

Engrossed and Enrolled Bills: Correctly engrossed—HCR 100. Correctly enrolled—HB 3, HB 343, HCR 98.

Governmental Affairs and Efficiency: HB 1625.

Parks and Wildlife: HB 372, HB 729, HB 866, HB 948, HB 1156.

School Districts: HB 785.

SENT TO THE GOVERNOR
March 30, 1971

HB 3

HB 235

HB 453

HCR 98

FORTY-SEVENTH DAY—WEDNESDAY, MARCH 31, 1971

The House met at 10:00 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	Denton	Jones, E.	Presnal
Adams	Doran	Jones, G.	Price
Agnich	Doyle	Kaster	Reed
Allen, Joe	Dramberger	Kost	Rosson
Allen, John	Earthman	Kubiak	Salem
Atwell	Farenthold	Lee	Salter
Baker	Finck	Lemmon	Sanchez
Bass, B.	Finnell	Lewis	Schulle
Bass, T.	Finney	Lombardino	Shannon
Beckham	Floyd	Longoria	Sherman
Bigham	Foreman	Lovell	Short
Blanton	Gammage	McAlister	Silber
Blythe	Garcia	Mengden	Simmons
Bowers	Golman	Moncrief	Slider
Boyle	Grant	Moore, A.	Smith
Braecklein	Graves	Moore, G.	Solomon
Burgess	Hanna, Joe	Moore, T.	Spurlock
Bynum	Hannah, John	Moreno	Stewart
Calhoun	Harding	Nabers	Swanson
Carrillo	Harris	Nelms	Tarbox
Cates	Hawkins	Neugent, D.	Tupper
Cavness	Hawn	Newton	Uher
Christian	Head	Nichols	Vale
Clark	Heatly	Niland	Von Dohlen
Clayton	Hilliard	Ogg	Ward
Coats	Holmes, T.	Orr	Wayne
Cole	Holmes, Z.	Parker, C.	Williams
Craddick	Howard	Parker, W.	Williamson
Cruz	Hubenak	Patterson	Wolff
Daniel	Hull	Pickens	Wyatt
Davis, D.	Ingram	Poerner	
Davis, H.	Johnson	Poff	

Absent

Allred	Hale	Santiesteban	Truan
Angly	Kilpatrick	Semos	
Atwood	Ligarde	Traeger	
Cobb	McKissack		

Absent-Excused

Braun	Hendricks	Murray	Slack
Caldwell	Jones, D.	Nugent, J.	Stroud
Haynes	Jungmichel	Rodriguez	Wieting

(Mr. Calhoun occupied the Chair temporarily)

(Speaker in the Chair)

A quorum of the House was announced present.

The Invocation was offered by The Reverend Ray Wilkerson, Pastor of the Assembly of God Church, Graham, Texas.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for today to attend a meeting in Washington, D.C., with the Congressional Delegation on Redistricting:

Mr. Jim Nugent on motion of Mr. Pickens.

Mr. Murray on motion of Mr. Tarbox.

Mr. Haynes on motion of Mr. Kilpatrick.

Mr. Delwin Jones on motion of Mr. Adams.

Mr. Jungmichel on motion of Mr. Traeger.

Mr. Wieting on motion of Mr. Ward.

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

Mr. Rodriguez, temporarily for today, on motion of Mr. Nichols.

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

Mr. Hendricks on motion of Mr. Hull.

Mr. Stroud on motion of Mr. Tom Bass.

Mr. Braun on motion of Mr. Harris.

On motion of Mr. Tom Holmes, Mr. Caldwell was granted leave of absence for today and the remainder of the week on account of a death in the family.

Representatives Traeger and Allred entered the House and were announced present.

MESSAGE FROM THE SENATE

Austin, Texas, March 31, 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 concurred in House Amendments to SB 140 by 31 Yeas, 0 Nays.

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

SCR 68, By Wilson: An Act relating to the correction of the enrolled copy of SB 333.

HCR 100, By Sherman, Lewis, et al: In memory of Raymond E. Buck of Fort Worth.

SB 60, By Word: Relating to the creation of a juvenile board for Johnson County; and declaring an emergency.

SB 269, By Herring: Amending the "Lower Colorado River Authority Act,"; and declaring an emergency.

SB 368, By Hall: Relating to the composition of the State Board of Health; and declaring an emergency.

HB 1625, By McAlister: Relating to validation of certain ordinances passed and bonds issued by home-rule cities; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representatives Angly, Cobb, and McKissack entered the House and were announced present.

RESOLUTION SIGNED BY SPEAKER

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

SCR 63, In observance of Good Friday.

Representative Kilpatrick entered the House and was announced present.

MEMORIAL RESOLUTION ADOPTED

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

HSR 299, by Kubiak: In memory of Everardo (Lee) Ortega.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HSR 295, by Jungmichel: Commending members of Bishop Forest High School junior and senior civics classes.

HSR 296, by Harold Davis: Commending students from Del Valle High School government class.

HSR 298, by Adams: Commending J. A. McKim, Sr.

HSR 300, by Kubiak: Congratulating the Rosebud-Lott Cougars.

HSR 302, by Clark, Williams, and Nelms: Commending the Ladies Auxiliary of the International Longshoremen's Association.

On motion of Mr. Nelms the names of all the Members of the House were added to HSR 302 as signers thereof.

HSR 297—ADOPTED

(Congratulating the Honorable Lynn Nabers)

Mr. Adams offered the following resolution:

HSR 297

Whereas, On this 31st day of March, 1971, there is indeed cause for the Members of the House of Representatives to pause and celebrate a great event in Texas history: 31 years ago today, an outstanding native son was born in the 64th Legislative District which also produces pecans, peanuts, cotton, grain; and other great men; and

Whereas, Years later, Lynn Nabers, as he was named, became a student, a state employee, and an attorney-at-law who would take up the business of lawmaking at the State Capitol of Texas; and

Whereas, He now has a lovely wife, Mary, and two small sons, Scott and Tim Nabers, and is distinguished as an able Member of the Texas House of Representatives in his second session; and

Whereas, Representative Lynn Nabers recently passed a major piece of legislation preventing the threshing of pecan trees on public property;

this Honorable Representative ably presented the problems concerned with threshing public trees when people threw two-by-fours and shoes into trees to try to knock the pecans off before the good Lord could harvest them by natural means without that menacing danger to Texas children of flying boards and shoes; and

Whereas, The citizens of the district he serves join with the members of his family and his legislative colleagues in honoring him this special day; now, therefore, be it

Resolved, That Members of the House of Representatives of the 62nd Legislature hereby wish the Honorable Lynn Nabers a Happy Birthday and many more years of health, happiness, and successful legislation; and, be it further

Resolved, That an official copy of this Resolution be prepared for Representative Nabers, that when the House adjourns this 31st day of March 1971, it do so in celebration of his birthday, and that following such adjournment, any Member may request that the Honorable Representative provide the necessary refreshments for the proper celebration of such a happy occasion.

The resolution was read and was unanimously adopted.

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

INTRODUCTION OF HB 1645

Mr. Heatly asked unanimous consent to introduce and have placed on first reading HB 1645.

There was no objection offered.

Representatives Hale and Ligarde entered the House and were announced present.

INTRODUCTION OF HOUSE BILLS

Mr. Smith asked unanimous consent to introduce and have placed on first reading HB 1646, HB 1647, and HB 1648.

There was no objection offered.

Mr. Von Dohlen asked unanimous consent to introduce and have placed on first reading HB 1649, HB 1650, and HB 1651.

There was no objection offered.

(Mr. Shannon in the Chair)

**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 A. Moore:

HB 1632, A bill to be entitled An Act relating to the compensation of certain substation deputy tax collectors; and declaring an emergency.

Referred to Committee on Counties.

By Traeger:

HB 1633, A bill to be entitled An Act authorizing the Commissioners Court of Kerr County to quitclaim to the County of Kendall all right, title, and interest of the County of Kerr in and to two certain described tracts of land in the town of Comfort, Texas; and declaring an emergency.

Referred to Committee on Counties.

By Lemmon, Swanson, Mengden, Blythe, E. Jones, T. Bass, Gammage, Bowers, Nichols, Graves, Joe Allen, Clark, Cruz, Williams, Nelms, and Ogg:

HB 1634, A bill to be entitled An Act providing for the lump-sum payment upon termination of service of a portion of the accumulated sick leave and vacation leave of firemen and policemen in certain cities; amending Chapter 325, Acts of the 50th Legislature, 1947, as amended (Article 1269m, Vernon's Texas Civil Statutes), by adding Section 26(b); and declaring an emergency.

Referred to Committee on Urban Affairs.

By Newton:

HB 1635, A bill to be entitled A. Act authorizing the annexation of streets, highways, and alleys by the governing bodies of certain cities; prescribing the method for the annexation; and declaring an emergency.

Referred to Committee on Urban Affairs.

By G. Jones:

HB 1636, A bill to be entitled An Act relating to the compensation of the Judge of the County Court at Law of Taylor County; amending Section 12, Chapter 177, Acts of the 54th Legislature, 1955 (Article 1970-343, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Counties.

By Garcia and Murray:

HB 1637, A bill to be entitled An Act relating to the creation, administration, powers, duties, and financing of Willacy County Hospital District of Willacy County, Texas, by authority of Article IX, Section 9, of the Texas

Constitution; repealing Chapter 367, Acts of the 61st Legislature, Regular Session, 1969; and declaring an emergency.

Referred to Committee on Counties.

By Slack and Baker:

HB 1638, A bill to be entitled An Act relating to the compensation of the judge of the district court in the 143rd Judicial District; and declaring an emergency.

Referred to Committee on Counties.

By Williams:

HB 1639, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Harris County, Texas, to be known as Mossy Oaks Utility District of Harris 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 procedure 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 Williams:

HB 1640, A bill to be entitled An Act creating a conservation and reclamation district under the provisions of Article 16, Section 59, Constitution of Texas, in Harris County, Texas, to be known as El Dorado Utility District of Harris 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 procedure 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 Hubenak:

HB 1641, A bill to be entitled An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Bellfort Public Utility District; declaring district a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding benefit to all property within the district; finding district is created for public use and benefit; conferring on district the rights, powers, privileges, authority and functions of the general laws of Texas applicable to water control and improvement districts created under said Article 16, Section 59, Constitution of Texas, where not in conflict with this Act, and adopting same by reference; providing for continuing supervision by the Texas Water Rights Commission; stating the policy of the state with regard to waste control; prescribing the district's rights, powers, privileges and functions, and related matters; providing for no election for confirmation; providing for no hearing for exclusions except on written request or the board of director's own motion; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation; providing for addition of land to district and the assumption of bonded indebtedness by the added land, and related matters; providing for governing body of district; providing for qualifications and bonds of directors; naming first board of directors; providing for the filling of vacancies; providing for terms and election of directors and notice of directors elections; and related matters; providing for the letting of construction contracts and the drawing of warrants; providing for execution of contracts by the president; providing duties of vice-president; providing for compliance with Article 7880-139, V.T.C.S.; providing for bonds and refunding bonds of the district, and related matters; providing for approval of bonds by the Attorney General of Texas and registration by the Comptroller of Public Accounts; providing for the incontestability of bonds; providing the power of eminent domain shall be limited to the county or counties within which district is situated and to situations where necessary to carry out the purposes for which district was created; providing district shall bear expenses of relocating, raising, or rerouting any highway, railroad or utility lines or pipe lines made necessary by its exercise of the power of eminent domain; defining "sole expense"; providing for depositories; providing for an audit, and related matters; providing for the establishment of district offices, and related matters; providing for the sale of bonds and the price of such bonds; providing that Article 7880-77b, V.T.C.S., shall not be applicable to this district; providing that notice of all elections shall be under the hand of the president or secretary; providing for the canvassing of election returns; providing that bonds and refunding bonds of this

district shall be eligible investments; providing that the Municipal Annexation Act shall have no application to this district; providing that district is subject to provisions of Article 1182c-1, V.T.C.S.; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing the district shall not be required to pay any tax or assessment on its properties or any purchase; enacting other provisions relating to the aforementioned subjects; providing a severability clause; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

By Williams:

HB 1642, A bill to be entitled An Act relating to Harris County Water Control and Improvement District No. 140 of Harris County, Texas; finding benefits to the land and other property in the district; granting the district additional rights, powers, privileges and duties; providing that no confirmation election shall be required, providing that all taxes levied by the district will be on the ad valorem basis; authorizing the issuance and refunding of bonds and prescribing their terms and security; authorizing the investment of bond proceeds; prescribing procedures for annexing land to the District; providing that no hearing on the basis of taxation shall be required of the district and that no exclusion hearing shall be required; requiring supervision by the Texas Water Rights Commission; requiring the district to establish one or more offices and meeting places; providing for the selection of depositories; requiring audits and a system of accounts; containing provisions that its bonds are legal investments and eligible to secure public deposits; providing that the district shall bear the sole expense of the relocation of certain facilities; validating the creation of the District and all governmental acts and proceeding of the district; containing other provisions relating to the subject; providing a severability clause; finding of notice of intention to introduce this Act; and declaring an emergency.

Referred to Committee on Conservation and Reclamation.

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 51 to the Committee on Elections.

SB 233 to the Committee on Insurance.

SB 414 to the Committee on State Affairs.

SB 573 to the Committee on Higher Education.

LEAVE OF ABSENCE GRANTED

On motion of Mr. Floyd, Mr. Slack was granted leave of absence for today to attend a meeting in Washington, D. C. with the Congressional Delegation on Redistricting.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 303, by Gammage and Patterson: Commending students from Round Rock Junior High School.

HCR 94—ADOPTED

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

HCR 94, Providing for adjournment from April 7, 1971 to April 13, 1971.

The resolution was adopted without objection.

MESSAGE FROM THE SENATE

Austin, Texas, March 31, 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 106, By Clayton: Relating to the inoculation and vaccination of children admitted to child care institutions and facilities; and declaring an emergency.

HB 182, By Lombardino: Relating to the regulation of equipment on public roads other than state highways in an incorporated municipality; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representative Atwood entered the House and was announced present.

SB 183—POSTPONED
(Mr. Calhoun—House Sponsor)

Mr. Calhoun moved that consideration of SB 183 be postponed until 11:00 a.m., Wednesday, April 7, 1971.

The motion prevailed without objection.

HSR 289—ADOPTED

(Honoring Gus Hurley Mutscher)

Mr. Sanchez offered the following resolution:

HSR 289

Whereas, All Members of this House rejoiced with our Speaker on March 22, 1971, on the birth of his young son, Gus Hurley Mutscher; and

Whereas, This young man can claim illustrious ancestry: from his beautiful mother, Donna, good people from Arkansas, where the Axums are civic leaders and are famous for their lovely Miss America daughter; from his politically-oriented father, Gus, good German-Americans who settled many years ago in the rich farming area of Washington County, Texas, where Texas independence was born; and

Whereas, His heritage, to be that rich heritage he so justly deserves, still falls short in one respect: the little fellow cannot claim one drop of Mexican blood, the strain that makes the Texas personality, that makes this state noted throughout the Nation as a wonderful playground, where the fiesta is as important as business affairs, where jalapenos spice the food, and a bien venidos awaits the most casual visitor; and

Whereas, In recognition of this handsome young man, Gus Hurley Mutscher, it is appropriate that the Texas House of Representatives take action to give Baby Gus the good start in life that he so richly deserves; and

Whereas, The City of Brownsville, the southern-most city in the State of Texas, presented a child's-size authentic and traditional charro outfit and a full-size charro hat to the Chairman of the Texas-Mexico Friendship Committee for his presentation to Gus Hurley Mutscher, as fitting symbols of Baby Gus's present and continuing acceptance through his entire life of his honorary Mexican lineage; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature, hereby give to little Gus Hurley Mutscher the full heritage of Texas citizenship by adding honorary Mexican lineage to his ancestry, so that he can know the happiness and fulfillment of a full-blooded Texan and, as he matures and takes his rightful place on the Texas political scene, he can represent the people of Washington County, the people of the Panhandle and West Texas, and the people of South Texas and the Rio Grande Valley with genuine empathy as a true Texan; and, be it further

Resolved, That this little honorary Mexican, Gus Hurley Mutscher, be sent a copy of this Resolution to serve as his official credentials on his claim to a full Texas heritage.

The resolution was read and was unanimously adopted.

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

(Speaker in the Chair)

Representative Semos entered the House and was announced present.

SCR 68—ADOPTED
(Mr. Bill Bass—House Sponsor)

(Returning SB 333 to the Senate)

The Speaker laid before the House the following resolution:

SCR 68

Whereas, SB 333 has been passed by both the Senate and the House and is now in the office of the Governor, and there are certain corrections to be made therein; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Governor be and is hereby respectfully requested to return SB 333 to the Senate for correction; and, be it further

Resolved, That the action of the President of the Senate and the Speaker of the House in signing SB 333 be declared null and void, and that the two presiding officers be authorized to remove their signatures from the Enrolled Bill; and, be it further

Resolved, That the Engrossing and Enrolling Clerk of the Senate be and is hereby directed to correct the enrolled copy of SB 333 in the following manner:

In Section 5, on the third line, the reference to "Section 3" should read to "Section 4".

In Section 6, on the first line, the reference to "Section 4" should read to "Section 5".

In Section 7, on the first line, the reference to "Section 4" should read to "Section 5".

In Section 10, on the second line, the reference to "Section 4" should read to "Section 5".

The resolution was read.

Mr. Bill Bass offered the following amendment to the resolution:

Amend SCR 68 by striking out the last resolving clause and insert the following: "Resolved that the bill be returned to the Senate for its further consideration."

The amendment was adopted.

SCR 68, as amended, was adopted.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 304, by Graves: Commending students from Texas Southern University.

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

SB 319 ON SECOND READING
(Mr. Swanson—House Sponsor)

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

SB 319, A bill to be entitled An Act authorizing the Board of Regents of The University of Texas System and the governing boards of other health-related state-supported institutions and certain nonprofit health-related institutions located in certain medical centers to form an association to operate a laundry system on a cooperative basis solely for the benefit of such institutions; providing for the establishment and operation of a cooperative laundry association with authority to acquire such property, borrow money, and issue such bonds and other evidences of indebtedness as deemed necessary for the creation, operation, and maintenance of the system; providing that the association shall be tax-free; enacting other provisions relating to the subject; providing this Act shall be cumulative of other existing laws; providing a severability clause; and declaring an emergency.

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

Mr. Swanson moved to reconsider the vote by which SB 319 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Doran requested to be recorded as voting Nay on the passage to third reading of SB 319.

SB 278 ON SECOND READING
(Mr. Jungmichel—House Sponsor)

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

SB 278, A bill to be entitled An Act relating to the establishment, maintenance, support, and administration of The University of Texas System Environmental Science Park; providing for severability; and declaring an emergency.

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

Mr. Foreman moved to reconsider the vote by which SB 278 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

SB 27 ON SECOND READING
(Mr. Lombardino—House Sponsor)

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

SB 27, A bill to be entitled An Act relating to the inoculation or vaccination of persons attending elementary or secondary schools; amending Section 2.09, Texas Education Code; and declaring an emergency.

The bill was read second time.

Mr. Williams offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend SB 27 by striking the words in Section 2.09 (a) "elementary or secondary school" and add in lieu thereof "public school or state-supported institution of higher education" and also add after "diphtheria" the words "whooping cough," and after the word "tetanus" the word "typhoid", and after the word "smallpox" the following, "provided that such immunization shall be effective upon the date of first entry into the institution," and also strike the words "elementary or secondary school" in Section 2.09 (b) and add in lieu thereof the words "public school or state-supported institution of higher education." Also delete the words "elementary or secondary school" in Section 2.09 (c) and add in lieu thereof the words "public school or state-supported institution of higher education."

The committee amendment was adopted without objection.

Mr. Finck offered the following amendment to the bill:

Amend SB 27 by adding paragraph d immediately before Sec. 2 to read as follows:

(d) The Texas Department of Public Health shall provide the required inoculations to children whose parents or guardians are unable to pay for such inoculations in areas where no local provision exists to provide those services.

The amendment was adopted without objection.

On motion of Mr. Lombardino the caption of SB 27 was ordered amended to conform to the body of the bill.

SB 27, as amended, was passed to third reading.

SB 27 ON THIRD READING

Mr. Lombardino moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 27 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Adams	Atwell	Blythe	Cates
Agnich	Baker	Boyle	Cavness
Allen, Joe	Bass, B.	Braecklein	Christian
Allen, John	Beckham	Burgess	Clark
Allred	Bigham	Bynum	Clayton
Angly	Blanton	Carrillo	Cobb

Cole	Holmes, Z.	Neugent, D.	Silber
Craddick	Howard	Newton	Simmons
Cruz	Hubenak	Nichols	Slider
Daniel	Hull	Niland	Smith
Davis, D.	Ingram	Ogg	Solomon
Davis, H.	Johnson	Orr	Spurlock
Farenthold	Kilpatrick	Parker, C.	Stewart
Finnell	Kost	Parker, W.	Swanson
Finney	Lemmon	Patterson	Tarbox
Foreman	Lewis	Poerner	Traeger
Garcia	Ligarde	Poff	Truan
Golman	Lombardino	Presnal	Tupper
Grant	Longoria	Price	Uher
Hale	Lovell	Rosson	Vale
Harding	McAlister	Salem	Von Dohlen
Harris	McKissack	Salter	Ward
Hawkins	Moncrief	Sanchez	Wayne
Hawn	Moore, A.	Schulle	Williams
Head	Moore, G.	Semos	Williamson
Heatly	Moore, T.	Shannon	Wyatt
Hilliard	Nabers	Sherman	
Holmes, T.	Nelms	Short	

Nays—24

Atwood	Doyle	Graves	Lee
Bass, T.	Dramberger	Hanna, Joe	Mengden
Bowers	Earthman	Jones, E.	Moreno
Calhoun	Finck	Jones, G.	Pickens
Denton	Floyd	Kaster	Reed
Doran	Gammage	Kubiak	Wolf

Absent

Coats	Hannah, John	Santiesteban
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Absent-Excused

Braun	Hendricks	Murray	Slack
Caldwell	Jones, D.	Nugent, J.	Stroud
Haynes	Jungmichel	Rodriguez	Wieting

LEAVE OF ABSENCE GRANTED

On motion of Mr. Howard, Mr. Presnal was granted leave of absence for the remainder of today on account of important business.

SB 27—(Consideration continued)

The Speaker then laid SB 27 before the House on third reading and final passage.

SB 27 was read third time and was passed by the following vote:

Yeas—135

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

Absent

Santiesteban

Absent-Excused

Braun	Jones, D.	Presnal	Wieting
Caldwell	Jungmichel	Rodriguez	
Haynes	Murray	Slack	
Hendricks	Nugent, J.	Stroud	

Mr. Clayton moved to reconsider the vote by which SB 27 was passed and to table the motion to reconsider.

The motion to table prevailed.

Representative Rodriguez entered the House and was announced present.

HB 107—LAID ON THE TABLE SUBJECT TO CALL

Mr. Clayton moved that HB 107 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HB 1458 ON THIRD READING

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

HB 1458, Adding Chapter 54 to the Water Code.

The bill was read third time.

Mr. Blythe offered the following amendment to the bill:

Amend HB 1458, second printing, Chapter 54, Subchapter C, Sec. 54.118, by adding the following wording after district on line 31: or a director who is an employee or is closely associated with a person or firm who is financially interested in any contract with the district.

The amendment was adopted without objection.

HB 1458, as amended, was passed by the following vote:

Yeas—125

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

Nays—8

Allred	Bigham	Graves	Moore, T.
Angly	Bowers	Kubiak	Patterson

Absent

Atwell	Doran	Lovell	Santiesteban
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Absent-Excused

Braun	Hendricks	Murray	Slack
Caldwell	Jones, D.	Nugent, J.	Stroud
Haynes	Jungmichel	Presnal	Wieting

Mr. John Allen moved to reconsider the vote by which HB 1458 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 71 ON THIRD READING

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

HB 71, Relating to investigation of accidents on all roads owned and controlled by water control and improvement districts.

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

Yeas—135

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

Pickens	Schulle	Solomon	Vale
Poerner	Semos	Spurlock	Von Dohlen
Poff	Shannon	Stewart	Ward
Price	Sherman	Swanson	Wayne
Reed	Short	Tarbox	Williams
Rodriguez	Silber	Traeger	Williamson
Rosson	Simmons	Truan	Wolf
Salem	Slider	Tupper	Wyatt
Sanchez	Smith	Uher	

Absent

Salter Santiesteban

Absent-Excused

Braun	Hendricks	Murray	Slack
Caldwell	Jones, D.	Nugent, J.	Stroud
Haynes	Jungmichel	Presnal	Wieting

Mr. McAlister moved to reconsider the vote by which HB 71 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 498 ON THIRD READING

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

HB 498, Relating to salary of directors of water improvement districts.

The bill was read third time.

Mr. Poerner offered the following amendment to the bill:

Amend HB 498 by renumbering Section 2 as Section 3 and inserting a new Section 2 to read as follows:

Section 2. Subsection (a), Section 53.070, Water Code, is amended to read as follows:

“(a) A supervisor is entitled to receive for his services not more than \$25 for each day he actually engages in the work of the district.”

The amendment was adopted without objection.

Mr. Poerner offered the following amendment to the bill:

Amend the caption of HB 498 to read as follows:

A bill to be entitled An Act relating to the salary of directors of water improvement districts and supervisors of fresh water supply districts; amending Subsection (a) of Section 55.111 and Subsection (a) of Section 53.070, Water Code; and declaring an emergency.

The amendment was adopted without objection.

HB 498, as amended, was passed.

Mr. Baker moved to reconsider the vote by which HB 498 was passed and to table the motion to reconsider.

The motion to table prevailed.

RECESS

Mr. Doran moved that the House recess until 9:00 a.m. tomorrow.

The motion prevailed without objection.

The House accordingly, at 11:44 a.m., recessed until 9:00 a.m. tomorrow.

APPENDIX

BILLS TRANSMITTED TO GOVERNOR UNDER ARTICLE 16, SECTION 59

HB 1639 transmitted by the Chief Clerk to the Governor on March 30, 1971.

HB 1640 transmitted by the Chief Clerk to the Governor on March 30, 1971.

HB 1641 transmitted by the Chief Clerk to the Governor on March 30, 1971.

RECOMMENDATIONS OF THE TEXAS WATER COMMISSION FILED WITH SPEAKER

Recommendations of the Texas Water Commission on HB 647 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1140 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1145 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1146 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1147 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1148 filed with the Speaker on March 30, 1971.

Recommendations of the Texas Water Commission on HB 1149 filed with the Speaker on March 30, 1971.

STANDING COMMITTEE REPORTS

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

Engrossed and Enrolled Bills: Correctly engrossed—HB 71, HB 498, HB 1458, HB 1625.

Governmental Affairs and Efficiency: HB 26, HB 58, HB 219, HB 282, HB 797, HB 798, HB 1001, HB 1248, SB 676.

Liquor Regulation: HB 681.

Public Education: HB 854.

FORTY-SEVENTH DAY (continued)—THURSDAY, APRIL 1, 1971

The House met at 9:00 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	Davis, H.	Hull	Presnal
Adams	Denton	Jones, E.	Rosson
Agnich	Doran	Jones, G.	Salem
Allen, Joe	Doyle	Kaster	Schulle
Angly	Dramberger	Kilpatrick	Shannon
Baker	Earthman	Kost	Sherman
Bass, B.	Farenthold	Kubiak	Short
Bass, T.	Finck	Lee	Silber
Beckham	Finnell	Lemmon	Slider
Bigham	Finney	Lovell	Smith
Blanton	Floyd	McAlister	Solomon
Blythe	Foreman	Moncrief	Stewart
Bowers	Gammage	Moore, A.	Stroud
Boyle	Garcia	Moore, T.	Swanson
Braecklein	Grant	Moreno	Tarbox
Burgess	Hale	Nabers	Traeger
Calhoun	Hanna, Joe	Nelms	Truan
Carrillo	Harding	Neugent, D.	Tupper
Cates	Harris	Newton	Uher
Cavness	Hawkins	Nichols	Von Dohlen
Christian	Hawn	Niland	Ward
Clayton	Head	Ogg	Wayne
Coats	Hilliard	Parker, W.	Williams
Cole	Holmes, T.	Patterson	Wolff
Daniel	Howard	Poerner	Wyatt
Davis, D.	Hubenak	Poff	
Absent			
Allen, John	Clark	Hannah, John	Ligarde
Allred	Cobb	Heatly	Lombardino
Atwell	Craddick	Ingram	Longoria
Atwood	Golman	Johnson	McKissack
Bynum	Graves	Lewis	Mengden