

Parks and Wildlife: HB 1086, HB 1297, HB 1658.

Public Health: HB 634, HB 753.

Revenue and Taxation: SB 460.

Resolutions and Interim Activities: HSR 52, HSR 172, HSR 173, HSR 174, HSR 230.

State Affairs: HB 52, HB 199, HB 846, HB 1198, HB 1631, SB 160, SB 414, SB 612.

SENT TO THE GOVERNOR
April 22, 1971

HCR 116

FIFTY-NINTH DAY—THURSDAY, APRIL 22, 1971

The House met at 10:45 p.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, G.	Poerner
Adams	Doran	Jungmichel	Poff
Agnich	Doyle	Kaster	Presnal
Allen, John	Dramberger	Kilpatrick	Price
Allred	Earthman	Kost	Rodriguez
Angly	Farenthold	Kubiak	Rosson
Atwell	Finck	Lee	Salem
Atwood	Finnell	Lemmon	Salter
Baker	Finney	Lewis	Sanchez
Bass, B.	Floyd	Ligarde	Santiesteban
Bass, T.	Foreman	Lombardino	Schulle
Beckham	Gammage	Longoria	Semos
Bigham	Garcia	Lovell	Shannon
Blythe	Golman	McAlister	Sherman
Bowers	Grant	McKissack	Short
Boyle	Graves	Mengden	Silber
Braecklein	Hale	Moncrief	Simmons
Braun	Hanna, Joe	Moore, A.	Slack
Burgess	Harding	Moore, G.	Slider
Bynum	Harris	Moore, T.	Solomon
Calhoun	Hawkins	Moreno	Spurlock
Carrillo	Hawn	Murray	Stroud
Cates	Haynes	Nabers	Swanson
Cavness	Head	Nelms	Tarbox
Christian	Heatly	Neugent, D.	Truan
Clark	Hendricks	Newton	Tupper
Clayton	Hilliard	Nichols	Uher
Coats	Holmes, T.	Niland	Vale
Cobb	Holmes, Z.	Nugent, J.	Von Dohlen
Cole	Howard	Ogg	Ward
Craddick	Hubenak	Orr	Williams
Cruz	Hull	Parker, C.	Williamson
Daniel	Johnson	Parker, W.	Wolff
Davis, D.	Jones, D.	Patterson	Wyatt
Davis, H.	Jones, E.	Pickens	

Absent

Smith Stewart

Absent-Excused

Allen, Joe	Hannah, John	Reed	Wayne
Blanton	Ingram	Traeger	Wieting
Caldwell			

A quorum of the House was announced present.

LEAVES OF ABSENCE GRANTED

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

Mr. Joe Allen on motion of Mr. Gammage.

Mr. Traeger on motion of Mr. Clayton.

Mr. Ingram on motion of Mr. Boyle.

Mr. John Hannah on motion of Mr. Bill Bass.

Mr. Reed on motion of Mr. Moreno.

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

Mr. Caldwell on motion of Mr. Tom Holmes.

Mr. Blanton, on account of illness in the family, on motion of Mr. Shannon.

On motion of Mr. Shannon, Mr. Wieting was granted leave of absence for today on account of a death in the family.

SB 11 ON THIRD READING

Mr. Heatly moved to suspend all necessary rules in order to take up and consider at this time, on third reading and final passage, SB 11.

The motion prevailed without objection.

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

SB 11, General Appropriations bill.

The bill was read third time.

Mr. Finck and Mr. Vale offered the following amendment to the bill:

Amend the Committee Substitute for SB 11 in the following respects:

1. Beginning at page III-148 (appropriations to the Department of Public Welfare), insert the following amounts, for the year ending August 31, 1973, for the items indicated:

PROGRAM ADMINISTRATION:

Public Assistance (State's Part):

Out of the General Revenue Fund:

Personal Services (State's Part)

1.	Board Members' Per Diem.....	\$ 1,500
2.	Commissioner (full salary \$27,500).....	13,750
3.	Deputy Commissioner (full salary \$25,000).....	12,500
4.	Assistant Commissioner for Medical Administration (M.D.) (full salary \$24,500).....	12,250
5.	Assistant Commissioner for Program Administration (full salary \$20,000).....	10,000
6.	Assistant Commissioner for Personnel and Training (full salary \$18,500).....	9,250
7.	Assistant Commissioner for Finance and Research and Statistics (full salary \$18,500)	9,250
8.	Assistant Commissioner for Planning and Coordination (full salary \$18,500)	9,250
9.	Director, Medical Services (M.D.).....	11,250
10.	Director, Medical Assistance (M.D.).....	11,250
11.	Consultant Pharmacist.....	7,500
12.	Doctors (persons licensed by the Board of Medical Examiners), NTE \$9,500.....	57,000
13.	Salaries of Classified Positions	16,880,104
14.	Examining and Professional Fees.....	270,943
15.	Seasonal Help	3,500
	Total, Personal Services (State's Part).....	\$ 17,319,297
	Other Expenses	
16.	Travel	769,179
17.	Consumable supplies and materials, current and recurring operating expense (excluding travel), merit system expenses, professional fees and services and capital outlay.....	1,268,608
	Total, Public Assistance, General Revenue (State's Part).....	19,357,079
	Commodity Distribution:	
	Out of the Commodity Distribution Fund No. 39:	
21.	Salaries of Classified Positions.....	\$ 745,112
22.	Wages, consumable supplies and materials, current and recurring operating expense (including travel), and capital outlay. Includes reimbursement of local revolving funds, House Bill No. 441, Fifty-third Legislature.....	\$ 120,306
	Total, Commodity Distribution estimated to be.....	\$ 865,418

23. Professional Educational Stipends to Employees.....	\$ 45,870
24. Professional Educational Services to State Graduate School of Social Work.....	30,000
Assistance Payments:	
Out of Old Age Assistance Funds:	
25. Old Age Assistance.....	50,000,000
Out of Blind Assistance Fund:	
26. Aid to Needy Blind.....	1,400,000
Out of Children's Assistance Fund:	
27. Aid to Families with Dependent Children Payments.....	23,100,000
Out of Disabled Assistance Fund:	
28. Aid to Permanently and Totally Disabled.....	5,500,000
Out of the Medical Assistance Fund:	
29. A. Medical Assistance.....	156,433,212
B. Medical Assistance for patients in State Hospitals and Special Schools.....	9,779,197
Out of Federal Funds:	
30. Allocation to the state for Child Welfare Services, Assistance, Medical Assistance under Congressional Bill HR 6675 and Administration, estimated to be.....	671,119,172
GRAND TOTAL, DEPARTMENT OF PUBLIC WELFARE	<u>\$939,566,841</u>

2. Add the following sentence to the last paragraph on page III-150:

"It is also provided that any unexpended balance remaining in this appropriation item at August 31, 1972 is hereby reappropriated for the same purposes for the fiscal year beginning September 1, 1972."

3. Delete the second paragraph on page III-151 and insert in lieu thereof the following:

"Moneys appropriated for payments for Old Age Assistance, Blind Assistance, Children's Assistance and Disabled Assistance shall be payable in equal monthly installments on the first day of each calendar month; provided, however, that any balances on hand in these funds may be carried over from month to month and used for payments of assistance grants during each fiscal year of the biennium."

4. Add the following sentence to the next-to-last paragraph (beginning "Moneys appropriated——") on page III-151:

"Any unexpended balance remaining in this appropriation item at August 31, 1972 is hereby reappropriated for the purpose of paying Medical Assistance during the fiscal year beginning September 1, 1972."

Mr. Heatly moved to table the above amendment.

A record vote was requested.

The motion to table prevailed.

SB 11 was passed by the following vote:

Yeas—118

Adams	Finnell	Ligarde	Sanchez
Allen, John	Foreman	Lombardino	Santiesteban
Atwell	Gammage	Longoria	Schulle
Atwood	Garcia	Lovell	Semos
Baker	Golman	McAlister	Shannon
Bass, B.	Grant	McKissack	Sherman
Beckham	Hale	Moncrief	Short
Boyle	Hanna, Joe	Moore, A.	Silber
Braecklein	Harding	Moore, G.	Simmons
Burgess	Hawkins	Moreno	Slack
Bynum	Hawn	Murray	Slider
Calhoun	Haynes	Nabers	Solomon
Carrillo	Heatly	Nelms	Spurlock
Cates	Hendricks	Neugent, D.	Stroud
Cavness	Hilliard	Newton	Swanson
Christian	Holmes, T.	Niland	Tarbox
Clark	Holmes, Z.	Nugent, J.	Truan
Clayton	Howard	Ogg	Tupper
Coats	Hubenak	Orr	Uher
Cobb	Hull	Parker, C.	Vale
Cole	Johnson	Parker, W.	Von Dohlen
Cruz	Jones, D.	Pickens	Ward
Daniel	Jones, G.	Poerner	Williams
Davis, D.	Jungmichel	Poff	Williamson
Davis, H.	Kaster	Presnal	Wolff
Doran	Kilpatrick	Price	Wyatt
Doyle	Kost	Rosson	
Dramberger	Lemmon	Salem	
Finck	Lewis	Salter	

Nays—24

Agnich	Bowers	Finney	Lee
Allred	Braun	Floyd	Mengden
Angly	Craddick	Graves	Moore, T.
Bass, T.	Denton	Head	Nichols
Bigham	Earthman	Jones, E.	Patterson
Blythe	Farenthold	Kubiak	Rodriguez

Present—Not Voting

Harris

Absent

Smith

Stewart

Absent-Excused

Allen, Joe
Blanton
Caldwell

Hannah, John
Ingram

Reed
Traeger

Wayne
Wieting

PAIRED

Mr. Harris (present), who would vote Nay, with Mr. Joe Allen (absent), who would vote Yea.

The Speaker announced that SB 11 was passed subject to the provisions of Section 49A, Article III of the Constitution.

Mr. Heatly moved to reconsider the vote by which SB 11 was passed and to table the motion to reconsider.

The motion to table prevailed.

REASON FOR VOTE ON SB 11

My reasons for voting No on SB 11, Committee Substitute, are that the bill contains many riders that are deceptive, ambiguous, illegal, and also the bill contains many items which I consider unjustified, excessive and unrealistic spending. The bill will spend \$6,900,000.00 and I have only had 72 hours to study same. It contains more than some 411 pages.

Signed: Representative Rex Braun

REASON FOR VOTE

I voted against the House Appropriations Committee Substitute to SB 11 for the following reasons:

The extension of the Governor's veto power at this time over all appropriations over \$25,000 during the entire biennium is sufficient reason to reject this bill in my opinion.

In addition, this bill fails in establishing a reasonable ordering of priorities. While \$220,000 is appropriated for a moss cutter for two counties, or \$1,000,000 for the LBJ State Park (when Parks and Wildlife requested only \$100,000), no funds were allowed for such badly-needed programs as state-supervised day-care centers for working mothers. The failure to provide the necessary welfare funds for the biennium will, in all likelihood, require a special session of the Legislature in 1972. Then, too, new teaching requirements, which should not be established in the state spending bill, will inadvertently cause chaos in the state's colleges and universities.

Also, I could find no obligation to support this bill, on the basis of what was, or what was not, appropriated for my district.

Signed: Frances Tarlton Farenthold
District 45, Place 1

RECESS

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

The motion prevailed without objection.

The House accordingly, at 10:54 p.m., recessed until 9:00 a.m. tomorrow.

FIFTY-NINTH DAY (Continued)—FRIDAY, APRIL 23, 1971

The House met at 9:00 a.m. and was called to order by the Honorable L. DeWitt Hale.

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

Adams	Doyle	Jones, D.	Pickens
Agnich	Dramberger	Jones, G.	Poerner
Allen, Joe	Earthman	Jungmichel	Poff
Allen, John	Farenthold	Kaster	Presnal
Atwood	Finck	Kubiak	Reed
Baker	Finnell	Lemmon	Rosson
Bass, T.	Floyd	Lewis	Salem
Beckham	Foreman	Ligarde	Schulle
Bigham	Garcia	Lombardino	Sherman
Blythe	Grant	Lovell	Short
Boyle	Graves	McKissack	Silber
Braecklein	Hale	Moncrief	Slack
Braun	Hanna, Joe	Moore, G.	Slider
Burgess	Harding	Murray	Spurlock
Calhoun	Harris	Nabers	Stroud
Christian	Hawkins	Nelms	Swanson
Clark	Hawn	Neugent, D.	Tarbox
Clayton	Haynes	Newton	Truan
Coats	Head	Nichols	Uher
Cobb	Heatly	Niland	Vale
Cole	Hendricks	Nugent, J.	Von Dohlen
Craddick	Hilliard	Orr	Ward
Daniel	Holmes, T.	Parker, C.	Williams
Davis, H.	Howard	Parker, W.	Wyatt
Denton	Hull	Patterson	

Absent

Allred	Davis, D.	Jones, E.	Price
Atwell	Doran	Kilpatrick	Rodriguez
Bass, B.	Finney	Kost	Sanchez
Bowers	Gammage	Lee	Semos
Bynum	Golman	Mengder	Simmons
Cates	Hannah, John	Moreno	Smith
Cavness	Johnson	Ogg	Williamson
Cruz			

Absent-Excused

Mr. Speaker	Hubenak	Salter	Tupper
Angly	Ingram	Santiesteban	Wayne
Blanton	Longoria	Shannon	Wieting
Caldwell	McAlister	Solomon	Wolff
Carrillo	Moore, A.	Stewart	
Holmes, Z.	Moore, T.	Traeger	

A quorum of the House was announced present.

The Invocation was offered by Dr. Bill Glover, Pastor of the University Baptist Church, Austin, Texas, as follows: