to be fined the sum of \$100.00 and further providing that each day said violation continues shall be deemed a separate offense in violation of this Act; providing for an injunction in addition to the criminal penalty, enjoining anyone in violation of the Act; providing that cities and towns may prescribe rules and regulations; prescribing for appeal from Board Order; providing a saving and severability clause; repealing laws in conflict with a proviso; and declaring an emergency.

Referred to Committee on Public Health.

By Graves:

HB 808, A bill to be entitled An Act relating to the imposition, collection, and administration of a tax on the makers of checks drawn on banks doing business in this state and a tax on certain employers drawing certain payroll checks on banks not doing business in this state; providing tax and criminal penalties; amending Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; providing an effective date and declaring an emergency.

Referred to Committee on Revenue and Taxation.

By Wolff:

HB 809, A bill to be entitled An Act requiring one justice of the peace to be holding court in each county seat at all times; amending the Revised Civil Statutes of Texas, 1925, by adding Article 2380a; and declaring an emergency.

Referred to Committee on Judiciary.

By Wolff:

HB 810, A bill to be entitled An Act relating to the release pending trial of persons accused of criminal offenses; amending the Code of Criminal Procedure, 1965, by amending Articles 17.02, 17.03, and 22.02, and by adding Article 17.031; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By B. Bass:

HB 811, A bill to be entitled An Act permitting a court to impose a

period of imprisonment in jail when placing a defendant on probation; amending Section 3, Article 42.12, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By G. Jones:

HB 812, A bill to be entitled An Act amending Sections 1.03(10), 3.06, 6.18, 7.03, and 8.10 of the Texas Savings and Loan Act (Article 852a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Banks and Banking.

By John Hannah and B. Bass:

HB 813, A bill to be entitled An Act requiring certain retailers to pay refunds for the return of disposable containers; providing a penalty for violations; and declaring an emergency.

Referred to Committee on Liquor Regulation.

By Golman:

HB 814, A bill to be entitled An Act authorizing counties to regulate subdivision development and construction standards in unincorporated areas; providing for city approval of county regulation in extraterritorial jurisdictions; requiring the filing of plats and plat approval by commissioners courts; authorizing commissioners courts to exercise powers granted by this Act; providing penalties; and declaring an emergency.

Referred to Committee on Counties.

By Golman:

HB 815, A bill to be entitled An Act amending Section 4, Article I, Chapter 160, Acts of the 58th Legislature, Regular Session, 1963, as amended, (Section 4, Article 970a, Vernon's Texas Civil Statutes), "Municipal Annexation Act" to provide authority for cities to regulate the construction and maintenance of structures and the use and development of land within areas of extraterritorial jurisdiction; and declaring an emergency.

Referred to Committee on Urban Affairs.

By Golman:

HB 816, A bill to be entitled An Act creating a Texas Advisory Commission on Intergovernmental Relations; providing for members; establishing terms of office and procedures for filling vacancies and keeping records; authorizing per diem and expenses authorizing staff assigning functions and duties; providing for regular reporting; authorizing the receipt and expenditure of funds; and declaring an emergency.

Referred to Committee on State Affairs.

By Golman:

HB 817, A bill to be entitled An Act creating a Texas Department of

Community Affairs; establishing its duties and responsibilities; providing for personnel; authorizing the Governor to transfer employees, functions, and duties to the department; providing for the loan of governmental employees to the department; directing state agencies to cooperate with the department; and declaring an emergency.

Referred to Committee on State Affairs.

By Golman:

HB 818, A bill to be entitled An Act relating to the supervision fees and examination fees of credit unions; providing for such supervision fees and examination fees to be set annually by the Credit Union Commissioner with approval of the Credit Union Commission; amending Section 30 and Subsection (c), Section 32, Chapter 186, Acts of the 61st Legislature, Regular Session, 1969 (Articles 2461-30 and 2461-32, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Banks and Banking.

By Hubenak:

HB 819, A bill to be entitled An Act creating the Texas Public School Property Protection Plan; establishing the Board of the Texas Public School Property Plan; prescribing duties and powers; defining terms; providing an effective date; amending Section 15.01 of the Texas Education Code; providing for a reserve fund through the sale of revenue bonds; establishing premium rates; and declaring an emergency.

Referred to Committee on Insurance.

By Pickens:

HB 820, A bill to be entitled An Act relating to the requisites of citation by publication; and declaring an emergency.

Referred to Committee on Judiciary.

By Pickens:

HB 821, A bill to be entitled An Act relating to the method by which a person may establish an exemption from jury service; providing penalties for falsely claiming an exemption; amending Section 1, Article 2137, and Article 2121, Revised Civil Statutes of Texas, 1925, as amended; amending Article 35.04, Code of Criminal Procedure, 1965; and declaring an emergency.

Referred to Committee on Judiciary.

By Pickens:

HB 822, A bill to be entitled An Act authorizing the commissioners court of any county to enact ordinances relating to public health, safety, morals, welfare, and sanitation, applicable in certain areas; amending Article 2351, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Counties.

By Pickens:

HB 823, A bill to be entitled An Act to amend Chapter Three of the Insurance Code (Acts 1951, 52nd Legislature, Chapter 491, as amended) by amending subsection 10 of Section A of Part I of Article 3.39 to provide that a domestic life insurance company may invest any of its funds and accumulations in first mortgage bonds or first lien notes of any solvent corporation which has not been in existence for five (5) consecutive years but whose bonds or notes are secured by leases or other contracts executed by a corporation which has not defaulted in the payment of any debt within five (5) years next preceding such investment; or in the notes or debentures of any such corporation with a net worth of not less than Five Million Dollars (\$5,000,000) where no prior lien exists in excess of 10 percent of the net worth of such corporation, and, under the provisions of the indenture providing for the issuance of such notes or debentures, no such prior lien can be created in excess of 10 percent of the net worth of such corporation, against the real or personal property of such corporation at the time the notes or debentures were issued; or in the notes or debentures of any solvent corporation which has not been in existence for five (5) consecutive years where no prior lien exists, and, under the provisions of the indenture providing for the issuance of such notes or debentures, no such prior lien can be created, against the real or personal property of such corporation at the time the notes or debentures were issued, but whose notes or debentures are secured by leases or other contracts executed by a corporation which has not defaulted in the payment of any debt within five (5) years next preceding such investment and has a net worth of at least Five Million Dollars (\$5,000,000), or whose notes or debentures are fully guaranteed by any such corporation; containing savings and partial invalidity clauses; and declaring an emergency.

Referred to Committee on Insurance.

By Traeger:

HB 824, A bill to be entitled An Act relating to extending the regulatory authority of the Parks and Wildlife Commission over wildlife resources in Kendall County through December 31, 1977; amending Section 17, Chapter 522, Acts of the 60th Legislature, Regular Session, 1967; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Traeger:

HB 825, A bill to be entitled An Act prohibiting members of the State Banking Board from being indebted to or holding an interest in a state bank; amending Subchapter II, Texas Banking Code of 1943, as amended (Article 342-201, et seq., Vernon's Texas Civil Statutes), by adding an Article 12; providing penalties; and declaring an emergency.

Referred to Committee on Banks and Banking.

By John Hannah:

HB 826, A bill to be entitled An Act creating a conservation and reclama-

tion district under the provisions of Article XVI, Section 59, Constitution of Texas, to be known as Memorial Point Utility District of Polk County, Texas; defining its boundaries and finding their closure; finding benefits to the land and other property in the district; prescribing its rights, powers, privileges and duties; providing that no confirmation election shall be required; providing for its governing body; authorizing the levy and assessment of taxes and adopting the ad valorem basis of taxation; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds prescribing the procedures for annexing land; providing that no exclusion hearing shall be required except under certain circumstances; requiring supervision by the Texas Water Rights Commission; requiring the district to establish an office; providing for the selection of a depository; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that except for its creation the district shall be subject to the provisions of Article 970a and subject to the provisions of Article 1182c-1, Vernon's Texas Civil Statutes; providing that the district shall bear the sole expense of the relocation of certain facilities; containing other provisions relating to the subject; providing that the district's properties shall not be subject to taxation; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Ogg:

HB 827, A bill to be entitled An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "Beltway Municipal Utility District"; declaring the district a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the District form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the state through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, Vernon's Texas Civil Statutes; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for District offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, Vernon's Texas Civil Statutes, pertaining to dissolution shall be applicable to the district; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal

Annexation Act is not applicable to the creation of the District but that Article 1182c-1, Vernon's Texas Civil Statutes, shall be applicable; finding that the requirements of Article XVI, Section 59(d), Constitution of Texas, have been accomplished; finding that the district will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Garcia:

HB 828, A bill to be entitled An Act requiring a Turkey Hunting License before hunting wild turkey; providing for issuance and fee for said license; providing form of license and period for which valid; providing for duplicate licenses; providing for use of tags; providing for exemptions to the purchase of said license; providing for deposit of funds; providing various violations; providing a penalty for violation; providing an effective date; providing for repeal of conflicting laws; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Slack:

HB 829, A bill to be entitled An Act relating to the formulation and implementation of an academic curriculum at state-supported institutions of higher education; repealing Chapter 449, Acts of the 54th Legislature, Regular Session, 1955, as last amended by Section 3, Chapter 298, Acts of the 60th Legislature, Regular Session, 1967, and Section 2 of Chapter 83, Acts of the 41st Legislature, 2nd Called Session, 1929, as last amended by Section 1, Chapter 298, Acts of the 60th Legislature, Regular Session, 1967, and all other laws in conflict; providing for severability; and declaring an emergency.

Referred to Committee on Appropriations.

By C. Parker:

HB 830, A bill to be entitled An Act amending employers' liability and workmen's compensation laws of the state; amending Section 8a, Article 8306, Revised Civil Statutes of Texas, 1925, as amended, to provide that in the case of death where guardian has not been appointed for a beneficiary who is disqualified for taking because of lunacy, infancy or other disqualifying cause, payments may be made directly to the person having custody of the person of such beneficiary, he shall be entitled to receive and receipt for such payments unless or until the association is notified that a guardian has been appointed in which event payments shall thereafter be made to such guardian; 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 Judiciary.

By C. Parker:

HB 831, A bill to be entitled An Act amending Section 2, Chapter 716,

Acts of the 60th Legislature, Regular Session, 1967 (Article 8309(c)-1, Vernon's Texas Civil Statutes), workmen's compensation for employees of certain drainage districts; providing for the application in certain circumstances, of Sections 1 and 4, Article 8306, Revised Civil Statutes of Texas, 1925, as amended, which provided for the waiver of common law defenses of contributory negligence, fellow servant doctrine and assigned risk and further providing for the right of employee when employer is not a subscriber to sue the employer for common law negligence; 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 Conservation and Reclamation.

By C. Parker:

HB 832, A bill to be entitled An Act amending the employers' liability and workmen's compensation laws of this state; amending Section 20, Article 8306, Revised Civil Statutes of Texas, 1925, as amended, to include in the definition of injury those injuries caused as the result of repetitious mental or physical traumatic activities extended over a period of time and further providing for the coverage of all occupational diseases that arise out of and in the course of employment which cause damage or harm to the physical structure of the body; specifically repealing Sections 25, 26, and 27, Article 8306, Revised Civil Statutes of Texas, 1925, as amended; providing for a savings clause; repealing all laws in conflict; and declaring an emergency.

Referred to Committee on Judiciary.

By Tarbox:

HB 833, A bill to be entitled An Act relating to the salaries of assistants or investigators and stenographers in the 121st Judicial District; amending Section 8, Chapter 190, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 326k-41a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Mengden:

HB 834, A bill to be entitled An Act relating to textbooks for use in the public schools of the state; amending Chapter 12, Texas Education Code; and declaring an emergency.

Referred to Committee on Public Education.

By Mengden:

HB 835, A bill to be entitled An Act relating to the release on parole of persons convicted of crimes involving the use or exhibition of a firearm; amending Subsection (a), Section 15, Article 42.12, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By G. Moore:

HB 836, A bill to be entitled An Act repealing Subsection (4-b), Section 2, Article XX, Chapter 184, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 7083a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Appropriations.

By Caldwell:

HB 837, A bill to be entitled An Act relating to the salary and expenses of the Criminal District Attorney of Brazoria County and his first assistant and other employees; amending Section 4, page 409, Chapter 118, Acts of the 53rd Legislature, Regular Session, 1953, as amended by Section 4, page 1037, Chapter 513, Acts of the 59th Legislature, Regular Session, 1965; amending Section 5, page 409, Chapter 118, Acts of the 53rd Legislature, Regular Session, 1953; and declaring an emergency.

Referred to Committee on Counties.

By Solomon:

HB 838, A bill to be entitled An Act amending subchapter A, Chapter 11, Texas Education Code, to add a new section 11.16, providing for a driver education program and the operation thereof in Texas public schools; authorizing the Central Education Agency to develop such program, to establish certification standards for teacher and other personnel allotments therefor; providing for the financing of same out of the Foundation School Program Fund and designating the extent of the state and districts' participation in the cost; providing appropriation therefor; determining the effective date of the Act; and declaring an emergency.

