

HB 1110 transmitted by the Chief Clerk to the Governor on March 11, 1971.

HB 1119 transmitted by the Chief Clerk to the Governor on March 11, 1971.

STANDING COMMITTEE REPORTS

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

Counties: SB 180.

Engrossed and Enrolled Bills: Correctly engrossed—HB 18, HB 279, HCR 77. Correctly enrolled—HB 207, HB 216, HCR 74.

Higher Education: HB 214, HB 514, SB 333.

Resolutions and Interim Activities: HSR 59, SCR 30.

Revenue and Taxation: HB 291.

SENT TO THE GOVERNOR March 11, 1971

HB 207

HB 216

HCR 74

THIRTY-SEVENTH DAY—MONDAY, MARCH 15, 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	Burgess	Doran	Haynes
Adams	Bynum	Doyle	Head
Agnich	Caldwell	Dramberger	Heatly
Allen, Joe	Calhoun	Earthman	Hendricks
Allen, John	Carrillo	Farenthold	Hilliard
Allred	Cates	Finck	Holmes, T.
Angly	Cavness	Finnell	Holmes, Z.
Atwell	Christian	Floyd	Howard
Atwood	Clark	Foreman	Hull
Baker	Clayton	Gammage	Ingram
Bass, T.	Coats	Garcia	Johnson
Beckham	Cobb	Grant	Jones, D.
Bigham	Cole	Graves	Jones, E.
Blanton	Craddick	Hanna, Joe	Jungmichel
Blythe	Cruz	Hannah, John	Kaster
Bowers	Daniel	Harding	Kilpatrick
Boyle	Davis, D.	Harris	Kost
Braecklein	Davis, H.	Hawkins	Kubiak
Braun	Denton	Hawn	Lee

Lemmon	Nelms	Rosson	Stewart
Lewis	Neugent, D.	Salem	Stroud
Ligarde	Newton	Salter	Swanson
Lombardino	Nichols	Santiesteban	Tarbox
Longoria	Niland	Schulle	Traeger
Lovell	Nugent, J.	Semos	Truan
McAlister	Parker, C.	Shannon	Uher
McKissack	Parker, W.	Sherman	Vale
Mengden	Patterson	Short	Ward
Moncrief	Pickens	Silber	Wayne
Moore, A.	Poerner	Simmons	Wicking
Moore, G.	Poff	Slack	Williams
Moore, T.	Presnal	Slider	Williamson
Moreno	Price	Smith	Wolff
Murray	Reed	Solomon	Wyatt
Nabers	Rodriguez	Spurlock	

Absent

Bass, B.	Hale	Ogg	Tupper
Finney	Hubenak	Orr	Von Dohlen
Golman	Jones, G.	Sanchez	

(Mr. Doran occupied the Chair temporarily)

(Speaker in the Chair)

A quorum of the House was announced present.

The Invocation was offered by Reverend O. S. "Butch" Hawkins, Youth Pastor, Sagamore Hill Baptist Church, Fort Worth, Texas, as follows:

"Father, we thank You this morning for Jesus who came into this world to give us life and give us life more abundant. We realize, Lord, that You know our hearts—our every thought and our every action. We pray Your blessings upon this Legislature today. God grant that all they do might be to Your glory. In Jesus' Name. Amen."

Representative Golman entered the House and was announced present.

MESSAGE FROM THE SENATE

Austin, Texas, March 15, 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:

HB 37, By Traeger: Relating to holding of elections for the consolidation of cities; and declaring an emergency.

HCR 76, By Semos, et al: Inviting former President Lyndon B. Johnson to address a Joint Session of the 62nd Legislature.

SB 325, By Herring: Relating to the Firemen's Relief and Retirement Fund in certain cities; and declaring an emergency.

SB 97, By Patman: Amending the Texas Education Code; and declaring an emergency.

SB 447, By Creighton: Relating to the salary and expenses authorized for the official shorthand reporter for the 97th Judicial District; and declaring an emergency.

SCR 44, By Snelson: In memory of Juan Rivera, Sr.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 180 by 30 Yeas, 0 Nays.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

MEMORIAL RESOLUTION ADOPTED

The following Memorial Resolution was adopted unanimously by a rising vote:

HSR 223, by Harding and Jim Nugent: In memory of Carl Runge, Sr.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HCR 86, by Aubry Moore: Congratulating Miss Judy Womack.

HSR 226, by Bynum: Congratulating the citizens, businesses, and state servants of the Panhandle.

HSR 232, by Lemmon: Commending the sponsors, etc., of the Sixth Grade Class of Garden Villa's Elementary School, Houston.

HSR 234, by Christian: Recognizing the Claude Mustangettes championship basketball team.

HSR 235, by Christian: Commending the members of the 1962 Claude High School championship girls' basketball team.

HSR 236, by Christian: Congratulating the girls' basketball team of Canyon High School.

HSR 237, by Cobb: Congratulating "Granny" Janie Harris Shinn on her birthday.

HSR 239, by Simmons: Commending the Government Classes of Thomas Edison High School, San Antonio, Texas.

HSR 239 was read and on motion of Mr. Wolff the names of all the Members of the House were added to HSR 239 as signers thereof.

