

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:

"Our Father, the last thing we need is to hear a lot of high and lofty and pious words when there is such a busy and demanding day ahead of us.

May there be present in our activity today the strong fragrance of remembrance—may we remember some of the dreams we used to have when we were younger. We were going to right so many wrongs, stand on the side of justice, and fight for those values in life that have always been dear in the lives of common men. Now that we are in places of leadership and responsibility and can do something about actualizing these dreams, may we remember them."

COMMUNICATION FROM THE SPEAKER

April 23, 1971

Mrs. Dorothy Hallman
Chief Clerk
Texas House of Representatives
Austin, Texas 78767

Dear Mrs. Hallman:

Pursuant to Rule I, Section 10 of the Rules of the Texas House of Representatives of the Texas Legislature, I hereby name State Representative DeWitt Hale of Nueces County to open and preside over the legislative session on Friday, April 23, 1971.

Sincerely,

G. F. (Gus) MUTSCHER

LEAVES OF ABSENCE GRANTED

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

Speaker Mutscher, on official business, on motion of Mr. Delwin Jones.

Mr. Shannon, on official business, on motion of Mr. Delwin Jones.

Mr. Traeger, on official business, on motion of Mr. Delwin Jones.

Mr. Wolff on motion of Mr. Wyatt.

Mr. Tupper on motion of Mr. Wyatt.

Mr. Solomon on motion of Mr. Slider.

Mr. McAlister on motion of Mr. Tarbox.

Mr. Ingram on motion of Mr. Boyle.

Mr. Zan Holmes on motion of Mr. Stroud.

Mr. Aubry Moore on motion of Mr. Short.

Mr. Salter on motion of Mr. Lemmon.

Mr. Hubenak on motion of Mr. Baker.

Mr. Carrillo on motion of Mr. Finnell.

Mr. Longoria on motion of Mr. Clayton.

Mr. Angly on motion of Mr. Grant.

Mr. Tom Moore, temporarily for today, on motion of Mr. Grant.

Mr. Santiesteban on motion of Mr. Ligarde.

The following Members were granted leaves of absence for today on account of a death in the family.

Mr. Wieting on motion of Mr. Delwin Jones.

Mr. Blanton on motion of Mr. Semos.

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

Mr. Caldwell on motion of Mr. Carl Parker.

Mr. Stewart, illness in the family, on motion of Mr. Tom Bass.

Representatives Johnson and Cates entered the House and were announced present.

SB 11—COMMITTEE AMENDMENT NO. 1 ORDERED NOT PRINTED

On motion of Mr. Heatly, Committee Amendment No. 1 to SB 11 was ordered not printed in the Journal.

Representatives Kost, Allred, Cavness, Moreno, Lee, Bowers, Bynum, and Rodriguez entered the House and were announced present.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HSR 377, by Mengden: Commending Dr. Douglas Bynum.

HSR 378, by Burgess, Hendricks, John Allen, and Beckham: Commending Roland Boyd.

HSR 379, by Swanson, Lee, Ogg, Lemmon, Earthman, Clark, Cruz, and Nichols: Congratulating the United States Steel Corporation.

HSR 380, by Swanson, Clark, Lemmon, Braun, Nichols, Graves, Earthman, Lee, Ogg, and Cruz: Congratulating Roy Needham.

HSR 381, by Swanson, Lemmon, Braun, Clark, Nichols, Cruz, Earthman, Lee, Ogg, and Graves: Congratulating George Hartung.

HSR 382, by Poff and Bynum: Congratulating and recognizing Bill Greenhouse.

HSR 383, by Poff and Bynum: Congratulating and recognizing the young ladies of the Alamo Catholic High School Mustangettes State Championship Basketball Team.

CONSIDERATION OF BILLS ON LOCAL AND CONSENT CALENDAR

In accordance with a previous motion, the House proceeded to the consideration of bills on the Local and Consent Calendar.

HB 584 ON SECOND READING

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

HB 584, Relating to compensation of court reporter of the County Court at Law of Orange County.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 584, First Printing, by striking on lines 19-20 the phrase "less than \$6,600 per year nor."

The committee amendment was adopted without objection.

HB 584, as amended, was passed to engrossment.

LEAVES OF ABSENCE GRANTED

On motion of Mr. Bowers, Mr. Mengden was granted leave of absence for today on account of important business.

On motion of Mr. Bowers, Mr. Earthman was granted leave of absence for today on account of illness.

HB 1229 ON SECOND READING

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

HB 1229, Staggering terms for commissioners of Brazoria County Conservation and Reclamation District No. 3.

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

HB 775 ON SECOND READING

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

HB 775, Relating to the taking of doe deer by longbow and arrow in Kimble County.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 775, First Printing, by deleting "731" and inserting "730" on line 14.

The committee amendment was adopted without objection.

HB 775, as amended, was passed to engrossment.

HB 987 ON SECOND READING

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

HB 987, Restricting power to enter into certain contracts by the Blue Ridge Municipal Utility District.

Representative Finney entered the House and was announced present.

HB 987—(Consideration continued)

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

HB 1598 ON SECOND READING

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

HB 1598, Relating to number and terms of members of the Hondo Creek Watershed Improvement District.

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

HB 647 ON SECOND READING

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

HB 647, Raising the county tax assessor and collector's fee for collecting taxes of the Titus County Fresh Water Supply District and regulating the district's eminent domain powers.

The bill was read second time.

Mr. Foreman offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend Section 2 of HB 647 by adding a new subsection (e) to Section 5 to read as follows:

"Section 5.

"(e) In the event that the District, in the exercise of the power of eminent domain or power of relocation, or any other power granted hereunder, makes necessary the relocation, raising, rerouting or changing the grade of, or altering the construction, of any highway, railroad, electric transmission line, telegraph or telephone properties and facilities, or pipeline, all such necessary relocation, raising, rerouting, changing of grade or alteration of construction shall be accomplished at the sole expense of the district. The term 'sole expense' shall mean the actual cost of such relocation, raising, lowering, rerouting, or change in grade or alteration of construction in providing comparable replacement without enhancement of such facilities, after deducting therefrom the net salvage value derived from the old facility."

Committee Amendment No. 2

Amend HB 647 by striking quoted Subsection (b) of quoted Section 5 in Section 2 of the bill and redesignating subsections (c) and (d) as (b) and (c) respectively.

The committee amendments were severally adopted without objection.

Mr. Slider offered the following amendment to the bill:

Amend HB 647 by striking quoted Subsection (b) of quoted Section 5 in Section 2 of the bill and substituting the following:

"(b) In addition to the authority granted in Section 53.109 of the Water Code, the district may exercise the power of eminent domain to acquire land:

"(1) for roads;

"(2) to prevent pollution; and

"(3) for construction of water filtration plants and distribution lines and sanitary disposal plants and related facilities."

The amendment was adopted without objection.

HB 647, as amended, was passed to engrossment.

Representative Doran entered the House and was announced present.

SB 443 ON SECOND READING
(Mr. Short—House Sponsor)

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

SB 443, Creating the Seminole Hospital District of Gaines County.

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

HB 1259 ON SECOND READING

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

HB 1259, Relating to raising maintenance tax in certain common school districts.

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

HB 297 ON SECOND READING

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

HB 297, Eliminating duty of airport fixed base operators to file diesel fuel sale reports with the Comptroller.

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

Representative Simmons entered the House and was announced present.

HB 614 ON SECOND READING

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

HB 614, Exempting totally disabled veterans from payment of certain driver's license fees.

The bill was read second time.

Mr. Aubry Moore offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend line No. 8 by striking the word totally and substitute the word certain.

Committee Amendment No. 2

Amend line No. 18 by striking the number 100% and substituting the number 60%.

Committee Amendment No. 3

Amend line No. 22 by adding the word commercial after the word chauffeur.

The committee amendments were severally adopted without objection.

Mr. Williams offered the following amendment to the bill:

Amend the second printing of HB 614 by amending line 22 by adding the word "Highway" after the word "the" and before the word "Department".

The amendment was adopted without objection.

HB 614, as amended, was passed to engrossment.

HB 210 ON SECOND READING

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

HB 210, Relating to eligibility for beginning positions with police departments.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 210, First Printing, by deleting the words "in law enforcement" on line 53 of page 1 of said bill and inserting in lieu thereof the words "as a peace officer"; also, by deleting the words "forty-sixth" on line 55 of page 1 of said bill and inserting in lieu thereof the words "forty-fifth."

The committee amendment was adopted without objection.

HB 210, as amended, was passed to engrossment.

Representative Tom Moore entered the House and was announced present.

HB 349 ON SECOND READING

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

HB 349, Relating to payment of workmen's compensation claims prior to determination of liability.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 349 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Article 8307, Revised Civil Statutes of Texas, 1925, as amended, is amended by adding Section 5c to read as follows:

"Section 5c. In any proceeding in which it is determined that compensation, including costs for medical services incurred, is allowable in a sum certain for injuries sustained by an employee, but there is a dispute with respect to which of two or more subscribers said employee was serving at the time of injury, the Association and other workmen's compensation insurer, or insurers, of each such subscriber shall be required to deposit with the Board or court a proportionate share of the compensation awarded, including costs for medical services incurred, for the injuries received. Such proportionate share due from the Association and other workmen's compensation insurer, or insurers, shall be determined by dividing the compensation awarded, including costs for medical services incurred, by the number of subscribers who are alleged to have been the employer of the injured employee at the time of injury, and the Association and workmen's compensation insurer of each such subscriber shall pay such proportionate share, or shares, depending on whether they insure one or more of such subscribers. The Board or court shall deliver the full amount of the workmen's compensation award, including costs for medical services incurred, in the same manner as if the sum had been paid only by the responsible insurer. Thereafter, upon final determination of liability for compensation, whether by agreement, award of the Board or order of the court, the insurer, or insurers found not to be liable shall be entitled to reimbursement for its, or their, proportionate share deposited with the Board or court from the insurer who is determined to be liable for compensation and medical costs incurred."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage and it is so enacted.

The committee amendment was adopted without objection.

HB 349, as amended, was passed to engrossment.

HB 718 ON SECOND READING

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

HB 718, Authorizing commissioners court to adopt zoning regulations for certain portions of Val Verde County.

The bill was read second time.

Mr. Floyd offered Committee Amendment No. 1 to the bill.

The committee amendment was adopted without objection.

HB 718, as amended, was passed to engrossment.

HB 718—AMENDMENT ORDERED NOT PRINTED

On motion of Mr. Doran, and by unanimous consent, Committee Amendment No. 1 to HB 718 was ordered not printed in the House Journal.