Referred to Committee on Appropriations.

By Solomon:

HB 839, A bill to be entitled An Act authorizing creation of the Red River County Hospital District; providing that the district shall assume any outstanding debt of Red River County incurred for hospital purposes and any outstanding debt incurred by any city or town within said county for such purpose; providing for an election within the area of the proposed hospital district and making certain findings in connection therewith; providing for the operation and financing of the district, including the procedures it is to follow; including other provisions relating to the subject; providing a severability clause; and declaring an emergency.

Referred to Committee on Counties.

By Floyd:

HB 840, A bill to be entitled An Act providing that certain communications by a patient who has voluntarily submitted to treatment or is being examined for admission to voluntary treatment for drug abuse shall be privileged; amending the Code of Criminal Procedure, 1965, by amending Article 38.10 and by adding Article 38.101; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Nichols, Braun, Reed, Bigham, and T. Moore:

HB 841, A bill to be entitled An Act relating to establishing an automobile insurance rate panel employed by the State Board of Insurance to assume the automobile rate fixing functions of the board; amending Articles 5.01, 5.04, and 5.05, Texas Insurance Code; amending Section 35, Texas Motor Vehicle Safety-Responsibility Act, as amended (Article 6701h, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Insurance.

By Traeger:

HB 842, A bill to be entitled An Act authorizing districts created under Article XVI, Section 59, Constitution of Texas, to develop water resources and/or to acquire and improve water-related land areas for public recreation purposes; prescribing the rights, authority, powers, privileges and functions to accomplish such purposes; providing for severability; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Williamson and Hawkins:

HB 843, A bill to be entitled An Act relating to runoff elections for trustee of an independent school district; amending Section 23.11, Texas Education Code, by adding a Subsection (h); and declaring an emergency.

Referred to Committee on Elections.

HB 844 through HB 884 were not read first time today.

By Clayton, Murray, Solomon, and Haynes:

HB 885, A bill to be entitled An Act relating to the creation, establishment, maintenance, financing, powers, duties, and operation of conservation and reclamation district created under Article XVI, Section 59, of the Texas Constitution; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

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Representatives Johnson, Atwood, and Ogg entered the House and were announced present.

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#### 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 33 to the Committee on Conservation and Reclamation.

SB 140 to the Committee on State Affairs.

SB 212 to the Committee on Urban Affairs.

SB 251 to the Committee on Counties.

SB 317 to the Committee on Judiciary.

SB 363 to the Committee on Counties.

SB 374 to the Committee on Governmental Affairs and Efficiency.

SB 396 to the Committee on Judiciary.

**SCR 36—REFERRED TO COMMITTEE**

(Authorizing a committee to be known as the Joint House-Senate Liaison Committee)

The Chair laid before the House the following resolution:

**SCR 36**

Whereas, The work of the Texas Legislature could be enhanced by better communication between the Members of the two Houses; and

Whereas, The programming of the work load, planning of joint sessions, scheduling of legislative timetables and matters of mutual concern could be greatly facilitated by the appointment of a committee composed of Members of each House who would meet together and help solve these problems; now, therefore, be it

Resolved by the Senate of the 62nd Legislature, the House of Representatives concurring, That the Lieutenant Governor and the Speaker of the House each be authorized to name a committee to comprise a joint committee of the Legislature to be known as the Joint House-Senate Liaison Committee. The committee shall be composed of the Administration Chairman of each House and two additional members appointed by the Lieutenant Governor and the Speaker respectively; and, be it further

Resolved, That this committee meet together as often as necessary but not less than the first and third Monday of each month of a Legislative Session to communicate and help solve problems of mutual concern of the Legislature including programming work loads, planning joint sessions, scheduling legislative timetables, meeting with the Governor on his legislative recommendations, and other matters of joint interest.

The resolution was referred to the Committee on House Administration.

(Speaker in the Chair)

**HSR 183—ADOPTED**

(Congratulating the Honorable Jon Paul Newton and Mrs. Newton on the birth of Michael Wade Newton)

Mr. Head and Speaker Mutscher offered the following resolution:

## HSR 183

Whereas, Our colleague, the Honorable Jon Paul Newton and his lovely wife, Julia Elizabeth, of Beeville, Texas, have been blessed with the birth of a son, Michael Wade Newton, born on March 2, 1971, at 8:58 p.m., at Memorial Hospital, Beeville; and

Whereas, Young Wade arrived on this good earth weighing 8 lbs., ½ oz., and being 22 inches in length and possessing the fine oratorical voice of his esteemed father which he already uses regularly and effectively; and

Whereas, The proud grandparents of this new Texan are Mr. and Mrs. John R. Gantt, Goliad, Texas, and Mr. and Mrs. Paul Newton, Port Isabel, Texas; and

Whereas, The House of Representatives of the 62nd Texas Legislature desires to extend warmest personal regards and sincere best wishes to Representative Newton and his entire family which also includes 2½ year old Christopher Gantt Newton; and

Whereas, It has been ascertained that Michael Wade Newton is a proper candidate for Mascot of this House; now, therefore, be it

Resolved, That the House of Representatives of the State of Texas, by this Resolution, congratulate Representative and Mrs. Jon Newton on the arrival of their son, Michael Wade Newton; and, be it further

Resolved, That Michael Wade Newton be named a Mascot of the House of Representatives of the 62nd Legislature; and, be it still further

Resolved, That Michael Wade Newton's picture appear on the official picture panel of the House of Representatives and that official copies of this resolution be prepared for Representative and Mrs. Jon Newton, Mr. and Mrs. John R. Gantt, and Mr. and Mrs. Paul Newton in token of the friendship and goodwill of the Texas House of Representatives.

The resolution was read and was unanimously adopted.

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

**CONGRATULATORY RESOLUTION ADOPTED**

The following Congratulatory Resolution was adopted unanimously:

HSR 182, by McAlister: Congratulating the City of Dallas.

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

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Representative Truan entered the House and was announced present.

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(Mr. Shannon occupied the Chair temporarily)

(Speaker in the Chair)

HB 448 ON THIRD READING

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

HB 448, Relating to tuition fees and tuition scholarships for institutions of higher education.

The bill was read third time.