Representative Von Dohlen entered the House and was announced present.

CONGRATULATORY RESOLUTIONS ADOPTED—(continued)

HSR 238, by Cobb: Congratulating the Dumas Demons Varsity basketball team.

HSR 238 was read and on motion of Mr. Hull the names of all the Members of the House were added to HSR 238 as signers thereof.

HSR 225, by Hendricks: Congratulating Mrs. Bettye Mischen, "Teacher of the Year" in the State of Texas.

HSR 225 was read and on motion of Mr. Wyatt the names of all the Members of the House were added to HSR 225 as signers thereof.

INTRODUCTION OF MRS. BETTYE MISCHEN

The Speaker recognized the Honorable Bob Hendricks who addressed the House briefly and introduced Mrs. Bettye Mischen who was seated on the Speaker's rostrum. Mrs. Mischen has been named "The Teacher of the Year" and is an English teacher at Plano High School.

Representative Tupper entered the House and was announced present.

MEMORIAL RESOLUTION ADOPTED

The following Memorial Resolution was adopted unanimously by a rising vote:

SCR 44, In memory of Mr. Juan Rivera, Sr.

HCR 80—REFERRED TO COMMITTEE

(Requesting the Coordinating Board to do a feasibility study encouraging junior colleges to enlist the aid of hospitals to train more nurses)

Mr. Dean Neugent offered the following resolution:

HCR 80

Whereas, The Texas State Department of Health is experiencing a critical shortage of public health nurses, with 802 budgeted positions in both local and state health departments and only 725 of these filled, leaving 77 vacant positions; and

Whereas, The Texas Nurses Association estimates a need for 11,800 nurses in the state; and

Whereas, The nursing schools are now graduating about 1,000 new nurses per year; and

Whereas, Less than half of the graduates remain in the field of nursing for any length of time; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Coordinating Board be, and is hereby, requested to do a feasibility study to encourage junior colleges throughout the state to enlist the aid of hospitals in their immediate vicinity in order to train more nurses to alleviate this critical shortage in the field of nursing, and to report to the Texas Legislature its recommendations as to what legislation or action is needed to encourage and foster the education of more nurses.

The resolution was referred to the Committee on Public Health.

HCR 85—REFERRED TO COMMITTEE

(Granting H. C. Lewis permission to sue the state)

Mr. Delwin Jones offered the following resolution:

HCR 85

Whereas, On or about June 14, 1967, H. C. Lewis of Lubbock, Texas, entered into a written contract with Midwestern University for the construction of a Physical Education Building at Midwestern University, being Project No. Tex. 4.2389; and

Whereas, It is alleged that said Physical Education Building has been constructed in accordance with plans and specifications; and

Whereas, Said contract calls for a one percent retainage for one year amounting to \$27,983.27 which has not been paid to H. C. Lewis though often requested by H. C. Lewis from Midwestern University; and

Whereas, Said contract contains no provision for suit and it is necessary for the Legislature to give its permission for bringing a suit for the balances owed on the contract in order to let a court of competent jurisdiction pass on the same; now, therefore, be it

Resolved by the House of Representatives of Texas, the Senate concurring, That H. C. Lewis be, and is hereby, permitted to bring suit or cross-action against Midwestern University in any court of competent jurisdiction in Travis County, Texas, to recover judgment against Midwestern University for the balance owing by Midwestern University to H. C. Lewis, and service of citation may be served on the President of Midwestern University; and, be it further

Resolved, That such suit or action may be filed within two years from the effective date of the Resolution; and, be it further

Resolved, That it is understood that the purpose of this Resolution is solely to grant permission to bring suit against Midwestern University and no admission of the liability on the part of Midwestern University or any other fact is made by this Resolution; and, be it further

Resolved, That should H. C. Lewis finally obtain judgment against Mid-

western University for any amount, he may also recover, in addition to his claim and costs, a reasonable amount as attorney's fees.

The resolution was referred to the Committee on Judiciary.

HCR 79—REFERRED TO COMMITTEE

(Memorializing Congress to give the States jurisdiction over control of publication of obscene and pornographic material)

Mr. Mengden offered the following resolution:

HCR 79

Whereas, Time after time in one or another of the several states of this nation, state laws regulating and controlling the publication and dissemination of obscene and pornographic materials have been overturned after appeal of those charged to the Supreme Court of the United States; and

Whereas, At present the youth of this nation are exposed daily to obscenity and pornography on the newsstands and in the mailboxes that are constantly flooded with unsolicited and unwanted materials of this type; and

Whereas, Even though postal regulations provide some controls, by the time they can be exercised the damage has been done to the pliable minds of the young, and older adults with opinions and character already formed are also offended by the obscenity and pornography which seem to be the order of the day; and

Whereas, It is essential that immediate steps be taken to give to American citizens the protection against the pornographic and obscene materials that is not now available because of recent decisions of the United States Supreme Court; and

Whereas, Article 3, Section 2, paragraph 2, United States Constitution, provides, in part, that ". . . the Supreme Court shall have appellate Jurisdiction, both as to Law and Fact, with such Exceptions, and under such Regulations as the Congress shall make"; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature of the State of Texas, the Senate concurring, That the Texas Legislature hereby urge and memorialize the Congress of the United States, as authorized by Article 3, Section 2, paragraph 2, of the United States Constitution, to give to the states exclusive jurisdiction in the control of the publication and dissemination of obscene and pornographic materials; and, be it further

Resolved, That official copies of this Resolution be sent forthwith to every member of the Texas delegation in the Congress and to the President of the Senate and the Speaker of the House of Representatives of the United States Congress.

