

Recommendations of the Texas Water Commission on HB 1729 filed with the Speaker on April 26, 1971.

Recommendations of the Texas Water Commission on HB 1730 filed with the Speaker on April 26, 1971.

Recommendations of the Texas Water Commission on HB 1732 filed with the Speaker on April 26, 1971.

STANDING COMMITTEE REPORTS

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

Conservation and Reclamation: HB 246, HB 885, HB 1414.

Constitutional Amendments: HJR 41.

Criminal Jurisprudence: HB 48, HB 50, HB 78, HB 320, HB 678, HB 840.

Elections: HB 1413.

Engrossed and Enrolled Bills: Correctly engrossed—HB 743, HB 1078, HB 1424.

Governmental Affairs and Efficiency: SB 543, HB 169, HB 933, HB 1020, HB 1084, HB 1682, HB 1683, HB 1709, SB 67, SB 938.

Higher Education: HB 1097, SB 527.

House Administration: HSR 394.

Judiciary: HB 339, HB 392, HB 568, HB 622, HB 821, HB 943, HB 995, HB 1028, SB 261, SB 265, SB 369.

Mental Health and Mental Retardation: HB 1016, HB 1626.

Public Lands and Buildings: HB 22.

School Districts: HB 1654.

SIXTY-THIRD DAY—WEDNESDAY, APRIL 28, 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	Bass, T.	Cates	Davis, H.
Adams	Beckham	Christian	Denton
Agnich	Bigham	Clark	Doran
Allen, Joe	Blanton	Coats	Doyle
Allen, John	Blythe	Cobb	Dramberger
Angly	Braecklein	Cole	Earthman
Atwell	Braun	Cruz	Farenthold
Baker	Burgess	Daniel	Finck
Bass, B.	Caldwell	Davis, D.	Finnell

Floyd	Ingram	Nabers	Shannon
Gammage	Jones, E.	Nelms	Sherman
Garcia	Jones, G.	Newton	Short
Grant	Jungmichel	Nichols	Simmons
Hale	Kaster	Niland	Slider
Hanna, Joe	Kilpatrick	Nugent, J.	Smith
Hannah, John	Kost	Parker, C.	Spurlock
Harding	Kubiak	Pickens	Stewart
Harris	Lemmon	Poerner	Stroud
Hawkins	Lombardino	Poff	Tarbox
Hawn	Longoria	Presnal	Truan
Haynes	Lovell	Price	Vale
Head	McAlister	Reed	Ward
Heatly	McKissack	Rosson	Wayne
Hendricks	Mengden	Salem	Wieting
Hilliard	Moncrief	Sanchez	Williams
Howard	Moore, A.	Santiesteban	Wolf
Hubenak	Moore, G.	Schulle	Wyatt
Hull	Moore, T.	Semos	

Absent

Allred	Craddick	Lewis	Silber
Atwood	Finney	Ligarde	Slack
Bowers	Foreman	Moreno	Solomon
Boyle	Golman	Murray	Swanson
Bynum	Graves	Neugent, D.	Traeger
Calhoun	Holmes, T.	Ogg	Tupper
Carrillo	Holmes, Z.	Orr	Uher
Cavness	Johnson	Parker, W.	Von Dohlen
Clayton	Lee	Patterson	Williamson

Absent-Excused

Jones, D. Rodriguez Salter

A quorum of the House was announced present.

The Invocation was offered by Chaplain Clinton Kersey

LEAVES OF ABSENCE GRANTED

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

Mr. Delwin Jones on motion of Mr. Pickens.

Mr. Rodriguez on motion of Mr. Graves.

The following Member was granted leave of absence on account of illness:

Mr. Salter, temporarily for today, on motion of Mr. Grant.

Representatives Lewis, Craddick, Mengden, Tupper, Von Dohlen, Williams, Bynum, Johnson, Foreman, Solomon, T. Holmes, Silber, Z. Holmes, Orr, Swanson, Ligarde, Murray, Carrillo, Clayton, Graves, Boyle, Traeger, and Patterson entered the House and were announced present.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HCR 123, by Baker: Honoring Claude W. Brown.

HSR 401, by Kaster: Commending newsman Jeff Gates.

HSR 402, by Newton: Commending the Junior and Senior Classes of Skidmore-Tynan Independent School District High School and their sponsors.

SCR 88, Commending J. L. Huffines, Jr., of Greenville, Texas.

Representatives Calhoun, Allred, Slack, and Golman entered the House and were announced present.

BILL SIGNED BY THE SPEAKER

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

SB 215, Relating to salaries of certain county officials in counties of 195,001 to 600,000 population.

HCR 122—REFERRED TO COMMITTEE

(Creating an interim committee to study junior colleges and technical institutes)

Mr. Salter offered the following resolution:

(Mr. Shannon in the Chair)

HCR 122

Whereas, The State of Texas during the current biennium is spending nearly \$40 million on vocational and technical education at the post-secondary level, of which almost 60 percent is from the general revenue fund; and

Whereas, The Legislature has designated the State Board of Education, a constitutional board, as the State Board for Vocational Education; and

Whereas, The Legislature in its wisdom has placed the technical-vocational programs and funds of the Texas junior colleges under the supervision of the State Board for Vocational Education acting through the Texas Education Agency; and

Whereas, The Legislature, in HB 137, Acts 1969, 61st Legislature, Chapter 179, established the Texas State Technical Institute as a statewide multi-campus institute; and

Whereas, The Legislature, in the State Technical-Vocational Act of 1969, established the Advisory Council for Technical-Vocational Education to advise the State Board for Vocational Education and the Texas Legislature concerning vocational and technical education and, in Section 3 of that Act, stated: "The Council is responsible for planning, recommending, and evaluating educational programs in the vocational, technical, adult education, and manpower training areas at the state level in the public secondary and post-secondary educational institutions and other institutions; and other boards or agencies will act upon these matters after receiving recommendations from the council, except as may be precluded by the Constitution or the laws of the State of Texas"; and

Whereas, A number of conflicting bills have been introduced in this Legislature to modify significantly the current pattern of post-secondary technical and vocational education in the state by (1) converting all junior colleges to community technical colleges, (2) transferring supervision of both programs and funds for vocational and technical education of junior colleges from the Texas Education Agency to the Coordinating Board, (3) changing the nature of Texas State Technical Institute from a statewide institution to purely local institutions similar to and perhaps duplicating services offered by existing junior colleges, (4) abolishing one campus and the extension center of Texas State Technical Institute, or (5) extending the statewide functions of Texas State Technical Institute where applicable to industrial training; and

Whereas, None of these bills has been studied by the Advisory Council for Technical-Vocational Education nor has the Council been asked to study or even to advise the Legislature concerning such bills; and

Whereas, The Coordinating Board, Texas College and University System, in its meeting in Austin, Texas, on January 18, 1971, made policy statements concerning vocational-technical education, including the transfer of responsibility for both finance and programs for vocational-technical education from the State Board for Vocational Education to the Coordinating Board, in apparent violation of Section 3 of the State Technical-Vocational Act of 1969, which states that "other boards or agencies will act on these matters after receiving recommendations of the Council"; and