Mr. Silber offered the following amendment to the bill:

Amend HB 448, engrossed copy, on page 7, by striking subsection "(c)" and substituting the following:

"(c) Nonresident students presently enrolled in the several institutions of higher learning who have acquired 60 semester credit hours or more on the effective date of this act shall be entitled to pay the same tuition as resident students so long as they continue to successfully pursue their course of study, provided that such tuition paid shall not be less than the tuition they would have been required to pay had this act not become effective."

The amendment was adopted without objection.

Mr. Uher offered the following amendment to the bill:

Amend engrossed copy of HB 448 by deleting to line 12 of item 14 on page 21 of Section 1(a) and inserting in lieu thereof the following:

"The tuition fee for a public junior college shall be at the discretion of the local governing board, but such fee for residents of Texas who reside within or without the junior college district shall not be less than 60% of the tuition fee charged to residents of Texas enrolled in public senior colleges and universities. The tuition charged for nonresident students of Texas enrolled in a public junior college shall not be less than 60% nor more than the tuition fee charged nonresident students of Texas enrolled in public senior colleges and universities in Texas."

Signed: Uher, Von Dohlen, Poerner, and Rosson.

A record vote was requested.

The amendment failed of adoption by the following vote (not receiving the necessary two-thirds vote):

Yeas—86

Adams	Calhoun	Earthman	Hawn
Allen, John	Christian	Finck	Haynes
Atwell	Clayton	Finnell	Heatly
Baker	Cobb	Finney	Hilliard
Blanton	Cole	Floyd	Holmes, T.
Bowers	Craddick	Foreman	Howard
Boyle	Cruz	Golman	Hubenak
Braecklein	Davis, D.	Hanna, Joe	Hull
Burgess	Davis, H.	Harding	Ingram

Jones, D.	Moore, G.	Price	Stewart
Jones, E.	Murray	Rosson	Swanson
Jones, G.	Nabers	Salter	Tarbox
Jungmichel	Neugent, D.	Schulle	Traeger
Kaster	Newton	Shannon	Uher
Kost	Niland	Sherman	Von Dohlen
Lee	Nugent, J.	Short	Wayne
Lombardino	Orr	Silber	Wieting
McAlister	Parker, W.	Simmons	Williamson
McKissack	Patterson	Slack	Wolff
Mengden	Pickens	Slider	Wyatt
Moncrief	Poerner	Solomon	
Moore, A.	Presnal	Spurlock	

## Nays—60

Agnich	Cavness	Hawkins	Parker, C.
Allen, Joe	Clark	Head	Poff
Allred	Coats	Hendricks	Reed
Angly	Daniel	Holmes, Z.	Rodriguez
Atwood	Denton	Johnson	Salem
Bass, B.	Doran	Kilpatrick	Sanchez
Bass, T.	Doyle	Kubiak	Santiesteban
Beckham	Dramberger	Lemmon	Semos
Bigham	Farenthold	Ligarde	Smith
Blythe	Gammage	Longoria	Stroud
Braun	Garcia	Lovell	Truan
Bynum	Grant	Moore, T.	Tupper
Caldwell	Hale	Moreno	Vale
Carrillo	Hannah, John	Nelms	Ward
Cates	Harris	Nichols	Williams

## Absent

Lewis	Ogg
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## Absent-Excused

## Graves

Mr. Reed moved to reconsider the vote by which the amendment failed of adoption and to table the motion to reconsider.

The motion to table was lost by the following vote:

## Yeas—44

Allen, Joe	Clark	Hendricks	Reed
Allred	Coats	Holmes, Z.	Rodriguez
Atwood	Daniel	Kilpatrick	Salem
Bass, B.	Denton	Ligarde	Sanchez
Bass, T.	Farenthold	Moore, T.	Santiesteban
Beckham	Gammage	Moreno	Semos
Bigham	Grant	Nelms	Smith
Blythe	Hale	Nichols	Stroud
Braun	Hannah, John	Parker, C.	Truan
Caldwell	Harris	Patterson	Vale
Carrillo	Head	Poff	Williams

## Nays—102

Adams	Finck	Lee	Salter
Agnich	Finnell	Lemmon	Schulle
Allen, John	Finney	Lewis	Shannon
Angly	Foreman	Lombardino	Sherman
Atwell	Garcia	Longoria	Short
Baker	Golman	Lovell	Silber
Blanton	Hanna, Joe	McAlister	Simmons
Bowers	Harding	McKissack	Slack
Boyle	Hawkins	Mengden	Slider
Braecklein	Hawn	Moncrief	Solomon
Burgess	Haynes	Moore, A.	Spurlock
Bynum	Heatly	Moore, G.	Stewart
Calhoun	Hilliard	Murray	Swanson
Cates	Holmes, T.	Nabers	Tarbox
Cavness	Howard	Neugent, D.	Traeger
Christian	Hubenak	Newton	Tupper
Clayton	Hull	Niland	Uher
Cobb	Ingram	Nugent, J.	Von Dohlen
Cole	Johnson	Ogg	Ward
Craddick	Jones, D.	Orr	Wayne
Cruz	Jones, E.	Parker, W.	Wieting
Davis, D.	Jones, G.	Pickens	Williamson
Davis, H.	Jungmichel	Poerner	Wolff
Doyle	Kaster	Presnal	Wyatt
Dramberger	Kost	Price	
Earthman	Kubiak	Rosson	

## Absent

Doran                      Floyd

## Absent-Excused

## Graves

Mr. Uher offered the following amendment to the bill:

Amend page 5 engrossed copy of HB 448 by adding the following new subparagraph to section one (1), subsection (a) (14) of the engrossed printing of said bill:

“(iv) The scholarship fund herein or hereafter established out of each hourly charge for public senior colleges and universities shall be at the discretion of the local governing board of each public junior college.”

The amendment was adopted without objection.

MOTION TO RECONSIDER CALLED  
FROM THE JOURNAL

Mr. Uher called from the Journal the motion to reconsider the vote by which his amendment failed of adoption.