The resolution was referred to the Committee on Criminal Jurisprudence.

MASCOT RESOLUTIONS

The following Mascot Resolutions were referred to the Committee on House Administration:

HSR 216, by Mengden: To name Surrenden Angly Mascot of the House.

HSR 221, by Lovell: To name Jizelle Annette Graves Mascot of the House.

HSR 228, by Joe Allen: To name Sara Noel Gammage and Terry Lynn Gammage Mascots of the House.

HSR 229, by Joe Allen: To name Lindon Miriam Williams II Mascot of the House.

HSR 231, by Joe Allen: To name Jon Christopher Ogg Mascot of the House.

HSR 233, by Moncrief: To name Joe Clarence Marlin Spurlock III and Allison Erin Spurlock Mascots of the House.

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 A. Moore:

HJR 63, A Joint Resolution proposing a Constitutional Amendment to provide for the creation of public industrial development corporations with the approval of counties, cities, or towns, and to allow counties, cities, and towns to pledge their credit as sureties for the payment of outstanding indebtedness on bonds issued by the corporations.

By Lee:

HJR 64, A Joint Resolution proposing a Constitutional Amendment to require a vote of two-thirds of the membership of each House to impose a tax based on the net income of individuals.

By Silber, Wolff, Coats, Peff, Simmons, Kost, Moncrief, Hubenak, Spurlock, Kaster, Boyle, Bigham, Lombardino, Wyatt, Bynum, Joe Hanna, Johnson, Stewart, Adams, Grant, Denton, and Dramberger:

HJR 65, A Joint Resolution proposing an Amendment to Article III of the Texas Constitution, to provide that the legislature meet every year, that there be no set order of business, that either House of the Legislature may adjourn no more than fourteen days without the consent of the other House and establishing a compensation commission to determine the salaries of Members of the Legislature.

By Lemmon:

HJR 66, A Joint Resolution proposing a Constitutional Amendment stating that the district court concurrently with the county court shall have the general jurisdiction of a probate court, and providing the jurisdiction thereof, and further providing that the Supreme Court shall have power

to adopt rules governing the filing, distribution and transfer of all such cases and proceedings as between district courts, county courts, and other courts having jurisdiction thereof, and further providing that the Supreme Court may provide that all appeals in such matters shall be to the courts of (civil) appeals.

By Wyatt, Wolff, and Coats:

HJR 67, A Joint Resolution proposing a Constitutional Amendment setting the salary of the Lieutenant Governor and Members of the Legislature at \$9,000 per year with a biennial cost-of-living adjustment; authorizing the legislature to set the salaries of the Lieutenant Governor and the Speaker of the House of Representatives at an amount not to exceed three-fourths the salary of the Governor; providing a per diem of \$25 for each calendar day during any session of the legislature; and providing for mileage in going to and returning from the seat of government as provided by law.

By Baker, Hawkins, Harris, Cavness, H. Davis, and Kubiak:

HJR 68, A Joint Resolution proposing an Amendment to Section 1, Article XVII, Constitution of the State of Texas, revising provisions on the time of proposing amendments to the State Constitution and the time and method of publishing notice of proposed amendments.

By Floyd:

HJR 69, A Joint Resolution proposing an Amendment to Article IX of the Texas Constitution, by adding a new Section 3A to authorize the adoption by Bexar County of a charter to modernize and strengthen the county organization.

By Floyd:

HJR 70, A Joint Resolution proposing an Amendment to Article IX of the Texas Constitution by adding a Section 3A to authorize the adoption by any county in the state of a charter to modernize and strengthen the county government organization.

By Poerner and Uher:

HJR 71, A Joint Resolution proposing a Constitutional Amendment to provide a four-year term of office for the Governor, Lieutenant Governor, Attorney General, Comptroller, Treasurer, Commissioner of the General Land Office, and statutory state officers elected statewide who now have two-year terms; to provide four-year staggered terms for Members of the House of Representatives and six-year staggered terms for Members of the Senate; to maintain the current salaries and per diem of Members of the legislature with cost-of-living adjustments; and to allow the per diem for each calendar day of the regular session.

By D. Jones:

HJR 72, A Joint Resolution proposing an Amendment to Article III, Section 24, and Article IV, Section 17, of the Texas Constitution, to provide that Members of the Legislature shall receive a salary based on years of service in the Legislature, and to provide that the Lieutenant Governor and

Speaker of the House of Representatives shall receive a salary of \$20,000 per year.

By Traeger:

HJR 73, A Joint Resolution proposing an Amendment to Section 5, Article XI of the Constitution of the State of Texas, so as to remove the limitation of \$2.50 maximum tax rate on \$100.00 of property valuation for all purposes for cities having more than 5,000 inhabitants, and to substitute in lieu thereof a prohibition against levying taxes to pay principal and interest on tax supported bonded indebtedness in any amount of such indebtedness which is in excess of 10% of the assessed valuation of the taxable property of such city.