Whereas, The confusion is such that it is difficult for the Members of this Legislature to assess accurately the needs of the state for the vocational and technical programs offered by each type of institution and to determine the extent of duplication, if any, which may occur through implementation of a dual system of vocational-technical education at the post-secondary level, and to assess the relative needs for funds for the two types of institutions; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the 62nd Legislature establish a special committee, to be called the Committee to Study the Proper Roles of Junior Colleges and Technical Institutes, to study the roles of such institutions in post-secondary vocational and technical education in Texas; and, be it further

Resolved, That such committee shall consist of ten members: five Senators, to be appointed by the Lieutenant Governor, and five Members of the House of Representatives, to be appointed by the Speaker of the House; the committee shall elect one of its members to serve as chairman; and, be it further

Resolved, That the committee shall have a five member Advisory Panel from the Advisory Council for Technical-Vocational Education, including the chairman of the Council and the members designated in Section 4 of the State Technical-Vocational Act of 1969 as "one member actively engaged in the administration of community junior college vocational education, one member actively engaged in technical training institutes, one member familiar with the administration of state and local technical-vocational education programs," and one member representing industry; and, be it further

Resolved, That this committee shall work with the Advisory Council for Technical-Vocational Education and its staff, the State Board of Education and the Texas Education Agency, and the Coordinating Board, Texas College and University System and its staff, and shall hold such hearings at such times and places as will be necessary to develop a realistic picture of the needs of the state and the most effective way to meet those needs; and, be it further

Resolved, That the committee shall have power to issue process to witnesses, at any place in the state, to compel their attendance and the production of all books, records, and instruments; to issue attachments where necessary to obtain compliance with subpoenas or other process, which may be addressed to and served by either the sergeant at arms appointed by the committee or by any peace officer of this state; and to cite for contempt, and cause to be prosecuted for contempt, anyone disobeying the subpoenas or other process lawfully issued by it in the same manner as provided by general law. The chairman of the committee shall issue, in the name of the committee, such subpoenas as a majority of the committee may direct. In the event the chairman is absent, the vice-chairman or any designee of the chairman is authorized to issue subpoenas or any other process in the same manner as the chairman; and, be it further

Resolved, That from the Expense Fund of the House and Senate, the members of the committee shall be reimbursed by their respective Houses for their actual expenses incurred in carrying out the purposes and duties of this Resolution, and other necessary expenses for operation of the committee shall be paid from these funds of the House and Senate equally; and, be it further

Resolved, That the committee shall prepare a budget for the operating expense of said committee which shall be submitted to the Administration Committee of the Senate and the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior

approval of nonbudgeted expenditures must also be obtained from the House Administration Committee and the Administration Committee of the Senate; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation deemed necessary, to the 63rd Legislature when it convenes in January, 1973. Five copies of the completed report shall be filed in the Legislative Reference Library and five copies shall be filed in the office of the Texas Legislative Council; following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

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

HSR 400—REFERRED TO COMMITTEE

(Creating an interim committee to study rail passenger service)

Mr. Griffith Moore offered the following resolution:

HSR 400

Whereas, On March 22, 1971, the National Railroad Passenger Corporation revealed the route structure it would operate beginning on May 1, 1971, and route options to the Mexican Border were not included in the Railpax system; and

Whereas, Travel by rail is the accepted and customary mode of travel throughout Mexico and American railroad passenger connections at Laredo would offer great potential for profit; mail volume alone on such a route from Mexico through Texas and the middle corridor of the United States would possibly make a connecting rail-passenger line from Laredo-North self-sustaining; and

Whereas, The Department of Transportation has stated that the National Railroad Passenger Corporation believes it cannot bear the full expense of providing such service, but is willing to talk with those interested in helping share the costs under Section 403 of the Rail Passenger Service Act, which provides that any state, local, or regional group may request service in excess of the basic system, provided they also agree to subsidize at least two-thirds of any loss incurred in such service; and

Whereas, The State of Texas and the entire United States would benefit economically and through the enhancement of international understanding and goodwill by the extension of Railpax to include a Mexican-American rail passenger line linking the two friendly nations of Mexico and the United States; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim committee, to be known as the Mexican-American Rail Passenger Service Committee, which shall make a complete study of the feasibility of providing a rail passenger link between the Mexican rail-passenger line at Nuevo Laredo, northward from Laredo through Texas, and the National Railroad Passenger Corporation's Railpax system; and, be it further

Resolved, That the committee shall investigate every possible avenue leading to the establishment of Mexican-American railroad passenger connections at Laredo, Texas, such investigation to be pursued at federal, state, and local levels; and, be it further

Resolved, That the committee shall be composed of five Members of the House of Representatives, all to be appointed by the Speaker of the House, who shall also designate the chairman of the committee; at the request of the committee chairman, the Texas Legislative Council shall provide staff assistance to the committee; and, be it further

Resolved, That actual expenses of the committee and other necessary expenses of operation of the committee shall be paid from the Expense Fund of the House of Representatives. The committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures shall be obtained from the House Administration Committee; and, be it further

Resolved, That this committee shall make its complete report, including findings and recommendations and drafts of any legislation that may be proposed, to the 63rd Legislature at its regular session in January, 1973, and that five copies of the completed study shall be filed in the Legislative Reference Library and five copies filed in the office of the Texas Legislative Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

Signed: Griffith Moore, Atwell, Braecklein, Ligarde, and Hendricks.

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

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 John Hannah:

HB 1761, A bill to be entitled An Act authorizing the creation of a hospital district under the provisions of Article IX, Section 9, of the Texas Constitution, in Polk County, Texas; providing the boundaries of the district; providing for the assumption of all outstanding indebtedness of Polk County incurred for hospital purposes; providing said district shall assume responsibility for medical and hospital care for the needy residing within the district; providing that such district shall not be created until authorized by a majority vote of the qualified property taxpaying electors in said district at an election called by the commissioners court on its own motion or upon petition; prescribing the form of the ballot for said election; authorizing the levy of a tax by said district not exceeding 75 cents on the \$100 valuation of taxable property for the purpose of maintaining and operating a hospital or hospitals and making additions and improvements thereto; providing for the method of assessing and collecting of taxes; authorizing the issuance of bonds by the district and prescribing

the procedure therefor; authorizing the issuance of refunding bonds by the district; authorizing the conveyance of all hospital properties by Polk County to the hospital district which are located in said district; providing for the appointment of a board of hospital managers for said district and prescribing its powers and duties; authorizing the establishment of a retirement system for employees of the district; granting the power of eminent domain to the district; providing for the selection of a depository for funds of the district; prescribing duties of officers of the district and other officers of the county and state with respect to the district; prohibiting the levy of any tax by Polk County, or any city therein, for hospital purposes after the creation of the district except taxes to pay for hospital bonds already voted and not now issued by said county which are not assumed by said district and providing that if a hospital district is created in the south portion of Polk County which assumes the payment of said bonds, a tax to be levied in this district to pay the pro rata share of said bonds; making bonds of the district eligible for investment of certain funds and as security for certain deposits; making a finding that local notice has been properly given; providing a savings clause; and declaring an emergency.