The motion to reconsider prevailed by the following vote:

## Yeas—102

Adams	Earthman	Kubiak	Rosson
Agnich	Finck	Lee	Salter
Allen, John	Finnell	Lemmon	Schulle
Angly	Finney	Lewis	Semos
Atwell	Floyd	Lombardino	Shannon
Baker	Foreman	Longoria	Sherman
Blanton	Garcia	Lovell	Short
Blythe	Golman	McAlister	Silber
Bowers	Hanna, Joe	McKissack	Simmons
Boyle	Harding	Mengden	Slack
Braecklein	Hawkins	Moncrief	Slider
Burgess	Hawn	Moore, A.	Solomon
Bynum	Heatly	Moore, G.	Spurlock
Calhoun	Hilliard	Murray	Stewart
Cates	Holmes, T.	Nabers	Swanson
Cavness	Howard	Neugent, D.	Tarbox
Christian	Hubenak	Newton	Traeger
Clayton	Hull	Niland	Uher
Coats	Ingram	Nugent, J.	Von Dohlen
Cobb	Johnson	Ogg	Wayne
Cole	Jones, D.	Orr	Wieting
Craddick	Jones, E.	Parker, W.	Williamson
Cruz	Jones, G.	Pickens	Wolff
Davis, D.	Jungmichel	Poerner	Wyatt
Davis, H.	Kaster	Presnal	
Dramberger	Kost	Price	

## Nays—44

Allen, Joe	Daniel	Holmes, Z.	Rodriguez
Allred	Denton	Kilpatrick	Salem
Atwood	Doran	Ligarde	Sanchez
Bass, B.	Doyle	Moore, T.	Santiesteban
Bass, T.	Farenthold	Moreno	Smith
Beckham	Gammage	Nelms	Stroud
Bigham	Grant	Nichols	Truan
Braun	Hale	Parker, C.	Tupper
Caldwell	Harris	Patterson	Vale
Carrillo	Haynes	Poff	Ward
Clark	Hendricks	Reed	Williams

## Present—Not Voting

Head

Absent

Hannah, John

Absent-Excused

Graves

Question recurring on the adoption of the Uher amendment.

The Uher amendment was adopted by the following vote:

## Yeas—105

Adams	Earthman	Kost	Price
Agnich	Finck	Kubiak	Rosson
Allen, John	Finnell	Lee	Salter
Angly	Finney	Lemmon	Schulle
Atwell	Floyd	Lewis	Semos
Atwood	Foreman	Ligarde	Shannon
Baker	Garcia	Lombardino	Sherman
Blanton	Golman	Longoria	Short
Bowers	Hanna, Joe	McAlister	Silber
Boyle	Harding	McKissack	Simmons
Braecklein	Hawkins	Mengden	Slack
Burgess	Hawn	Moncrief	Slider
Bynum	Head	Moore, A.	Solomon
Calhoun	Heatly	Moore, G.	Spurlock
Cates	Hilliard	Murray	Stewart
Cavness	Holmes, T.	Nabers	Swanson
Christian	Howard	Neugent, D.	Tarbox
Clayton	Hubenak	Newton	Traeger
Coats	Hull	Niland	Uher
Cobb	Ingram	Ogg	Von Dohlen
Craddick	Johnson	Orr	Ward
Cruz	Jones, D.	Parker, W.	Wayne
Davis, D.	Jones, E.	Patterson	Wieting
Davis, H.	Jones, G.	Pickens	Williamson
Doran	Jungmichel	Poerner	Wolff
Doyle	Kaster	Presnal	Wyatt
Dramberger			

## Nays—48

Allen, Joe	Cole	Holmes, Z.	Rodriguez
Allred	Daniel	Kilpatrick	Salem
Bass, B.	Denton	Lovell	Sanchez
Bass, T.	Farenthold	Moore, T.	Santiesteban
Beckham	Gammage	Moreno	Smith
Bigham	Grant	Nelms	Stroud
Blythe	Hale	Nichols	Truan
Braun	Hannah, John	Nugent, J.	Tupper
Caldwell	Harris	Parker, C.	Vale
Carrillo	Haynes	Poff	Williams
Clark	Hendricks	Reed	

## Absent-Excused

## Graves

HB 448, as amended, was passed by following vote:

## Yeas—99

Adams	Angly	Blanton	Braecklein
Agnich	Atwell	Bowers	Burgess
Allen, John	Baker	Boyle	Bynum

Calhoun	Heatly	Mengden	Semos
Cates	Hendricks	Moncrief	Shannon
Cavness	Hilliard	Moore, A.	Sherman
Christian	Holmes, T.	Moore, G.	Short
Clayton	Howard	Murray	Silber
Coats	Hubenak	Nabers	Slack
Davis, D.	Hull	Newton	Slider
Davis, H.	Ingram	Niland	Solomon
Doran	Johnson	Nugent, J.	Spurlock
Dramberger	Jones, D.	Ogg	Stroud
Earthman	Jones, E.	Orr	Swanson
Finnell	Jones, G.	Parker, W.	Tarbox
Finney	Jungmichel	Patterson	Traeger
Floyd	Kaster	Pickens	Uher
Golman	Kost	Poerner	Von Dohlen
Grant	Lee	Poff	Ward
Hale	Lemmon	Presnal	Wayne
Hanna, Joe	Lewis	Price	Wieting
Harding	Ligarde	Rosson	Williamson
Hawkins	Lombardino	Salem	Wolff
Hawn	McAlister	Salter	Wyatt
Head	McKissack	Schulle	

## Nays—49

Allen, Joe	Cole	Haynes	Rodriguez
Allred	Craddick	Holmes, Z.	Sanchez
Atwood	Cruz	Kilpatrick	Santiesteban
Bass, B.	Daniel	Kubiak	Simmons
Bass, T.	Denton	Longoria	Smith
Beckham	Doyle	Lovell	Stewart
Bigham	Farenthold	Moore, T.	Truan
Blythe	Finck	Moreno	Tupper
Braun	Foreman	Nelms	Vale
Caldwell	Gammage	Neugent, D.	Williams
Carrillo	Garcia	Nichols	
Clark	Hannah, John	Parker, C.	
Cobb	Harris	Reed	

## Absent-Excused

## Graves

Mr. Grant Jones moved to reconsider the vote by which HB 448 was passed and to table the motion to reconsider.

The motion to table prevailed.

## HB 730 ON THIRD READING

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

HB 730, Imposing certain taxes.

The bill was read third time.

Mr. Jim Nugent offered the following amendment to the bill:

Amend HB 730 by striking "Article 31.13" in Article 4A and substituting "Article 9.28" and by inserting between Article 31.12 and amended Article 31.13 in Article 4A of the bill the following:

"Sec. 2. Chapter 9, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, is amended by adding a new Article 9.28 to read as follow;"

The amendment was adopted without objection.

Mr. Grant Jones offered the following amendment to the bill:

Amend HB 730 as engrossed by striking Section 2 on pages 9 and 10 and substituting the following in lieu thereof:

"Article 6.031. Substitution of Vehicles.

"If a motor vehicle dealer who has obtained a certificate of title to a motor vehicle which he uses for personal or business purposes purchases another motor vehicle upon which he obtains a certificate of title as a substitute vehicle, he may deduct from the motor vehicle sales and use tax due on the purchase of the second motor vehicle four percent of the fair market value of the first motor vehicle established by sale of the first motor vehicle within 90 days following the substitution. The term "dealer," as used in this Article, means any person purchasing motor vehicles for resale at retail."

The amendment was adopted without objection.

Mr. Cruz offered the following amendment to the bill:

Amend HB 730 by striking the number "10" found on page 13 of the engrossed bill in the third line of quoted Article 16.04, and substituting the word "two".

The amendment was adopted without objection.

The vote of the House was taken on passage of HB 730, as amended, and the vote was announced Yeas 100, Nays 49.

A verification of the vote was requested and was granted.

The roll of those voting Yea was again called and the verified vote resulted as follows:

Yeas—100

Mr. Speaker	Cavness	Foreman	Hubenak
Allen, John	Christian	Garcia	Hull
Atwell	Clayton	Golman	Ingram
Atwood	Coats	Grant	Johnson
Baker	Cobb	Hale	Jones, D.
Blanton	Cole	Hanna, Joe	Jones, G.
Boyle	Davis, D.	Harding	Jungmichel
Braecklein	Davis, H.	Hawkins	Kaster
Burgess	Doran	Hawn	Kost
Bynum	Doyle	Heatly	Lemmon
Calhoun	Dramberger	Hilliard	Ligarde
Carrillo	Finnell	Holmes, T.	Lombardino
Cates	Floyd	Howard	Longoria

Lovell	Ogg	Schulle	Tarbox
McAlister	Orr	Semos	Traeger
McKissack	Parker, W.	Shannon	Truan
Moncrief	Pickens	Short	Tupper
Moore, A.	Poerner	Silber	Uher
Moore, G.	Poff	Simmons	Von Dohlen
Murray	Presnal	Slack	Ward
Nabers	Rosson	Slider	Wayne
Neugent, D.	Salem	Solomon	Wieting
Newton	Salter	Spurlock	Williamson
Niland	Sanchez	Stroud	Wolff
Nugent, J.	Santiesteban	Swanson	Wyatt

## Nays—49

Adams	Clark	Head	Parker, C.
Agnich	Craddick	Hendricks	Patterson
Allen, Joe	Cruz	Holmes, Z.	Price
Allred	Daniel	Jones, E.	Reed
Angly	Denton	Kilpatrick	Rodriguez
Bass, B.	Earthman	Kubiak	Sherman
Bass, T.	Farenthold	Lee	Smith
Beckham	Finck	Lewis	Stewart
Bigham	Finney	Mengden	Vale
Blythe	Gammage	Moore, T.	Williams
Bowers	Hannah, John	Moreno	
Braun	Harris	Nelms	
Caldwell	Haynes	Nichols	

## Absent-Excused

## Graves

By unanimous consent, the House dispensed with the verification of those voting Nay.

The Speaker stated that HB 730, as amended, was passed by the above vote.

Mr. Atwell moved to reconsider the vote by which HB 730 was passed and to table the motion to reconsider.

The motion to table prevailed.

## REASON FOR VOTE

HB 730 may represent the closest approach the 62nd Legislature will take to an equitable tax bill for the biennium beginning September 1, 1971. In voting against HB 730, I do so in the knowledge that in the long run it may be necessary for the 62nd Legislature to find some \$500 million in new revenue. Nevertheless, as I stated when this bill came before the Committee on Revenue and Taxation and as I stated on the floor of the House in an attempt to postpone consideration at this time, I fail to see the necessity of passing a tax bill when there is no way to know how much new money the General Appropriations Bill will call for. Since we previously have met our obligations in providing an emergency appropriation for the remainder of the current biennium, I see no need for hasty, precipitate action that gives the Appropriations Committee a certified

check for almost \$500 million which says, in effect, "go buy yourself some goodies." My objection to HB 730 is addressed to the timing of its presentation to the House. I have no intention of shirking my responsibility in financing the operations of state government, but I believe the General Appropriations Bill should be passed first, then find the money to finance it.

Signed: W. C. Sherman

March 4, 1971

ADDRESS ORDERED PRINTED

Mrs. Farenthold moved that the remarks made by Mr. Angly in addressing the House on personal privilege be reduced to writing and placed in the Journal.

There was objection.

The motion then prevailed by the following vote:

Yeas—114

Agnich	Cruz	Hull	Poff
Allen, Joe	Davis, D.	Ingram	Presnal
Allen, John	Davis, H.	Johnson	Price
Allred	Denton	Jones, D.	Reed
Atwell	Doran	Jones, E.	Rodriguez
Atwood	Doyle	Kaster	Salem
Baker	Dramberger	Kilpatrick	Salter
Bass, B.	Earthman	Kost	Santiesteban
Bass, T.	Farenthold	Kubiak	Schulle
Beckham	Finck	Lee	Semos
Bigham	Finnell	Lemmon	Shannon
Blanton	Finney	Lewis	Silber
Blythe	Floyd	Lombardino	Simmons
Bowers	Foreman	Lovell	Solomon
Boyle	Gammage	McAlister	Stewart
Braecklein	Grant	Mengden	Stroud
Braun	Hale	Moore, T.	Swanson
Burgess	Hanna, Joe	Moreno	Tarbox
Bynum	Hannah, John	Nabers	Traeger
Caldwell	Harding	Nelms	Truan
Calhoun	Harris	Neugent, D.	Tupper
Cates	Hawkins	Newton	Vale
Cavness	Hawn	Nichols	Von Dohlen
Christian	Haynes	Niland	Wieting
Clark	Head	Ogg	Williams
Coats	Hendricks	Parker, C.	Wolff
Cobb	Hilliard	Parker, W.	Wyatt
Cole	Holmes, Z.	Patterson	
Craddick	Hubenak	Poerner	

Nays—11

Golman	Pickens	Spurlock	Wayne
Holmes, T.	Short	Uher	Williamson
Jungmichel	Slack	Ward	

## Present—Not Voting

Angly	Clayton	Sherman
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## Absent

Adams	Howard	Moncrief	Orr
Carrillo	Jones, G.	Moore, A.	Rosson
Daniel	Ligarde	Moore, G.	Sanchez
Garcia	Longoria	Murray	Slider
Heatly	McKissack	Nugent, J.	Smith

## Absent-Excused

Graves

## REASON FOR VOTE

I voted No because the remarks by Mr. Angly were not limited to personal privilege but were only brought about by his personal disagreement with another state official, Mr. Jesse James.

Signed: E. L. Short

## ADDRESS BY THE HONORABLE MAURICE ANGLY

On motion of Mrs. Farenthold, the following remarks made by Mr. Angly in addressing the House on personal privilege on today were ordered printed in the Journal:

Mr. Speaker, fellow Members, under the Constitution of our state, one of our functions as representatives of the people of Texas is to investigate the way in which the agencies of our state government function in order to protect the public interest.

Further, it is the function of our State Auditor to supply us, as Members of the Legislature with information in detail on the public records of each state agency when we request information.

As you know, earlier this session, I requested the Auditor to furnish me with the transit records of the State Treasury which show the deposits maintained by the state at the Sharpstown State Bank from 1968 until January of this year.

These public records revealed that the State Treasurer, Jesse James had deposited in state funds over 10 million dollars in this small bank. Of this amount \$6 million was earning the state only 5% while the balance, over \$4 million, was left on deposit at no interest whatsoever.

The effect of State Treasurer James' actions was that the state over a period of more than 2 years earned only 2.93% on its funds when U.S. Treasury Bonds and Notes were yielding around 7%.

The effect of the Treasurer's deposits at this one bank resulted in a loss of over 1 million dollars in state revenue. This lost million must now be replaced with additional taxes on the people of our state for they now must bear the cost of Mr. James' ineptitude.

It should be noted that this is the same bank which during this period financed the stock speculation of Governor Smith, Democrat State Chairman Baum and other key state officials.

When I questioned the Treasurer's actions, he called my father-in-law in to "talk to him about it" and later phoned him at night.

Further, my investigation one week later of the deed records of Travis County revealed that purchases of land from the State Treasurer had received \$900,000 in loans from the Sharpstown State Bank and National Bankers Life Insurance Company, another Frank Sharp controlled company.

When I released these deed records and announced that I intended to seek a full, fair legislative investigation of the Sharpstown Bank deposits made by the Treasurer, Mr. James "suspended" my father-in-law, charging that he had "leaked" public information to me. Now the Treasurer has, as a way of striking out at me for performing my duties as a Legislator in calling for an investigation of Mr. James' peculiar relationship with the Sharpstown State Bank, fired Jim Hill who headed the Escheat Division of the Treasury . . . a career state employee with 27 years state service.

Gentlemen and lady, I submit to you that the Treasurer's charges that my father-in-law disloyally "leaked" public information is on its face patently absurd and asinine. It is impossible for matters of public record to ever be "leaked." Jim Hill's only connection with my investigation of the State Treasurer was for him the unfortunate fact that I married his daughter nine years ago.

When a state elected official strikes at any Member of this House who under circumstances such as these by attacking his family and destroying the career of a dedicated state employee . . . such action can only be described as utterly vicious and utterly corrupt.

Gentlemen and lady, I intend to continue to press for a full, fair investigation of Mr. James' deposits at the Sharpstown State Bank.

#### HB 253 ON THIRD READING

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

HB 253, Relating to status of retired judges as judicial officers.

The bill was read third time.

Mr. Doran offered the following amendment to the bill:

Amend HB 253 by striking Subsection (b) of Section 7A and insert in lieu thereof the following:

The judicial acts of any person, who has retired under the provisions of this Judicial Retirement Act, and who after June 8, 1967, and before the effective date of this amended Section accepted an assignment by the Chief Justice of the Supreme Court or by a Presiding Judge of an Administrative Judicial District to sit in any court of this state of the same dignity,

or lesser, as that from which he retired, or if in a District Court, under the rules then provided by the Administrative Judicial Act, served that court as a judicial officer, and while serving that court, had all the powers of a judge thereof, shall, upon the effective date of this amended Section, continue to be eligible for assignment under the provisions of this Act. The judicial acts of any person so serving and the judgments and all proceedings of the court which he served are hereby validated.

The amendment was adopted without objection.

HB 253, as amended, was passed by the following vote:

**Yeas—138**

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

**Nays—6**

Atwood	Garcia	Mengden	Rodriguez
Earthman	Kubiak		

Absent

Howard                      Johnson                      Ligarde                      Patterson

Absent-Excused

Graves

Mr. Cobb moved to reconsider the vote by which HB 253 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 600 ON THIRD READING

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

HB 600, Concerning special rates by transportation companies for persons over 65 or blind or disabled persons.

The bill was read third time.

Mr. Johnson offered the following amendment to the bill:

Amend Section 1 of HB 600 to read as follows:

Section 1. Transportation companies which operate in the municipalities of the state, and are municipally owned, shall issue free passes to persons who are over the age of 65 or who are blind or disabled.

The amendment failed of adoption by the following vote:

Yeas—29

Allen, Joe	Doyle	Johnson	Truan
Atwood	Farenthold	Ligarde	Vale
Bynum	Gammage	Nelms	Ward
Caldwell	Golman	Nichols	Williams
Cates	Grant	Orr	Williamson
Coats	Hannah, John	Rodriguez	
Cruz	Harris	Spurlock	
Denton	Holmes, Z.	Stroud	

Nays—110

Adams	Boyle	Davis, H.	Hawn
Agnich	Braecklein	Doran	Haynes
Allen, John	Burgess	Dramberger	Head
Allred	Calhoun	Earthman	Heatly
Angly	Cavness	Finck	Hendricks
Atwell	Christian	Finnell	Hilliard
Baker	Clark	Floyd	Holmes, T.
Bass, T.	Clayton	Foreman	Howard
Beckham	Cobb	Garcia	Hubenak
Bigham	Cole	Hale	Hull
Blanton	Craddick	Hanna, Joe	Ingram
Blythe	Daniel	Harding	Jones, D.
Bowers	Davis, D.	Hawkins	Jones, E.

Jones, G.	Moore, A.	Presnal	Slider
Jungmichel	Moore, G.	Price	Solomon
Kaster	Moore, T.	Rosson	Stewart
Kilpatrick	Murray	Salem	Swanson
Kost	Nabers	Salter	Tarbox
Kubiak	Newton	Sanchez	Traeger
Lee	Niland	Santiesteban	Tupper
Lemmon	Nugent, J.	Schulle	Uher
Lewis	Ogg	Semos	Von Dohlen
Lombardino	Parker, C.	Shannon	Wayne
Longoria	Parker, W.	Sherman	Wieting
McAlister	Patterson	Short	Wolff
McKissack	Pickens	Silber	Wyatt
Mengden	Poerner	Simmons	
Moncrief	Poff	Slack	

## Present—Not Voting

Braun	Lovell	Moreno
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## Absent

Bass, B.	Finney	Reed	Smith
Carrillo	Neugent, D.		

## Absent-Excused

## Graves

HB 600 was passed by the following vote:

## Yeas—143

Adams	Cavness	Garcia	Jungmichel
Agnich	Christian	Golman	Kaster
Allen, Joe	Clark	Grant	Kilpatrick
Allen, John	Clayton	Hale	Kost
Allred	Coats	Hanna, Joe	Kubiak
Angly	Cobb	Hannah, John	Lee
Atwell	Cole	Harding	Lemmon
Atwood	Craddick	Harris	Lewis
Baker	Cruz	Hawkins	Ligarde
Bass, B.	Daniel	Hawn	Lombardino
Beckham	Davis, D.	Haynes	Longoria
Bigham	Davis, H.	Head	Lovell
Blanton	Denton	Heatly	McAlister
Blythe	Doran	Hendricks	McKissack
Bowers	Doyle	Hilliard	Mengden
Boyle	Dramberger	Holmes, T.	Moncrief
Braecklein	Earthman	Holmes, Z.	Moore, A.
Braun	Farenthold	Howard	Moore, G.
Burgess	Finck	Hubenak	Moore, T.
Bynum	Finnell	Hull	Murray
Caldwell	Finney	Ingram	Nabers
Calhoun	Floyd	Jones, D.	Nelms
Carrillo	Foreman	Jones, E.	Newton
Cates	Gammage	Jones, G.	Nichols

Niland	Rodriguez	Simmons	Tupper
Nugent, J.	Rosson	Slack	Uher
Ogg	Salem	Slider	Vale
Orr	Salter	Smith	Von Dohlen
Parker, C.	Sanchez	Solomon	Ward
Parker, W.	Santiesteban	Spurlock	Wayne
Patterson	Schulle	Stewart	Wieting
Pickens	Semos	Stroud	Williams
Poerner	Shannon	Swanson	Williamson
Poff	Sherman	Tarbox	Wolff
Presnal	Short	Traeger	Wyatt
Price	Silber	Truan	

## Present—Not Voting

Moreno

## Absent

Bass, T.	Johnson	Neugent, D.	Reed
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## Absent-Excused

## Graves

Mr. Lombardino moved to reconsider the vote by which HB 600 was passed and to table the motion to reconsider.

The motion to table prevailed.

## HB 104 ON THIRD READING

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

HB 104, Allowing temporary registration of out-of-state motor vehicles used in certain movement of farm products.

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

## Yeas—145

Adams	Bowers	Cobb	Finney
Agnich	Boyle	Cole	Floyd
Allen, Joe	Braecklein	Craddick	Foreman
Allen, John	Braun	Cruz	Gammage
Allred	Burgess	Daniel	Garcia
Angly	Bynum	Davis, D.	Golman
Atwell	Caldwell	Davis, H.	Grant
Atwood	Calhoun	Denton	Hale
Baker	Carrillo	Doran	Hanna, Joe
Bass, B.	Cates	Doyle	Harding
Bass, T.	Cavness	Dramberger	Harris
Beckham	Christian	Earthman	Hawkins
Bigham	Clark	Farenthold	Hawn
Blanton	Clayton	Finck	Haynes
Blythe	Coats	Finnell	Head

Heatly	Longoria	Patterson	Slider
Hendricks	Lovell	Pickens	Smith
Hilliard	McAlister	Poerner	Solomon
Holmes, T.	McKissack	Poff	Spurlock
Holmes, Z.	Mengden	Presnal	Stewart
Howard	Moncrief	Price	Stroud
Hubenak	Moore, A.	Reed	Swanson
Hull	Moore, T.	Rodriguez	Tarbox
Ingram	Moreno	Rosson	Traeger
Johnson	Murray	Salem	Truan
Jones, D.	Nabers	Salter	Tupper
Jones, E.	Nelms	Sanchez	Uher
Jones, G.	Neugent, D.	Santiesteban	Vale
Jungmichel	Newton	Schulle	Von Dohlen
Kaster	Nichols	Semos	Ward
Kost	Niland	Shannon	Wayne
Kubiak	Nugent, J.	Sherman	Wieting
Lee	Ogg	Short	Williams
Lemmon	Orr	Silber	Williamson
Lewis	Parker, C.	Simmons	Wolff
Ligarde	Parker, W.	Slack	Wyatt
Lombardino			

**Absent**

Hannah, John      Kilpatrick      Moore, G.

**Absent-Excused****Graves**

Mr. Clayton moved to reconsider the vote by which HB 104 was passed and to table the motion to reconsider.

The motion to table prevailed.

**CONGRATULATORY RESOLUTION ADOPTED**

The following Congratulatory Resolution was adopted unanimously:

HSR 185, by Longoria and Golman: Commending the Texas Agricultural Extension Service.

**COAUTHOR OF HB 614, HB 615, HB 616, AND HB 618**

Mr. Golman was granted permission by the author of HB 614, HB 615, HB 616, HB 618 to sign the bills as coauthor.

**ADJOURNMENT**

Mr. Hull and Mr. Cruz moved that the House adjourn until 11:00 a.m. next Monday.

The motion prevailed without objection.

The House accordingly, at 1:28 p.m., adjourned until 11:00 a.m. next Monday.

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 APPENDIX
 

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## STANDING COMMITTEE REPORTS

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

Agriculture: HB 411.

Counties: HB 302.

Engrossed and Enrolled Bills: Correctly engrossed-HB 448, HB 730. Correctly enrolled-HB 377, HB 381, HB 382, HCR 25, HCR 62.

Motor Transportation: HB 532.

SENT TO THE GOVERNOR  
March 4, 1971

HB 377

HB 381

HB 382

HCR 25

HCR 62

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 THIRTY-THIRD DAY—MONDAY, MARCH 8, 1971

The House met at 11:00 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	Braun	Davis, D.	Hale
Adams	Burgess	Davis, H.	Hanna, Joe
Agnich	Bynum	Denton	Hannah, John
Allen, Joe	Caldwell	Doran	Harding
Allen, John	Calhoun	Doyle	Harris
Angly	Carrillo	Dramberger	Hawkins
Atwell	Cates	Earthman	Hawn
Atwood	Cavness	Farenthold	Haynes
Baker	Christian	Finck	Head
Bass, T.	Clark	Finnell	Heatly
Beckham	Clayton	Floyd	Hendricks
Bigham	Coats	Foreman	Hilliard
Blanton	Cobb	Gammage	Holmes, Z.
Blythe	Cole	Garcia	Howard
Bowers	Craddick	Golman	Hubenak
Boyle	Cruz	Grant	Hull
Braecklein	Daniel	Graves	Ingram