By Earthman:

HJR 74, A Joint Resolution proposing a Constitutional Amendment providing a procedure for the nonpartisan nomination and appointment of judges of the Supreme Court, Court of Criminal Appeals, Courts of Civil Appeals, and District Courts; providing for the subsequent rejection or retention of the judges by qualified electors; and prohibiting political activity by those judges.

SENATE BILL ON FIRST READING

The following Senate Bill was today laid before the House, read first time and referred to Committee, as follows:

SB 319 to the Committee on Higher Education.

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 Heatly:

HB 1041, A bill to be entitled An Act relating to mental health services; amending Section 2.08, Texas Mental Health and Mental Retardation Act (Article 5547-202, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Mental Health and Mental Retardation.

By Howard:

HB 1042, A bill to be entitled An Act relating to eligibility for participation in the Minimum Foundation School Program; repealing Section 4, Chapter 872, Acts of the 61st Legislature, Regular Session, 1969 (Article 2922-11a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Appropriations.

By Howard:

HB 1043, A bill to be entitled An Act relating to the establishment of

the Northeast Texas Juvenile Board, having jurisdiction in the Counties of Bowie, Cass, Red River, Morris, and Titus; maintaining the status of juvenile probation officers in those counties on the effective date of this Act; suspending the operation of the juvenile boards existing in those counties; and declaring an emergency.

Referred to Committee on Counties.

By Short:

HB 1044, A bill to be entitled An Act relating to ad valorem taxes; declaring the policy and intent of the legislature and setting forth the purpose of the Act; relating to a written request by an owner of the surface estate to the tax assessor to list and assess an unrendered mineral estate which has been severed from the surface estate and a written request by an owner of the surface estate to the county attorney, district attorney, or attorney employed by the commissioners court to file and prosecute suit to foreclose the tax lien on the mineral estate; providing for the introduction in evidence of a photographic, photostatic, or carbon copy of the written request in a prosecution under Article 412, Penal Code of Texas, 1925; defining "owner"; providing that the provisions of the Act are cumulative of all existing laws; and declaring an emergency.

Referred to Committee on Oil, Gas, and Mining.

By Presnal:

HB 1045, A bill to be entitled An Act authorizing the Board of Directors of Texas A&M University to levy certain limited student fees for the purpose of operating, maintaining, improving, and equipping the Texas A&M Student Center Complex and acquiring or constructing additions to said Complex; regulating the collection and control of the fees; limiting the activities of the Student Center Complex; and declaring an emergency.

Referred to Committee on Higher Education.

By Hubenak:

HB 1046, A bill to be entitled An Act authorizing drainage districts subject to the provisions of Article 8161d, Revised Civil Statutes of Texas, 1925, to contract for work to be performed and to purchase equipment, material and supplies in amounts not to exceed One Thousand Dollars (\$1,000.00) without taking bids therefor; increasing the per diem compensation and automobile expense allowance of commissioners of such districts; amending Section 2 and Section 8 of Article 8161d, Revised Civil Statutes of Texas, 1925, to accomplish the foregoing purposes; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Mengden:

HB 1047, A bill to be entitled An Act requiring the judge to assess sentence in all criminal cases in this state; amending Sections 2 and 3, Article 37.07, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Mengden:

HB 1048, A bill to be entitled An Act relating to the prohibition of speakers who advocate the overthrow of the United States government by force and violence on the campuses of state-supported educational institutions; and declaring an emergency.

Referred to Committee on State Affairs.

By Mengden:

HB 1049, A bill to be entitled An Act relating to silent prayer in public schools; amending Chapter 2, Texas Education Code, by adding Section 2.11; and declaring an emergency.

Referred to Committee on Judiciary.

By Price:

HB 1050, A bill to be entitled An Act conveying certain real estate of Rusk State Hospital to the City of Rusk, Texas; and declaring an emergency.

Referred to Committee on Appropriations.

By Jungmichel:

HB 1051, A bill to be entitled An Act relating to the establishment of an independent school district and the operation of schools at the various facilities and institutions of the Texas Department of Mental Health and Mental Retardation; providing for the status of persons eligible to attend public school living on the facility or institution grounds who are not eligible for schools created pursuant to this Act; providing for the operational costs of schools created pursuant to this Act; providing for salary; providing for severability; expressly repealing the laws replaced by this Act; providing an effective date; and declaring an emergency.

Referred to Committee on Public Education.

By Spurlock, Hull, Moncrief, Lewis, Shannon, Hilliard, and Sherman:

HB 1052, A bill to be entitled An Act relating to improvements to water and sewer systems; amending Subdivision (H) of Section 2, Section 6, and Section 19, Chapter 192, Acts of the 58th Legislature, 1963, as amended (Article 1110c, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Urban Affairs.

By D. Davis:

HB 1053, A bill to be entitled An Act relating to the salaries of certain county and district officials in certain counties; and declaring an emergency.

Referred to Committee on Counties.