Referred to Committee on Counties.

By T. Holmes:

HB 1762, A bill to be entitled An Act relating to reorganizing the 43rd Judicial District and creating the 235th Judicial District; amending Subdivision 43, Article 199, Revised Civil Statutes of Texas, 1925, amending the Judicial Districts Act of 1969, as amended (Article 199a, Vernon's Texas Civil Statutes); amending Chapter 5, Title 41, Revised Civil Statutes of Texas, 1925, as amended; creating the office of district attorney of the 235th Judicial District; diminishing the jurisdiction of the County Court of Parker County; providing for severability; repealing all laws and parts of laws in conflict; and declaring an emergency.

Referred to Committee on Judicial Districts.

By Wieting and Hubenak:

HB 1763, A bill to be entitled An Act relating to the qualifications and procedures required for the examination and reexamination of public accountants; amending Sections 12 and 15, Chapter 315, Acts of the 49th Legislature, Regular Session, 1945, as amended (Article 41a, Vernon's Texas Civil Statutes); and declaring an emergency.

Referred to Committee on Governmental Affairs and Efficiency.

By Williams:

HB 1764, 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 Jetero 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 directors' 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.

SCR 89—REFERRED TO COMMITTEE

(Requesting the Advisory Council for Technical-Vocational Education in Texas to conduct a certain study)

The Chair laid before the House the following resolution:

SCR 89

Whereas, The Advisory Council for Technical-Vocational Education in

Texas was constituted under the provisions of SB 261, the 61st Legislature, thereby making provisions for, "one council responsible for the development of a program to train manpower, through education, to further industrial and economic development in the State of Texas"; and

Whereas, The continued industrialization of Texas and rapid technological changes in the World of Work has changed the Texas job market requirements to render many citizens ineffective in job competition because of a lack of marketable skills, many persons are unemployed and underemployed while jobs are available for workers with proper skills; and

Whereas, The unemployment rate for youth, ages 16-24, which is three times the total unemployment rate in Texas has created an imperative need on the part of all levels of government to correct this blight in the lives of large numbers of prospective and productive workers and on the economic development of Texas; and

Whereas, In efforts to serve the manpower development needs of the citizens of Texas, a number of state agencies are involved in performing these services; and

Whereas, The Advisory Council for Technical-Vocational Education in Texas has demonstrated, since its constitution under provisions of SB 261 on September 1, 1969, its competency in planning, recommending and evaluating educational programs in the vocational, technical, adult education and manpower areas; now, therefore, be it

Resolved by the 62nd Legislature of Texas, That the Advisory Council for Technical-Vocational Education in Texas serve, within the limits of its resources, the function of the sole citizens advisory council in Texas, in the areas of vocational, technical, adult education and manpower development, to such state agencies as are involved in the above named activities; and, be it further

Resolved, That the 62nd Legislature formally requests The Advisory Council for Technical-Vocational Education in Texas to conduct a feasibility study to determine (1) the role and scope of a sole Citizens Advisory Council in Texas for Occupational Education and Manpower Development, (2) the type mechanism that would be required to serve this capacity, (3) the requirements as these relate to staff, budget and supportive services for such a mechanism, (4) the composition of such a mechanism, appointing authority, lines of communication and responsibility, (5) and how this mechanism would relate to the following agencies in fulfilling the responsibilities of the Council: Texas Education Agency, Texas Employment Commission, Texas Industrial Commission, Texas Rehabilitation Commission, Department of Mental Health and Mental Retardation, Department of Public Welfare, Comprehensive Health Planning Council, Criminal Justice Council, Governor's Manpower Planning Staff, Secretariat of the State CAMPS, and Coordinating Board, Texas College and University System; and, be it further

Resolved, That The Advisory Council for Technical-Vocational Education be directed to report and make recommendations to the 63rd Legislature, as outlined in this resolution, as a part of the Second Biennial Report of The Advisory Council for Technical-Vocational Education in Texas to Members of the Texas Legislature, as directed in Section 15, SB 261, 61st Legislature.

The resolution was referred to the Committee on Public Education.

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 268 to the Committee on Revenue and Taxation.

SB 365 to the Committee on Public Health.

SB 552 to the Committee on State Affairs.

SB 896 to the Committee on Elections.

Representatives Atwell, Ogg, Cavness, Atwood, Williamson, Lee, and Walt Parker entered the House and were announced present.

INTRODUCTION OF HB 1767

Mr. Hawkins asked unanimous consent to introduce and have placed on first reading HB 1767.

There was no objection offered.

Representatives Finney and Uher entered the House and were announced present.

LEAVE OF ABSENCE GRANTED

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

Representative Dean Neugent entered the House and was announced present.

SB 213 ON THIRD READING (Mr. Floyd—House Sponsor)

The Chair laid before the House on its third reading and final passage, SB 213, Concerning civil service system for certain counties.

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

Yeas—124

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

Nays—15

Blythe	Cruz	Lee	Ogg
Bowers	Earthman	Mengden	Swanson
Clayton	Jones, E.	Nelms	Williams
Coats	Kilpatrick	Nichols	

In The Chair

Shannon

Absent

Clark	Moore, G.	Moreno	Parker, W.
Ligarde			

Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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Mr. Floyd moved to reconsider the vote by which SB 213 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Floyd, and by unanimous consent, the caption of SB 213 was ordered amended to conform with the body of the bill.

SB 895 ON SECOND READING
(Mr. Heatly—House Sponsor)

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

SB 895, A bill to be entitled An Act authorizing the Department of Public Welfare to transfer and spend funds for the Aid to Families with Dependent Children Program; and declaring an emergency.

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

Representative Bowers entered the House and was announced present.

(Speaker in the Chair)

SB 895 ON THIRD READING

Mr. Heatly moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 895 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adams	Coats	Hawkins	McAlister
Allen, Joe	Cobb	Hawn	McKissack
Allen, John	Cole	Haynes	Moncrief
Allred	Cruz	Heatly	Moore, A.
Angly	Daniel	Hendricks	Moore, G.
Atwell	Davis, D.	Hilliard	Moore, T.
Atwood	Davis, H.	Holmes, T.	Murray
Baker	Denton	Holmes, Z.	Nabers
Bass, B.	Doran	Howard	Nelms
Beckham	Doyle	Hubenak	Neugent, D.
Bigham	Dramberger	Hull	Newton
Blanton	Farenthold	Ingram	Nichols
Boyle	Finnell	Johnson	Niland
Braecklein	Finney	Jones, G.	Orr
Braun	Foreman	Jungmichel	Parker, C.
Burgess	Gammage	Kaster	Parker, W.
Bynum	Garcia	Kilpatrick	Pickens
Calhoun	Golman	Kost	Poerner
Carrillo	Grant	Kubiak	Poff
Cates	Hale	Lemmon	Presnal
Cavness	Hanna, Joe	Lewis	Price
Christian	Hannah, John	Ligarde	Reed
Clark	Harding	Lombardino	Rosson
Clayton	Harris	Longoria	Salem

Sanchez	Slack	Tarbox	Wieting
Santiesteban	Slider	Traeger	Williams
Schulle	Smith	Truan	Williamson
Semos	Solomon	Tupper	Wolff
Shannon	Spurlock	Vale	Wyatt
Sherman	Stewart	Von Dohlen	
Silber	Stroud	Ward	
Simmons	Swanson	Wayne	

Nays—17

Agnich	Earthman	Jones, E.	Short
Bass, T.	Finck	Lee	Uher
Blythe	Floyd	Mengden	
Bowers	Graves	Nugent, J.	
Craddick	Head	Patterson	

Absent

Caldwell	Moreno	Ogg	
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Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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The Speaker then laid SB 895 before the House on third reading and final passage.

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

Yeas—134

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

Presnal	Shannon	Stewart	Ward
Price	Sherman	Stroud	Wayne
Reed	Silber	Swanson	Wieting
Rosson	Simmons	Tarbox	Williams
Salem	Slack	Traeger	Williamson
Sanchez	Slider	Truan	Wolff
Santiesteban	Smith	Tupper	Wyatt
Schulle	Solomon	Vale	
Semos	Spurlock	Von Dohlen	

Nays—7

Agnich	Lee	Patterson	Uher
Craddick	Mengden	Short	

Absent

Caldwell	Hannah, John	Jones, G.	Moreno
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Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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Mr. Heatly moved to reconsider the vote by which SB 895 was passed and to table the motion to reconsider.

The motion to table prevailed.

The Speaker announced that SB 895 was passed subject to the provisions of Section 49A, Article III of the Constitution.

SB 466 ON SECOND READING
(Mr. Clayton—House Sponsor)

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

SB 466, A bill to be entitled An Act amending Chapter IX, Article 10a of The Texas Banking Code of 1943, codified as Article 342-910a, Vernon's Texas Civil Statutes, same being Acts 1955, 54th Legislature, Chapter 16, page 19, (formerly codified as Article 4591d, Vernon's Texas Civil Statutes), as amended and transferred in its entirety to Article 10a of Chapter IX of The Texas Banking Code of 1943 by Acts 1967, 60th Legislature, Chapter 722, page 1853; enumerating days declared to be legal holidays for banking purposes on which each bank or trust company in Texas shall remain closed and providing such enumerated legal holidays shall be neither business days nor banking days under the laws of this state or the United States and any act authorized, required or permitted to be performed at or by any bank or trust company may be performed on the next succeeding business day and no liability or loss of right of any kind shall result therefrom to any bank or trust company; providing an alternative legal holidays section permitting a bank or trust company to elect to designate certain days on which it may close for general banking purposes and enumerating certain days declared to be legal holidays for banking purposes on which each bank or trust company which has elected to be governed by the alternative section shall remain closed; providing the procedure for electing to be governed by the alternative section and for

electing to close for general banking purposes; permitting a bank or trust company which has elected to be governed by the alternative section to perform limited banking services on any day on which it may elect to close for general banking purposes; and defining limited banking services; providing that any day upon which a bank or trust company governed by the alternative section may elect to close for general banking purposes, as permitted by that section, shall with respect to such institution be a legal holiday for all purposes and not a business day, except that if such bank or trust company shall elect to perform limited banking services on such day, the same shall not be deemed a legal holiday for the performance of limited banking services and such bank or trust company shall not be subjected to any liability or loss of rights for performing limited banking services or refusing to perform any other banking services on such day; prohibiting discrimination against any bank that has elected to be governed by the alternative section; providing for severability; providing that all laws or parts of laws which are in conflict with this Act are repealed or modified to the extent of such conflict only; providing an effective date for this Act; and declaring an emergency.

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

SB 466 ON THIRD READING

Mr. Clayton moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 466 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adams	Craddick	Heatly	Nabers
Allen, John	Cruz	Hendricks	Nelms
Allred	Daniel	Hilliard	Neugent, D.
Atwell	Davis, D.	Holmes, T.	Newton
Baker	Davis, H.	Howard	Nichols
Bass, B.	Denton	Hubenak	Niland
Beckham	Doyle	Hull	Parker, C.
Bigham	Dramberger	Ingram	Parker, W.
Blanton	Earthman	Johnson	Patterson
Blythe	Farenthold	Jones, E.	Poerner
Boyle	Finnell	Jungmichel	Poff
Braecklein	Finney	Kilpatrick	Presnal
Braun	Foreman	Kost	Price
Burgess	Garcia	Kubiak	Rosson
Bynum	Golman	Lemmon	Salem
Caldwell	Grant	Lewis	Sanchez
Calhoun	Graves	Ligarde	Santiesteban
Carrillo	Hale	Lombardino	Schulle
Cates	Hanna, Joe	Longoria	Semos
Cavness	Hannah, John	McAlister	Shannon
Christian	Harding	McKissack	Sherman
Clark	Harris	Moncrief	Short
Clayton	Hawkins	Moore, A.	Silber
Coats	Hawn	Moore, G.	Simmons
Cobb	Haynes	Moore, T.	Slack
Cole	Head	Murray	Slider

Smith	Tarbox	Vale	Williamson
Solomon	Traeger	Ward	Wyatt
Spurlock	Truan	Wayne	
Stewart	Tupper	Wieting	
Swanson	Uher	Williams	

Nays—18

Agnich	Doran	Jones, G.	Reed
Allen, Joe	Finck	Kaster	Stroud
Atwood	Floyd	Lee	Wolff
Bass, T.	Gammage	Nugent, J.	
Bowers	Holmes, Z.	Pickens	

Absent

Angly	Moreno	Orr	Von Dohlen
Mengden	Ogg		

Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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The Speaker then laid SB 466 before the House on third reading and final passage.

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

Yeas—140

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

Rosson	Short	Stewart	Von Dohlen
Salem	Silber	Stroud	Ward
Sanchez	Simmons	Swanson	Wayne
Santiesteban	Slack	Tarbox	Wieting
Schulle	Slider	Truan	Williams
Semos	Smith	Tupper	Williamson
Shannon	Solomon	Uher	Wolff
Sherman	Spurlock	Vale	Wyatt

Absent

Angly	Moreno	Nabers	Traeger
Jones, G.			

Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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Mr. Clayton moved to reconsider the vote by which SB 466 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 75 ON SECOND READING
(Mr. Wayne—House Sponsor)

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

SB 75, A bill to be entitled An Act relating to qualifications of members of the Banking Section of the Finance Commission of Texas; amending Article 4, Subchapter I, Texas Banking Code of 1943, as amended (Article 342-104, Vernon's Texas Civil Statutes); and declaring an emergency.