MESSAGE FROM THE SENATE

Austin, Texas, April 23, 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 556, By Hale, et al: Establishing a system of comparative negligence and abolishing contributory negligence as a bar to recovery under certain conditions in civil suits by providing for recovery of damages on the basis of comparison of negligence; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

Representative Williamson entered the House and was announced present.

CONSIDERATION OF BILLS ON LOCAL AND
CONSENT CALENDAR—(Continued)

HB 553 ON SECOND READING

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

HB 553, Validating incorporation, boundaries, and governmental findings of cities of 500 population or less.

The bill was read second time.

Mr. John Allen offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend HB 553 as follows:

(1) Substitute "having a population of not less than 215 nor more than 217" for "of 500 inhabitants or less" in both Section 1 and Section 3.

(2) Renumber Section 6 as Section 7 and insert a new Section 6 to read as follows:

Sec. 6. As used in this Act, "the last federal census" means the 1970 census. This is despite any legislation that has been or may be enacted

during any session of the 62nd Legislature delaying the effectiveness of the 1970 census for general state and local governmental purposes.

The committee amendment was adopted without objection.

HB 553, as amended, was passed to engrossment.

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

HB 866 ON SECOND READING

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

HB 866, Increasing penalty for trespassing and providing for disposition of the game and fish taken while trespassing.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 866, by changing the word and dollar figures "Fifty Dollars (\$50)" to read "Twenty-Five Dollars (\$25)" found on Line 20, Section 3.

The committee amendment was adopted without objection.

HB 866, as amended, was passed to engrossment.

HB 58 ON SECOND READING

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

HB 58, Establishing a permit system for mass gatherings outside city limits.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 58 by striking all below the enacting clause and substituting therefor the following:

Section 1. Short title. This Act may be cited as the Texas Mass Gatherings Act.

Section 2. Definitions. In this Act:

(1) "Mass Gathering" means any meeting or gathering held outside the limits of an incorporated city which attracts or can be expected to attract more than 5,000 persons who will remain at the location of the gathering for a period of more than 12 continuous hours.

(2) "Issuing officer" means the county judge in the county in which a mass gathering is to be held.

(3) "Promoter" means any person, group of persons, firm, corporation, partnership, or association that organizes, promotes, manages, finances, or holds a mass gathering.

Section 3. Prohibition. No person may act as a promoter of a mass gathering in this state unless he obtains a permit from the issuing officer under the provisions of this Act. If the owner of the property on which the mass gathering will be held is not the promoter as defined in Sec. 2, subsection (3), the owner of the property shall not be required to obtain a permit under the provisions of this Act.

Section 4. Application for permit. (a) At least 45 days before a mass gathering is to be held, the promoter of the mass gathering shall file with the issuing officer an application for a permit.

(b) The application shall include the following:

(1) the name and address of the promoter;

(2) a financial statement reflecting all funds which are being supplied to finance the mass gathering and who supplied them;

(3) the name and address of the owner of the property on which the mass gathering is to be held and a certified copy of the agreement made between the promoter and the owner of the property;

(4) the location and a description of the property on which the mass gathering is to be held;

(5) the dates and the times that the mass gathering will be held;

(6) the number of persons the promoter will allow to attend the mass gathering and the plan which the promoter intends to use to limit attendance to this number;

(7) the names and addresses of the performers who have agreed to appear and their agents and a description of any agreements reached with these performers;

(8) a description of all steps taken by the promoter to assure that minimum standards of sanitation and health will be maintained during the mass gathering;

(9) a description of all preparations being made to provide traffic control and to assure that the mass gathering will be conducted in an orderly fashion and that the physical safety of the persons in attendance will be protected;

(10) a description of the preparations made to provide adequate medical and nursing care; and

(11) a description of the preparations made to supervise minor persons who may attend the mass gathering.

Section 5. Investigation. (a) After an application is filed with the issuing officer, he shall send copies to the county health officer and the sheriff.

(b) The county health officer shall inquire into preparations for the mass gathering and at least 5 days before the hearing shall submit a report to the issuing officer stating whether or not he believes that the minimum standards of health and sanitation provided by state and local laws, rules, regulations, and orders will be maintained.

(c) The sheriff shall investigate preparations for the mass gathering and at least 5 days before the hearing shall submit a report to the issuing officer stating whether or not he believes that minimum standards provided by state and local laws, rules, regulations, and orders for assuring public safety and order will be maintained.

(d) The issuing officer may conduct any additional investigation which he considers necessary.

(e) The county health officer and the sheriff shall be available to give testimony relating to their reports at the hearing.

Section 6. Hearing. (a) The issuing officer shall set a date and a time for a hearing on the application which shall be held at least 10 days before the day on which the mass gathering is to begin.

(b) Notice of the time and place of the hearing shall be given to the promoter and to any persons who have an interest in the granting or denial of the permit.

(c) At the hearing, any person may appear and testify for or against the granting of the permit.

Section 7. Findings of issuing officer. (a) After the hearing is completed, the issuing officer shall enter his findings in the record and shall grant or deny the permit.

(b) The issuing officer shall deny the permit if he finds that:

(1) the application contains false or misleading information or required information is omitted;

(2) the financial backing of the promoter is insufficient to assure that the mass gathering will be conducted in the manner stated in the application;

(3) the location selected for the mass gathering is inadequate for the purpose for which it is to be used;

(4) the promoter has not made adequate preparations to limit the number of persons attending the mass gathering or to provide adequate supervision for minor persons attending the mass gathering;

(5) the promoter does not have assurance that performers who are scheduled to appear will appear;

(6) the preparations for the mass gathering do not assure that minimum standards of sanitation and health will be maintained or that the mass gathering will be conducted in an orderly fashion and the physical safety of persons in attendance will be protected, or that adequate supervision of minor persons will not be provided.

(7) adequate arrangements for traffic control have not been provided;
or

(8) adequate medical and nursing care will not be available.

Section 8. Revocation of permit. (a) After a permit is issued, if the issuing officer finds that preparations for the event will not be completed by the time the mass gathering is to begin or that the permit has been obtained by fraud or misrepresentation, he may revoke the permit.

(b) The issuing officer may give notice to the promoter 24 hours in advance of the revocation, and hold a hearing on the revocation if requested by the promoter.

Section 9. Appeal. Any promoter or person affected by the action of the issuing officer in granting, denying, or revoking a permit under this Act may appeal to a district court for the county in which the mass gathering is to be held.

Section 10. Rules and regulations. (a) The State Department of Health may promulgate rules and regulations relating to minimum standards of health and sanitation to be maintained at mass gatherings.

(b) The Texas Department of Public Safety may promulgate rules and regulations relating to minimum standards which must be maintained to protect public safety and maintain order at a mass gathering.

(c) Before any rule or regulation is issued under this section, the department issuing the rule or regulation shall give notice and hold a public hearing.

Section 11. Penalty. Any person who violates the provisions of Section 3 of this Act is guilty of a misdemeanor and on conviction is punishable by confinement in the county jail for not more than 90 days or by a fine of not more than \$1,000, or both.

Section 12. Emergency. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted without objection.

HB 58, as amended, was passed to engrossment.

VOTES RECORDED

Mr. Truan and Mr. Rodriguez requested to be recorded as voting Nay on the passage to engrossment of HB 58.

Representatives Sanchez and Gammage entered the House and were announced present.

HB 798 ON SECOND READING

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

HB 798, Concerning members of State Board of Public Accountancy and residency requirements of Certified Public Accountants.

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

HB 759 ON SECOND READING

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

HB 759, Regulating loads in transportation of loose materials.

The bill was read second time.

Mr. Dramberger offered the following committee amendments to the bill:

Committee Amendment No. 1

Strike subsection (b) of quoted Section 3A and substitute therefor the following:

“(b) As used in this section, ‘loose material’ means dirt, sand, gravel, wood chips, or other material that is capable of blowing or spilling from a vehicle as a result of movement or exposure to air, wind currents, or weather, but shall not include agricultural products in their natural state.

Committee Amendment No. 2

Amend Sec. I of HB 759 by redesignating Subsection (j) in Section I as Subsection (k) and inserting a new Subsection (j) to read as follows:

“(j) Nothing in this Section 3A applies to any vehicle or construction or mining equipment which is:

“(1) moving between construction barricades on a public works project;
or

“(2) merely crossing a public road, street, or highway.”

The committee amendments were severally adopted without objection.

HB 759, as amended, was passed to engrossment.

Mr. Cavness moved to reconsider the vote by which HB 759 was passed to engrossment.

The motion to reconsider prevailed without objection.

Mr. Orr offered the following amendments to the bill:

Amend Section 1 of HB 759, 2nd Printing, paragraph (f) by removing the period after the word transportation on line 46 and placing a comma and add the following language:

whether loaded or empty.

Amend Section 1 of HB 759, 2nd Printing, paragraph (k) by striking all language after the word misdemeanor on line 2 of page 2 and substitute the following:

and upon first conviction shall be fined a sum of not less than Twenty-five Dollars (\$25) nor more than Two Hundred Dollars (\$200), and on 2nd conviction a sum of not less than Two Hundred Dollars (\$200)."

Amend Section 1 of HB 759, 2nd Printing, paragraph (d) by placing a comma at the end of line 40 and adding the following language:

or in the alternative by covering the load with a canvass or similar type covering firmly secured; thereby creating a physical horizontal plane; and at no time shall the load exceed the six inches as stated in this section during transportation of the load without being covered.

Signed: Orr, Hubenak, and Uher.

The amendments were severally adopted without objection.

HB 759, as amended, was passed to engrossment.

HB 1563 ON SECOND READING

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

HB 1563, Authorizing Revolving Petty Cash Fund for Parks and Wildlife Department.

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

Representative Price entered the House and was announced present.

HB 1566 ON SECOND READING

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

HB 1566, Authorizing refund of funds deposited in Treasury by mistake of fact or law by the Parks and Wildlife Department.

The bill was read second time.

Mrs. Farenthold offered the following amendment to the bill:

Amend HB 1566 by adding a new Section 3 and by renumbering all subsequent sections, such new Section 3 to read as follows:

Section 3. Nothing in this Act shall apply to any funds which have been deposited pursuant to a written contract or to any funds now on deposit which are the subject of litigation in any of the courts of the United States or of the State of Texas.

The amendment was adopted without objection.

HB 1566, as amended, was passed to engrossment.

HB 803 ON SECOND READING

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

HB 803, Setting salaries of assistants to the county school superintendent in certain counties.

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

HB 741 ON SECOND READING

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

HB 741, Increasing salary of juvenile officer and assistant juvenile officer of Grayson County.

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

HB 573 ON SECOND READING

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

HB 573, Increasing salary of judge of the County Court at Law of Jefferson County.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 573, First Printing, by:

(1) adding quotation marks at the end of the first paragraph of the quoted Section 13, on line 26; and

(2) striking lines 27-35.

The committee amendment was adopted without objection.

HB 573, as amended, was passed to engrossment.

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on the passage to engrossment of HB 573.

HB 574 ON SECOND READING

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

HB 574, Increasing salary of Criminal District Attorney for Jefferson County.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 574, First Printing, by:

(1) adding quotation marks at the end of the quoted Section 4 on line 23; and

(2) striking lines 24-32.

The committee amendment was adopted without objection.

HB 574, as amended, was passed to engrossment.

SB 573 ON SECOND READING
(Mr. Presnal—House Sponsor)

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

SB 573, Authorizing Texas A&M Board to levy certain limited fees for Texas A&M Student Center Complex.

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

HB 1118 ON SECOND READING

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

HB 1118, Establishing grounds for refusal, revocation, cancellation and suspension of license by State Board of Podiatry Examiners.

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

HB 1289 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment.

HB 1289, Expanding types of insurance companies that may sell life insurance.

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

VOTES RECORDED

Representatives Truan, Beckham, and Finnell requested to be recorded as voting Nay on the passage to engrossment of HB 1289.

HB 787 ON SECOND READING

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

HB 787, Levying a student union fee at Lamar State College of Technology.

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

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on the passage to engrossment of HB 787.

HB 1035 ON SECOND READING

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

HB 1035, Regulating operation of the Gulf Coast Waste Disposal Authority.

The bill was read second time.

Mr. Baker offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend Section 1F of HB 1035 on line 31, page 4, First Printing of subparagraph Sec. 6.03(b) by replacing the word "and" with "and/or" so that said line reads as follows:

"purposes and/or to assume its pro rata share of indebtedness".

Committee Amendment No. 2

Amend Section 1D of HB 1035 by deleting "6.12" and inserting "6.05" in place thereof.

The committee amendments were severally adopted without objection.

Mr. Lemmon offered the following amendment to the bill:

Amend Section 1.A, line 31 of the second printing by deleting ", maintenance, operation."

The amendment was adopted without objection.

HB 1035, as amended, was passed to engrossment.

HB 764 ON SECOND READING

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

HB 764, Permitting service of a summons to report for jury service verbally, by first class mail or by registered mail.

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

HB 373 ON SECOND READING

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

HB 373, Increasing salary of members of Juvenile Board of Potter County.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 373, First Printing, by:

(1) striking the word "of" on line 19 and substituting the phrase "not to exceed"; and

(2) adding, between the word "be" and the word "paid", on line 20, the phrase "determined by the commissioners court and to be."

The committee amendment was adopted without objection.

HB 373, as amended, was passed to engrossment.

HB 372 ON SECOND READING

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

HB 372, Authorizing Commissioners Courts of Zavala, Uvalde, Frio, and Dimmit Counties to approve the rules and regulations of the Parks and Wildlife Commission regarding game and fish.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 372 on line 38 by placing a comma instead of the period and add, "if the Commissioner's Court takes no action at its first meeting after 5 days it shall be presumed that the rule, regulation or order is approved."

The committee amendment was adopted without objection.

HB 372, as amended, was passed to engrossment.

HB 1136 ON SECOND READING

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

HB 1136, Allowing cities and subdivisions of the state to provide workmen's compensation insurance coverage for rejected risks.

The bill was read second time.

Mr. Grant Jones offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend HB 1136 by striking everything below the enacting clause and substituting in lieu thereof the following:

Section 1. That Section 1 of HB 474, Chapter 279, Acts of the 53rd Texas Legislature, Regular Session, 1953, be amended so that subparagraph (c) of Article 5.76, Insurance Code of Texas, shall read hereafter as follows:

"(c) It shall be the duty of the companies and associations, members of the Agency established pursuant to paragraph (b) of this Article, to provide insurance, in the manner herein provided, for any risk under the Workmen's Compensation Law of Texas and/or the Longshoremen's and Harbor Workers' Compensation Act, or for any city, county or any other political subdivision, agency or department of the State authorized to provide workmen's compensation insurance for its employees under any laws of the State of Texas, heretofore or hereafter enacted, which risk shall have been tendered to and rejected by any member of said Agency. From and after the date the rules made and adopted under paragraph (e) have been approved by the Board, the procedures and remedies established under this Article shall be the sole and exclusive procedure and remedy, either at law or in equity, of any applicant for such insurance whose insurance has been rejected or canceled by any company or association."

Section 2. Severability. If any word, phrase, clause, paragraph, sentence, part, portion or provision of this Act or the application thereof to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of the Act in all its particulars and to all other persons and circumstances shall be valid and of full force and effect, and the Legislature hereby declares that this Act would have been enacted without such invalid or unconstitutional word, phrase, clause, paragraph, sentence, part, portion or provision and to this end the provisions of this Act are declared to be severable.

Section 3. Repeal. All laws or parts of laws in conflict with this Act are hereby repealed to the extent of such conflict only.

Section 4. Emergency. The fact that there is a growing necessity for counties, municipalities, political subdivisions, and other departments and agencies of the State of Texas to provide workmen's compensation insur-

ance coverages for their employees and the present law has been interpreted as prohibiting the Texas Workmen's Compensation Assigned Risk Pool from assigning such employers as rejected risks, creates an emergency and an imperative public necessity requiring that the Constitutional Rule that bills be read on three several days in each House is suspended; and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Amendment No. 2

Amend HB 1136 by striking everything above the enacting clause and substituting in lieu thereof the following:

A bill to be entitled An Act relating to providing workmen's compensation insurance coverages for rejected risks; amending HB 474, Chapter 279, Acts of the 53rd Texas Legislature, Regular Session, 1953 (codified as Article 5.76 Insurance Code of Texas); providing that cities, counties, other political subdivisions, agencies and departments of the State of Texas authorized by any law of this State to provide workmen's compensation insurance for its employees may obtain such coverage in accordance with Article 5.76, Insurance Code of Texas; containing a repealing clause; providing for severability; and declaring an emergency.

The committee amendments were severally adopted without objection.

HB 1136, as amended, was passed to engrossment.

HB 642 ON SECOND READING

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

HB 642, Relating to salaries of assistants to county school superintendent in counties of 71,100 to 72,500 population.

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

SB 73 ON SECOND READING
(Mr. Harris—House Sponsor)

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

SB 73, Fixing the minimum and maximum salaries of the shorthand reporters of the 10th, 56th, and 122nd Judicial Districts.

The bill was read second time.

Mr. Short offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend SB 73 by striking Line 41 and substitute the word "not" on line for the word "nor" on Line 42.

Committee Amendment No. 2

Amend the caption of SB 73, First Printing, by striking, on lines 27-28 of page 1, the words "and minimum."

Committee Amendment No. 3

Amend SB 73, First Printing, by striking, on lines 41-42 of page 1, the words "less than Eleven Thousand Four Hundred Dollars (\$11,400.00) per annum, nor."

The committee amendments were severally adopted without objection.

SB 73, as amended, was passed to third reading.

HB 444 ON SECOND READING

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

HB 444, Enabling counties with a population between 7,500 and 7,700 to use the jury wheel system to select jury members.

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

SB 288 ON SECOND READING (Mr. Rodriguez—House Sponsor)

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

SB 288, Permitting Board of Directors of water control and improvement districts to exclude certain urban property.

The bill was read second time.

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

Committee Amendment No. 1

Amend SB 288 by striking Section 1(b) and substituting therefor the following language:

"District" means any water control and improvement district now existing or hereafter created for the principal purpose of, or principally engaged in, furnishing water for the irrigation of agricultural lands and having no outstanding bonded indebtedness owing by such water control and improvement district at the time of the hearing hereinafter provided, or having indebtedness only in connection with a loan from an agency of the United States, provided written consent from an authorized representative of the agency of the United States involved to the proposed exclusion hereunder is on file with the District prior to the time of the hearing hereinafter provided."

The committee amendment was adopted without objection.

SB 288, as amended, was passed to third reading.

SB 229 ON SECOND READING
(Mr. Clayton—House Sponsor)

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

SB 229, Providing that revenue bonds may be delivered to the Texas Water Development Board as price for purchase of state's interest in acquired storage facilities.

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

HB 966 ON SECOND READING

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

HB 966, Relating to compensation of state military forces while on active service.

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

VOTE RECORDED

Mr. Rodriguez requested to be recorded as voting Nay on the passage to engrossment of HB 966.

HB 26 ON SECOND READING

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

HB 26, Regulating the servicing and installation of fire extinguisher systems.

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 26 by striking all below the enacting clause and substituting the following:

Section 1. Purpose. The purpose of this Act is to regulate the servicing of portable fire extinguishers and the installing and servicing of fixed fire extinguisher systems, in the interest of safeguarding lives and property.

Sec. 2. Administration. The State Board of Insurance shall administer the Act and it may issue rules and regulations which it considers necessary to its administration through the State Fire Marshal.

Sec. 3. Definitions. As used in this Act the following terms have the meanings specified in this section.

(a) "Firm" means any person, partnership, corporation, or association.

(b) "Hydrostatic testing" means pressure testing by hydrostatic methods.

(c) "Portable fire extinguisher" means any device that contains within it chemical fluids, powder, or gases for extinguishing fires and has a label

of approval attached by a nationally recognized testing laboratory, such as, but not limited to, the Underwriters Laboratory and Factory Mutual.

(d) "Service and servicing" means servicing portable fire extinguishers or fixed fire extinguisher systems by charging, filling, maintaining, recharging, refilling, repairing, or testing.

(e) "Fixed fire extinguisher system" means those listed or approved fire extinguisher systems installed in compliance with one or more of the following:

(1) the National Fire Protection Association Standards for Foam Extinguisher Systems, No. 11, 1969 edition;

(2) the National Fire Protection Association Standards on Carbon Dioxide Extinguisher Systems, No. 12, 1968 edition;

(3) the National Fire Protection Association Standards for Dry Chemical Extinguisher Systems, No. 17, 1969 edition;

(4) the National Fire Protection Association Standards for the Installation of Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment, No. 96, 1969 edition;

(5) the American Restaurant Association's standards for fire prevention; and

(6) the National Fire Protection Association Standards for Halogenated Fire Extinguisher Systems, No. 12A, 1970 edition.

Sec. 4. Registration and Licensing. (a) Each firm engaged in the business of servicing portable fire extinguishers or installing or servicing fixed fire extinguisher systems must have a certificate of registration issued by the State Board of Insurance. The initial fee for the certificate of registration is \$225 and the renewal fee for each year thereafter is \$150.

(b) Each employee, other than apprentice, of firms engaged in the business of servicing portable fire extinguishers or installing or servicing fixed fire extinguisher systems who services extinguishers or fixed systems, must have a license issued by the State Board of Insurance. The initial fee for the license is \$25 and the renewal fee for each year thereafter is \$15.

(c) Each person servicing portable fire extinguishers or fixed fire extinguisher systems as an apprentice shall, before servicing any portable fire extinguisher or servicing any fixed fire extinguisher system, apply to the State Board of Insurance for an apprentice permit. The fee for the apprentice permit is \$15. A copy of the application may be used by the applicant as proof of his being temporarily licensed until the official apprentice permit is issued or denied.

(d) Each firm performing hydrostatic testing of fire extinguishers manufactured in accordance with the specifications and procedures of the United States Department of Transportation shall do so in accordance with the procedures specified by that department for compressed gas cylinders and shall be required to have a hydrostatic testing certificate authorizing such testing issued by the state fire marshal. Persons qualified to do this work

shall be given such authority on their licenses. The initial fee shall be \$125, and the renewal fee for each year thereafter shall be \$75. Hydrostatic testing of fire extinguishers not performed pursuant to the United States Department of Transportation specifications shall be performed as recommended by the National Fire Protection Association.

Sec. 5. Selling or leasing of portable fire extinguishers. (a) No portable fire extinguisher or fixed fire extinguisher system may be sold or installed in this state unless it carries a label of approval of a nationally recognized testing laboratory or a testing laboratory approved by the State Board of Insurance.

(b) The sale, servicing, or recharging of carbon tetrachloride fire extinguishers is prohibited.

(c) Except as provided in Section 6 of this Act, only the holder of a current and valid license or an apprentice permit issued pursuant to this Act may service portable fire extinguishers or install and maintain fixed fire extinguisher systems.

(d) a person who has been issued a license pursuant to this Act to service portable fire extinguishers or install and service fixed fire extinguisher systems must be an employee, agent, or servant of a firm that holds a certificate of registration issued pursuant to this Act.

Sec. 6. Exception. The provisions of this Act do not apply to the following:

(a) the filling or charging of a portable fire extinguisher by the manufacturer prior to its initial sale;

(b) the servicing by a firm of its own portable fire extinguishers and/or fixed systems by its own personnel specially trained for such servicing;

(c) the installation or servicing of water sprinkler systems installed in compliance with the National Fire Protection Association's Standards for the Installation of Sprinkler Systems, No. 13;

(d) firms engaged in the retailing or wholesaling of portable fire extinguishers as defined in Section 3, but not engaged in the installation or recharging of them;

(e) fire departments recharging portable fire extinguishers as a public service where no charge is made, provided, however, that the members of the fire department are trained in the proper filling and recharging of the fire extinguishers.

Sec. 7. Applications and hearings on licenses, permits and certificates. (a) Applications and qualifications for licenses, permits, and certificates issued hereunder shall be made pursuant to regulations adopted by the State Board of Insurance.

(b) The State Board of Insurance may through the State Fire Marshal conduct hearings or proceedings concerning the suspension, revocation, or refusal of the issuance or renewal of licenses, apprentice permits, hydrostatic testing certificates, certificates of registration, or approvals of testing laboratories issued under this Act or the application to suspend, revoke, refuse to renew, or refuse to issue the same.

Sec. 8. Powers and duties of State Board of Insurance. The State Board of Insurance shall:

(a) formulate and administer such rules and regulations as may be determined essentially necessary for the protection and preservation of life and property, in controlling:

(1) the registration of firms engaging in the business of servicing portable fire extinguishers or installing and maintaining fixed fire extinguisher systems;

(2) the registration of firms engaged in the business of hydrostatic testing of portable fire extinguishers;

(3) the examination of persons applying for a license to service portable fire extinguishers;

(4) the licensing of persons to service portable fire extinguishers and install fixed fire extinguisher systems; and

(5) the requirements for the servicing of portable fire extinguishers and the maintenance of fixed fire extinguisher systems;

(b) evaluate the qualifications of firms or individuals for a certificate of registration to engage in the business of servicing portable fire extinguishers or installing fixed fire extinguisher systems;

(c) conduct examinations to ascertain the qualifications and fitness of applicants for a license to service portable fire extinguishers or install fixed fire extinguisher systems;

(d) issue certificates of registration for those firms that qualify under the rules and regulations to engage in the business of servicing portable fire extinguishers or installing and servicing fixed fire extinguisher systems, and issue licenses, apprentice permits, and authorizations to perform hydrostatic testing to the firms or individuals who qualify; and

(e) evaluate the qualifications of firms seeking approval as testing laboratories for portable fire extinguishers.

Sec. 9. Delegation of power by State Board of Insurance. The State Board of Insurance may delegate the exercise of all or part of its functions, powers, and duties under this Act, except for the issuance of licenses, certificates, and permits, and the formulation of rules and regulations, to a Fire Extinguisher Advisory Council whose members shall be appointed by the State Board of Insurance. The members shall be experienced and knowledgeable in one or more of the following areas: fire services, fire extinguisher manufacturing, fire insurance inspection or underwriting, fire extinguisher servicing, or be a member of a fire protection association or industrial safety association.

Sec. 10. Certain acts prohibited. No person may do any of the following:

(1) engage in the business of servicing portable fire extinguishers without a current certificate of registration;

(2) engage in the business of installing or servicing fixed fire extinguisher systems without a current certificate of registration;

(3) service portable fire extinguishers or fixed fire extinguisher systems without a current license;

(4) perform hydrostatic testing of portable fire extinguishers manufactured in accordance with the specifications of the United States Department of Transportation without a current hydrostatic testing certificate;

(5) obtain or attempt to obtain a certificate of registration or license by fraudulent representation; and

(6) service or sell portable fire extinguishers contrary to the provisions of this Act or the rules and regulations formulated and administered under the authority of this Act.

Sec. 11. Use of funds. All funds collected through the licensing and other provisions of this Act, excepting penalties, shall be paid to the State Board of Insurance and be deposited in a special fund with the State Treasurer for carrying out the administration of this Act. All such funds deposited with the State Treasurer during the biennium ending August 31, 1972, are hereby appropriated to the State Board of Insurance for its use in carrying out its duties and responsibilities under this Act.

Sec. 12. Penalties. A person who violates Section 10 of this Act shall be fined not less than \$100 nor more than \$200 for the first offense, not less than \$300 nor more than \$1,000 for the second offense, and be imprisoned for not less than one nor more than two years, for the third offense.

Sec. 13. Emergency. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted without objection.

HB 26, as amended, was passed to engrossment.

HB 1159 ON SECOND READING

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

HB 1159, Relating to jurisdiction of Gregg County Court of Domestic Relations.

The bill was read second time.

Mr. John Allen offered the following amendment to the bill:

Amend Second Printing of HB 1159 by adding after the semicolon on line 40 of the printed bill the following: "of all suits for trial of title to land and for the enforcement of liens thereon, of all suits for trial of the right of property," then renumbering the remaining lines of the printed bill to conform.

The amendment was adopted without objection.

HB 1159, as amended, was passed to engrossment.

HB 1001 ON SECOND READING

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

HB 1001, Relating to Texas Private Employment Agency Regulatory Board.

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

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on the passage to engrossment of HB 1001.

HB 652 ON SECOND READING

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

HB 652, Authorizing Mental Health and Mental Retardation Department and other state institutions to purchase annuities for their employees.

The bill was read second time.

Mr. Hawkins offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend HB 652 by striking all below the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter 22, Acts of the 57th Legislature, 3rd Called Session, 1962, as amended (Article 6228a-5 in Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 1. Local Board of Education of the Public Schools of this state, the Governing Boards of the state-supported institutions of higher education, the Coordinating Board, Texas College and University System, (and) the Central Education Agency, the Texas Department of Mental Health and Mental Retardation and the state schools, state hospitals, and other facilities and institutions under its jurisdiction, the Texas State Department of Health and facilities and institutions under its jurisdiction, the Texas Youth Council and facilities and institutions under its jurisdiction, and the governing boards of Centers for Community Mental Health and Mental Retardation Services, county hospitals, city hospitals, city-county hospitals, hospital authorities, hospital districts, affiliated state agencies, and political subdivisions of each of them, are hereby authorized to enter into agreements with their employees for the purchase of annuities for their employees as authorized in Section 403(b) of the Internal Revenue Code of 1954, as amended.

"Sec. 1A. The Comptroller of Public Accounts is hereby authorized to make payroll deductions from the salary warrants of participating employees when authorized in writing by the respective employees to do so and shall apply the deducted portion of the employees' compensation to the purchase of annuity contracts, the exclusive control of which will vest in the individual employee."

"Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

Committee Amendment No. 2

Amend HB 652 by striking all above the enacting clause and inserting in lieu thereof the following:

A bill to be entitled An Act amending Chapter 22, Acts 57th Legislature, 3rd Called Session, 1962, as amended (Article 6228a-5, Vernon's Texas Civil Statutes); authorizing the Texas Department of Mental Health and Mental Retardation and the state schools, state hospitals, and other facilities and institutions under its jurisdiction, the Texas State Department of Health and facilities and institutions under its jurisdiction, the Texas Youth Council and facilities and institutions under its jurisdiction, and other state and political subdivisions, centers, and hospitals to purchase annuities for their employees; adding a new section to be designated as Section 1A authorizing the Comptroller of Public Accounts to make payroll deductions from salary warrants of participating employees for the purchase of annuities; and declaring an emergency.

The committee amendments were severally adopted without objection.

HB 652, as amended, was passed to engrossment.

ADJOURNMENT

Mr. Doran moved that the House adjourn until 11:15 a.m. today.

The motion prevailed without objection.

The House accordingly, at 11:05 a.m., adjourned until 11:15 a.m. today.

SIXTIETH DAY—FRIDAY, APRIL 23, 1971

The House met at 11:15 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	Allred	Bass, B.	Blythe
Agnich	Atwell	Bass, T.	Bowers
Allen, Joe	Atwood	Beckham	Boyle
Allen, John	Baker	Bigham	Braecklein