By Wyatt:

HB 1054, A bill to be entitled An Act providing priority of payment of funeral expenses in an amount not to exceed \$2,000 and expenses of last sickness in an amount not to exceed \$2,000; amending Sections 320 and 322, Texas Probate Code; and declaring an emergency.

Referred to Committee on Judiciary.

By Wyatt:

HB 1055, A bill to be entitled An Act creating and establishing in the City of Victoria a coeducational institution of higher learning to be known as Victoria State University; and declaring an emergency.

Referred to Committee on State Affairs.

By E. Jones:

HB 1056, A bill to be entitled An Act relating to the calculation of average daily attendance of pupils by school districts in which pages employed by the Legislature are regularly enrolled; amending Subchapter A, Chapter 16, Texas Education Code, by adding Section 16.04; and declaring an emergency.

Referred to Committee on Public Education.

By Calhoun:

HB 1057, A bill to be entitled An Act relating to removing the authority of a court granting a divorce to waive the six-month prohibition against remarriage; amending Section 3.66, Family Code; and declaring an emergency.

Referred to Committee on Judiciary.

By Calhoun:

HB 1058, A bill to be entitled An Act relating to abolishing the six months prohibition against remarriage; amending Subsection (b), Section 1.03, Family Code; repealing Section 3.66, Family Code; and declaring an emergency.

Referred to Committee on Judiciary.

By Calhoun:

HB 1059, A bill to be entitled An Act relating to the issuance of occupational drivers' licenses; amending Section 23A, Chapters 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Highways and Roads.

By Calhoun:

HB 1060, A bill to be entitled An Act permitting a court to instruct a

jury that it may not consider any possible future action by the Board of Pardons and Paroles in assessing punishment; amending Section 2, Article 37.07, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

Referred to Committee on Criminal Jurisprudence.

By Calhoun:

HB 1061, A bill to be entitled An Act relating to research and experimentation for the purpose of determining the effects of narcotic and dangerous drug use; providing immunity from prosecution in certain cases; and declaring an emergency.

Referred to Committee on Public Health.

By Calhoun:

HB 1062, A bill to be entitled An Act relating to the salary of assistant county school superintendents in certain counties; amending Subsection (a), Section 17.52, Texas Education Code; and declaring an emergency.

Referred to Committee on Counties.

By Solomon:

HB 1063, A bill to be entitled An Act amending Subsection (c) of Section 16.15, Texas Education Code, and Subsection (c) of Section 16.17, Texas Education Code, to permit school districts to enter into cooperative agreement(s) to provide special service teachers, and supervisors and/or counselors to be employed and supervised by the regional education service center within which the respective school districts are located.

Referred to Committee on Public Education.

By Solomon:

HB 1064, A bill to be entitled An Act to amend Section 11.33 of the Texas Education Code by adding thereto Subsection (c), to authorize the establishment of a program of financial support for basic administrative costs for regional education service centers and for cooperative regional educational services that are approved by the State Board of Education; providing such financial support shall be paid from the Foundation School Fund and considered a cost in estimating funds needed for Foundation School Program purposes; providing for an effective date; providing an appropriation therefor; and declaring an emergency.

Referred to Committee on Public Education.

By Clayton and Cobb:

HB 1065, A bill to be entitled An Act amending Section 9 of Chapter 264, Acts of the 59th Legislature, Regular Session, 1965, as last amended by Chapter 376, Acts of the 61st Legislature, Regular Session, 1969 (codified as Art. 7621e of Vernon's Texas Civil Statutes); providing changes in the methods for appeal from the Board to the Courts of Travis County, Texas; and declaring an emergency.

Referred to Committee on Judiciary.

By Clayton and Cobb:

HB 1066, A bill to be entitled An Act amending Section 13 of Chapter 264, Acts of the 59th Legislature, Regular Session, 1965, as last amended by Chapter 376, Acts of the 61st Legislature, Regular Session, 1969 (codified as Art. 7621e of Vernon's Texas Civil Statutes); changing the penalties for violation of Article 7621e, Vernon's Civil Statutes, from misdemeanors to civil penalties of not less than \$50 nor more than \$1,000 per day for each and every day and each and every act; providing for injunctions; defining "local government" and providing for suits by the State Board and by such local governments; providing for venue and trial of such civil penalty suits and for the disposition of civil penalties; and declaring an emergency.

Referred to Committee on Judiciary.

By Clayton:

HB 1067, A bill to be entitled An Act creating an Office of Information Services; providing a description of, definitions related to, and establishing the purpose of that office; providing for the appointment of a Director to serve at the will of the Governor; requiring biennial reports to the Legislature; providing for the functions and responsibilities of that office; providing for the reception and use of federal grants; requiring the Legislature to appropriate funds to support the office created by this Act; providing for the transfer of funds from other state agencies; providing for funds received under this Act to be deposited in the State Treasury and creating a special fund for such deposits; and declaring an emergency.

Referred to Committee on Data Processing and Printing.

By Clayton:

HB 1068, A bill to be entitled An Act adding Bailey County to the list of counties in which petitions may be made to the commissioners court to permit cattle to run at large; amending Article 6954, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

Referred to Committee on Livestock.

By Clayton:

HB 1069, A bill to be entitled An Act relating to the liability of the surety on bonds for licensed warehousemen; amending Subsection (d), Section 7, Chapter 811, Acts of the 61st Legislature, Regular Session, 1969 (Article 5577b, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Judiciary.

By Clayton:

HB 1070, A bill to be entitled An Act amending Section 4.02, Family Code, relating to the duty to support children; and declaring an emergency.

Referred to Committee on Judiciary.

By Nichols:

HB 1071, A bill to be entitled An Act relating to prohibiting certain communication concerning the nature of certain reserves or cash surrender values of life insurance policies; relating to the accounting of certain reserves by certain insurers; amending the Texas Insurance Code by adding Article 21.32A; and declaring an emergency.

Referred to Committee on Insurance.

By Nichols:

HB 1072, A bill to be entitled An Act relating to the inclusion of certain information on the face of life insurance policies issued or delivered within this state; amending Article 21.24, Texas Insurance Code; and declaring an emergency.

Referred to Committee on Insurance.

By Nichols:

HB 1073, A bill to be entitled An Act relating to the use of the term "dividend" in the policies of certain insurers; amending Article 3.11, Texas Insurance Code, as amended; and declaring an emergency.

Referred to Committee on Insurance.

By Coats and Boyle:

HB 1074, A bill to be entitled An Act relating to the jurisdiction of the courts of this state over and the service of process on nonresident parties to causes of action; and declaring an emergency.

Referred to Committee on Judiciary.

By Moreno, Niland, Kaster, Santiesteban, Rodriguez, and Tupper:

HB 1075, A bill to be entitled An Act relating to the construction, maintenance, and operation of a state nursing home for war veterans; and declaring an emergency.

Referred to Committee on Appropriations.

By Williamson:

HB 1076, A bill to be entitled An Act relating to the organization of a six-member Parks and Wildlife Commission; amending Section 1, Chapter 68, Acts of the 58th Legislature, 1963 (Article 978f-3a, Vernon's Texas Penal Code); and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Haynes, Nichols, Gammage, and Kaster:

HB 1077, A bill to be entitled An Act to amend Title 2, Chapter 21

of the Texas Education Code, Acts 1969, 61st Leg., Chapter 889, by adding thereto a new subchapter providing for professional consultation between boards of trustees and professional organizations of school personnel; establishing the rights of professional personnel, boards of trustees and professional organizations; authorizing the adoption of rules, regulations and agreements to govern professional consultation; providing for the selection of exclusive representatives; repealing a certain section of this Code; and declaring an emergency.

Referred to Committee on State Affairs.

By Blanton, Graves, Boyle, Coats, Braun, Truan, Swanson, Golman, D. Jones, Poff, Kubiak, Grant, C. Parker, McKissack, and Johnson:

HB 1078, A bill to be entitled An Act providing for operation of all school districts in the state on a quarterly rather than a semester basis; authorizing districts to operate all or some of their schools for all four quarters with state funding for three quarters of attendance for any one student; amending Chapter 16, Texas Education Code, by adding Subchapter G-1 and repealing Subchapter H; providing for effective dates; and declaring an emergency.

Referred to Committee on Public Education.

By Bigham, T. Moore, Haynes, Grant, Rodriguez, and Reed:

HB 1079, A bill to be entitled An Act relating to proof of financial responsibility on registration of a motor vehicle and on application for a driver's license and maintenance of proof of financial responsibility; amending the Texas Motor Vehicle Safety-Responsibility Act, as amended (Article 6701h, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Insurance.

Representatives Hale, Hubenak, Grant Jones, Ogg, and Sanchez entered the House and were announced present.

HOUSE BILLS ON FIRST READING—(continued)

By Swanson and Ogg:

HB 1080, A bill to be entitled An Act amending the Code of Criminal Procedure of Texas by amending Sec. 6, Subsection h, of Article 42.14 thereof to provide that the court may, as a condition of probation, require payment by the defendant of all or any part of court costs, restitution payments, and repayments to the general fund of the county of trial of all or any part of the money paid by said county to compensate counsel appointed to represent defendant at his trial which resulted in the granting of adult probation, and on appeal from result of that trial, and for expenses incident to the defense in such trial or appeal therefrom, providing that such payments may be made in one or several sums as ordered by the court, and requiring detailed particulars in probation conditions for dates, places of payment and payee or payees of such sum or sums; adding

Section 8a of Article 42.12 of the Code of Criminal Procedure, providing that at a hearing to revoke probation for violation of a condition requiring payment of a sum or sums of money, the state need not negate the defendant's inability to pay, and that such inability to pay shall be an affirmative defense, but the state retains the burden of proof beyond a reasonable doubt; amending Article 1018 of the Code of Criminal Procedure to provide that when there is deferment of imposition or execution of sentence, including when adult probation is granted, the court may make costs and fees paid by the state, or part thereof, a charge against the defendant, providing method of doing same, and providing that such costs and fees, when collected, shall be paid into the general fund of the county of trial.

Referred to Committee on Criminal Jurisprudence.

By Wyatt:

HB 1081, A bill to be entitled An Act relating to an increased maintenance tax in certain school districts; amending Section 1, Chapter 63, Acts of the 60th Legislature, Regular Session, 1967 (Article 2784e-8, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on School Districts.