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

Mr. Wayne moved to reconsider the vote by which SB 75 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO PLACE SB 75 ON THIRD READING

Mr. Wayne moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 75 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—101

Allen, John	Blanton	Carrillo	Cole
Allred	Boyle	Cates	Craddick
Angly	Braecklein	Cavness	Daniel
Atwell	Burgess	Christian	Davis, D.
Baker	Bynum	Clark	Davis, H.
Beckham	Caldwell	Clayton	Denton
Bigham	Calhoun	Cobb	Dramberger

Finnell	Hubenak	Nelms	Slack
Finney	Hull	Neugent, D.	Slider
Floyd	Ingram	Niland	Smith
Foreman	Johnson	Parker, C.	Solomon
Garcia	Jungmichel	Parker, W.	Spurlock
Golman	Kilpatrick	Patterson	Stewart
Grant	Kost	Pickens	Swanson
Hale	Lemmon	Presnal	Tarbox
Hanna, Joe	Lewis	Price	Traeger
Hannah, John	Ligarde	Salem	Tupper
Harding	Lombardino	Sanchez	Uher
Hawkins	Longoria	Santiesteban	Ward
Hawn	McAlister	Schulle	Wayne
Haynes	McKissack	Semos	Wieting
Heatly	Moncrief	Shannon	Williams
Hendricks	Moore, A.	Sherman	Wyatt
Hilliard	Moore, G.	Short	
Holmes, T.	Murray	Silber	
Howard	Nabers	Simmons	

Nays—38

Adams	Cruz	Jones, E.	Poff
Agnich	Doran	Jones, G.	Reed
Allen, Joe	Doyle	Kaster	Rosson
Atwood	Earthman	Kubiak	Stroud
Bass, B.	Farenthold	Lee	Vale
Bass, T.	Finck	Mengden	Von Dohlen
Blythe	Graves	Newton	Williamson
Bowers	Harris	Nichols	Wolff
Braun	Head	Nugent, J.	
Coats	Holmes, Z.	Poerner	

Present—Not Voting

Orr

Absent

Gammage	Moreno	Ogg	Truan
Moore, T.			

Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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SB 254 ON SECOND READING
(Mr. Harding—House Sponsor)

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

SB 254, A bill to be entitled An Act relating to the fee charged for certified copies of vital records issued by the State Registrar and for searching the files of the Bureau of Vital Statistics; amending Section 21, Chapter 41, Acts of the 40th Legislature, 1st Called Session, 1927, as amended; and declaring an emergency.

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

Mr. Harding moved to reconsider the vote by which SB 254 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on the passage to third reading of SB 254.

MOTION TO PLACE SB 254 ON THIRD READING

Mr. Harding moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 254 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—103

Adams	Davis, D.	Johnson	Schulle
Agnich	Davis, H.	Jungmichel	Semos
Allen, John	Doyle	Kilpatrick	Shannon
Allred	Dramberger	Kost	Sherman
Angly	Finnell	Lee	Short
Atwell	Finney	Lemmon	Silber
Atwood	Foreman	Lewis	Slack
Baker	Gammage	Ligarde	Slider
Bigham	Garcia	Lombardino	Smith
Blanton	Golman	Longoria	Solomon
Blythe	Grant	McKissack	Spurlock
Boyle	Hale	Moncrief	Stewart
Braecklein	Hanna, Joe	Moore, A.	Stroud
Burgess	Hannah, John	Murray	Swanson
Bynum	Harding	Nelms	Tarbox
Caldwell	Hawkins	Neugent, D.	Traeger
Calhoun	Hawn	Niland	Truan
Carrillo	Haynes	Orr	Tupper
Cates	Heatly	Parker, C.	Uher
Christian	Hendricks	Parker, W.	Ward
Clark	Hilliard	Poerner	Wayne
Clayton	Holmes, T.	Presnal	Wieting
Coats	Howard	Price	Williams
Cole	Hubenak	Rosson	Williamson
Craddick	Hull	Salem	Wyatt
Cruz	Ingram	Santiesteban	

Nays—32

Bass, T.	Daniel	Farenthold	Harris
Beckham	Denton	Finck	Head
Bowers	Doran	Floyd	Holmes, Z.
Braun	Earthman	Graves	Jones, E.

Jones, G.	Newton	Pickens	Simmons
Kaster	Nichols	Poff	Vale
Kubiak	Nugent, J.	Reed	Von Dohlen
Mengden	Patterson	Sanchez	Wolff

Absent

Allen, Joe	Cobb	Moore, T.	Ogg
Bass, B.	McAlister	Moreno	
Cavness	Moore, G.	Nabers	

Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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SB 245 ON SECOND READING
(Mr. Presnal—House Sponsor)

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

SB 245, A bill to be entitled An Act requiring every county, and all cities with a population of 10,000 or more, to establish a uniform system of accounting and record maintenance in connection with expenditures by the county or city for all forms of welfare assistance or medically needy programs; providing that the state auditor shall prescribe the system of accounting to be used and approve the system used; providing for the filing of quarterly reports by the cities and counties with the state auditor; providing for the use of such reports by state agencies; making other provisions relating thereto; providing for severability; and declaring an emergency.

The bill was read second time.

Mr. Presnal offered the following amendment to the bill:

Amend SB 245 by striking all below the enacting clause and substituting the following:

Section 1. The commissioners court of every county in this state, the governing body of each hospital district, and the governing body of each city in this state with a population of 10,000 or more, according to the last preceding federal census, shall establish and maintain a uniform system of accounting whereby adequate and accurate records are compiled setting forth all the expenditures made by the county, city, or hospital district in connection with any of its welfare assistance programs.

Sec. 2. The State Comptroller of Public Accounts, with the advice and assistance of the Texas Department of Public Welfare and the State Auditor, shall prescribe a uniform system of accounting and records to be used by the counties, hospital districts, and cities in the performance of their duties as required by Section 1 of this Act. The accounting system used and the record maintained by the counties, hospital districts, or cities in connection with Section 1 of this Act must be approved by and done in accordance with the directions of the State Comptroller of Public Accounts.

Sec. 3. On the first day of January, 1972, and thereafter quarterly, the commissioners court of each county, the governing body of each hospital district, and the governing body of each city covered by the provisions of this Act shall cause to be filed with the State Comptroller of Public Accounts a report setting forth all expenditures by the county, hospital district, or city in connection with welfare assistance programs participated in by the county, hospital district, or city. Such reports shall be submitted on forms prepared by the State Comptroller of Public Accounts and shall contain all such information as may be required by the State Comptroller of Public Accounts.

Sec. 4. All such reports filed with the State Comptroller of Public Accounts by the counties, hospital districts, and the cities shall be kept and maintained by the State Comptroller of Public Accounts and shall be available to such other agencies of the State of Texas as may have use for the information contained therein.

Sec. 5. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end, the provisions of this Act are declared to be severable.

Sec. 6. The fact that the state is in urgent need of accurate information as to the expenditures made by cities, counties, and hospital districts in their public welfare assistance programs, creates 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 amendment was adopted without objection.

Mr. Presnal offered the following amendment to the bill:

Amend SB 245 by striking all above the enacting clause and substituting the following:

A bill to be entitled An Act requiring every county, hospital district, and all cities with a population of 10,000 or more to establish a uniform system of accounting and record maintenance in connection with expenditures for all forms of welfare assistance or medically needy programs; providing that the State Comptroller of Public Accounts, with the advice and assistance of the Texas Department of Public Welfare and the State Auditor, shall prescribe the system of accounting to be used and approve the system used; providing for the filing of quarterly reports by the cities, counties, and hospital districts with the State Comptroller of Public Accounts; providing for the use of such reports by state agencies; making other provisions relating thereto; providing for severability; and declaring an emergency.

The amendment was adopted without objection.

SB 245, as amended, was passed to third reading.

SB 245 ON THIRD READING

Mr. Presnal moved that the constitutional rule requiring bills to be read

on three several days be suspended and that SB 245 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

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

Nays—26

Agnich	Bowers	Graves	Pickens
Allen, Joe	Clark	Jones, E.	Reed
Angly	Doran	Jones, G.	Rosson
Atwood	Earthman	Kaster	Vale
Bass, T.	Finck	Lee	Wolff
Beckham	Floyd	Mengden	
Blythe	Gammage	Nugent, J.	

Absent

Cavness	Moore, T.	Moreno	Ogg
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Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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The Speaker then laid SB 245 before the House on third reading and final passage.

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

Yeas—142

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

Absent

Moore, T.	Moreno	Nabers
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Absent-Excused

Jones, D.	Lovell	Rodriguez	Salter
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Mr. Presnal moved to reconsider the vote by which SB 245 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 251 ON SECOND READING
(Mr. Lewis—House Sponsor)

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

SB 251, A bill to be entitled An Act amending Article 6.07, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; increasing the fee of the tax assessor and collector for collecting the tax imposed by Chapter 6 of Title 122A to five percent; and declaring an emergency.

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

Representative Salter entered the House and was announced present.

SB 251 ON THIRD READING

Mr. Lewis moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 251 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

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

Nays—27

Adams	Cruz	Holmes, Z.	Price
Agnich	Davis, H.	Jones, E.	Reed
Angly	Doran	Jones, G.	Stroud
Baker	Doyle	Kaster	Vale
Bass, T.	Finck	Mengden	Ward
Bynum	Floyd	Nugent, J.	Wolff
Cavness	Graves	Pickens	

Absent

Moore, T. Moreno

Absent-Excused

Jones, D. Lovell Rodriguez

The Speaker then laid SB 251 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Lewis moved to reconsider the vote by which SB 251 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 695 ON SECOND READING
(Mr. Kaster—House Sponsor)

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

SB 695, A bill to be entitled An Act authorizing the Board of Regents of The University of Texas System to contract with any political subdivision of the State of Texas located in El Paso County for the construction and operation of a special events center and related facilities on land owned by The University of Texas at El Paso, and authorizing the Board of Regents of the University of Texas System to contract with the political subdivision for joint use of the completed special events center and related facilities; amending Chapter 553, Acts of the 60th Legislature, Regular Session, 1967 (Article 2603b-4, Vernon's Texas Civil Statutes); providing for severability; repealing laws in conflict; and declaring an emergency.

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

Mr. Kaster moved to reconsider the vote by which SB 695 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

SB 363 ON SECOND READING
(Mr. Hull—House Sponsor)

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

SB 363, A bill to be entitled An Act amending Section 1, Chapter 472, Acts of the 59th Legislature, 1965 (Article 2326j-52, Vernon's Texas Civil Statutes); and repealing Section 11, Chapter 761, Acts of the 61st Legislature, 1969 (Article 2338-15c, Vernon's Texas Civil Statutes), relating to salaries of court reporters for designated courts in Tarrant County; and declaring an emergency.

The bill was read second time.

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

Committee Amendment No. 1

Amend SB 363, First Printing, by:

(1) striking on lines 54-55 of page 1 the phrase "less than Eleven Thousand, Five Hundred Dollars (\$11,500.00) and not"; and

(2) striking on line 58 of page 1 the phrase "minimum and maximum amounts" and substituting the phrase "maximum amount".

The committee amendment was adopted without objection.

SB 363, as amended, was passed to third reading.

VOTE RECORDED

Mr. Kubiak requested to be recorded as voting Nay on the passage to third reading of SB 363.

SB 363 ON THIRD READING

Mr. Hull moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 363 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—114

Adams	Carrillo	Finnell	Hendricks
Allen, John	Cates	Finney	Hilliard
Allred	Christian	Foreman	Holmes, T.
Atwell	Clark	Garcia	Howard
Atwood	Clayton	Golman	Hubenak
Baker	Coats	Grant	Hull
Beckham	Cobb	Hale	Ingram
Bigham	Cole	Hanna, Joe	Johnson
Blanton	Craddick	Hannah, John	Jungmichel
Boyle	Cruz	Harding	Kilpatrick
Braecklein	Daniel	Harris	Kost
Braun	Davis, D.	Hawkins	Kubiak
Burgess	Davis, H.	Hawn	Lemmon
Bynum	Doyle	Haynes	Lewis
Caldwell	Dramberger	Head	Ligarde
Calhoun	Farenthojd	Heatly	Lombardino

Longoria	Ogg	Schulle	Traeger
McAlister	Orr	Semos	Truan
McKissack	Parker, C.	Shannon	Tupper
Moncrief	Parker, W.	Short	Uher
Moore, A.	Poerner	Silber	Von Dohlen
Moore, T.	Poff	Simmons	Ward
Murray	Presnal	Slack	Wayne
Nabers	Price	Slider	Wieting
Nelms	Rosson	Smith	Williams
Neugent, D.	Salem	Solomon	Williamson
Newton	Salter	Spurlock	Wyatt
Nichols	Sanchez	Stroud	
Niland	Santiesteban	Tarbox	

Nays—24

Agnich	Cavness	Graves	Mengden
Allen, Joe	Denton	Holmes, Z.	Nugent, J.
Angly	Earthman	Jones, E.	Pickens
Bass, T.	Finck	Jones, G.	Reed
Blythe	Floyd	Kaster	Vale
Bowers	Gammage	Lee	Wolff

Absent

Bass, B.	Moore, G.	Patterson	Stewart
Doran	Moreno	Sherman	Swanson

Absent-Excused

Jones, D.	Lovell	Rodriguez	
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The Speaker then laid SB 363 before the House on third reading and final passage.

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

Yeas—130

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

Murray	Pickens	Short	Tupper
Nabers	Poerner	Silber	Uher
Nelms	Poff	Simmons	Vale
Neugent, D.	Presnal	Slack	Von Dohlen
Newton	Price	Slider	Ward
Nichols	Reed	Smith	Wayne
Niland	Salem	Solomon	Wieting
Nugent, J.	Salter	Spurlock	Williams
Ogg	Sanchez	Stroud	Williamson
Orr	Santiesteban	Swanson	Wolf
Parker, C.	Schulle	Tarbox	Wyatt
Parker, W.	Semos	Traeger	
Patterson	Shannon	Truan	

Nays—8

Blythe	Earthman	Kubiak	Mengden
Bowers	Finney	Lee	Rosson

Absent

Burgess	Hannah, John	Moore, G.	Sherman
Doran	Kaster	Moreno	Stewart

Absent-Excused

Jones, D.	Lovell	Rodriguez	
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Mr. Hull moved to reconsider the vote by which SB 363 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Hull, and by unanimous consent, the caption of SB 363 was ordered amended to conform with the body of the bill.

SB 447 ON SECOND READING
(Mr. Hull—House Sponsor)

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

SB 447, A bill to be entitled An Act relating to the salary and expenses authorized for the official shorthand reporter for the 97th Judicial District; amending Section 1, Chapter 651, Acts of the 61st Legislature, Regular Session, 1969 (Article 2326j-76, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

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

Committee Amendment No. 1

Amend SB 447, First Printing, as follows:

- (1) Strike "not less than \$6,600 and" on page 1, line 32.
- (2) Strike "not less than \$6,600 and" on page 2, line 2.

(3) Strike "of \$1,200" on page 1, line 51, and substitute "to be determined and fixed by order of the district judge, not to exceed \$1,200,".

(4) Strike "The \$1,200 shall be paid in 12 monthly installments of \$100 each" on page 1, lines 53 and 54, and substitute "The allowance shall be paid in 12 equal monthly installments."

The committee amendment was adopted without objection.

SB 447, as amended, was passed to third reading.

On motion of Mr. Hull, and by unanimous consent, the caption of SB 447 was ordered amended to conform with the body of the bill.

SB 447 ON THIRD READING

Mr. Hull moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 447 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—120

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

Nays—22

Agnich	Finck	Kaster	Reed
Angly	Floyd	Kubiak	Simmons
Bass, T.	Graves	Lee	Vale
Blythe	Holmes, Z.	Mengden	Wolff
Bowers	Jones, E.	Nugent, J.	
Earthman	Jones, G.	Pickens	

Absent

Atwell	Doran	Moreno	Patterson
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Absent-Excused

Jones, D.	Lovell	Rodriguez
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The Speaker then laid SB 447 before the House on third reading and final passage.

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

Yeas—142

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

Tarbox	Uher	Wayne	Wolff
Traeger	Vale	Wieting	Wyatt
Truan	Von Dohlen	Williams	
Tupper	Ward	Williamson	

Absent

Atwell	Doran	Finney	Moreno
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Absent-Excused

Jones, D.	Lovell	Rodriguez
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Mr. Hull moved to reconsider the vote by which SB 447 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 389 ON THIRD READING

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

HB 389, Providing for triangle merger under federal tax provisions between Texas corporations.

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

Yeas—139

Adams	Cobb	Hawn	Moore, A.
Agnich	Cole	Haynes	Moore, G.
Allen, Joe	Craddick	Head	Moore, T.
Allen, John	Cruz	Heatly	Murray
Allred	Daniel	Hendricks	Nabers
Angly	Davis, D.	Hilliard	Nelms
Atwood	Davis, H.	Holmes, T.	Neugent, D.
Baker	Denton	Holmes, Z.	Newton
Bass, B.	Doyle	Howard	Nichols
Bass, T.	Dramberger	Hubenak	Niland
Beckham	Earthman	Hull	Nugent, J.
Bigham	Farenthold	Ingram	Ogg
Blanton	Finck	Johnson	Orr
Blythe	Finnell	Jones, E.	Parker, C.
Boyle	Finney	Jones, G.	Parker, W.
Braecklein	Floyd	Jungmichel	Patterson
Braun	Foreman	Kaster	Pickens
Burgess	Gammage	Kilpatrick	Poerner
Bynum	Garcia	Kost	Poff
Caldwell	Golman	Kubiak	Presnal
Calhoun	Grant	Lemmon	Price
Carrillo	Graves	Lewis	Reed
Cates	Hale	Ligarde	Rosson
Cavness	Hanna, Joe	Lombardino	Salem
Christian	Hannah, John	Longoria	Salter
Clark	Harding	McAlister	Sanchez
Clayton	Harris	McKissack	Santiesteban
Coats	Hawkins	Moncrief	Schulle

Semos	Slider	Tarbox	Ward
Shannon	Smith	Traeger	Wayne
Sherman	Solomon	Truan	Wieting
Short	Spurlock	Tupper	Williamson
Silber	Stewart	Uher	Wolff
Simmons	Stroud	Vale	Wyatt
Slack	Swanson	Von Dohlen	

Nays—3

Bowers	Lee	Mengden
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Absent

Atwell	Doran	Moreno	Williams
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Absent-Excused

Jones, D.	Lovell	Rodriguez
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Mr. Braecklein moved to reconsider the vote by which HB 389 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 672 ON THIRD READING

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

HB 672, Authorizing campus of Texas State Technical Institute in Nolan County.

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

Yeas—141

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

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

Nays—2

Bowers Floyd

Absent

Allen, John Gammage Moreno

Absent-Excused

Jones, D. Lovell Rodriguez

Mr. Dee Jon Davis moved to reconsider the vote by which HB 672 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 790 ON SECOND READING

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

HB 790, A bill to be entitled An Act repealing Section 5, Chapter 104, Acts of the 48th Legislature, Regular Session, 1943 (Article 5154a, Vernon's Texas Civil Statutes), relating to registration of labor union organizers with the Secretary of State; and declaring an emergency.

The bill was read second time.

Mr. Sherman raised a point of order against further consideration of HB 790 on the grounds that the bill analysis is not complete and accurate.

The Speaker overruled the point of order.

LEAVE OF ABSENCE GRANTED

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

HB 790—(Consideration continued)

HB 790 failed to pass to engrossment by the following vote:

Yeas—54

Adams	Farenthold	Kilpatrick	Salem
Allen, Joe	Gammage	Kubiak	Sanchez
Bass, T.	Garcia	Lemmon	Santiesteban
Beckham	Graves	Ligarde	Semos
Bigham	Hale	Lombardino	Shannon
Blanton	Harding	Longoria	Smith
Braecklein	Harris	Moore, T.	Stewart
Braun	Hawkins	Nelms	Stroud
Caldwell	Haynes	Neugent, D.	Swanson
Carrillo	Hendricks	Nichols	Truan
Clark	Hilliard	Niland	Vale
Cruz	Holmes, Z.	Orr	Williams
Denton	Johnson	Parker, C.	
Doyle	Kaster	Reed	

Nays—90

Agnich	Davis, H.	Jungmichel	Salter
Allen, John	Doran	Kost	Schulle
Allred	Dramberger	Lee	Sherman
Angly	Earthman	Lewis	Short
Atwell	Finck	McAlister	Silber
Atwood	Finnell	McKissack	Simmons
Baker	Finney	Mengden	Slack
Bass, B.	Floyd	Moncrief	Slider
Blythe	Foreman	Moore, A.	Solomon
Bowers	Golman	Moore, G.	Spurlock
Boyle	Grant	Murray	Tarbox
Burgess	Hanna, Joe	Nabers	Traeger
Bynum	Hannah, John	Newton	Tupper
Calhoun	Hawn	Nugent, J.	Uher
Cates	Head	Ogg	Von Dohlen
Christian	Heatly	Parker, W.	Ward
Clayton	Holmes, T.	Patterson	Wayne
Coats	Howard	Pickens	Wieting
Cobb	Hubenak	Poerner	Williamson
Cole	Hull	Poff	Wolff
Craddick	Ingram	Presnal	Wyatt
Daniel	Jones, E.	Price	
Davis, D.	Jones, G.	Rosson	

Absent

Moreno

Absent-Excused

Cavness	Jones, D.	Lovell	Rodriguez
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Mr. Williamson moved to reconsider the vote by which HB 790 failed to pass to engrossment and to table the motion to reconsider.

The motion to table prevailed by the following vote:

Yeas—81

Agnich	Davis, H.	Jungmichel	Schulle
Allen, John	Doran	Kost	Sherman
Allred	Dramberger	Lee	Short
Angly	Earthman	Lewis	Simmons
Atwell	Finck	McKissack	Slack
Atwood	Finnell	Mengden	Slider
Baker	Finney	Moncrief	Solomon
Bass, B.	Floyd	Moore, A.	Spurlock
Blythe	Foreman	Moore, G.	Tarbox
Bowers	Golman	Nabers	Traeger
Boyle	Hanna, Joe	Newton	Uher
Burgess	Hannah, John	Nugent, J.	Von Dohlen
Bynum	Hawn	Parker, W.	Ward
Calhoun	Heatly	Patterson	Wayne
Cates	Holmes, T.	Pickens	Wieting
Christian	Howard	Poerner	Williamson
Clayton	Hubenak	Poff	Wolff
Cobb	Hull	Presnal	Wyatt
Cole	Ingram	Price	
Craddick	Jones, E.	Rosson	
Davis, D.	Jones, G.	Salter	

Nays—63

Adams	Farenthold	Kilpatrick	Reed
Allen, Joe	Gammage	Kubiak	Salem
Bass, T.	Garcia	Lemmon	Sanchez
Beckham	Grant	Ligarde	Santiesteban
Bigham	Graves	Lombardino	Semos
Blanton	Hale	Longoria	Shannon
Braecklein	Harding	McAlister	Silber
Braun	Harris	Moore, T.	Smith
Caldwell	Hawkins	Murray	Stewart
Carrillo	Haynes	Nelms	Stroud
Clark	Head	Neugent, D.	Swanson
Coats	Hendricks	Nichols	Truan
Cruz	Hilliard	Niland	Tupper
Daniel	Holmes, Z.	Ogg	Vale
Denton	Johnson	Orr	Williams
Doyle	Kaster	Parker, C.	

Absent

Moreno

Absent-Excused

Cavness	Jones, D.	Lovell	Rodriguez
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REASON FOR VOTING AGAINST HB 790

I voted against HB 790 because a labor union organizer soliciting mem-

bership for a union is required to file with the Secretary of State a questionnaire. Among the questions to be answered are 1) has the organizer been convicted of a crime and 2) has the organizer been a member of the communist party.

This legislation has served as a protection to responsible labor unions and the people of the State of Texas as well.

Signed: Walter Mengden

HB 335 ON SECOND READING

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

HB 335, A bill to be entitled An Act relating to the treatment as principal or income of corporate distributions to a trust; amending Section 29, Texas Trust Act, as amended (Article 7425b-29, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

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

Amend HB 335 by adding a subsection "(f)" to Section 1 to read as follows:

"(f) Any change in the law affected by this Act shall be applicable only to trusts created after the effective date of the Texas Trust Act, Acts 1943, 48th Legislature, Page 232, Chapter 148."

The amendment was adopted without objection.

HB 335, as amended, was passed to engrossment.

Mr. Grant Jones moved to reconsider the vote by which HB 335 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

SB 174 ON SECOND READING (Mr. Ogg—House Sponsor)

The Speaker laid before the House, in lieu of HB 265, on its second reading and passage to third reading,

SB 174, A bill to be entitled An Act to amend the governing instruments of private foundations and nonexempt split-interest trusts to require certain distributions, prohibit certain self-dealing, prohibit excess business holdings, describe authorized investments, and prohibit certain expenditures; enacting other provisions relating to the subject; providing a severability clause; and declaring an emergency.

The bill was read second time.

Mr. Ogg offered the following amendment to the bill:

Amend SB 174, Section 1, by deleting the word "it" on line eighteen of said Section 1 and inserting the word "be" after "would", so that said line reads as follows:

"would be subject to tax under section 4941 of the Code; the"

The amendment was adopted without objection.

SB 174, as amended, was passed to third reading.

Mr. Ogg moved to reconsider the vote by which SB 174 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

HB 265—LAID ON THE TABLE SUBJECT TO CALL

Mr. Ogg moved that HB 265 be laid on the table subject to call.

There was no objection offered and it was so ordered.

SB 176 ON SECOND READING (Mr. Ogg—House Sponsor)

The Speaker laid before the House, in lieu of HB 264, on its second reading and passage to third reading,

SB 176, A bill to be entitled An Act amending the Texas Non-Profit Corporation Act to amend the articles of incorporation of private foundations to require certain distributions, prohibit certain self-dealing, prohibit excess business holdings, describe authorized investments, and prohibit certain expenditures; enacting other provisions relating to the subject; providing a severability clause; and declaring an emergency.

The bill was read second time.

Mr. Ogg offered the following amendment to the bill:

Amend SB 176, Section 1, paragraph A, by deleting the word "it" on line ten of said paragraph A and inserting the word "be" after "would", so that said line reads as follows:

"would be subject to tax under section 4941 of the Code; the cor-"

The amendment was adopted without objection.

SB 176, as amended, was passed to third reading.

Mr. Ogg moved to reconsider the vote by which SB 176 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

HB 264—LAID ON THE TABLE SUBJECT TO CALL

Mr. Ogg moved that HB 264 be laid on the table subject to call.

There was no objection offered and it was so ordered.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 405, by Foreman, Cavness, and H. Davis: Commending Walter Prescott Webb Junior High School Band.

COAUTHOR OF HB 938

Mr. Rosson was granted permission by the author of HB 938 to sign the bill as coauthor.

RECESS

Mr. Sherman moved that the House recess until 10:00 a.m. tomorrow.

The motion prevailed without objection.

The House accordingly, at 12:25 p.m., recessed until 10:00 a.m. tomorrow.

APPENDIX

BILL TRANSMITTED TO GOVERNOR UNDER ARTICLE 16,
SECTION 59

HB 1764 transmitted by the Chief Clerk to the Governor on April 27, 1971.

STANDING COMMITTEE REPORTS

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

Conservation and Reclamation: HB 977, HB 1339, HB 1611, HB 1612, HB 1613, HB 1652, HB 1686, HB 1710, HB 1711, HB 1724, HB 1725, HB 1726, HB 1727, HB 1728, HB 1729, HB 1730, HB 1732, HB 1734, HB 1735, HB 1736, HB 1737, SB 269.

Constitutional Amendments: HJR 63.

Engrossed and Enrolled Bills: Correctly engrossed—HB 389, HB 672, HB 1078, HJR 2, HJR 31, HCR 41, HCR 120, HCR 124.

Judicial Districts: HB 1204, HB 1369, HB 1750, SB 508.

Liquor Regulation: HB 928.

Public Education: HB 1704.

State Affairs: HB 303, HB 750, HB 1005, HB 1293.