By D. Jones:

HB 1082, A bill to be entitled An Act amending Chapter 303, Acts of the 55th Legislature, Regular Session, 1957 (Article 664-2, Vernon's Texas Civil Statutes) providing for restricting certain purchases or public works contracts by state agencies to United States goods; and declaring an emergency.

Referred to Committee on Commerce and Manufacturing.

By John Allen:

HB 1083, A bill to be entitled An Act relating to the amount withheld from payments to a contractor constructing a project financed from the Water Development Fund; amending Section 18, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 8280-9, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By John Allen:

HB 1084, A bill to be entitled An Act relating to the definition of the National Flood Insurance Act; removing the deadline for qualifying for the National Flood Insurance Program; amending Subsection (c) of Section 3, and Section 9, Chapter 782, Acts of the 61st Legislature, Regular Session, 1969 (Article 8280-13, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Governmental Affairs and Efficiency.

By Poff:

HB 1085, A bill to be entitled An Act relating to the allotment of superin-

tendent units under the Foundation School Program; amending Section 16.19, Texas Education Code; and declaring an emergency.

Referred to Committee on Public Education.

By Grant:

HB 1086, A bill to be entitled An Act repealing Chapter 78, Acts of the 47th Legislature, Regular Session, 1941; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Grant:

HB 1087, A bill to be entitled An Act relating to the inception of, recording of, and priority of laborer's, contractor's, and materialman's liens; amending Article 5459, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

Referred to Committee on Judiciary.

By Schulle:

HB 1088, A bill to be entitled An Act relating to the authority of the commissioners courts to abolish the office of elective county school superintendent and the board of county school trustees; amending Subchapter C, Chapter 17, Texas Education Code, by adding Section 17.65; and declaring an emergency.

Referred to Committee on Counties.

By Floyd:

HB 1089, A bill to be entitled An Act requiring of certain public officials records and reports of certain monies received or disbursed by him; prescribing penalties; providing for severability; and declaring an emergency.

Referred to Committee on Counties.

By Semos, G. Moore, Hawn, Coats, Blanton, Stroud, Orr, Reed, Golman, Boyle, Z. Holmes, Atwell, McKissack, Agnich, and Braecklein:

HB 1090, 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 the city of Grand Prairie; and declaring an emergency.

Referred to Committee on Higher Education.

Representatives Finney and Bill Bass entered the House and were announced present.

HCR 87—MOTION TO CONSIDER

Mrs. Farenthold moved, as a matter of privilege, to take up and consider at this time, HCR 87.

The Speaker did not recognize Mrs. Farenthold on the motion stating that the resolution was not privileged under Rule 17 of the House Rules and the resolution cannot be considered at this time.

Mr. Denton appealed from the ruling of the Chair.

The appeal was seconded by Representatives Denton, Tom Moore, Jr., Mengden, Farenthold, Allred, Reed, Nichols, Graves, Zan Holmes, and Bigham.

Mr. Hale was called to the Chair pending the appeal.

(Mr. Hale in the Chair)

HOUSE AT EASE

At 12:08 p.m., the Chair stated that the House would stand at ease.

The Chair called the House to order at 12:15 p.m.

Representative Orr entered the House and was announced present.

HCR 87—(Motion to consider continued)

A record vote was requested on the question: Shall the Chair be sustained?

The Chair was sustained by the following vote:

Yeas—118

Adams	Christian	Foreman	Jones, D.
Allen, Joe	Clark	Garcia	Jones, G.
Allen, John	Clayton	Golman	Jungmichel
Atwell	Coats	Hanna, Joe	Kaster
Atwood	Cobb	Harding	Kilpatrick
Baker	Cole	Hawkins	Kost
Beckham	Cruz	Hawn	Kubiak
Blanton	Daniel	Haynes	Lee
Bowers	Davis, D.	Heatly	Lemmon
Boyle	Davis, H.	Hendricks	Lewis
Braecklein	Doran	Hilliard	Ligarde
Burgess	Doyle	Holmes, T.	Lombardino
Bynum	Dramberger	Howard	Longoria
Calhoun	Finck	Hubenak	Lovell
Carrillo	Finnell	Hull	McAlister
Cates	Finney	Ingram	McKissack
Cavness	Floyd	Johnson	Moncrief

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

Nays—30

Agnich	Caldwell	Hannah, John	Nichols
Allred	Craddick	Harris	Patterson
Angly	Denton	Head	Reed
Bass, B.	Earthman	Holmes, Z.	Rodriguez
Bass, T.	Farenthold	Jones, E.	Truan
Bigham	Gammage	Mengden	Vale
Blythe	Grant	Moore, T.	
Braun	Graves	Moreno	

In The Chair

Hale

Mr. Hale, who was in the Chair, appointed Representatives Slack and Slider to notify Speaker Mutscher of the decision of the House.

HSR 59—ADOPTED

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

HSR 59, Creating a special interim Committee on Historical Preservation.

The resolution was adopted.

(Speaker in the Chair)

REMARKS BY SPEAKER G. F. (GUS) MUTSCHER

On motion of Mr. Johnson, the following remarks addressed to the House by Speaker Mutscher on today, were ordered printed in the Journal:

"The Membership has been fair with the Chair on this Ruling—I appreciate this—and I plan to always be fair as long as I am privileged to have this gavel.

For your edification—the Chair has been helpful and truthful with appropriate authorities on this matter in controversy.

We all have an opportunity to write a great record for the people of Texas and I hope that we will all unite in this worthwhile cause."

HSR 129—ADOPTED

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

HSR 129, Petitioning Members of the Texas Delegation in Congress to consider making federal funds available for the care and treatment of persons with kidney disorders.

The resolution was adopted.

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:

SB 23, Providing for central repository in Secretary of State's office of certain records.

SB 24, Relating to the sale of lists of registered voters.

SB 65, Relating to Firemen's Relief and Retirement Funds in certain cities.

SB 180, Creating the office of criminal district attorney of Deaf Smith County.

SB 188, Relating to amount of money convict is to receive on discharge from penitentiary.

SCR 30, Concerning the Study Committee on Programs for the Handicapped.

SCR 37, In memory of Billy Ray Ramey.

SCR 38, Commending the Texas State Historical Association on its 75th Anniversary.

SCR 39, Recognizing Disabled Veterans Organization upon its 50th Anniversary.

SCR 40, In memory of John D. Cofer.

HCR 53—ADOPTED

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

HCR 53, Memorializing Congress to take appropriate action to protect certain hospitals and prevent their loss of Medicare certification.

The resolution was adopted.

HB 356 ON THIRD READING

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

HB 356, Providing for compensation of district attorneys in certain counties.

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

Yeas—141

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

Nays—5

Hale	Patterson	Rosson	Stroud
Kubiak			

Present—Not Voting

Johnson

Absent

Calhoun

Uher

Mr. Ogg moved to reconsider the vote by which HB 356 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 386 ON THIRD READING

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

HB 386, Relating to salary of criminal district attorney of Hidalgo County.

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

Yeas—148

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

Absent

Johnson

Mr. Longoria moved to reconsider the vote by which HB 386 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 347 ON THIRD READING

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

HB 347, Changing name of Harris County Houston Ship Channel Navigation District to the Port of Houston Authority of Harris County.

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

Yeas—149

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

HB 348 ON THIRD READING

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

HB 348, Authorizes Harris County Houston Ship Channel Navigation District to provide adequate fire protection within and without boundaries.

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

Yeas—148

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

Absent

Johnson

Mr. Clark moved to reconsider the vote by which HB 348 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 182 ON THIRD READING

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

HB 182, Providing for regulation of oversize, overweight and overlenght vehicles in an incorporated municipality.

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

Yeas—147

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

Absent

Harding

Johnson

Mr. Lombardino moved to reconsider the vote by which HB 182 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 225 ON THIRD READING

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

HB 225, Relating to municipal pension systems in certain cities.

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

Yeas—147

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

Absent

Cobb Johnson

Mr. Williams moved to reconsider the vote by which HB 225 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 433 ON SECOND READING
(Mr. Poerner—House Sponsor)

Mr. Poerner moved that all necessary rules be suspended to take up and consider at this time, SB 433.

The motion prevailed.

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

SB 433, Relating to the quarantine powers of the Texas Animal Health Commission.

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

SB 433 ON THIRD READING

Mr. Poerner moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 433 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

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

Nays—25

Adams	Finck	Lee	Sherman
Agnich	Floyd	Ligarde	Truan
Bass, T.	Gammage	Mengden	Vale
Bowers	Graves	Nugent, J.	Wolff
Caldwell	Holmes, Z.	Reed	
Doran	Jones, D.	Rodriguez	
Earthman	Jones, E.	Santiesteban	

Absent

Jones, G.

The Speaker then laid SB 433 before the House on third reading and final passage.

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

Yeas—144

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

Nays—3

Ligarde Rodriguez Santiesteban

Absent

Cobb Farenthold

Mr. Poerner moved to reconsider the vote by which SB 433 was passed and to table the motion to reconsider.

The motion to table prevailed.

COAUTHOR OF HB 925

Mr. Finck was granted permission by the author of HB 925 to sign the bill as coauthor.

ADJOURNMENT

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

The motion prevailed without objection.

The House accordingly, at 1:29 p.m., adjourned until 10:30 a.m. tomorrow.

APPENDIX

BILLS TRANSMITTED TO GOVERNOR
UNDER ARTICLE 16, SECTION 59

HB 1140 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1145 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1146 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1147 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1148 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1149 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1152 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1153 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1154 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1179 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1321 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1339 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1381 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1382 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1383 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1384 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1385 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1386 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1387 transmitted by the Chief Clerk to the Governor on March 15, 1971.

HB 1425 transmitted by the Chief Clerk to the Governor on March 15, 1971.

STANDING COMMITTEE REPORTS

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

Engrossed and Enrolled Bills: Correctly engrossed—HB 182, HB 225, HB 347, HB 348, HB 356, HB 386, HCR 76.

Public Health: HB 427, HCR 53, HSR 129.

State Affairs: HB 237, HB 330, HB 506, SB 140.

THIRTY-EIGHTH DAY—TUESDAY, MARCH 16, 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: