

SEVENTY-NINTH DAY—THURSDAY, MAY 20, 1971

The House met at 10:30 a.m. and was called to order by the Speaker.

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

Mr. Speaker	Denton	Kubiak	Schulle
Adams	Doran	Lemmon	Semos
Agnich	Doyle	Lewis	Shannon
Allen, Joe	Dramberger	Lombardino	Sherman
Allen, John	Earthman	Longoria	Short
Allred	Farenthold	McAlister	Silber
Atwell	Finck	McKissack	Simmons
Bass, T.	Finnell	Mengden	Slack
Beckham	Foreman	Moncrief	Slider
Bigham	Golman	Moore, A.	Smith
Blanton	Grant	Moore, G.	Solomon
Blythe	Hanna, Joe	Murray	Spurlock
Bowers	Hawkins	Nabers	Stewart
Boyle	Hawn	Nelms	Stroud
Braecklein	Haynes	Neugent, D.	Swanson
Braun	Head	Newton	Tarbox
Burgess	Heatly	Nichols	Tupper
Bynum	Hilliard	Niland	Uher
Caldwell	Holmes, T.	Nugent, J.	Vale
Calhoun	Howard	Parker, W.	Ward
Cates	Hubenak	Patterson	Wayne
Christian	Johnson	Pickens	Wieting
Clark	Jones, D.	Poerner	Williams
Coats	Jones, E.	Poff	Williamson
Cobb	Jones, G.	Presnal	Wolff
Cole	Jungmichel	Reed	Wyatt
Craddick	Kaster	Salem	
Daniel	Kilpatrick	Salter	
Davis, H.	Kost	Sanchez	

Absent

Angly	Finney	Holmes, Z.	Rodriguez
Atwood	Floyd	Hull	Rosson
Baker	Gammage	Lee	Santiesteban
Bass, B.	Garcia	Ligarde	Traeger
Carrillo	Hale	Lovell	Truan
Cavness	Hannah, John	Moore, T.	Von Dohlen
Clayton	Harding	Moreno	
Cruz	Harris	Ogg	
Davis, D.	Hendricks	Price	

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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A quorum of the House was announced present.

The Invocation was offered by the Reverend Paul McCallum, St. Joseph's Church, Rockdale, Texas, as follows:

"A prayer for our country.

Almighty God, bless our nation and make it true to the ideas of freedom and justice and brotherhood for all which make it great. Guard us from war, from fire and wind, and drought, from fear, confusion.

Be close to our President, Governor and state officials. Give them vision and courage as they ponder decisions affecting peace, and the future of the world.

Make me more deeply aware of my heritage—realizing not only my rights but my duties and responsibilities as a citizen.

Make this great land and all its people know clearly Your Will that we may fulfill the destiny ordained for us in the salvation of the nation, and the restoring of all things in Christ. Amen."

LEAVES OF ABSENCE GRANTED

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

Mr. Graves on motion of Mr. Nichols.

Mr. Orr on motion of Mr. Ogg.

On motion of Mr. Caldwell, Mr. Carl Parker was granted leave of absence for today to attend a funeral.

Representatives Kilpatrick, Harold Davis, Dee Jon Davis, Ogg, Lee, Tom Moore, Baker, Floyd, Harris, and Traeger entered the House and were announced present.

BILLS AND A RESOLUTION SIGNED BY THE SPEAKER

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

SB 233, Relating to regulation of insurance holding companies, etc., and their transactions with insurance companies.

SB 269, Amending the Lower Colorado River Authority Act, increasing the aggregate principal amount of bonds which the district may issue.

SB 697, Providing an increase in the remuneration to be paid to the directors of the El Paso Water Authority.

SCR 99, Making corrections in SB 859.

Representatives Price, Cruz, and Harding entered the House and were announced present.

(Mr. Shannon in the Chair)

COMMITTEE MEETING

Mr. Harding asked unanimous consent of the House that the Committee on Parks and Wildlife be permitted to meet at this time.

There was no objection offered.

Representative Gammage entered the House and was announced present.

CONGRATULATORY RESOLUTIONS ADOPTED

The following Congratulatory Resolutions were adopted unanimously:

HCR 152, by Joe Allen: Commending the Echols family and the Citizens National Bank and Trust Company of Baytown.

On motion of Mr. Gammage, the names of all the Members of the House were added to HCR 152 as signers thereof.

HSR 542, by Salem: Congratulating the Right Reverend Michael J. Adams of Corpus Christi.

HSR 543, by Cobb: Showing honor and esteem to Mr. W. Price, Jr., executive vice-president of the Texas Restaurant Association.

On motion of Mr. Allred, the names of all the Members of the House were added to HSR 543 as signers thereof.

HSR 544, by Doran: Commending Judge James H. Lindsey, retiring County Judge of Val Verde County.

Representatives Von Dohlen and Atwood entered the House and were announced present.

HCR 153—REFERRED TO COMMITTEE

(Creating a joint interim Water Resources and Land Use Study Committee)

Mr. Clayton offered the following resolution:

HCR 153

Whereas, The future of the state is largely dependent on the uses which are made of the water and land within the state; and

Whereas, The rapid growth and development of the state and the resulting demands on its water and land resources make new and innovative measures necessary to encourage the timely and orderly use of water and land in the state, to provide for future growth in the needs of agriculture, forestry, industry, business, residential communities, and recreation, to encourage the wise use of water, land, and other natural resources, to conserve and protect soil, air, water, and forest resources, to protect the beauty of the landscape, and to promote the efficient and economical use of public resources; and

Whereas, The future growth of the state should be guided by an effective planning process and should proceed within the framework of officially approved statewide goals encompassing water planning and use, land use, population growth and distribution, urban expansion, and other relevant physical, social, and economic factors; and

Whereas, Many of the present water and land use practices often occur as a result of an uncoordinated effort which evidences a need for a study of long-term interests of the general public; and

Whereas, The state needs to initiate a state program in conjunction with federal and local governments, which will develop a comprehensive long-range water and land use policy that protects the public interest by providing sufficient water supplies and land use patterns in our state based on full evaluation of all economic, social, ecological, environmental, aesthetic, and other appropriate factors; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a joint interim Water Resources and Land Use Study Committee be established and that the committee be composed of three Members of the House of Representatives, appointed by the Speaker, three Members of the Senate, appointed by the Lieutenant Governor, and three citizen members, including one representative of agriculture, one person knowledgeable in city planning, and one person who is knowledgeable in environmental problems, appointed by the Governor; and, be it further

Resolved, That the Governor shall appoint the chairman of the committee from among the Legislative Members; that the committee may elect other officers; and that the committee shall meet at the call of the chairman; and, be it further

Resolved, That the committee shall:

(1) study the water and land use situation in the state and the federal and state proposals concerning it;

(2) study the changes, that may be needed in state statutes concerning water and land use protection and development;

(3) study the organizational structure of affected state agencies and the administration of state laws relating to water and land use;

(4) make a study of and submit recommendations relating to ecological factors that should be considered in implementation of water resources development and land use management programs;

(5) study alternative methods of financing water resource development and land use management;

(6) hold hearings throughout the state, explaining the major water and land use problems in the state and the proposals for solving them to those attending the hearings and consider alternative proposals from interested Legislators and from the public;

(7) review major water legislation enacted by the 62nd Legislature; and, be it further

Resolved, That all state agencies be requested to work with the committee and its staff, providing information useful in understanding the present water and land use situation in the state and the federal and state proposals concerning water and land use; and, be it further

Resolved, That the committee be authorized to hold such meetings as it considers necessary; summon and compel the attendance of witnesses and the production of documents and records; and administer oaths and affirmations to witnesses; and, be it further

Resolved, That the committee may meet and cooperate fully with any interim committee of the Senate or the House studying the state's water or land use problems and with any other organizations concerned with water resources and land use development; and, be it further

Resolved, That from the Expense Fund of the House and the Contingent Expense Fund of the Senate equally, the members of the committee shall be reimbursed for their actual expenses incurred in carrying out the purposes of this resolution, and other necessary expenses of operation of the committee shall be paid from the Expense Fund of the House and the Contingent Expense Fund of the 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 House Administration Committee and the Senate Committee on Administration, 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 Senate Committee on Administration; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; 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 524—REFERRED TO COMMITTEE

(Creating an interim committee to study teaching loads in Texas colleges)

Mr. Cobb and Mr. Hull offered the following resolution:

HSR 524

Whereas, The taxpayers and Members of the House of Representatives have some reason to believe that there should be a minimum standard teaching load for the faculty members in state-supported colleges and universities; and

Whereas, The colleges report that teaching loads vary from no organized classes to eighteen semester credit hours for each classroom teacher; and

Whereas, The administrators of the colleges and universities have left many unanswered questions concerning the minimum teaching load which should be required; and

Whereas, The amount of money needed to finance faculty salaries at our colleges and universities now exceeds \$300 million each biennium requiring that the Legislature find new ways for effectively utilizing each faculty member; now, therefore, be it

Resolved, That the Speaker appoint an interim committee to study this problem, to conduct an in-depth study of existing practices in regard to teaching loads in Texas colleges and universities as well as those of other states, to determine the optimum productivity of college teachers and report its finding to the 63rd Legislature; and, be it further

Resolved, That members of this committee shall receive actual expenses to be paid from funds appropriated to the House of Representatives and that the committee may hire additional staff as necessary and may call upon the staff of the Legislative Budget Board or the Legislative Council for help in determining the need for additional legislation.

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

HSR 526—REFERRED TO COMMITTEE

(Creating a special interim Committee on Oil and Gas Regulations)

Mr. Swanson offered the following resolution:

HSR 526

Whereas, Oil and natural gas have brought more industry to Texas and have benefited the economy of the state more than any other of the many valuable resources with which Texas is endowed; and

Whereas, No longer, however, is it possible for Texans to view the reserves of the Texas petroleum supply as limitless, so that it is essential that oil and gas production and utilization be accomplished in the most efficient manner and under rules and regulations that will assure a continuing supply as well as safeguard the lives of Texas citizens and other resources of our land and sea; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature of the State of Texas hereby create a special interim Committee on Oil and Gas Regulation, which shall make a study of rules and regulations in force relating to the production of natural gas at the wellhead and the metering of gas and shall study the production of oil in the bays, estuaries, and along the Gulf Coast of Texas, looking to the need for new or modified rules and regulations to provide full protection to Texas citizens for both their health and safety and the preservation of the oil and gas resources of Texas; and, be it further

Resolved, That the Railroad Commission of Texas and other state departments and agencies concerned be requested to cooperate with the committee in the study; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; 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 must also be obtained from the House Administration Committee; 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 527—REFERRED TO COMMITTEE

(Authorizing a study by the House Judiciary Committee on judicial reform)

Mr. Hale offered the following resolution:

HSR 527

Whereas, By authority of HSR 400, the Judiciary Committee of the House of Representatives undertook a comprehensive study of the Texas judicial system during the interim between the sine die adjournment of the 61st Texas Legislature and the convening of the 62nd Texas Legislature in January 1971, such study involving the conduct of public hearings at various places throughout Texas; and

Whereas, The Judiciary Committee has accumulated a vast amount of material, information and testimony concerning the problems of the Texas judiciary, with numerous suggestions for change and reform; and

Whereas, The work of the House Judiciary Committee has continued similar studies undertaken by the State Bar of Texas, the Judicial Section of the State Bar of Texas, the Texas Civil Judicial Council, and other interested agencies of government, all directed toward improving judicial organization, structure and administration in the State of Texas, with a possible revision of Article V of the Texas Constitution; and

Whereas, As a result of the interim study conducted by the House Judiciary Committee, numerous proposals for change and reform have been introduced and considered by the Legislature during its 62nd Session, but much remains to be done, and the work of the Judiciary Committee should be continued in the conduct of this comprehensive study; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby authorizes the House Judiciary Committee to continue the comprehensive study of the judicial system of the State of Texas which was begun under authority of HSR 400 as passed by the 61st Legislature, such study to include a comprehensive review of present procedures, case loads, and statistics, involving all courts, civil and criminal, of the State of Texas, beginning at Corporation Court and Justice Court levels and extending all the way up through County Courts, District Courts, Courts of Civil Appeals, the Court of Criminal Appeals, and the Supreme Court, with such study to include also the special courts created by the Legislature, such as Courts of Domestic Relations and Juvenile Courts; and, be it further

Resolved, That the House Judiciary Committee include in its study of the Judicial System a comprehensive review of the structure, organization, procedures, and administration of the judicial system of the State of Texas and develop extensive programs for comprehensive judicial reform, looking toward improvements in the administration of justice in Texas, and also directing its attention toward a possible revision of Article V of the Texas Constitution; and, be it further

Resolved, That the Committee may sit en banc or may carry forward its work through subcommittees of the Judiciary Committee; and such Committee, or any of its subcommittees, shall keep a record of its proceedings, and such committee shall have power to hold meetings and hearings as it may deem necessary from time to time at any place in the State of Texas, through the use of the full Committee or through subcommittees to be appointed by the Chairman; and, be it further

Resolved, That the Committee shall have the power to issue process to witnesses at any place in this State, to compel their attendance and the

production of all books, records and instruments, to issue attachments where necessary to obtain compliance with subpoenas and 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 and other process lawfully issued by it in the same manner as provided by general law and Article 5429f of Vernon's Civil Statutes of the State of Texas. The Chairman of the Committee shall issue, in the name of the Committee, such subpoenas and other process 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 the Judiciary Committee shall survey both the Statutes and the Constitution of Texas, section by section; shall determine such recommendations for change as in its judgment will improve the administration of justice in Texas, including a possible revision of Article V of the Texas Constitution and a possible codification of all laws pertaining to the judicial system of Texas into a proposed Judicial Code; and such committee shall complete its study and make its recommendations regarding Constitutional and Statutory changes in a full report to be made to the 63rd Legislature, Regular Session, 1973; and, be it further

Resolved, That the Judiciary Committee shall request the assistance of other State Departments and Agencies, including, but not limited to, the following: the Judicial Qualifications Commission, the Texas Civil Judicial Council, the Legislative Budget Board, the Texas Legislative Council, the State Auditor, and the State Comptroller; and the Committee shall have authority to authorize members of the Judiciary to sit with the Committee or any of its subcommittees in an advisory capacity at the request of the Committee Chairman, who is also authorized to request the full cooperation of the State Bar of Texas; and, be it further

Resolved, That members of the Committee shall be reimbursed for actual and necessary expenses incurred in carrying out the purposes of this resolution, such expenses of committee members and other necessary expenses for operation of the Committee to be paid from the contingent expense fund from the House of Representatives; and, be it further

Resolved, That the Committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditure shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures must also be obtained from the House Administration Committee.

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

HSR 531—REFERRED TO COMMITTEE

(Resolving that May 25, 1971, be recognized in Texas as World Solidarity Day)

Mr. Graves offered the following resolution:

HSR 531

Whereas, The situation in Southern Africa has reached such a crucial point as to concern all people of African descent, for the White settlers, though in a minority in each country (Mozambique, South West, South Africa, Rhodesia, and Guinea-Bissau) continue to exploit, oppress, and kill the majority African population; and

Whereas, Today, Portugal still shows no indication of allowing Africans to govern themselves; and

Whereas, The Portugese colonies including Mozambique, Angola, and Guinea-Bissau are really police states with Blacks having no rights; and

Whereas, These colonies still have forced labor (de facto slavery) and Blacks are forced to carry passbooks while employed in the cities; and

Whereas, While Africans outnumber Whites by 4-1, White settlers in Azania (South Africa) and Zimbabwe (Rhodesia) appear to be trying to outdo the Portugese in oppressing Africans, and the police and "apartheid" policy (complete separation and domination of the Black race) work to maintain brutal oppression and so-called law and order; and

Whereas, To the African, apartheid really means humiliation, degradation, starvation, poverty, disease, death, jail, beating, torture, and hanging—all which bring forth a constant fear that surrounds the lives of all those Black people; and

Whereas, Because of these conditions, there is a tremendous refugee problem in Africa, for millions of Africans have been forced to leave their homelands to escape torture—even death—and most of these refugees leave with only the clothes on their backs and are in dire need of help; and

Whereas, In Southern Africa, Black people have virtually no rights; can be jailed for life without a trial, for little or no reason; are forbidden to own land or carry arms or vote; cannot travel anywhere without permission; cannot gather for meetings or demonstrations; and

Whereas, There are over 260 American companies in South Africa making over a billion dollars because of the rich natural resources of this area of the world—that being 95% of the world's diamonds, 75% of the world's gold, 87% of the world's uranium, plus manganese, copper, oil, rubber and platinum; now, therefore, be it

Resolved, That the Texas House of Representatives recognize May 25, 1971, as World Solidarity Day and encourage Black Texans to join hands with the Black people of the world to support physically, financially, and morally the plight of their brothers and sisters in South Africa.

The resolution was referred to the Committee on State Affairs.

HSR 532—REFERRED TO COMMITTEE

(Creating a special interim Committee on Reform in County Government)

Mr. Poff offered the following resolution:

HSR 532

Whereas, Despite the many developments of this century, among them a burgeoning population, vast industrial progress, and urbanization, county government in Texas has remained virtually unchanged since it was established by the Texas Constitution; and

Whereas, It is imperative that the State of Texas be served by county governmental units responsive to these contemporary needs; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim Committee on Reform in County Government, which shall make a study in depth of county government as it is now organized and operating in Texas with a view toward recommending possible reorganization and other methods whereby the government of the county will become more adaptable to the needs of modern life and conditions; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; 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 must also be obtained from the House Administration Committee; 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 534—REFERRED TO COMMITTEE

(Requesting the State Building Commission to prepare a project analysis for the construction of a state office building in Bexar County)

Mr. Lombardino and Mr. Simmons offered the following resolution:

HSR 534

Whereas, Chapter 354, Acts of the 56th Legislature, 1959 (Article 678m-4,

Vernon's Texas Civil Statutes) authorized the construction of state office buildings in any city in Texas; and

Whereas, The interim committee authorized by HSR 404 of the 61st Legislature has made a study of the need for and the feasibility of constructing a state office building in Bexar County; and

Whereas, The interim committee found that there are at least 17 state agencies located in Bexar County in a number of sites, which could all be housed in a single state office building; and

Whereas, The 17 state agencies now rent office space at a cost to the state of more than \$100,000 per year; and

Whereas, Leases for state office space are limited to three-year terms, thereby preventing long-range planning and long-term leases at favorable rates; and

Whereas, The interim committee estimated that the cost of constructing a state office building to house the state agencies would cost approximately \$6 million; and

Whereas, It is estimated that the savings in lease costs would amortize the cost of constructing the state office building in from 20 to 25 years; and

Whereas, The State Building Construction Planning Fund was created by the State Building Construction Administration Act (Article 678f, Vernon's Texas Civil Statutes) for the purpose of preparing project analyses for all proposed state construction projects, the cost of the analyses to be reimbursed to the planning fund from appropriations for the actual construction of the proposed project; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby request the State Building Commission to prepare a project analysis for the construction of a state office building in Bexar County and to present to the 63rd Legislature a request for the necessary funds for the construction of the building.

The resolution was referred to the Committee on State Affairs.

HSR 535—REFERRED TO COMMITTEE

(Appointing an interim committee relative to instituting an employee suggestion program for state employees)

Mr. Hilliard offered the following resolution:

HSR 535

Whereas, It is a matter of common knowledge that every modern business enterprise utilizes some form of "employee suggestion program" to improve efficiency, cut costs of production, and generally advance the competitive position of the business; and

Whereas, These programs recognize and reward industriousness and

ingenuity of the employees, stimulate their interest in the enterprise, and strengthen the bonds of loyalty between employer and employee; and

Whereas, The federal government has successfully utilized such a program for civil service employees; and

Whereas, These programs have saved millions of dollars a year for private industry and many millions of federal tax dollars; and

Whereas, This state needs to investigate every means of improving efficiency in order to decelerate the rapidly increasing cost of state government; now, therefore, be it

Resolved by the House of Representatives, That the Speaker be and is hereby authorized to appoint an interim committee to study the feasibility and desirability of instituting an employee suggestion program for the departments and agencies of state government, the committee to be composed of five Members of the House; and, be it further

Resolved, That the committee shall study employee suggestion programs in effect in private industry, in the federal civil service, and in other states, with a view toward determining what type of program might prove workable and desirable in Texas; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Contingent Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; 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 must also be obtained from the House Administration Committee; 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.

Signed: Hilliard, Coats, Niland, Harold Davis, and Spurlock.

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

HSR 537—REFERRED TO COMMITTEE

(Creating an interim study Committee on Vocational Education Programs in Texas)

Mr. Poff offered the following resolution:

HSR 537

Whereas, The Legislature of the State of Texas has a duty to the citizens

of Texas to insure that all educational programs are administered in the most efficient and economical manner and to insure that coordination is maintained among the many different educational institutions of our state; and

Whereas, Since the programs of vocational and technical education in Texas are being rapidly expanded to meet the increased need and demand for such training by the citizens and students of Texas, vocational and technical training programs are especially susceptible to a lack of coordination; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim Committee on Vocational Education Programs in Texas; the committee shall study the need and desirability of integrating all vocational education and technical training programs in the various institutions, including the Texas State Technical Institute and junior colleges in Texas which offer such programs; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this resolution; 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 must also be obtained from the House Administration Committee; 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 538—REFERRED TO COMMITTEE

(Creating a Committee on Taxation and Economy in State Operations)

Mr. Von Dohlen offered the following resolution:

HSR 538

Whereas, The demands for public services by our growing population have necessitated substantial increases in expenditures by the state and local governmental entities in recent years; and

Whereas, There is an urgent need for a thorough study of methods to achieve greater economy in state operations and to relieve the great burden

placed on local governmental entities by the present system of taxation; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature, That there is hereby created a Committee on Taxation and Economy in State Operations; and, be it further

Resolved, That the committee shall study and investigate (1) methods to achieve greater economy in state operations; (2) the status of ad valorem taxation and possible methods of relieving the burden placed on local governmental entities by such taxes; and (3) the feasibility of other possible methods of taxation; and, be it further

Resolved, That the Speaker of the House shall appoint five (5) Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this Resolution; 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 must also be obtained from the House Administration Committee; 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.

Signed: Von Dohlen, Bynum, Traeger, Uher, Doyle, Poerner, Newton, and Wolff.

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

HSR 539—REFERRED TO COMMITTEE

(Creating a special interim Committee on Drug Treatment Facilities)

Mr. Wolff offered the following resolution:

HSR 539

Whereas, Narcotic drug addiction and the use of dangerous drugs have reached serious proportions in Texas, as in other states, and the 62nd Legislature has enacted or proposed approximately 20 bills and resolutions for the control of the narcotics traffic, the punishment of offenders, and

the treatment of the unfortunate citizens, young and old, who have become addicted; and

Whereas, Several measures have dealt with the treatment of addicts, some providing for hospitalization at existing state facilities, others calling for the creation of new treatment facilities, and still others permitting treatment by private physicians or in out-patient clinics to be established; and

Whereas, It is imperative that the State of Texas provide the very best treatment available for those addicted to narcotics and those who use dangerous drugs to the end that the greatest benefits be derived and that the money expended for this purpose by the State of Texas be utilized to its fullest potential; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby create a special interim Committee on Drug Treatment Facilities, which shall make a complete study of methods of treatment for narcotics addiction and dangerous drug use now prescribed in Texas, and in other states and nations, with the goal of ascertaining the best use of state money for this purpose; and, be it further

Resolved, That the Speaker of the House shall appoint five Members of the House of Representatives, including one designated as chairman, to serve on the interim study committee; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the study committee; and, be it further

Resolved, That the operating expenses of the committee shall be paid from the Expense Fund of the House of Representatives, and that committee members shall be reimbursed for their actual expenses incurred in carrying out the provisions of this resolution; 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 must also be obtained from the House Administration Committee; 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 540—REFERRED TO COMMITTEE

(Requesting the Texas Legislative Council to make a study of jail conditions in Texas)

Mr. Sanchez offered the following resolution:

HSR 540

Whereas, Many counties in Texas are experiencing jail problems such as overcrowding and a lack of adequate facilities; and

Whereas, Crowded criminal court dockets often result in prisoners being held for long periods of time before they can come to trial; and

Whereas, Texas law sets forth a set of standards for jails within the state, and the State Department of Health is authorized by statute to enforce these standards; and

Whereas, The State Department of Health has found that many of the state's jails do not meet the standards required by statute, and there is a definite need to determine whether the jail standards need modification or complete revision; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature, That the Texas Legislative Council be requested to make an in-depth study of jail conditions in Texas and the statute establishing standards for jail conditions and report its findings and recommendations, together with drafts of legislation that might be prepared, to the 63rd Legislature at the regular session convening in January 1973.

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 Daniel:

HB 1878, A bill to be entitled An Act relating to the issuance of time warrants and the levy of taxes by certain independent school districts; and declaring an emergency.

Referred to Committee on School Districts.

By Burgess:

HB 1879, A bill to be entitled An Act relating to changing the open season for the taking of squirrel in San Augustine and Shelby Counties; amending Section 1, Chapter 142, Acts of the 54th Legislature, 1955, as last amended by Section 2, Chapter 30, Acts of the 57th Legislature, 1st Called Session, 1961; repealing Chapter 117, Acts of the 49th Legislature, Regular Session, 1945; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

By Burgess:

HB 1880, A bill to be entitled An Act relating to allowing hunting with dogs in San Augustine County; extending the open season for the taking of deer in San Augustine County; amending Article 880, Penal Code of Texas, 1925, as amended, and Section 1, Chapter 409, Acts of the 53rd

Legislature, Regular Session, 1953, as last amended by Chapter 171, Acts of the 55th Legislature, Regular Session, 1957; and declaring an emergency.

Referred to Committee on Parks and Wildlife.

SCR 102—REFERRED TO COMMITTEE

(Concerning insurance on The University of Texas System buildings)

The Chair laid before the House the following resolution:

SCR 102

Whereas, The Senate of the State of Texas, the House of Representatives concurring, in 1921 adopted Senate Concurrent Resolution No. 3, Acts of the 37th Legislature, 2nd Called Session, 1921, which provided that the fixed policy of the state shall be to carry its own insurance on state buildings and contents, and that no insurance policies shall be taken out upon any of the public buildings of this state; and

Whereas, All buildings and contents belonging to The University of Texas System were exempted from the application of Senate Concurrent Resolution No. 3, and by the provisions of that resolution are specifically required to be kept insured at all times against any loss by fire or tornadoes; and

Whereas, The cost of purchasing policies of insurance to cover all buildings and contents belonging to The University of Texas System has increased to such a point that it is no longer economical or feasible for The University of Texas System to continue to purchase such policies of insurance; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the fixed policy of this state shall be that the State of Texas shall carry its own insurance on The University of Texas System buildings and contents, and that no insurance policies shall be taken out upon any buildings or contents under the control and governance of the Board of Regents of The University of Texas System, except that the Board of Regents of The University of Texas System may take out insurance policies on revenue producing buildings, or those buildings and contents, the revenues of which are pledged by the Board of Regents of The University of Texas System for retirement of bond indebtedness.

The resolution was referred to the Committee on Higher 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 610 to the Committee on Elections.

SB 749 to the Committee on State Affairs.

SB 778 to the Committee on Governmental Affairs and Efficiency.

SB 905 to the Committee on School Districts.

SB 991 to the Committee on Conservation and Reclamation.

SB 997 to the Committee on Banks and Banking.

SB 998 to the Committee on Banks and Banking.

SB 999 to the Committee on Banks and Banking.

SB 1000 to the Committee on Banks and Banking.

SB 1001 to the Committee on Banks and Banking.

SB 1002 to the Committee on Banks and Banking.

SB 1003 to the Committee on Banks and Banking.

SB 1004 to the Committee on Banks and Banking.

Representatives Rosson, Angly, Truan, Zan Holmes, Bill Bass, Finney, and Rodriguez entered the House and were announced present.

INTRODUCTION OF HJR 93

Mr. Aubry Moore asked unanimous consent to introduce and have placed on first reading HJR 93.

There was no objection offered.

Representatives Lovell and Cavness entered the House and were announced present.

(Speaker in the Chair)

COMMITTEE MEETING

Mr. Burgess asked unanimous consent of the House that the Committee on Highways and Roads be permitted to meet at this time.

There was no objection offered.

Representative Hale entered the House and was announced present.

COMMITTEE MEETING

Mr. Atwell asked unanimous consent of the House that the Committee on Revenue and Taxation be permitted to meet at this time.

There was no objection offered.

Representatives Ligarde, Carrillo, and Santiesteban entered the House and were announced present.

(Mr. Shannon occupied the Chair temporarily)

(Speaker in the Chair)

BILL SIGNED BY THE SPEAKER

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

SB 859, Creating the Willacy County Hospital District.

SB 56 ON PASSAGE TO THIRD READING
(Mr. Murray--House Sponsor)

The Speaker laid before the House as postponed business on its passage to third reading,

SB 56, Providing for tuition grants for students attending private colleges.

The bill was read second time on May 13, postponed until May 18 and again postponed until 11:00 a.m. today.

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

Amend SB 56, Second Printing, Page 2, by adding the following in Section 6 after the word "Act." on Line 3:

"The Coordinating Board shall make such regulations as may be necessary to comply with the provisions of Article I, Section 7, Article III, Section 51 and other parts of the Texas Constitution."

The amendment was adopted without objection.

Mr. Jim Nugent offered the following amendment to the bill:

Amend SB 56, Second Printing, by striking on line 35, page 1 the following words:

"private or"

and on line 36 the following words:

"associations, agencies, institutions, and facilities".

Mr. Murray moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—75

Adams	Gammage	Lovell	Schulle
Allen, Joe	Golman	McAlister	Semos
Allred	Hale	McKissack	Shannon
Atwell	Harris	Moncrief	Sherman
Baker	Hawkins	Moore, A.	Silber
Boyle	Hawn	Moore, G.	Simmons
Braecklein	Haynes	Moore, T.	Smith
Braun	Heatly	Murray	Spurlock
Calhoun	Hendricks	Nabers	Stewart
Carrillo	Hilliard	Nelms	Stroud
Coats	Holmes, Z.	Nichols	Tarbox
Craddick	Hull	Ogg	Truan
Dramberger	Johnson	Patterson	Vale
Earthman	Kilpatrick	Pickens	Von Dohlen
Farenthold	Kost	Price	Wayne
Finck	Lewis	Rosson	Williams
Finnell	Ligarde	Salem	Wolff
Floyd	Lombardino	Sanchez	Wyatt
Foreman	Longoria	Santiesteban	

Nays—63

Agnich	Clark	Holmes, T.	Presnal
Allen, John	Clayton	Howard	Reed
Angly	Cobb	Hubenak	Rodriguez
Atwood	Cole	Jones, E.	Salter
Bass, B.	Daniel	Jungmichel	Short
Beckham	Davis, D.	Kaster	Slack
Bigham	Davis, H.	Kubiak	Slider
Bianton	Denton	Lee	Solomon
Blythe	Doran	Lemmon	Swanson
Bowers	Doyle	Mengden	Traeger
Burgess	Finney	Newton	Tupper
Bynum	Grant	Niland	Uher
Caldwell	Hanna, Joe	Nugent, J.	Ward
Cates	Hannah, John	Parker, W.	Wieting
Cavness	Harding	Poerner	Williamson
Christian	Head	Poff	

Present—Not Voting

Bass, T.

Absent

Cruz	Jones, D.	Moreno	Neugent, D.
Garcia	Jones, G.		

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Jim Nugent offered the following amendment to the bill:

Amend SB 56, Second Printing, by adding a new paragraph appropriately numbered.

All monies received under the terms of this Act by any private or independent college, university, association, agencies, institutions and facilities shall be refunded to the State of Texas if this Act or any part thereof is ever held unconstitutional.

Mr. Nabers moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—91

Adams	Farenthold	Kilpatrick	Sanchez
Allen, Joe	Finck	Kost	Santiesteban
Alired	Finnell	Lewis	Schulle
Atwell	Floyd	Ligarde	Semos
Baker	Foreman	Lombardino	Shannon
Bigham	Gammage	Longoria	Sherman
Blanton	Golman	Lovell	Silber
Bowers	Grant	McAlister	Simmons
Boyle	Hale	McKissack	Solomon
Braecklein	Harding	Moncrief	Spurlock
Braun	Harris	Moore, A.	Stewart
Bynum	Hawkins	Moore, G.	Stroud
Calhoun	Hawn	Moore, T.	Tarbox
Carrillo	Haynes	Murray	Traeger
Clark	Heatly	Nabers	Truan
Coats	Hendricks	Nelms	Tupper
Craddick	Hilliard	Neugent, D.	Vale
Cruz	Holmes, Z.	Nichols	Von Dohlen
Daniel	Hubenak	Ogg	Wayne
Davis, D.	Hull	Patterson	Williams
Denton	Johnson	Price	Wolff
Dramberger	Jones, D.	Rosson	Wyatt
Earthman	Jones, G.	Salem	

Nays—50

Agnich	Cobb	Kaster	Rodriguez
Allen, John	Cole	Lee	Salter
Angly	Davis, H.	Lemmon	Short
Atwood	Doran	Mengden	Slack
Bass, B.	Doyle	Newton	Slider
Beckham	Finney	Niland	Smith
Blythe	Hanna, Joe	Nugent, J.	Swanson
Burgess	Hannah, John	Parker, W.	Uher
Caldwell	Head	Pickens	Ward
Cates	Holmes, T.	Poerner	Wieting
Cavness	Howard	Poff	Williamson
Christian	Jones, E.	Presnal	
Clayton	Jungmichel	Reed	

Present—Not Voting

Bass, T.

Absent

Garcia Kubiak Moreno

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Jim Nugent offered the following amendment to the bill:

Amend SB 56, Second Printing, by striking the remainder of line 56 starting with the word "through" and placing a period after the word "student."

Mr. Murray moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—97

Adams	Farenthold	Kost	Sanchez
Allen, Joe	Finck	Kubiak	Santiesteban
Allred	Floyd	Lewis	Schulle
Angly	Foreman	Ligarde	Semos
Atwell	Gammage	Lombardino	Shannon
Baker	Garcia	Longoria	Sherman
Beckham	Golman	Lovell	Silber
Bigham	Grant	McAlister	Simmons
Blanton	Hale	McKissack	Solomon
Bowers	Hanna, Joe	Mengden	Spurlock
Boyle	Harding	Moncrief	Stewart
Braecklein	Harris	Moore, A.	Stroud
Braun	Hawkins	Moore, G.	Tarbox
Bynum	Hawn	Moore, T.	Traeger
Calhoun	Haynes	Murray	Truan
Carrillo	Heatly	Nabers	Tupper
Cavness	Hendricks	Nelms	Vale
Coats	Hilliard	Neugent, D.	Von Dohlen
Craddick	Holmes, Z.	Nichols	Wayne
Cruz	Hubenak	Ogg	Williams
Daniel	Hull	Patterson	Wolff
Davis, D.	Johnson	Pickens	Wyatt
Denton	Jones, D.	Price	
Dramberger	Jones, G.	Rosson	
Earthman	Kilpatrick	Salem	

Nays—45

Agnich	Bass, B.	Caldwell	Clark
Allen, John	Blythe	Cates	Clayton
Atwood	Burgess	Christian	Cobb

Cole	Howard	Parker, W.	Slider
Davis, H.	Jones, E.	Poerner	Swanson
Doran	Jungmichel	Poff	Uher
Doyle	Kaster	Presnal	Ward
Finnell	Lee	Reed	Wieting
Finney	Lemmon	Rodriguez	Williamson
Hannah, John	Newton	Salter	
Head	Niland	Short	
Holmes, T.	Nugent, J.	Slack	

Present—Not Voting

Bass, T.

Absent

Moreno Smith

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Braun offered the following amendment to the bill:

Amend SB 56, Second Printing, on Page 1 by striking the period at the end of Section 2, on Line 39 and adding the following:

“, and which do not discriminate in admissions or employment by virtue of sex, race, color, creed or national origin.”

The amendment was adopted without objection.

Mr. Uher offered the following amendment to the bill:

Amend SB 56 by adding a new section to read as follows:

Student financial need shall mean any student whose parental income, or the income of the person or persons acting as parents for such student, is \$3,000.00 or less or such income that is declared by federal authorities to be at or below the poverty line.

Mr. Murray moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—100

Adams	Bowers	Cavness	Denton
Allen, Joe	Boyle	Coats	Dramberger
Allred	Braecklein	Cole	Earthman
Atwell	Braun	Craddick	Farenthold
Baker	Bynum	Cruz	Finck
Beckham	Caldwell	Daniel	Finnell
Bigham	Calhoun	Davis, D.	Floyd
Blanton	Carrillo	Davis, H.	Foreman

Gammage	Hull	Murray	Semos
Garcia	Johnson	Nabers	Shannon
Golman	Jones, G.	Nelms	Sherman
Grant	Kilpatrick	Nichols	Silber
Hale	Kost	Niland	Simmons
Harding	Lewis	Nugent, J.	Solomon
Harris	Ligarde	Ogg	Spurlock
Hawkins	Lombardino	Patterson	Stewart
Hawn	Longoria	Pickens	Stroud
Haynes	Lovell	Price	Tarbox
Heatly	McAlister	Reed	Traeger
Hendricks	McKissack	Rosson	Truan
Hilliard	Mengden	Salem	Vale
Holmes, T.	Moncrief	Salter	Von Dohlen
Holmes, Z.	Moore, A.	Sanchez	Williams
Howard	Moore, G.	Santiesteban	Wolff
Hubenak	Moore, T.	Schulle	Wyatt

Nays—39

Agnich	Clayton	Kubiak	Slack
Allen, John	Cobb	Lee	Slider
Angly	Doyle	Lemmon	Swanson
Atwood	Finney	Newton	Tupper
Bass, B.	Hanna, Joe	Parker, W.	Uher
Blythe	Hannah, John	Poerner	Ward
Burgess	Head	Poff	Wayne
Cates	Jones, E.	Presnal	Wieting
Christian	Jungmichel	Rodriguez	Williamson
Clark	Kaster	Short	

Present—Not Voting

Bass, T.

Absent

Doran	Moreno	Neugent, D.	Smith
Jones, D.			

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Uher offered the following amendment to the bill:

Amend SB 56 by adding a new section to read as follows:

“Any tuition equalization grant made under the terms of this act shall be fully repayable to the State of Texas under rules and regulations to be promulgated by the Coordinating Board.”

Mr. Traeger moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—90

Adams	Farenthold	Kost	Sanchez
Allen, Joe	Finck	Kubiak	Santiesteban
Angly	Floyd	Ligarde	Schulle
Atwell	Foreman	Lombardino	Semos
Baker	Gammage	Longoria	Shannon
Beckham	Garcia	McAlister	Sherman
Bigham	Golman	McKissack	Silber
Boyle	Grant	Mengden	Simmons
Braecklein	Hale	Moncrief	Solomon
Braun	Harding	Moore, A.	Spurlock
Bynum	Harris	Moore, G.	Stroud
Calhoun	Hawkins	Moore, T.	Tarbox
Carrillo	Hawn	Murray	Traeger
Cavness	Haynes	Nabers	Truan
Coats	Heatly	Nelms	Tupper
Craddick	Hendricks	Neugent, D.	Vale
Cruz	Holmes, Z.	Nichols	Von Dohlen
Daniel	Hubenak	Ogg	Wayne
Davis, D.	Hull	Patterson	Williams
Denton	Johnson	Pickens	Wolff
Doyle	Jones, D.	Price	Wyatt
Dramberger	Jones, G.	Rosson	
Earthman	Kilpatrick	Salem	

Nays—53

Agnich	Cobb	Kaster	Salter
Allen, John	Cole	Lee	Short
Allred	Davis, H.	Lemmon	Slack
Atwood	Doran	Lewis	Slider
Bass, B.	Finnell	Lovell	Smith
Blanton	Finney	Newton	Stewart
Blythe	Hanna, Joe	Niland	Swanson
Bowers	Hannah, John	Nugent, J.	Uher
Burgess	Head	Parker, W.	Ward
Caldwell	Hilliard	Poerner	Wieting
Cates	Holmes, T.	Poff	Williamson
Christian	Howard	Presnal	
Clark	Jones, E.	Reed	
Clayton	Jungmichel	Rodriguez	

Present—Not Voting

Bass, T.

Absent

Moreno

Absent-Excused

Graves

Ingram

Orr

Parker, C.

Mr. Williamson offered the following amendment to the bill:

Amend SB 56 by adding a sentence between the first and second sentences of Section 4 to read: "Provided, further, that the tuition equalization grant shall not exceed an amount equal to the difference between the tuition fee the student would have been charged at a state-supported institution of higher education for the Spring semester of 1971 and the tuition fee he would be charged currently at such an institution."

Mr. Traeger moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—100

Adams	Earthman	Jones, G.	Rosson
Allen, Joe	Farenthold	Kilpatrick	Salem
Allred	Finck	Kost	Sanchez
Angly	Finnell	Lewis	Santiesteban
Atwell	Floyd	Ligarde	Schulle
Baker	Foreman	Lombardino	Semos
Beckham	Gammage	Longoria	Shannon
Bigham	Garcia	McAlister	Sherman
Blanton	Golman	McKissack	Silber
Bowers	Grant	Mengden	Simmons
Boyle	Hale	Moncrief	Solomon
Braecklein	Harding	Moore, A.	Spurlock
Braun	Harris	Moore, G.	Stewart
Bynum	Hawkins	Moore, T.	Stroud
Calhoun	Hawn	Moreno	Tarbox
Carrillo	Haynes	Murray	Traeger
Cavness	Heatly	Nabers	Truar
Clark	Hendricks	Nelms	Tupper
Coats	Hilliard	Neugent, D.	Vale
Craddick	Holmes, Z.	Nichols	Von Dohlen
Cruz	Howard	Ogg	Ward
Daniel	Hubenak	Patterson	Wayne
Davis, D.	Hull	Pickens	Williams
Denton	Johnson	Presnal	Wolff
Dramberger	Jones, D.	Price	Wyatt

Nays—42

Agnich	Davis, H.	Kubiak	Salter
Allen, John	Doran	Lee	Short
Atwood	Doyle	Lemmon	Slack
Blythe	Finney	Lovell	Slider
Burgess	Hanna, Joe	Newton	Smith
Caldwell	Hannah, John	Niland	Swanson
Cates	Head	Nugent, J.	Uher
Christian	Holmes, T.	Poerner	Wieting
Clayton	Jones, E.	Poff	Williamson
Cobb	Jungmichel	Reed	
Cole	Kaster	Rodriguez	

Present—Not Voting

Bass, T.

Absent

Bass, B. Parker, W.

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Salter offered the following amendment to the bill:

Amend SB 56 by adding a new section as follows to be numbered appropriately:

“Any state warrant issued by the State of Texas under the authority of this Act shall be nonnegotiable except in the business office for tuition actually charged by any approved school to a student qualified to receive such tuition grant.”

Mr. Traeger moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—91

Adams	Finck	Lewis	Rosson
Allen, Joe	Floyd	Ligarde	Salem
Allred	Foreman	Lombardino	Sanchez
Angly	Gammage	Longoria	Santiesteban
Atwell	Garcia	McAlister	Semos
Atwood	Golman	McKissack	Shannon
Baker	Hale	Mengden	Sherman
Bigham	Harding	Moncrief	Silber
Bowers	Harris	Moore, A.	Simmons
Boyle	Hawkins	Moore, G.	Solomon
Braecklein	Hawn	Moore, T.	Spurlock
Braun	Haynes	Moreno	Stroud
Bynum	Heatly	Murray	Tarbox
Calhoun	Hendricks	Nabers	Traeger
Clark	Hilliard	Nelms	Truan
Cole	Holmes, Z.	Neugent, D.	Tupper
Craddick	Hubenak	Nichols	Vale
Cruz	Hull	Niland	Von Dohlen
Daniel	Johnson	Nugent, J.	Wayne
Davis, D.	Jones, D.	Ogg	Williams
Denton	Jones, G.	Patterson	Wolff
Dramberger	Kilpatrick	Pickens	Wyatt
Farenthold	Kost	Price	

Nays—51

Agnich	Davis, H.	Jungmichel	Salter
Allen, John	Doran	Kaster	Schulle
Beckham	Doyle	Kubiak	Short
Blanton	Earthman	Lee	Slack
Blythe	Finnell	Lemmon	Slider
Burgess	Finney	Lovell	Smith
Caldwell	Grant	Newton	Stewart
Cates	Hanna, Joe	Parker, W.	Swanson
Cavness	Hannah, John	Poerner	Uher
Christian	Head	Poff	Ward
Clayton	Holmes, T.	Presnal	Wieting
Coats	Howard	Reed	Williamson
Cobb	Jones, E.	Rodriguez	

Present—Not Voting

Bass, T.

Absent

Bass, B. Carrillo

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Uher offered the following amendment to the bill:

Amend SB 56, Sec. 5 by changing the figure 1971 on line 57 to 1973, and the figure 1972 on line 57 to 1974, and the figure 1973 on line 58 to 1975, and the figure 1974 on line 59 to 1976.

Mr. Traeger moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—101

Adams	Carrillo	Finck	Hendricks
Allen, Joe	Cavness	Finnell	Hilliard
Allred	Clark	Floyd	Holmes, Z.
Angly	Coats	Foreman	Hubenak
Atwell	Cole	Gammage	Hull
Baker	Craddick	Garcia	Jones, D.
Beckham	Cruz	Golman	Jones, G.
Bigham	Daniel	Grant	Kilpatrick
Blanton	Davis, D.	Hale	Kost
Bowers	Davis, H.	Harding	Kubiak
Boyle	Denton	Harris	Lewis
Braecklein	Doyle	Hawkins	Ligarde
Braun	Dramberger	Hawn	Lombardino
Bynum	Earthman	Haynes	Longoria
Calhoun	Farenthold	Heatly	McAlister

McKissack	Nugent, J.	Semos	Truan
Moncrief	Ogg	Shannon	Tupper
Moore, A.	Patterson	Sherman	Vale
Moore, G.	Pickens	Silber	Von Dohlen
Moore, T.	Price	Simmons	Wayne
Moreno	Reed	Solomon	Williams
Murray	Rosson	Spurlock	Wolff
Nabers	Salem	Stewart	Wyatt
Nelms	Sanchez	Stroud	
Neugent, D.	Santiesteban	Tarbox	
Nichols	Schulle	Traeger	

Nays—41

Agnich	Doran	Lemmon	Slack
Allen, John	Finney	Lovell	Slider
Atwood	Hanna, Joe	Newton	Smith
Bass, B.	Hannah, John	Niland	Swanson
Blythe	Head	Parker, W.	Uher
Burgess	Holmes, T.	Poerner	Ward
Caldwell	Howard	Poff	Wieting
Cates	Jones, E.	Presnal	Williamson
Christian	Jungmichel	Rodriguez	
Clayton	Kaster	Salter	
Cobb	Lee	Short	

Present—Not Voting

Bass, T.

Absent

Johnson Mengden

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Howard offered the following amendment to the bill:

Amend SB 56, second printing, page 2, line 3, by deleting the period after the word "Act." and adding the following:

" , and shall require each institution to submit a copy of their current budget to the coordinating board."

Mr. Murray moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—85

Adams	Atwell	Blanton	Bynum
Allen, Joe	Baker	Braecklein	Calhoun
Allred	Bigham	Braun	Carrillo

Cole	Heatly	Moncrief	Sherman
Craddick	Hendricks	Moore, A.	Silber
Cruz	Hilliard	Moore, G.	Simmons
Daniel	Holmes, Z.	Moore, T.	Solomon
Davis, D.	Hubenak	Murray	Spurlock
Dramberger	Hull	Nabers	Stewart
Earthman	Johnson	Nelms	Stroud
Farenthold	Jones, D.	Neugent, D.	Tarbox
Finck	Jones, G.	Nichols	Traeger
Foreman	Kilpatrick	Ogg	Truan
Gammage	Kost	Patterson	Tupper
Garcia	Kubiak	Pickens	Vale
Golman	Lewis	Price	Von Dohlen
Hale	Ligarde	Rosson	Wayne
Harding	Lombardino	Salem	Williams
Harris	Longoria	Santiesteban	Wolff
Hawkins	McAlister	Schulle	
Hawn	McKissack	Semos	
Haynes	Mengden	Shannon	

Nays—59

Agnich	Clayton	Howard	Reed
Allen, John	Coats	Jones, E.	Rodriguez
Angly	Cobb	Jungmichel	Salter
Atwood	Davis, H.	Kaster	Sanchez
Bass, B.	Denton	Lee	Short
Beckham	Doran	Lemmon	Slack
Blythe	Doyle	Lovell	Slider
Bowers	Finnell	Moreno	Smith
Boyle	Finney	Newton	Swanson
Burgess	Floyd	Niland	Uher
Caldwell	Grant	Nugent, J.	Ward
Cates	Hanna, Joe	Parker, W.	Wieting
Cavness	Hannah, John	Poerner	Williamson
Christian	Head	Poff	Wyatt
Clark	Holmes, T.	Presnal	

Present—Not Voting

Bass, T.

Absent-Excused

Graves Ingram Orr Parker, C.

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

Amend SB 56 by adding a new Section 6 and renumbering the following sections accordingly:

New Section shall read—

Sec. 6. No student receiving such aid shall be required to attend any compulsory chapel or religious training offered by the school.

Mr. Nabers moved to table the above amendment.

Mr. Uher offered the following amendment to the bill:

Amend SB 56 by adding a new section to read as follows:

All tuition equalization grants made hereunder shall be made payable to the student and his approved institution of higher learning.

Mr. Traeger moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—101

Adams	Farenthold	Lewis	Salter
Allen, Joe	Finck	Ligarde	Sanchez
Allred	Floyd	Lombardino	Santiesteban
Angly	Foreman	Longoria	Schulle
Atwell	Gammage	McAlister	Semos
Baker	Garcia	McKissack	Shannon
Beckham	Golman	Mengden	Sherman
Bigham	Grant	Moncrief	Silber
Blanton	Hale	Moore, A.	Simmons
Bowers	Harding	Moore, G.	Solomon
Boyle	Harris	Moore, T.	Spurlock
Braecklein	Hawkins	Moreno	Stewart
Braun	Hawn	Murray	Stroud
Bynum	Haynes	Nabers	Tarbox
Calhoun	Heatly	Nelms	Traeger
Carrillo	Hendricks	Neugent, D.	Truan
Cavness	Hilliard	Nichols	Tupper
Clark	Holmes, Z.	Nugent, J.	Vale
Cole	Hubenak	Ogg	Von Dohlen
Craddick	Hull	Patterson	Wayne
Daniel	Johnson	Pickens	Williams
Davis, D.	Jones, D.	Price	Wolff
Denton	Jones, G.	Reed	Wyatt
Doyle	Kilpatrick	Rodriguez	
Dramberger	Kost	Rosson	
Earthman	Kubiak	Salem	

Nays—42

Agnich	Cobb	Jungmichel	Short
Allen, John	Davis, H.	Kaster	Slack
Atwood	Doran	Lee	Slider
Bass, B.	Finnell	Lemmon	Smith
Blythe	Finney	Lovell	Swanson
Burgess	Hanna, Joe	Newton	Uher
Caldwell	Hannah, John	Niland	Ward
Cates	Head	Parker, W.	Wieting
Christian	Holmes, T.	Poerner	Williamson
Clayton	Howard	Poff	
Coats	Jones, E.	Presnal	

Present—Not Voting

Bass, T.

Absent

Cruz

Absent-Excused

Graves

Ingram

Orr

Parker, C.

(Mr. Shannon occupied the Chair temporarily)

(Speaker in the Chair)

SB 56, as amended, was passed to third reading by the following vote:

Yeas—100

Adams	Earthman	Kost	Rosson
Allen, Joe	Farenthold	Kubiak	Salem
Allred	Finck	Lewis	Sanchez
Angly	Floyd	Ligarde	Santiesteban
Atwell	Foreman	Lombardino	Schulle
Beckham	Gammage	Longoria	Semos
Bigham	Garcia	Lovell	Shannon
Blanton	Golman	McAlister	Sherman
Bowers	Grant	McKissack	Silber
Boyle	Hale	Mengden	Simmons
Braecklein	Harding	Moncrief	Slack
Braun	Harris	Moore, A.	Solomon
Bynum	Hawkins	Moore, G.	Spurlock
Calhoun	Hawn	Moore, T.	Stroud
Carrillo	Haynes	Moreno	Tarbox
Clark	Heatly	Murray	Traeger
Coats	Hendricks	Nabers	Truan
Cole	Hilliard	Nelms	Tupper
Craddick	Holmes, Z.	Neugent, D.	Vale
Cruz	Hubenak	Nichols	Von Dohlen
Daniel	Hull	Ogg	Ward
Davis, D.	Johnson	Patterson	Wayne
Denton	Jones, D.	Pickens	Williams
Doyle	Jones, G.	Poff	Wolff
Dramberger	Kilpatrick	Price	Wyatt

Nays—44

Agnich	Clayton	Jones, E.	Reed
Allen, John	Cobb	Jungmichel	Rodriguez
Atwood	Davis, H.	Kaster	Salter
Baker	Doran	Lee	Short
Bass, B.	Finnell	Lemmon	Slider
Blythe	Finney	Newton	Smith
Burgess	Hanna, Joe	Niland	Stewart
Caldwell	Hannah, John	Nugent, J.	Swanson
Cates	Head	Parker, W.	Uher
Cavness	Holmes, T.	Poerner	Wieting
Christian	Howard	Presnal	Williamson

Present—Not Voting

Bass, T.

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Murray moved to reconsider the vote by which SB 56 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

SCR 18—SPECIAL COMMITTEE REPORT

Pursuant to SCR 18, we the undersigned members constituting the committee created by such resolution, on this the 20th day of May 1971, hereby appoint and designate as Texas State Artist for the year beginning May 1, 1971 and ending April 30, 1972, Joe Ruiz Grandee; and

Further pursuant to such resolution, hereby appoint and designate as Texas State Artist for the year beginning May 1, 1972 and ending April 30, 1973, Melvin Charles Warren.

Representatives:

Tommy Shannon
Phil Cates

Senators:

Don Kennard
J. P. Word

Martin Dies, Jr.,
Secretary of State,
(Designated to represent
Governor Preston Smith)

RECESS

Mr. Hubenak moved that the House recess until 2:30 p.m. today.

The motion prevailed without objection.

The House accordingly, at 1:07 p.m., recessed until 2:30 p.m. today.

AFTERNOON SESSION

The House met at 2:30 p.m. and was called to order by the Speaker.

HOUSE JOINT RESOLUTION ON FIRST READING

The following House Joint Resolution was today laid before the House, read first time and referred to the Committee on Constitutional Amendments:

By A. Moore:

HJR 93, A bill to be entitled An Act proposing an Amendment and authorizing a new section of Article III of the Constitution of the State of Texas

so as to empower the Legislature to enact laws authorizing the private citizen in his capacity as such to file a quo warranto proceeding to call into question by what authority any office or franchise is exercised; providing for an election prescribing the form of ballot and providing for the necessary proclamation and publication.

CONGRATULATORY RESOLUTION ADOPTED

The following Congratulatory Resolution was adopted unanimously:

HSR 548, by Harding: Congratulating Ken Yates of Central High School, San Angelo, Texas.

HSR 541—ADOPTED

(Congratulating the Honorable Lauro Cruz on his birthday)

Mr. Clark and Mr. Nelms offered the following resolution:

HSR 541

Whereas, One of the most distinguished Members of the House of Representatives celebrates his birthday on this 20th day of May, 1971; and

Whereas, This Representative, serving as a third-term Legislator, has introduced much legislation concerning the rights of all the people of the state and has fought hard to see that the freedom of the individual is not lost in the battle for power and justice; and

Whereas, The 62nd legislative session has kept this Representative so busy acting as a coherent factor between legislators and the people of Harris County that his office staff has nicknamed him "The Rambling Rose", as he seems to be forever wandering purposefully from one place to another; and

Whereas, This Legislator has served his county well as chairman of the Harris County Delegation, participating in several meetings which were held in Houston, allowing the "people back home" to state their views on legislation; and

Whereas, This Representative is also a distinguished member of the Mexican Delegation, working with other delegation members to better the plight of both the Mexican and the Mexican-American; and

Whereas, The Members of the House of Representatives of the State of Texas have benefited immensely from their association with this man of high caliber; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature congratulate Representative Lauro Cruz on his birthday, May 20, and extend best wishes to his family as they share in the celebration of this happy occasion: to his wife, Clarice; and to their four children, Chris, Camille, Jerry, and Stannie; and, be it further

Resolved, That a copy of this resolution be prepared for the Honorable Lauro Cruz as a token of the appreciation and high regard of his friends and colleagues in the House of Representatives of the 62nd Legislature.

The resolution was read and was unanimously adopted.

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

HB 384 WITH SENATE AMENDMENTS

Mr. Clayton called up with Senate Amendments for consideration at this time,

HB 384, Relating to authority and responsibility of commissioners courts to fix compensation for all employees paid from county funds.

Mr. Clayton moved that the House do not concur in the Senate Amendments and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed without objection.

HB 384—APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee, on the part of the House, on HB 384:

Representatives Clayton, Short, Adams, Joe Hanna, and Silber.

COMMITTEE MEETING

Mr. Pickens asked unanimous consent of the House that the Committee on Insurance be permitted to meet at this time.

There was no objection offered.

MESSAGE FROM THE SENATE

Austin, Texas, May 20, 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 adopted the Conference Committee Report on SB 442, SB 537, SB 369, and SB 460 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 445, SB 965, SB 966, and SB 659 by viva voce vote.

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

HB 591, By Adams: Relating to the hours and conditions of employment of females; amending Chapter 68, Acts of the 48th Legislature, 1943, as amended (Article 5172a, Vernon's Texas Civil Statutes), in order to eliminate any conflict between the provisions of this Act and the provisions of Title VII of the Civil Rights Act of 1964, 42 U.S.C. Section 200e et seq., and to preserve the protections of this Act which the state has a legitimate

interest in preserving, insofar as these protections are not inconsistent with the aforesaid federal statute; providing for severability; and declaring an emergency.

HB 1147, By Williams: Creating "Harris County Utility District No. 9"; and declaring an emergency.

HB 1148, By Williams: Creating "Harris County Utility District No. 10"; and declaring an emergency.

HB 1163, By Schulle: Relating to possession of vehicles or parts of vehicles on which the vehicle identification numbers have been removed, changed or obliterated; and declaring an emergency. (with amendments)

HB 1479, By H. Davis: Relating to the appointment and compensation of the official shorthand reporters of the District Courts of Travis County; and declaring an emergency.

HB 1539, By H. Davis, et al: Relating to the liability of volunteer firemen and volunteer fire departments for damage done to private property; and declaring an emergency.

HB 1198, By Harding: Relating to reports on investments and income of the Permanent University Fund; and declaring an emergency.

HB 279, By Hale: Amending the Texas Education Code; and declaring an emergency.

HB 1657, By Hale: Amending the Texas Education Code of the higher education laws; and declaring an emergency. (with amendments)

HB 440, By Shannon: Relating to the transfer and sale of surplus and salvage equipment and material by the Board of Control; and declaring an emergency. (with amendments)

HB 451, By Wieting: Relating to the salaries of certain county officials in certain counties; and declaring an emergency. (with amendments)

HB 606, By Ogg: Creating "Klein Public Utility District"; and declaring an emergency.

HB 607, By Ogg: Creating "Shasla Public Utility District"; and declaring an emergency.

HB 608, By Ogg: Creating "Spring Public Utility District"; and declaring an emergency.

HB 1206, By Doran: Prescribing compensation for certain county and district officials in certain counties; and declaring an emergency.

HB 1548, By Cobb: Relating to the district attorney of the 69th Judicial District and his assistants, investigators, and stenographers; and declaring an emergency.

HB 1184, By Pickens: Relating to the appointment and compensation of reporters for the 70th and 161st Judicial Districts and for the County Court at Law of Ector County, Texas; and declaring an emergency.

HB 66, By D. Jones: Providing that the Red Cross, the Salvation Army, the Civil Air Patrol, Mercy Corp Houston, Harris County, and licensed ambulance companies may be designated as official defense and disaster relief agents in times of emergency; and declaring an emergency. (with amendments)

HB 297, By Salem: Relating to the tax on diesel fuel; and declaring an emergency.

HB 579, By Hale: Validating certain actions by towns declared to be disaster areas; and declaring an emergency.

HB 592, By Gammage and Williams: Providing for the compensation to county attorneys in certain counties; and declaring an emergency. (with amendments)

HB 827, By Ogg: Creating the "Beltway Municipal Utility District"; and declaring an emergency.

HB 1251, By Blanton: Provide for the ways in which funds accumulated in the Retirement Reserve may be invested and used for the payment of retirement benefits; and declaring an emergency.

HB 1270, By Lemmon: Relating to deposits made with the State Treasurer by certain insurance companies; and declaring an emergency.

HB 1630, By Joe Hanna: Permitting the Palo Pinto County Municipal Water District No. 1 to issue bonds; and declaring an emergency.

HB 1386, By Ogg: Creating the "Westcrest Utility District"; and declaring an emergency.

HB 1830, By Pickens, J. Nugent, et al: Relating to and regulating relationships, direct and indirect, of officers, directors and certain shareholders of insurance companies; and declaring an emergency. (with amendments)

HB 461, By Pickens: Declaring bonds of international financial institutions existing under the laws of the United States and in which the United States is a member to be authorized investments for certain public and private agencies and institutions, etc.; and declaring an emergency.

CSSH 1203, By Doran: Relating to the appointment of special rangers by the Public Safety Commission; and declaring an emergency.

HB 1321, By Nelms: Creating "Bayfield Public Utility District"; and declaring an emergency.

HB 1380, By Doran, D. Jones: Changing the name of the Cotton Research Committee to the Natural Fibers and Food Protein Committee; and declaring an emergency.

HB 1117, By Wayne: Providing for the appointment by the District Judge of the 64th Judicial District of Texas, composed of the Counties of Hale, Swisher and Castro, of an official shorthand reporter for such judicial district; and declaring an emergency.

HB 1618, By Craddick: Relating to the salary of the official shorthand reporter for the 142nd Judicial District of Texas; and declaring an emergency.

HB 1656, By Salem and Hale: Relating to the dredging and the restoration of Corpus Christi Beach; and declaring an emergency.

HB 1724, By Hubenak: Creating "Thunderbird Utility District"; and declaring an emergency.

HB 1746, By Hendricks: Relating to the creation of the constitutional office of criminal district attorney for Collin County; and declaring an emergency.

HB 1752, By W. Parker: Relating to the salaries of the official shorthand reporters for the 16th and 158th Judicial Districts; and declaring an emergency.

HB 253, By Cobb: Relating to the status of retired judges as judicial officers; and declaring an emergency.

HB 1046, By Hubenak: Relating to drainage district contracts for work and purchases; and declaring an emergency. (with amendments)

HB 1068, By Clayton: Adding Bailey County to the list of counties in which petitions may be made to the commissioners court to permit cattle to run at large; and declaring an emergency.

HB 1535, By Golman: Authorizing the Parks and Wildlife Department to publish information on state parks, state historic sites, and state scientific areas; and declaring an emergency.

HB 1596, By Haynes: Adding to the jurisdiction of the County Court at Law of Orange County; and declaring an emergency. (with amendments)

HB 1622, By Williams, et al: Relating to the compensation of certain county officials in certain counties; and declaring an emergency.

HB 1754, By W. Parker: Relating to the allowance for traveling expenses and automobile depreciation for county judges and county commissioners in certain counties; and declaring an emergency.

HB 1709, By Swanson: Relating to the compensation of employees of the Battleship Texas Commission and its Operating Board; and declaring an emergency.

HB 1705, By Nabers: Relating to the appointment of an assistant district attorney for the 35th Judicial District; and declaring an emergency.

HB 645, By Wayne: Relating to abolishing the office of county superintendent of schools in certain counties.

HB 663, By Salter: Authorizing a person 18 years old or older to donate his blood to the American Red Cross; and declaring an emergency.

HB 753, By Floyd and Dramberger: Relating to the authority of the State

Department of Health to issue certificates of need for construction, etc.; and declaring an emergency.

HB 821, By Pickens: Relating to the method by which a person may establish an exemption from jury service; and declaring an emergency.

HB 866, By Baker: Relating to increasing the penalties for entry onto enclosed surrounded land of another without consent of the owner to hunt, fish or camp; and declaring an emergency. (with amendments)

HB 246, By Murray and Garcia: Authorizing a self-liquidating navigation district; and declaring an emergency.

HB 329, By Jungmichel, et al: Redefining the term "insurance organization"; and declaring an emergency.

HB 609, By Ogg: Creating the "Bilma Public Utility District"; and declaring an emergency.

HB 661, By Salter: Relating to the bond interest rate on housing authority bonds; and declaring an emergency.

HB 665, By Salter: Relating to the area of operation of a county or regional housing authority; and declaring an emergency.

HB 735, By Ogg: Creating the "Grant Road Public Utility District"; and declaring an emergency.

HB 764, By Pickens: Permitting the service of a summons to report for jury service verbally by first class mail or by registered mail; and declaring an emergency.

HB 1109, By Joe Allen: To provide that land may be annexed to Harris County Utility District No. 3; and declaring an emergency.

HB 1021, By T. Moore: Relating to the compensation and hiring of certain official shorthand reporters; and declaring an emergency.

HB 1119, By Joe Allen: Adding certain territory to Harris County Utility District No. 4; and declaring an emergency.

HB 1146, By Williams: Creating "Harris County Utility District No. 16"; and declaring an emergency.

HB 132, By C. Parker: Relating to the salaries of certain precinct officials in certain counties; and declaring an emergency.

HB 280, By Williams, Traeger, Golman: Relating to reemployment of persons called to active duty with the State Military Forces in an emergency; and declaring an emergency.

HB 332, By Foreman: To permit the Parks and Wildlife Department to prescribe rules applying to propagation in captivity of protected species; and declaring an emergency.

HB 467, By Ogg: Creating the "Greens Public Utility District"; and declaring an emergency.

HB 637, By Harding: Relating to exempting from the franchise tax certain corporations providing homes for certain elderly people; and declaring an emergency.

HB 646, By Traeger: Authorizing cooperation and contracts among political subdivisions and agencies of this state; and declaring an emergency.

HB 752, By Calhoun: Amending the Motor Fuel Tax Law; and declaring an emergency. (with amendments)

HB 837, By Caldwell, Hubenak: Relating to the salary and expense of the Criminal District Attorney of Brazoria County and his first assistant and other employees; and declaring an emergency. (with amendments)

HB 1149, By Williams: Creating the "Hannah Nash Public Utility District"; and declaring an emergency.

HB 1157, By Lovell: Relating to providing an open season for deer and no open season for turkey in Leon County; and declaring an emergency.

HB 1436, By Floyd: Providing for the establishment of the San Antonio State Center for Human Development and the El Paso State Center for Human Development; and declaring an emergency.

HB 418, By Beckham: Relating to the annual salaries of assistants to the county school superintendent in certain counties; and declaring an emergency.

HB 743, By Ligarde: Defining the term "Eligible Junior College District"; authorizing the annexation of territory by an Eligible Junior College District under certain circumstances; and declaring an emergency.

HB 849, By Cole: Relating to the salary of the official shorthand reporter for the 196th Judicial District; and declaring an emergency.

HB 870, By Joe Hanna: Relating to creation of the juvenile board of Eastland County; and declaring an emergency.

HB 1250, By Blanton: To provide for a percentage of deduction from wages of each fireman, policeman and fire alarm operator participating in the pension system, in accordance with the definition of base pay in Section 1B hereof; etc.; and declaring an emergency.

HB 1414, By Clayton: Relating to fees for the use of impounded water for recreation purposes.

HB 1418, By Clayton: Relating to the authority of the Texas Water Rights Commission to issue emergency permits for the diversion and use of water; and declaring an emergency.

HB 1492, By Clayton: So as to remove the Thirty Million Dollar limitation on the purchase by the Texas Water Development Board of bonds or other securities of a political subdivision; and declaring an emergency.

HB 22, By McAlister and Johnson: Relating to the preservation of historic courthouses; and declaring an emergency. (with amendments)

HB 423, By Tarbox: Relating to the registration of promoters of certain outdoor music festivals and the issuance of permits for and the regulation of certain outdoor music festivals; and declaring an emergency.

HB 823, By Pickens: To provide that a domestic life insurance company may invest any of its funds and accumulations in first mortgage bonds or first lien notes of any solvent corporation, etc.; and declaring an emergency.

HB 839, By Solomon: Authorizing creation of the Red River County Hospital District; and declaring an emergency.

HB 1031, By McAlister: Creating the Texas Historical Resources Development Council; and declaring an emergency.

HB 1607, By Burgess: Relating to the salaries of the assistants to the county school superintendent in certain counties; and declaring an emergency.

HB 1643, By Grant: Relating to the compensation of the criminal district attorney of Harrison County and his assistants; and declaring an emergency. (with amendments)

HB 1654, By Burgess: Relating to the levying, assessment, equalization, and collection of maintenance taxes in certain common school districts; and declaring an emergency.

HB 516, By Ligarde: Defining the term "eligible city" as any incorporated city which owns and operates any portion of a toll bridge over the Rio Grande River; and declaring an emergency.

HB 729, By Wieting: To make permanent a temporary size limit on redfish; and declaring an emergency.

HB 1327, By Tarbox: Relating to the sale of imperfect safety glass for motor vehicles; and declaring an emergency.

HB 1387, By Ogg: Creating and establishing a conservation and reclamation district under Article XVI, Section 59, Constitution of Texas, known as "Westway Utility District," declaring district a governmental agency, body politic and corporate; and declaring an emergency.

HB 1406, By Clayton: Relating to preservation of books and records of banks and the banking department; and declaring an emergency.

HB 1407, By Clayton: Requiring notice to the commissioner by the transferee in certain cases where stock of a state bank is transferred, and providing punishment for violations; and declaring an emergency.

HB 1714, By Burgess: Relating to the authorization for life insurance companies to make student loans guaranteed by the federal government; and declaring an emergency.

HB 71, By D. Jones: Relating to the investigation of accidents on all roads owned and controlled by any water control and improvement district; and declaring an emergency.

HB 750, By Hawkins and Williamson: Relating to the method of payment of sums in certain circumstances to the Employees Retirement System of Texas; and declaring an emergency. (with amendments)

HB 826, By John Hannah: Creating the Memorial Point Utility District; and declaring an emergency.

HB 885, By Clayton, et al: Relating to the inclusion of municipal utility districts within the terms and provisions of Articles 1182c-1 and 1182c-5, Revised Civil Statutes of Texas; and declaring an emergency.

HB 923, By Ogg: Creating the "Pine Forest Municipal Utility District"; and declaring an emergency.

HB 1108, By Joe Allen: Provide that land may be annexed to Harris County Utility District No. 2, etc.; and declaring an emergency.

HB 1401, By McAlister: Relating to the designation, authority, and regulation of regional historical resource depositories; and declaring an emergency.

HB 1409, By Clayton: Relating to the voting rights of certain state bank stock; and declaring an emergency.

HB 1599, By T. Moore, Denton, et al: Relating to the compensation of the district attorney of the 19th, 54th, 74th, and 170th judicial districts and his assistants and investigators; and declaring an emergency. (with amendments)

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

COMMITTEE MEETING

Mr. Calhoun asked unanimous consent of the House that the Committee on Criminal Jurisprudence be permitted to meet at this time.

There was no objection offered.

(Mr. Ogg in the Chair)

SB 666 ON THIRD READING (Mr. Jungmichel—House Sponsor)

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

SB 666, Regulating issuance of life insurance payable in fixed or variable amounts; etc.

The bill was read third time and was passed.

Mr. Jungmichel moved to reconsider the vote by which SB 666 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Jungmichel, and by unanimous consent, the caption of SB 666 was ordered amended to conform with the body of the bill.

(Speaker in the Chair)

SB 409 ON THIRD READING
(Mr. Lemmon—House Sponsor)

The Speaker laid before the House on its third reading and final passage, SB 409, Regulating creation of drive-in banking facilities.

The bill was read third time.

Mr. Finney offered the following amendment to the bill:

Amend Committee Amendment No. 1 to SB 409, Second Printing, by inserting on line 18, page 2, between "addition," and "if" the following: "in a county having a population of at least 350,000 according to the last preceding federal census,".

The amendment was adopted without objection.

SB 409, as amended, was passed.

Mr. Lemmon moved to reconsider the vote by which SB 409 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Lemmon, and by unanimous consent, the caption of SB 409 was ordered amended to conform with the body of the bill.

VOTES RECORDED

Representatives Calhoun, Craddick, Solomon, Johnson, Floyd, Lombardino, Walt Parker, Silber, and Wolff requested to be recorded as voting Nay on the passage of SB 409.

Mr. Golman requested to be recorded as voting Present—Not Voting on the passage of SB 409.

SB 317 ON THIRD READING
(Mr. Shannon—House Sponsor)

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

SB 317, Exempting Junior College Districts from the Texas Tort Claims Act.

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

Yeas—97

Agnich	Beckham	Boyle	Bynum
Allen, John	Bigham	Braecklein	Calhoun
Baker	Blanton	Burgess	Carrillo

Cates	Hawkins	McAlister	Simmons
Cavness	Hawn	McKissack	Slack
Christian	Head	Moncrief	Slider
Clayton	Heatly	Moore, A.	Smith
Coats	Hendricks	Moore, G.	Solomon
Cobb	Hilliard	Murray	Spurlock
Cole	Holmes, T.	Neugent, D.	Stewart
Craddick	Howard	Niland	Stroud
Cruz	Hubenak	Patterson	Swanson
Davis, D.	Hull	Pickens	Tarbox
Davis, H.	Johnson	Poerner	Uher
Denton	Jones, D.	Presnal	Von Dohlen
Doran	Jungmichel	Price	Ward
Dramberger	Kaster	Rosson	Wayne
Finck	Kost	Salem	Wieting
Finney	Kubiak	Sanchez	Williams
Floyd	Lee	Schulle	Williamson
Foreman	Lemmon	Semos	Wolff
Golman	Lewis	Shannon	Wyatt
Grant	Ligarde	Sherman	
Hale	Lombardino	Short	
Hanna, Joe	Longoria	Silber	

Nays—45

Adams	Daniel	Jones, E.	Parker, W.
Allen, Joe	Doyle	Kilpatrick	Poff
Allred	Earthman	Lovell	Reed
Angly	Farenthold	Mengden	Rodriguez
Atwood	Finnell	Moore, T.	Salter
Bass, B.	Gammage	Moreno	Santiesteban
Bass, T.	Garcia	Nabers	Truan
Blythe	Hannah, John	Nelms	Tupper
Bowers	Harding	Newton	Vale
Braun	Harris	Nichols	
Caldwell	Haynes	Nugent, J.	
Clark	Holmes, Z.	Ogg	

Absent

Atwell	Jones, G.	Traeger	
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Shannon moved to reconsider the vote by which SB 317 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 146 ON THIRD READING
(Mr. Hale—House Sponsor)

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

SB 146, Establishing system of comparative negligence in tort.

The bill was read third time and was passed.

Mr. Jim Nugent moved to reconsider the vote by which SB 146 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Craddick, Calhoun, Cavness, John Allen, Jungmichel, Kubiak, Joe Hanna, Harold Davis, Sherman, Clayton, and Salter requested to be recorded as voting Nay on the passage of SB 146.

SB 134 ON THIRD READING (Mr. Burgess—House Sponsor)

The Speaker laid before the House on its third reading and final passage, SB 134, Creating a Dairy Advisory Board and permitting additional tests for butterfat content.

The bill was read third time.

Mr. Atwood offered the following amendment to the bill:

Amend SB 134, Second Printing, by adding the following Section 4, and renumbering the remaining sections accordingly:

“Sec. 4: It is the express intent of this legislation that the Dairy Advisory Board serve in an advisory capacity only.”

The amendment was adopted without objection.

Mr. Atwood offered the following amendment to the bill:

Amend SB 134, Second Printing, Section 3, Subsection b, line 30, page 2, by changing the semicolon to a period following the word “hearings,” and striking the remainder of line 30, and all of line 31.

The amendment was adopted without objection.

SB 134, as amended, was passed by the following vote:

Yeas—124

Adams	Boyle	Cole	Finney
Agnich	Braun	Cruz	Foreman
Allen, Joe	Burgess	Daniel	Gammage
Allen, John	Bynum	Davis, D.	Garcia
Angly	Caldwell	Davis, H.	Golman
Atwell	Calhoun	Denton	Grant
Atwood	Cates	Doran	Hale
Baker	Cavness	Doyle	Hanna, Joe
Bass, B.	Christian	Dramberger	Hannah, John
Beckham	Clark	Farenthold	Harding
Bigham	Clayton	Finck	Harris
Blanton	Cobb	Finnell	Hawkins

Hawn	Lewis	Parker, W.	Slack
Haynes	Ligarde	Patterson	Slider
Head	Lombardino	Pickens	Smith
Heatly	Longoria	Poerner	Solomon
Hendricks	Lovell	Poff	Spurlock
Hilliard	McAlister	Presnal	Stewart
Holmes, T.	McKissack	Price	Stroud
Holmes, Z.	Moncrief	Rodriguez	Swanson
Hubenak	Moore, A.	Rosson	Tarbox
Hull	Moore, G.	Salem	Traeger
Johnson	Moore, T.	Salter	Tupper
Jones, D.	Murray	Sanchez	Uher
Jones, E.	Nelms	Santiesteban	Vale
Jungmichel	Neugent, D.	Schulle	Von Dohlen
Kaster	Newton	Shannon	Ward
Kilpatrick	Nichols	Sherman	Wieting
Kost	Niland	Short	Williams
Kubiak	Nugent, J.	Silber	Williamson
Lemmon	Ogg	Simmons	Wyatt

Nays—19

Allred	Carrillo	Howard	Reed
Bass, T.	Coats	Lee	Semos
Blythe	Craddick	Mengden	Truan
Bowers	Earthman	Moreno	Wolff
Braecklein	Floyd	Nabers	

Absent

Jones, G. Wayne

Absent-Excused

Graves Ingram Orr Parker, C.

Mr. Burgess moved to reconsider the vote by which SB 134 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Burgess, and by unanimous consent, the caption of SB 134 was ordered amended to conform with the body of the bill.

SB 605 ON THIRD READING
(Mr. Longoria—House Sponsor)

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

SB 605, Relating to authority of the State Health Officer to define Grade "A" milk, etc.

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

Yeas—137

Adams Agnich Allen, Joe Allen, John

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

Nays—7

Bass, T.	Floyd	Parker, W.	Wolff
Coats	Kubiak	Reed	

Absent

Ligarde

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Longoria moved to reconsider the vote by which SB 605 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 187 ON THIRD READING
(Mr. Swanson—House Sponsor)

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

SB 187, Supplementing the salaries of Justices of the Courts of Civil Appeals from county funds.

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

Yeas—105

Allen, Joe	Dramberger	Lee	Rodriguez
Angly	Earthman	Lemmon	Rosson
Atwood	Farenthold	Lewis	Salem
Bass, B.	Finnell	Ligarde	Sanchez
Bass, T.	Finney	Lombardino	Schulle
Bigham	Foreman	Longoria	Shannon
Blanton	Gammage	McAlister	Sherman
Blythe	Garcia	Mengden	Silber
Bowers	Golman	Moncrief	Simmons
Boyle	Grant	Moore, A.	Slack
Braun	Hale	Moore, G.	Smith
Burgess	Hanna, Joe	Moore, T.	Solomon
Caldwell	Harris	Moreno	Spurlock
Calhoun	Haynes	Murray	Stewart
Carrillo	Heatly	Nabers	Swanson
Cavness	Hendricks	Nelms	Tarbox
Clark	Hilliard	Neugent, D.	Truan
Coats	Holmes, T.	Newton	Tupper
Cobb	Holmes, Z.	Nichols	Vale
Cole	Hubenak	Niland	Von Dohlen
Cruz	Hull	Nugent, J.	Wieting
Daniel	Johnson	Ogg	Williams
Davis, D.	Jones, D.	Parker, W.	Wolff
Davis, H.	Jones, E.	Patterson	Wyatt
Denton	Kaster	Presnal	
Doran	Kilpatrick	Price	
Doyle	Kost	Reed	

Nays—31

Adams	Clayton	Jungmichel	Short
Allen, John	Craddick	Kubiak	Slider
Baker	Finck	Lovell	Stroud
Beckham	Floyd	Pickens	Traeger
Braecklein	Harding	Poerner	Uher
Bynum	Hawkins	Poff	Wayne
Cates	Head	Salter	Williamson
Christian	Howard	Semos	

Absent

Agnich	Hannah, John	Jones, G.	Santiesteban
Allred	Hawn	McKissack	Ward
Atwell			

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Swanson moved to reconsider the vote by which SB 187 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 337 ON THIRD READING
(Mr. Hull—House Sponsor)

The Speaker laid before the House on its third reading and final passage, SB 337, Authorizing creating of System Nursing Schools as branches of the University of Texas Nursing School.

The bill was read third time and was passed.

Mr. Hull moved to reconsider the vote by which SB 337 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTE RECORDED

Mr. Walt Parker requested to be recorded as voting Nay on the passage of SB 337.

COMMITTEE MEETING

Mr. Uher asked unanimous consent of the House that the Committee on Public Health be permitted to meet at this time.

There was no objection offered.

SB 324 ON SECOND READING
(Mr. Schulle—House Sponsor)

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

SB 324, A bill to be entitled An Act appropriating funds to Southwest Texas State University for replacement or repair of facilities and equipment destroyed or damaged by fire; and declaring an emergency.

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

SB 324 ON THIRD READING

Mr. Schulle moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 324 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—128

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

Coats	Hawn	McKissack	Schulle
Cobb	Haynes	Moncrief	Semos
Cole	Head	Moore, A.	Shannon
Craddick	Heatly	Moore, G.	Sherman
Cruz	Hendricks	Moore, T.	Silber
Daniel	Hilliard	Murray	Simmons
Davis, D.	Holmes, T.	Nabers	Slack
Davis, H.	Holmes, Z.	Nelms	Slider
Doyle	Howard	Neugent, D.	Smith
Dramberger	Hubenak	Newton	Solomon
Earthman	Hull	Nichols	Spurlock
Farenthold	Johnson	Niland	Stewart
Finck	Jones, E.	Ogg	Stroud
Finnell	Jones, G.	Parker, W.	Swanson
Finney	Jungmichel	Pickens	Tarbox
Foreman	Kaster	Poerner	Traeger
Gammage	Kilpatrick	Poff	Truan
Garcia	Kost	Presnal	Tupper
Golman	Kubiak	Price	Uher
Grant	Lee	Rodriguez	Von Dohlen
Hale	Lemmon	Rosson	Ward
Hanna, Joe	Lewis	Salem	Wieting
Harding	Ligarde	Salter	Williams
Harris	Lombardino	Sanchez	Williamson
Hawkins	Longoria	Santiesteban	Wyatt

Nays—11

Bass, T.	Floyd	Nugent, J.	Vale
Denton	Mengden	Reed	Wolff
Doran	Moreno	Short	

Absent

Hannah, John	Lovell	Patterson	Wayne
Jones, D.	McAlister		

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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The Speaker then laid SB 324 before the House on third reading and final passage.

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

Yeas—144

Adams	Bass, B.	Braun	Clark
Agnich	Bass, T.	Burges	Clayton
Allen, Joe	Beckham	Bynum	Coats
Allen, John	Bigham	Caldwell	Cobb
Allred	Blanton	Calhoun	Cole
Angly	Blythe	Carrillo	Craddick
Atwell	Bowers	Cates	Cruz
Atwood	Boyle	Cavness	Daniel
Baker	Braecklein	Christian	Davis, D.

Davis, H.	Hilliard	Moore, G.	Semos
Denton	Holmes, T.	Moore, T.	Shannon
Doran	Holmes, Z.	Moreno	Sherman
Doyle	Howard	Murray	Silber
Dramberger	Hubenak	Nabers	Simmons
Earthman	Hull	Nelms	Slack
Farenthold	Johnson	Neugent, D.	Slider
Finck	Jones, D.	Newton	Smith
Finnell	Jones, E.	Nichols	Solomon
Finney	Jones, G.	Niland	Spurlock
Floyd	Jungmichel	Nugent, J.	Stewart
Foreman	Kaster	Ogg	Stroud
Gammage	Kilpatrick	Parker, W.	Swanson
Garcia	Kost	Patterson	Tarbox
Golman	Kubiak	Pickens	Traeger
Grant	Lee	Poerner	Truan
Hale	Lemmon	Poff	Tupper
Hanna, Joe	Lewis	Presnal	Uher
Hannah, John	Ligarde	Price	Vale
Harding	Lombardino	Reed	Von Dohlen
Harris	Longoria	Rodriguez	Ward
Hawkins	Lovell	Rosson	Wayne
Hawn	McAlister	Salem	Wieting
Haynes	McKissack	Salter	Williams
Head	Mengden	Sanchez	Williamson
Heatly	Moncrief	Santiesteban	Wolff
Hendricks	Moore, A.	Schulle	Wyatt

Nays—1

Short

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Schulle moved to reconsider the vote by which SB 324 was passed and to table the motion to reconsider.

The motion to table prevailed.

The Speaker stated that SB 324 was passed subject to the provisions of Section 49A, Article III of the Constitution of Texas.

COMMITTEE MEETING

Mr. Grant Jones asked unanimous consent of the House that the Committee on Urban Affairs be permitted to meet at this time.

There was no objection offered.

SB 839 ON SECOND READING (Mr. Salter—House Sponsor)

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

SB 839, A bill to be entitled An Act relating to requiring insurers to maintain and designate specific assets as reserve assets offsetting reserve liabilities; creating a preference concerning reserve assets; requiring sworn reports to the Commissioner of Insurance; prohibiting hypothecation or encumbrance of reserve assets without written order of the Commissioner of Insurance; creating preferential and automatically perfected liens against reserve assets which have been hypothecated or encumbered without written order of the Commissioner of Insurance; declaring legislative purpose; providing a title by which the Act may be cited; defining certain terms used in the Act; providing for prohibitions against unconstitutional applications; containing a severance clause; providing for control over conflicting laws; and declaring an emergency.

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

SB 839 ON THIRD READING

Mr. Salter moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 839 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

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

Nays—20

Adams	Cruz	Kost	Nugent, J.
Bass, T.	Doran	Mengden	Reed
Boyle	Dramberger	Moreno	Simmons
Bynum	Floyd	Nabers	Vale
Coats	Kaster	Newton	Wolff

Absent

Christian	Hannah, John	Jones, G.	McAlister
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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The Speaker then laid SB 839 before the House on third reading and final passage.

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

Yeas—132

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

Nays—6

Cruz	Floyd	Kost	Newton
Dramberger	Heatly		

Absent

Allred	Jones, G.	McAlister	Rosson
Atwood	Ligarde	Moore, G.	

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Salter moved to reconsider the vote by which SB 839 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 1828—NOTICE GIVEN

Mr. Jim Nugent gave notice that, on the next legislative day, he would call from the Journal the motion to reconsider the vote by which HB 1828 failed to pass to engrossment on May 17.

SB 168 ON SECOND READING
(Mr. Ogg—House Sponsor)

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

SB 168, A bill to be entitled An Act relating to optional coverage of certain state and district officers within the Texas County and District Retirement System; amending Subsection 6 of Section 2 and Subsection 1 of Section 3, Chapter 127, Acts of the 60th Legislature, Regular Session, 1967 (Article 6228g, Vernon's Texas Civil Statutes), and adding a Section 11A; and declaring an emergency.

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

Mr. Ogg moved to reconsider the vote by which SB 168 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Harding, Lombardino, Poerner, Ward, John Allen, Christian, Salter, and Kubiak requested to be recorded as voting Nay on the passage to third reading of SB 168.

Mr. Spurlock requested to be recorded as voting Present—Not Voting on the passage to third reading of SB 168.

COMMITTEE MEETINGS

Mr. Smith asked unanimous consent of the House that the Committee on Governmental Affairs and Efficiency be permitted to meet at this time.

There was no objection offered.

Mr. Jungmichel asked unanimous consent of the House that the Committee on Public Education be permitted to meet at this time.

There was no objection offered.

SB 1008 ON SECOND READING
(Mr. Blanton—House Sponsor)

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

SB 1008, A bill to be entitled An Act amending various laws pertaining to the affairs of counties, cities, and school districts in order to recognize the effect of the recent federal census; providing an effective date; and declaring an emergency.

The bill was read second time.

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

Amend SB 1008 by renumbering Sections 142-145 as Sections 143-146 and inserting a new Section 142 to read as follows:

Sec. 142. Chapter 44, Acts of the 58th Legislature, 1963, as amended (Article 2338-17, Vernon's Texas Civil Statutes), is amended by adding a Section 5b to read as follows:

"Section 5b. The Judge of the 42nd District Court and the Judge of the 104th District Court shall each receive an additional compensation for acting as a member of the Juvenile Board the sum of One Thousand, Five Hundred Dollars (\$1,500) per year. The additional salary shall be paid monthly out of the General Fund of Taylor County on the order of the commissioners court."

The amendment was adopted without objection.

SB 1008, as amended, was passed to third reading.

SB 1008 ON THIRD READING

Mr. Blanton moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 1008 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—129

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

Craddick	Heatly	Moore, T.	Sherman
Cruz	Hendricks	Moreno	Short
Daniel	Hilliard	Murray	Silber
Davis, D.	Holmes, T.	Nabers	Slack
Davis, H.	Holmes, Z.	Nelms	Slider
Denton	Howard	Neugent, D.	Smith
Doyle	Hubenak	Newton	Solomon
Dramberger	Hull	Nichols	Spurlock
Earthman	Johnson	Niland	Stewart
Farenthold	Jones, E.	Ogg	Stroud
Finnell	Jones, G.	Parker, W.	Swanson
Finney	Jungmichel	Patterson	Tarbox
Foreman	Kaster	Poerner	Traeger
Gammage	Kilpatrick	Poff	Truan
Garcia	Kost	Presnal	Tupper
Golman	Kubiak	Price	Uher
Grant	Lee	Reed	Von Dohlen
Hale	Lemmon	Rodriguez	Ward
Hanna, Joe	Lewis	Rosson	Wayne
Hannah, John	Lombardino	Salem	Wieting
Harding	Longoria	Salter	Williams
Harris	Lovell	Sanchez	Williamson
Hawkins	McAlister	Santiesteban	Wyatt
Hawn	McKissack	Schulle	
Haynes	Moncrief	Semos	
Head	Moore, A.	Shannon	

Nays—12

Atwood	Doran	Ligarde	Simmons
Bass, T.	Finck	Nugent, J.	Vale
Bowers	Floyd	Pickens	Wolff

Absent

Atwell	Jones, D.	Mengden	Moore, G.
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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The Speaker then laid SB 1008 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Blanton moved to reconsider the vote by which SB 1008 was passed and to table the motion to reconsider.

The motion to table prevailed.

HB 776 ON SECOND READING

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

HB 776, A bill to be entitled An Act amending Sections 11.21 and 11.22 in Subchapter B of Chapter 11, Texas Education Code, to apportion the

State of Texas into Educational Districts and providing for the election in 1972 of a member from each District so defined, to constitute the membership of the State Board of Education; designating the term(s) of office and method to provide for the election of a third of the membership thereafter biennially; provided that the apportionment provision herein enacted for purposes of an election of an entire board in 1972 will not affect the membership of the current State Board of Education through December 31, 1972; and declaring an emergency.

(Mr. Traeger in the Chair)

The bill was read second time.

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

Committee Amendment No. 1

Amend HB 776 by striking quoted Subsections (g) and (h) of quoted Section 11.21 in Section 1 of the bill and substituting the following:

“(g) Districts 8, 9, and 10 are composed of Harris County except for that part of Harris County included within District 11.

“(h) District 11 is composed of Galveston, Brazoria, Chambers, Liberty, Montgomery, and Grimes Counties and that part of Harris County included within the following census tracts under the 1970 federal census: 228, 229, 230, 234, 235, 236, 237, 238, 241, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 354, 360, 361, 362, 363, 364, 365, and 366.

Distribution of Population by School Districts and Counties Into 21 Areas

April 27, 1971

PLACE NUMBER	COUNTIES	POPULATION
1	36	537,908
2	21	528,386
3	29	534,612
4	16	545,493
5	15	1,050,737
6	—	(Undivided)
7	16	540,398
8	1	1,595,588
9	—	(Undivided)
10	—	(Undivided)
11	6	530,983
12	12	533,236
13	12	529,590
14	19	529,947
15	8	1,609,712
16	—	(Undivided)
17	—	(Undivided)
18	17	1,048,810
19	—	(Undivided)
20	19	549,407
21	27	531,923
—	—	—
21	254	11,196,730

The committee amendment was adopted without objection.

Mr. Jim Nugent and Mr. Blanton offered the following amendment to the bill:

Amend HB 776 by striking all below the enacting clause and substituting the following:

Section 1. Section 11.21, Texas Education Code, is amended to read as follows:

"Section 11.21. Composition of Board. The State Board of Education is composed of one member elected from each congressional district established by law."

Sec. 2. Subsections (h) and (i), Section 11.22, Texas Education Code, are amended to read as follows:

"(h) At the general election in 1972, and at each general election thereafter immediately following a decennial reapportionment of congressional districts, one member shall be elected to the board from each congressional district. Except as provided in Subsection (i) of this section, members of the board serve staggered terms of six years with the terms of one-third of the members expiring on December 31 of each odd-numbered year.

"(i) One-third of the members of the board elected in 1972 and at each general election following a decennial reapportionment of congressional districts shall serve for terms of two years, one-third for four years, and one-third for six years. Members shall draw lots to determine which shall serve for terms of two, four, and six years. If the total number of members divided by three results in a remainder of one, one additional six-year term shall be filled by lot. If the total number of members divided by three results in a remainder of two, one additional six-year term and one additional four-year term shall be filled by lot."

Sec. 3. Subsection (c), Section 11.23, Texas Education Code, is amended to read as follows:

"(c) No meeting of the State Board of Education shall be held unless attended by 14 members or more, and 14 members shall constitute a quorum for transacting all business. In case of a tie vote on any measure before the board, the vote of the chairman shall decide the issue."

Sec. 4. 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.

The amendment was adopted without objection.

Mr. Blanton offered the following amendment to the bill:

Amend HB 776 by striking all above the enacting clause and substituting the following:

A bill to be entitled An Act relating to the composition of the State Board of Education; amending Section 11.21, Subsections (h) and (i) of Section 11.22, and Subsection (c) of Section 11.23, Texas Education Code; and declaring an emergency.

The amendment was adopted without objection.

HB 776, as amended, was passed to engrossment.

Mr. Delwin Jones moved to reconsider the vote by which HB 776 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the Chair)

MOTION TO PLACE
HB 776 ON THIRD READING

Mr. Delwin Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 776 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--109

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

Nays—34

Allen, Joe	Denton	Jones, E.	Reed
Allred	Doran	Lee	Rodriguez
Angly	Earthman	Ligarde	Rosson
Atwood	Farenthold	Mengden	Simmons
Bass, T.	Finck	Moreno	Stewart
Blythe	Floyd	Nabers	Vale
Bowers	Gammage	Nichols	Wolff
Braun	Harris	Nugent, J.	
Caldwell	Hawkins	Pickens	

Absent

Atwell	Cobb
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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MESSAGE FROM THE SENATE

Austin, Texas, May 20, 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:

SB 1023, By Wilson: Authorizing the Commissioner of the General Land Office to sell and convey to the Boy Scouts of America the state's interest in and to a certain described tract of land in Henderson County, Texas; and declaring an emergency.

SB 1024, By Creighton: Relating to the creation of the constitutional office of Criminal District Attorney of Eastland County and abolishing the office of county attorney of that county; and declaring an emergency.

SB 240, By Kennard: Relating to jurisdiction in eminent domain cases and proceedings; and declaring an emergency.

SB 458, By Watson: Relating to exempting of certain military personnel from payment of a motor vehicle registration fee; and declaring an emergency.

SB 556, By Wallace: Authorizing the establishment of Occupational Skill Center Jurisdictions, etc.; and declaring an emergency.

SB 643, By Brooks, Kothmann: Providing minimum specifications for filing of legal instruments, documents and papers in the office of the county clerk and county recorder; and declaring an emergency.

SB 734, By Christie: Relating to the compensation of the District Attorney and his assistants of the 34th District; and declaring an emergency.

SB 820, By Snelson: Relating to abolishing the Court of Domestic Relations in Midland County and creating the 232nd District Court to give preference to family law matters; and declaring an emergency.

SB 821, By Snelson: Exempting Parks and Wildlife Department projects from Building Commission action; and declaring an emergency.

SB 885, By Sherman: Establishing a procedure in condemnation proceedings should plaintiff desire to enter upon and take possession of the property pending litigation; and declaring an emergency.

SB 898, By Hall: Relating to residence restrictions on appointment of members of the Board of Regents of East Texas State University; and declaring an emergency.

SB 914, By Sherman: To exempt from taxation certain property owned by nonprofit corporations and used for the promotion of aquatic sports; and declaring an emergency.

SB 926, By Christie: Validating notes heretofore authorized to be issued and sold for cash, or attempted to be issued and sold for cash by all counties in the state whose commissioners court has by order declared that such funds are necessary to the continued operations of the county for its public purposes; and declaring an emergency.

SB 946, By Sherman and Kennard: Providing for amendment to extend the term of existing oil, gas and mineral leases covering certain state lands; and declaring an emergency.

SB 955, By Sherman: Providing that certain bonds or obligations, when the United States Government or any agency thereof guarantees payment, are authorized security for all public deposits and lawful investments for certain entities; and declaring an emergency.

SB 969, By Wilson: Relating to residential leases of certain Indian land to members of the Alabama-Coushatta Tribes; and declaring an emergency.

SB 993, By Mauzy: Authorizing the sale or lease of property rights by the board of trustees of certain independent school districts in relation to existing or proposed independent school district improvements; and declaring an emergency.

SB 1015, By Wilson: Providing for the creation of the Henderson County Hospital District over all of Henderson County, Texas; and declaring an emergency.

SB 1022, By Watson: Relating to an increased maintenance tax in certain common school districts; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

HB 782 ON SECOND READING

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

HB 782, A bill to be entitled An Act relating to reapportionment of congressional districts; repealing Chapter 342, Acts of the 60th Legisla-

ture, Regular Session, 1967 (Article 197c, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

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

Amend HB 782 by striking all below the enacting clause and substituting the following:

Section 1. The State of Texas is apportioned into Congressional Districts as provided in this Act. Each district is entitled to elect one Member to the House of Representatives of the Congress of the United States.

Sec. 2. District 1 is composed of Bowie, Camp, Cass, Delta, Fannin, Franklin, Grayson, Harrison, Hopkins, Hunt, Lamar, Marion, Morris, Red River, Titus, Upshur and Wood Counties and that part of Panola County included in census enumeration districts 1, 2, 3, 10, 11, 12, 13, 14 and 15.

Sec. 3. District 2 is composed of Anderson, Cherokee, Hardin, Henderson, Jasper, Liberty, Montgomery, Nacogdoches, Newton, Orange, Rusk, Sabine, San Augustine, San Jacinto, Shelby, Tyler, and Walker Counties and that part of Panola County included in census enumeration districts 4, 5, 6, 7, 8, 9, 16, 17, 18, and 19.

Sec. 4. District 3 is composed of Clay, Collin, Cooke, Denton, Gregg, Kaufman, Montague, Rains, Rockwall, Smith, Wise and Van Zandt Counties and that part of Dallas County included in census tracts 181.01, 181.02, 181.03, 181.04, 190.01, 190.02, 190.06 and 190.07.

Sec. 5. District 4 is composed of that part of Dallas County not included in districts 3, 18, 22 or 24.

Sec. 6. Districts 5, 6, 7, 8 and 9 are composed of Brazoria, Chambers, Fort Bend, Galveston, Harris and Jefferson Counties.

Sec. 7. District 10 is composed of Austin, Bastrop, Blanco, Burleson, Caldwell, Colorado, Fayette, Hays, Lee, Travis, Waller and Washington Counties.

Sec. 8. District 11 is composed of Bell, Bosque, Burnet, Coryell, Falls, Hamilton, Hill, Hood, Lampasas, Llano, McLennan, Milam, Mills, San Saba, Somervell and Williamson Counties.

Sec. 9. District 12 is composed of that part of Tarrant County not included in districts 17, 18 or 24.

Sec. 10. District 13 is composed of Armstrong, Briscoe, Carson, Childress, Collingsworth, Cottle, Dallam, Deaf Smith, Donley, Foard, Gray, Hall, Hansford, Hardeman, Hartley, Hemphill, Hutchinson, Lipscomb, Moore, Motley, Ochiltree, Oldham, Potter, Randall, Roberts, Sherman, Swisher, Wheeler, Wichita and Wilbarger Counties.

Sec. 11. District 14 is composed of Aransas, Calhoun, Jackson, Lavaca, Matagorda, Nueces, Refugio, San Patricio, Victoria and Wharton Counties.

Sec. 12. District 15 is composed of Brooks, Cameron, Duval, Hidalgo, Jim Hogg, Jim Wells, Kenedy, Kleberg, Live Oak, McMullen, Starr, Wil-lacy and Zapata Counties.

Sec. 13. District 16 is composed of Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Reeves and Winkler Counties and that part of Ector County not included in district 19.

Sec. 14. District 17 is composed of Archer, Baylor, Borden, Brown, Calla-han, Coleman, Comanche, Dickens, Eastland, Erath, Fisher, Garza, Haskell, Howard, Jack, Jones, Kent, King, Knox, Mitchell, Nolan, Palo Pinto, Park-er, Runnels, Scurry, Shackelford, Stephens, Stonewall, Taylor, Throck-morton and Young Counties and that part of Tarrant County included in census tracts 142, 108.01, 108.02, 108.03, 109.52 and 110.01.

Sec. 15. District 18 is composed of Angelina, Brazos, Ellis, Freestone, Grimes, Houston, Johnson, Leon, Limestone, Madison, Navarro, Polk, Rob-ertson and Trinity Counties and that part of Tarrant County included in census tracts 55.01, 55.03, 55.04, 55.02, 57.01, 57.02, 58, 56, 48.02, 60.01, 110.02, 112.01, 60.03, 112.02, 60.02, 111.02, 113, 114, and 115.03 and that part of Dallas County included in census tracts 165.04, 165.05, 166.04, 166.02, 166.03, 167.02, 168, 169.01, 169.04, 169.03, 169.02, 171, 170, 172, 173.01 and 173.02.

Sec. 16. District 19 is composed of Andrews, Bailey, Castro, Cochran, Crosby, Dawson, Floyd, Gaines, Hale, Hockley, Lamb, Lubbock, Lynn, Mar-tin, Midland, Farmer, Terry and Yoakum Counties and that part of Ector County included in census tracts 1, 2, 8, 7, 9, 10, 13, 12 and 21.

Sec. 17. District 20 is composed of that part of Bexar County not in-cluded in districts 21 or 23.

Sec. 18. District 21 is composed of Bandera, Brewster, Coke, Comal, Concho, Crane, Crockett, Edwards, Gillespie, Glasscock, Irion, Fendall, Kerr, Kimble, Kinney, McCulloch, Mason, Medina, Menard, Pecos, Presidio, Rea-gan, Real, Schleicher, Sterling, Sutton, Terrell, Tom Green, Upton, Uvalde, Val Verde and Ward Counties and that part of Bexar County included in census tracts 1821, 1819, 1820, 1818, 1817, 1814, 1815, 1807, 1806, 1805, 1816, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1616, 1614, 1615, 1617, 1618, 1619, 1613, 1610, 1611, 1813, 1211, 1219, 1810, 1811, 1812, 1911, 1912, 1914, 1915, 1916 and 1917.

Sec. 19. District 22 is composed of that part of Dallas County included in census tracts 15.01, 31.02, 30, 22.02, 15.02, 13.02, 22.01, 23, 24, 28, 29, 35, 36, 37, 38, 39.02, 39.01, 27.02, 27.01, 25, 26, 12, 13.01, 14, 10, 11.01, 3, 2.02, 2.01, 7.01, 11.02, 1, 80, 79.01, 193.01, 193.02, 194, 195.02, 196, 197, 73.02, 74, 76.01, 76.02, 75.01, 73.01, 75.02, 76.03, 76.04, 77, 195.01, 130.02, 129, 81, 122.01, 83, 115, 84, 122.02, 185.02, 190.05, 189, 188, 186, 185.01, 187, 182, 183, 184, 128, 82, 124, 127, 126, 125, 180, 123, 179, 178.01, 178.02, 177, 85, 90.01, 121, 176.02, 91.01, 90.02, 120, 176.01, 91.02, 92.01, 119, 93.01, 92.02, 118, 117, 94, 79.02, 174 and 175.

Sec. 20. District 23 is composed of Atascosa, Bee, De Witt, Dimmit, Frio, Goliad, Gonzales, Guadalupe, Karnes, La Salle, Maverick, Webb, Wil-son and Zavala Counties and that part of Bexar County included in census tracts 1521, 1520, 1512, 1513, 1517, 1516, 1518, 1519, 1411, 1415, 1416, 1522,

1418, 1417, 1414, 1413, 1419, 1318, 1316, 1313, 1314, 1310, 1309, 1315, 1214, 1317, 1217, 1515, 1216, 1215, 1213, 1218, 1212, 1205, 1209, 1210, 1913, 1208, 1206, 1203, 1207, 1909, 1514, 1612 and 1620.

Sec. 21. District 24 is composed of that part of Dallas County included in census tracts 141.01, 141.02, 141.03, 141.04, 144, 143, 152, 151, 150, 149, 145, 146, 147, 142, 99, 140.02, 137.03, 137.02, 137.01, 139, 140.01, 138.02, 96.01, 97, 98, 72, 191, 192.06, 192.07, 95, 96.02, 138.01, 137.04, 135, 96.03, 137.05, 134.01, 134.02, 96.04, 136.01, 133, 132, 136.03, 136.02, 131, 78.02, 78.03, 190.03, 190.04, 192.01, 192.02, 192.03, 192.04, 192.05, 130.01, 78.01, 153.02 and 153.01 and that part of Tarrant County included in census tracts 115.02, 226, 227, 228, 229, 219, 220, 221, 222, 223, 224, 225, 216.02, 217.01, 217.02, 218, 130, 131, 65.05, 134.01, 134.02, 136.02, 135.02, 135.01, 136.01 and 137.

Sec. 22. The terms census tract and census enumeration district as used in this Act mean these geographic areas outlined and identified as such on official place, county and metropolitan map series maps prepared by the United States Department of Commerce Bureau of the Census for the Nineteenth Decennial Census of the United States enumerated as of April 1, 1970.

Sec. 23. Chapter 342, Acts of the 60th Legislature, Regular Session, 1967 (Article 197c, Vernon's Texas Civil Statutes), is repealed.

Sec. 24. Nothing in this Act affects the tenure in office of the present delegation in Congress, but this Act takes effect for the general election in 1972.

Sec. 25. 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.

Mr. Delwin Jones offered the following amendment to the amendment offered by himself:

Amend the D. Jones amendment to HB 782 as follows:

1. Strike all of Section 6 and insert a new Section 6 to read as follows:

Sec. 6. District 5 is composed of Brazoria and Fort Bend Counties and that part of Harris County beginning at a point where Blue Ridge Road intersects the southern boundary of Harris County;

Then North along Blue Ridge Road to Hillcroft;

Then North along Hillcroft to Brays Bayou;

Then East along Brays Bayou to Kirby Drive;

Then North along Kirby Drive to Bissonet;

Then East along Bissonet to South Main;

Then South on South Main to Herman Drive;

Then Southeast on Herman Drive to Alameda Road;

Then South along Alameda Road to Interstate Highway 610;

Then East along Interstate Highway 610 to South Park Boulevard;

Then South along South Park Boulevard to Sims Bayou;

Then East along Sims Bayou to Interstate Highway 45;

Then South along Interstate Highway 45 to Winkler Drive;

Then East along Winkler Drive into Allen and Kolb;

Then along Allen and Kolb to the intersection with the Pasadena city limit boundary;

Then North along the Pasadena city limit to its northwest boundary at Light Company Road;

Then along a projected line parallel to the Pasadena city limit northwest boundary to the Houston Ship Channel;

Then East along the Houston Ship Channel to a point where a parallel line marking the northeast boundary of the Pasadena city limit line intersects the channel;

Then South along that line following the East Pasadena city limit to Red Bluff Road;

Then South along Red Bluff Road to Genoa-Red Bluff Road;

Then West along Genoa-Red Bluff Road to Interstate Highway 45;

Then South along Interstate Highway 45 to its intersection with the Harris County line;

Then West along the Harris County line to the point of origin.

2. Add a new Section 22 to read as follows:

Sec. 22. District 6 is composed of that part of Harris County beginning at a point where the Hempstead Highway intersects the northwest county line of Harris County;

Then Southeast along Hempstead Road to Little York Road;

Then East on Little York Road to White Oak Bayou;

Then South on White Oak Bayou to 11th Street;

Then East on 11th Street to Studewood;

Then South on Studewood until it becomes Studemont;

Then South on Studemont until it becomes Montrose;

Then South on Montrose to West Alabama;
Then East on West Alabama to Crawford-Alameda;
Then South on Alameda to Herman Drive, the north line of District 5;
Then Northwest on Herman Drive to South Main;
Then North on South Main to Bissonet;
Then West along Bissonet to Kirby Drive;
Then South along Kirby Drive to Brays Bayou;
Then West along Brays Bayou to Hillcroft;
Then South along Hillcroft to Blue Ridge Road;
Then South along Blue Ridge Road to the Harris County line;

Then East and North along the Harris County line to the point of origin.

3. Add a new Section 23 to read as follows:

Sec. 23. District 7 is composed of that part of Harris County beginning at a point where the Houston Ship Channel intersects the Harris County line;

Then West along the Houston Ship Channel to State Highway 146;
Then South along State Highway 146 to La Porte Road;
Then West along La Porte Road to the G.H.&S.A. Railroad;
Then South along the G.H.&S.A. Railroad to Spencer Highway;
Then West along Spencer Highway to Red Bluff Road;
Then North along Red Bluff Road to the East Pasadena city limit;

Then North along a parallel line marking the Northeast boundary of the Pasadena city limit to the Houston Ship Channel;

Then West along the Houston Ship Channel to a projected line parallel to the Pasadena city limit Northwest boundary;

Then along the projected parallel line to the Northwest boundary of the Pasadena city limit at Light Company Road;

Then South along the Pasadena city limit to Kolb and Allen;
Then along Kolb and Allen to Winkler Drive;
Then West along Winkler Drive to Interstate Highway 45;
Then North along Interstate Highway 45 to Sims Bayou;

Then West along Sims Bayou to South Park Boulevard;

Then North along South Park Boulevard to Interstate Highway 610;

Then West along Interstate Highway 610 to Alameda Road;

Then North along Alameda Road to Alabama;

Then West on Alabama to Montrose;

Then North on Montrose and Studemont to the T.&N.O. Railroad;

Then East on T.&N.O. Railroad to Wallisville Road;

Then East on Wallisville Road to Sheldon Road;

Then North on Sheldon Road to the T.&N.O. Railroad;

Then North along the T.&N.O. Railroad to its intersection with the Harris County line;

Then generally South along the Harris County line to the Houston Ship Channel, the point of origin.

4. Add a new Section 24 to read as follows:

Sec. 24. District 8 is composed of Chambers, Jefferson and Galveston Counties and that part of Harris County beginning at a point where the Houston Ship Channel intersects the Harris County line;

Then West along the Houston Ship Channel to State Highway 146;

Then South along State Highway 146 to La Porte Road;

Then West along La Porte Road to the G.H.&S.A. Railroad;

Then South along the G.H.&S.A. Railroad to Spencer Highway;

Then West along Spencer Highway to Red Bluff Road;

Then South along Red Bluff Road to Genoa-Red Bluff Road;

Then West along Genoa-Red Bluff Road to Interstate Highway 45;

Then South along Interstate Highway 45 to its intersection with the Harris County line;

Then generally East and North along the Harris County line to the Houston Ship Channel, the point of origin.

5. Add a new Section 25 to read as follows:

Sec. 25. District 9 is composed of that part of Harris County not included in districts 5, 6, 7 and 8.

6. Renumber Sections 22, 23, 24 and 25 of the amendment accordingly.

The amendment was adopted.

Mr. John Hannah offered the following amendment to the D. Jones amendment:

Amend D. Jones amendment to HB 782 by striking the word Montgomery wherever it appears and adding the word Angelina and striking the word Angelina wherever it appears and adding the word Montgomery.

Mr. Murray moved to table the above amendment.

The motion to table prevailed.

Mr. Rosson offered the following amendment to the D. Jones amendment:

Amend D. Jones amendment to HB 782, Second Printing, by striking the Counties of Borden, Garza and Scurry from Section 14 page 4 thereof and by adding Borden, Garza and Scurry at the end of Section 16 on line 38 page 4 of said committee amendment.

Mr. Delwin Jones moved to table the above amendment.

A record vote was requested.

The vote of the House was taken on the motion to table the Rosson amendment and the vote was announced Yeas 70, Nays 69, and 1 Present—Not Voting.

A verification of the vote was requested and was granted.

Mr. John Allen moved to dispense with the verification.

The motion to dispense with the verification was lost.

The roll of those voting Yea and Nay was again called and the verified vote resulted as follows:

Yeas—70

Adams	Garcia	Lemmon	Shannon
Allen, John	Hale	Ligarde	Slider
Atwell	Harding	Lombardino	Smith
Baker	Hawkins	Longoria	Solomon
Blanton	Haynes	McKissack	Swanson
Boyle	Head	Moore, G.	Tarbox
Braecklein	Heatly	Murray	Traeger
Burgess	Hilliard	Nabers	Tupper
Bynum	Holmes, T.	Newton	Uher
Calhoun	Hubenak	Niland	Von Dohlen
Carrillo	Johnson	Nugent, J.	Ward
Christian	Jones, D.	Ogg	Wayne
Clayton	Jones, G.	Parker, W.	Wieting
Davis, D.	Jungmichel	Presnal	Williams
Doran	Kaster	Salem	Williamson
Finnell	Kilpatrick	Salter	Wyatt
Finney	Kost	Schulle	
Floyd	Kubiak	Semos	

Nays—63

Agnich	Cruz	Howard	Poff
Allen, Joe	Daniel	Hull	Price
Allred	Davis, H.	Jones, E.	Reed
Angly	Denton	Lee	Rodriguez
Atwood	Doyle	Lewis	Rosson
Bass, B.	Dramberger	Mengden	Sanchez
Bass, T.	Earthman	Moncrief	Santiesteban
Beckham	Farenthold	Moore, A.	Sherman
Bigham	Finck	Moore, T.	Silber
Blythe	Foreman	Moreno	Simmons
Bowers	Gammage	Nelms	Spurlock
Braun	Grant	Neugent, D.	Stewart
Caldwell	Hannah, John	Nichols	Truan
Clark	Harris	Patterson	Vale
Coats	Hendricks	Pickens	Wolff
Craddick	Holmes, Z.	Poerner	

Present—Not Voting

Cobb

Absent

Cates	Golman	Lovell	Slack
Cavness	Hanna, Joe	McAlister	Stroud
Cole	Hawn	Short	

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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The Speaker stated that the motion to table the Rosson amendment prevailed by the above vote.

COMMITTEE MEETING

Mr. Slider asked unanimous consent of the House that the Committee on State Affairs be permitted to meet at this time.

There was no objection offered.

HB 782—(Consideration continued)

Mr. Cobb offered the following amendment to the D. Jones amendment:

Amend D. Jones amendment to HB 782 by striking all of Sec. 14, on line 49 of page 1, and substituting in lieu thereof the following:

Sec. 14. District 13 is composed of Armstrong, Bailey, Briscoe, Carson, Castro, Collingsworth, Dallam, Deaf Smith, Donley, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hutchinson, Lamb, Lipscomb, Moore, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Wheeler, Bailey, Cottle, Childress, Hardeman, Wilbarger, Foard, Knox, King, Stonewall, and Haskell Counties.

Mr. Delwin Jones moved to table the above amendment.

The motion to table prevailed.

VOTES RECORDED

Representatives Bynum and Wayne requested to be recorded as voting Nay on the motion to table the Cobb amendment to HB 782.

Mr. Jim Nugent offered the following amendment to the D. Jones amendment:

Amend D. Jones amendment to HB 782 by adding in the appropriate place:

San Saba County, Llano County, and Lampasas County to the 21st Congressional District and removing these three counties from the 11th Congressional District.

Mr. Delwin Jones moved to table the above amendment.

The motion to table prevailed.

The D. Jones amendment, as amended, was adopted.

HB 782, as amended, was passed to engrossment by the following vote:

Yeas—94

Adams	Finney	Longoria	Santiesteban
Allen, John	Floyd	Lovell	Schulle
Atwell	Foreman	McAlister	Shannon
Atwood	Garcia	McKissack	Short
Baker	Golman	Mengden	Silber
Blanton	Hale	Moore, A.	Simmons
Boyle	Hanna, Joe	Moore, G.	Slack
Braecklein	Harding	Murray	Slider
Burgess	Hawkins	Nabers	Solomon
Bynum	Haynes	Neugent, D.	Swanson
Calhoun	Heatly	Newton	Tarbox
Carrillo	Holmes, T.	Niland	Traeger
Cates	Howard	Nugent, J.	Tupper
Cavness	Hubenak	Ogg	Uher
Christian	Johnson	Parker, W.	Vale
Craddick	Jones, D.	Patterson	Von Dohlen
Cruz	Jones, G.	Pickens	Ward
Daniel	Jungmichel	Poerner	Wayne
Davis, D.	Kaster	Poff	Wieting
Davis, H.	Kilpatrick	Presnal	Williams
Doran	Kost	Price	Williamson
Dramberger	Lemmon	Salem	Wolff
Finck	Ligarde	Salter	
Finnell	Lombardino	Sanchez	

Nays—48

Agnich	Allen, Joe	Allred	Angly
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Bass, B.	Cole	Hilliard	Reed
Bass, T.	Denton	Holmes, Z.	Rodriguez
Beckham	Doyle	Hull	Rosson
Bigham	Earthman	Kubiak	Semos
Bowers	Farenthold	Lee	Sherman
Braun	Gammage	Lewis	Smith
Caldwell	Grant	Moncrief	Spurlock
Clark	Hannah, John	Moore, T.	Stewart
Clayton	Harris	Moreno	Stroud
Coats	Head	Nelms	Truan
Cobb	Hendricks	Nichols	Wyatt

Absent

Blythe	Hawn	Jones, E.
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Delwin Jones moved to reconsider the vote by which HB 782 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

**SB 379—ADOPTION OF CONFERENCE COMMITTEE
REPORT**

Mr. Cruz submitted the following Conference Committee Report on SB 379:

Austin, Texas
May 17, 1971

Honorable Ben Barnes
President of the Senate.

Honorable Gus Mutscher
Speaker of the House of Representatives.

Sirs:

We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on SB 379 have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

On the part of the Senate: Barbara Jordan
Jim Wallace
Brooks
Kennard
Schwartz

On the part of the House: Lauro Cruz
Lindon Williams
Johnny Nelms
Bill Swanson
Jack Ogg

SB 379—CONFERENCE COMMITTEE REPORT

SB 379, An Act providing for compensation to Judges of the Probate Courts, Judges of the County Courts at Law, Judges of the County Criminal Courts at Law, and the County Judge in certain counties; and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. In all counties of this state having a population of not less than one million, five hundred thousand (1,500,000) inhabitants, according to the last preceding Federal census, the Commissioners Court shall fix the salary of each of the Judges of the Probate Courts, Judges of the County Courts at Law, and Judges of the County Criminal Courts at Law at not less than One Thousand Dollars (\$1,000) less per annum than the total annual salary received by Judges of the District Courts in such counties, which shall be paid in twelve (12) equal monthly installments.

Sec. 2. In all counties of this state having a population of not less than one million, five hundred thousand (1,500,00) inhabitants, according to the last preceding Federal census, the Commissioners Court shall fix the salary of the County Judge at not less than One Thousand Dollars (\$1,000) more per annum than the total annual salary received by Judges of the Probate Courts, Judges of the County Courts at Law, and Judges of the County Criminal Courts at Law in such counties, which shall be paid in twelve (12) equal monthly installments.

Sec. 3. 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.

Mr. Cruz moved to adopt the Conference Committee Report on SB 379.

Mr. Braun raised a point of order against further consideration of the Conference Committee Report on the grounds that it has not been printed.

The Speaker overruled the point of order.

The motion to adopt the Conference Committee Report on SB 379 prevailed by the following vote:

Yeas—33

Caldwell	Hubenak	Moore, A.	Slider
Carrillo	Johnson	Nabers	Spurlock
Clark	Jones, D.	Nelms	Swanson
Cruz	Jungmichel	Ogg	Traeger
Doran	Kaster	Pickens	Vale
Finck	Kost	Presnal	Williams
Finnell	Lemmon	Price	
Gammage	Ligarde	Shannon	
Heatly	Longoria	Slack	

Nays—17

Allen, Joe	Braun	Harris	Patterson
Angly	Craddick	Jones, E.	Rodriguez
Bass, T.	Daniel	Lee	
Blythe	Earthman	Lewis	
Bowers	Farenthold	Nichols	

Present—Not Voting

Adams	Davis, D.	Howard	Sanchez
Agnich	Davis, H.	Hull	Santiesteban
Allen, John	Denton	Kilpatrick	Schulle
Allred	Doyle	Kubiak	Semos
Atwell	Dramberger	Lombardino	Sherman
Baker	Finney	Lovell	Short
Bass, B.	Floyd	McAlister	Silber
Beckham	Foreman	McKissack	Simmons
Bigham	Garcia	Moncrief	Solomon
Blanton	Golman	Moore, G.	Stewart
Boyle	Grant	Moore, T.	Stroud
Braecklein	Hale	Moreno	Tarbox
Burgess	Hanna, Joe	Murray	Truan
Bynum	Hannah, John	Neugent, D.	Tupper
Calhoun	Harding	Newton	Uher
Cates	Hawkins	Niland	Von Dohlen
Cavness	Haynes	Nugent, J.	Ward
Christian	Head	Poerner	Wayne
Clayton	Hendricks	Poff	Wieting
Coats	Hilliard	Reed	Williamson
Cobb	Holmes, T.	Salem	Wolff
Cole	Holmes, Z.	Salter	Wyatt

Absent

Atwood	Jones, G.	Parker, W.	Smith
Hawn	Mengden	Rosson	

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Cruz moved to reconsider the vote by which the House adopted the Conference Committee Report on SB 379 and to table the motion to reconsider.

The motion to table prevailed.

REASON FOR VOTE

My reason for voting Nay on the adoption of the Conference Committee Report on SB 379 is because I did not see the final bill or its contents and was refused a motion to postpone for a short period of time to read the bill.

Signed: Rex Braun

HB 139 WITH SENATE AMENDMENTS

Mr. Wolff called up with Senate Amendments for consideration at this time,

HB 139, A bill to be entitled An Act authorizing the Texas Department of Mental Health and Mental Retardation to establish a treatment program using synthetic narcotic drugs for drug-dependent persons; and declaring an emergency.

Mr. Wolff moved to suspend all necessary rules and concur in the Senate Amendments to HB 139.

The motion prevailed by the following vote:

Yeas—139

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

Absent

Atwood	Jones, G.	McKissack	Mengden
Jones, D.	Lovell		

Absent-Excused

Graves Ingram Orr Parker, C.

HB 139—TEXT OF SENATE AMENDMENTS

Amend HB 139 on page 1 by striking out Sections (6), (7), and (10) under Section 2 (a) and substituting the following:

“(6) One social worker with particular experience in the treatment of narcotics addiction shall be appointed by the Commissioner of Mental Health and Mental Retardation.

(7) The Commissioner of Health shall appoint one officer or employee of his department.

(10) The Commissioner of Mental Health and Mental Retardation shall serve as a permanent member of this advisory committee in the capacity of chairman.”

Amend HB 139, page 2, line 4 by adding between the words “meet” and “at” the following phrase:

“at least twice a year or”

Amend caption to conform to body of bill.

HB 314 WITH SENATE AMENDMENTS

Mr. Cobb called up with Senate Amendments for consideration at this time,

HB 314, Relating to withdrawing consent for students or nonstudents to remain on campus, etc.

Mr. Cobb moved that the House do not concur in the Senate Amendments and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed without objection.

HB 314—APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee, on the part of the House, on HB 314:

Representatives Cobb, Coats, Rosson, Uher, and Calhoun.

HB 1830 WITH SENATE AMENDMENTS

Mr. Pickens called up with Senate Amendments for consideration at this time,

HB 1830, Relating to and regulating relationships, direct and indirect, of officers, etc. of insurance companies.

Mr. Pickens moved to suspend all necessary rules and concur in the Senate Amendments to HB 1830.

The motion prevailed by the following vote:

Yeas—131

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

Nays—7

Caldwell	Harris	Reed	Williamson
Farenthold	Poff	Tarbox	

Absent

Atwood	Hannah, John	Mengden	Rodriguez
Hanna, Joe	Lovell	Moore, T.	

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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Mr. Pickens moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 1830 and to table the motion to reconsider.

The motion to table prevailed.

HB 1830—TEXT OF SENATE AMENDMENTS

Amend Section 1 of HB 1830 by adding a new paragraph to Subsection (c) of Sec. 1. of Article 1.29 as follows:

“(5) (A) Any transactions within an insurance holding company system by insurers with their holding companies, subsidiaries or affiliates that are not prohibited by law, that meet the test of being fair and proper, and that are regulated by other statutes; and (B) other transactions or arrangements not prohibited by law that meet the test of being fair and proper as prescribed by rules and regulations adopted by the State Board of Insurance.”

Amend caption to conform to body of bill.

MESSAGE FROM THE SENATE

Austin, Texas, May 20, 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:

SB 8, By Hall: Authorizing the Department of Public Safety to maintain a detachment of narcotic agents available for dispatch to cities, counties, independent school districts, or other political subdivisions in certain circumstances; and declaring an emergency.

SB 306, By Hall: Providing an ordinance which may be adopted by a city or county relating to the establishment of a motion picture licensing and review board; and declaring an emergency.

SB 694, By Kennard: Relating to automobile allowances and expenses for the district clerk; and declaring an emergency.

SB 860, By Bridges: Prescribing procedures whereby school districts may issue and deliver Certificates of Indebtedness for certain school building or refunding purposes; and declaring an emergency.

SB 931, By Word: To be known as the Texas Rural Industrial Development Act; and declaring an emergency.

SB 1007, By Brooks: Relating to the immunization of children admitted to child caring institutions and facilities; and declaring an emergency.

SCR 5, By Herring: Authorizing the Board of Control to convey to Austin certain tracts of land in Travis County.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

LEAVE OF ABSENCE GRANTED

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

Mr. Lovell on motion of Mr. Adams.

SB 51 ON SECOND READING
(Mr. Lemmon—House Sponsor)

Mr. Lemmon moved that all necessary rules be suspended to take up and consider at this time, SB 51.

The motion prevailed by the following vote:

Yeas—108

Adams	Finnell	Kilpatrick	Salem
Allen, Joe	Finney	Kost	Salter
Allen, John	Floyd	Kubiak	Schulle
Allred	Foreman	Lemmon	Semos
Atwell	Gammage	Ligarde	Shannon
Baker	Golman	Lombardino	Silber
Bass, B.	Grant	Longoria	Simmons
Bass, T.	Hale	McAlister	Slack
Bigham	Hannah, John	McKissack	Smith
Blanton	Harding	Moncrief	Solomon
Boyle	Harris	Moore, A.	Spurlock
Braun	Hawkins	Moore, T.	Stewart
Burgess	Hawn	Moreno	Stroud
Bynum	Haynes	Murray	Swanson
Caldwell	Head	Nelms	Tarbox
Carrillo	Heatly	Neugent, D.	Traeger
Cates	Hilliard	Newton	Truan
Clark	Holmes, T.	Nichols	Tupper
Coats	Holmes, Z.	Niland	Uher
Cole	Howard	Ogg	Vale
Cruz	Hubenak	Parker, W.	Von Dohlen
Davis, D.	Hull	Pickens	Ward
Davis, H.	Johnson	Poerner	Wayne
Doran	Jones, D.	Poff	Wieting
Dramberger	Jones, G.	Presnal	Williams
Farenthold	Jungmichel	Price	Wolff
Finck	Kaster	Reed	Wyatt

Nays—33

Agnich	Cobb	Jones, E.	Sanchez
Angly	Craddick	Lee	Santiesteban
Beckham	Daniel	Lewis	Sherman
Blythe	Denton	Moore, G.	Short
Bowers	Doyle	Nabers	Slider
Braecklein	Earthman	Nugent, J.	Williamson
Cavness	Garcia	Patterson	
Christian	Hanna, Joe	Rodriguez	
Clayton	Hendricks	Rosson	

Absent

Atwood	Calhoun	Lovell	Mengden
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Absent-Excused

Graves	Ingram	Orr	Parker, C.
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The Speaker laid before the House on its second reading and passage to third reading,

SB 51, A bill to be entitled An Act providing for a system of quadrennial voter registration, with provisions for renewal of registration for a succeeding quadrennium; containing penal provisions; amending the Texas Election Code as follows: amending Sections 42a, 43a, 45a, 46a, 47a, 48a, and 50a (Articles 5.10a, 5.11a, 5.13a, 5.14a, 5.15a, 5.16a, and 5.18a, Vernon's Texas Election Code); adding Sections 50b, 50c, and 50d; amending Subsection (1) of Section 51a (Article 5.19a); amending Sections 51b, 53a, and 93 (Article 5.19b, 5.21a, and 8.11); amending Subsections (4), (5), and (6) of Section 179a (Article 13.01a); repealing Sections 44a and 55 (Articles 5.12a and 5.23); making the Act effective only upon the adoption of a Constitutional Amendment; and declaring an emergency.

The bill was read second time.

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

Mr. Doran offered the following amendment to Committee Amendment No. 1:

Amend SB 51, First Printing, by striking all below the enacting clause and substituting the following:

Section 1. The Texas Election Code is amended by adding Section 56a, to read as follows:

"56a. Registrar of voters

"The county tax assessor-collector of each county in this state shall be the registrar of voters in that county; and as used in this code, the term 'registrar of voters' or 'registrar' means the county tax assessor-collector."

Sec. 2. The Texas Election Code is amended by adding Section 56b through 56y, to read as follows:

"56b. Duties of registrar

"The registrar shall be responsible for the registration of voters, keeping of records, preparation of lists of registered voters, and such other duties incident to voter registration as are placed upon him by law. The duties imposed upon the county tax assessor-collector as registrar are in addition to his other duties imposed by law. Any of the duties of the registrar, except the hearing of appeals on denial of registration and the hearing of challenges of registration, may be performed through a deputy or deputies. The registrar and his deputies are authorized to administer oaths and certify

thereto under the seal of his office in every case where an oath is required in complying with any portion of this code in connection with his official duties. The registrar shall not make a charge against a voter for performing any duty incident to voter registration. The expenses of the office of registrar shall be borne by the county, except as otherwise may be provided by law.

"56c. Time and place for registration; period for which registration is effective; time off from work for registering

"Subdivision 1. As used in this code, a 'voting year' is a period of one year beginning on March 1 of each calendar year; and a 'voting biennium' (sometimes called a 'biennium') is a period of two voting years beginning with each even-numbered year.

"Subdivision 2. Voters shall register biennially. Regular registration for each voting biennium shall be from the first day of October through the 31st day of January preceding the beginning of the biennium. Registration for each current biennial voting period shall also be conducted at all other times, beginning with the first day of March, except during the last 30 days of the period. A registration during the regular period for the succeeding biennium becomes effective on the first day of the new biennium. A registration for a current biennium after the beginning of the biennium becomes effective on the 31st day after registration. However, no person is eligible to vote at an election unless he fulfills all the qualifications of an elector for that election. A person registering on or after the first day of October preceding each new biennium and more than 30 days before the end of the current biennium is entitled to vote, if qualified, during the remainder of the current period after the expiration of 30 days, and during the ensuing full period.

"Subdivision 3. This subdivision states an exception to the rules stated in Subdivision 2. Any person who, at the time of applying for registration, comes within a category of persons eligible to vote by absentee ballot without regular registration through use of the federal post card application for absentee ballot, as provided in Subdivision 2a of Section 37 of this code, or who came within such a category at any time during the calendar year in which he applies, may register at any time, and the registration becomes effective for voting on the fifth day following completion of the registration if the registrant is otherwise qualified to vote on that date.

"Subdivision 4. (a) The registrar may have such number of duly authorized and sworn deputies as he deems necessary to assist in the registration of voters. However, no deputy may be paid for his services except with the approval of the commissioners court. An unpaid deputy shall not be required to give a bond in connection with his services.

"(b) It is the intent of the Legislature that the registrar shall establish a sufficient number of registration places throughout the county, and outside the county courthouse, for the convenience of persons desiring to register, to the end that registration may be maintained at a high level.

"(c) Where the performance of the services is not contrary to some other provision of law, the head of any department of the state government, with the approval of the governing board where one exists, any county officer, and the head of any department of a city, town, or village, with the approv-

al of the municipal governing board, may permit any of the officers and employees under his control to become deputy registrars of voters and to register persons on any premises and facilities under his control during the regular working hours of the deputized officer or employee.

“(d) It is also the intent of the Legislature that the registrar, in order to promote and encourage voter registrations, shall enlist the support and cooperation of interested citizens and organizations, and shall deputize as registrars qualified citizens in such a way as to cover most effectively every section of the county. The persons so deputized shall be permitted to register voters anywhere within the county and to secure registrations at the places of residence of the persons to be registered, and the registrar shall not deny deputy registrars the right to register voters in accordance with this authorization.

“(e) No voter registrar shall refuse to deputize any person to register voters because of race, creed, color, or national origin or ancestry. No bona fide resident of the county of good moral character shall be excluded from serving as deputy by the registrar.

“Subdivision 5. Upon the request of an employee eligible to register, his employer shall allow him to be absent from work for a sufficient length of time to register if the employee's place of residence and working hours are such that he cannot register at a station located within 10 miles of his place of residence during nonworking hours. An employer is not required to compensate an employee for the time the employee is absent for the purpose of registering, but he may not subject the employee to any other penalty or deduction of wages because of his absence. Any employer who violates any provision of this subdivision is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$1,000.

“56d. Minimum requirements for stationing of deputies during first registration period

“During the first regular registration period after the effective date of this section, the following are the minimum requirements which each registrar shall meet in the stationing of deputies for the purpose of registering voters:

“(1) One or more deputies must be stationed within each election precinct in the county for a sufficient length of time to satisfy the formula that for each 100 voters or major fraction thereof who reside within the territory to be served, using the number of votes cast for governor at the last preceding presidential election as the number of voters, one deputy will be on duty for at least eight hours. However, two or more election precincts may be combined and only one station established within the combined territory if the maximum distance of the combined territory from one extremity to the other does not exceed 20 miles.

“(2) A station must be established within each incorporated city, town, or village in accordance with the formula stated in paragraph (1). However, the stationing under either paragraph (1) or paragraph (2) may be counted toward fulfillment of the requirements of the other paragraph, if the stationing meets the conditions of each paragraph.

"(3) Each station which the registrar is required to establish under either paragraph (1) or paragraph (2) must be kept open for a minimum of one eight-hour day, regardless of the number of voters within the territory to be served.

"This section states mandatory minimum requirements only. The registrar shall maintain such stations or additional stations for such additional periods of time as may be necessary to fulfill the standard prescribed in Section 56c of this code.

"56e. Persons entitled to register

"A person is entitled to register as a voter in the precinct in which he resides if:

"(1) on the date of applying for registration he is a citizen of the United States and is subject to none of the disqualifications, other than nonage, stated in Section 33 of this code; and

"(2) within 60 days after the effective date of the registration he will be 18 years of age or older and will have resided in the state for one year.

"56f. Mode of applying for registration

"Subdivision 1. A person may apply for registration in person or by mail. Each applicant shall submit a written application which supplies all the information required by Section 56g of this code. The Secretary of State shall prescribe the application form. He may prescribe one or more forms for use in counties using electronic data processing methods for issuing voter registration certificates and a different form for use in counties not using those methods, but the registrar in each county shall accept any application made upon any form prescribed by the Secretary of State which supplies all the necessary information for registration. In addition to other requirements, the application form shall contain the following statement: 'I understand that the giving of false information to procure the registration of a voter is a felony.' It shall also contain a space for recording the number of the voter's identification card and record form.

"Subdivision 2. The application shall be signed by the applicant or his agent. However, if the person making the application is unable to sign his name either because of physical disability or illiteracy, he shall affix his mark, if able to do so, which shall be attested by a witness who is a qualified elector, whose signature and address shall be shown on the application. If a person making the application is physically unable to make a mark, the witness shall so state on the application.

"Subdivision 3. The husband, wife, father, mother, son, or daughter of a person entitled to register may act as agent for such person in applying for registration, without the necessity of written authorization therefor, may sign for the applicant, and may receive the voter identification card. However, none of these persons may act as agent unless he is a qualified elector of the county. No person other than those mentioned in this subdivision may act as agent for a person in applying for registration. Except as permitted in this subdivision, a person who wilfully acts as

agent for another in applying for registration is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$1,000.

"Subdivision 4. A registrar of voters who knowingly issues a registration certificate to a person other than the applicant or his lawful agent, or who knowingly mails or delivers a registration certificate to a person other than the applicant or his lawful agent, is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$1,000.

56g. Information required on application

"An application for registration shall contain the following information:

"1. The applicant's name, sex, occupation, whether the applicant is a student at a school, college, or university, and post office address (or if living in an incorporated city or town, his street address).

"2. A statement of the applicant's age. If the applicant has not attained 21 years of age, the application shall show his date of birth by month, day and year. If the applicant has already attained the age of 21 years, it is sufficient for the applicant to state that he is over that age. In lieu of showing the applicant's age in terms of a number of years, age may be shown by stating the date of birth; and in case that form of statement is called for on the application, it is sufficient for an applicant who has attained 21 years of age to state the year of his birth without giving the month and day, or to state that he was born prior to a certain year which shows him to be over that age.

"3. A statement that the applicant has resided in the state more than one year, in the county more than six months, and in the city or town (if a resident of an incorporated city or town) more than six months immediately preceding the date of application; or if not a resident for such length of time, a statement of the date on which he became a resident of the state, county, or city, as the case may be.

"4. A statement that the applicant is a citizen of the United States.

"5. If the applicant was registered in any other county of this state within the preceding two years, the name of the county in which he was registered and his last residence address in that county.

"6. If the application is made by an agent, a statement of the agent's relationship to the applicant.

"The application form shall contain a space for showing the address to which the voter identification card is to be mailed, if it is to be mailed to a temporary address. It shall also contain a space for showing the election precinct in which the applicant resides, but an application shall not be deficient for failure to list the number or name of the precinct or for listing an incorrect number or name where the applicant's correct address is given. It may also contain a space for the applicant's social security number, but an application shall not be deficient for failure to list the number.

56h. Voter identification card

"Subdivision 1. Upon receiving the application of a voter who is entitled

to register, the registrar shall prepare a voter identification card for the voter, which shall show the voter's name, registration number, address, and election precinct number. The card shall also contain a space for the voter's signature, and it shall contain or be accompanied by a written instruction to the voter that the card is to be signed by the voter personally immediately upon receipt, if the voter is able to write his name.

"Subdivision 2. If an identification card is lost, mutilated, or destroyed, the voter shall notify the registrar, in person or by mail, and request that a replacement card be issued to him. The face of the card shall contain the same information as the original card, except that it shall be marked to show that it is a replacement.

"Subdivision 3. It is unlawful for the registrar to mail or deliver an identification card or replacement identification card to anyone other than the voter or to someone lawfully acting as his agent, and any registrar or deputy who violates this provision is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$1,000.

"Subdivision 4. Voter Identification Card with photograph

"In counties desiring to have a Voter Identification Card with a photograph, the commissioners court by a majority vote may authorize such a photograph. The Voter Identification Card with the photograph shall be made of a substantial and durable material, such as used for Texas Driver's Licenses, on which the information and data shall be an integral and permanent part of the materials, and on which can be placed the information and data required for registration, and which information and data shall remain clearly legible for the duration of the registration period. After the information and data have been emplaced on the base material, it shall be inserted into and sealed in, a clear plastic envelope. Each certificate shall be approximately three and three-eighths inches long and approximately two and one-eighth inches wide.

"56i. Registration record forms

"Subdivision 1. As soon as practicable after a registration is completed, the registrar shall make up for the voter a registration record form of loose-leaf style, which shall be made up in duplicate and which shall show the voter's name, permanent residence address, and election precinct number, and optionally the voter's social security number. It shall also show the voter's temporary address if one is shown on his application. The form shall contain suitable space for recording change of residence, transfer of registration to another election precinct, a record of the elections at which the voter votes, and information pertinent to cancellation of registration.

"Subdivision 2. The identification cards and registration record forms for each county shall be serially numbered, beginning with No. 1, for registrations for each new biennium, and the numbers shall be preceded by a letter or combination of letters, beginning with the letter A and proceeding in alphabetical order for each new biennium. The registration records of registered voters shall be kept in two files, one to be known as the precinct registration file and the other to be known as the county registration file. The original form shall be filed alphabetically, by name of the registrant, in the precinct file, and the duplicate shall be filed alphabetically in the county registration file. The voter's application for registration shall be

attached to the duplicate record form. The files shall be open to public inspection at all times during regular office hours of the registrar, subject to reasonable safeguards.

"56j. Correction of errors on registration records

"Subdivision 1. When after registration it is discovered that an error has been made in filling out the blanks on the registration record forms or the voter identification card through mistake of the registrar or through mistake of the voter in supplying the information, the voter may present the card to the registrar for correction and the registrar shall correct the information on the card and on the registration records on file in his office.

"Subdivision 2. If an error is made in the election precinct of the voter's residence and the original list of registered voters for the biennium has already been prepared, upon correction of the error the registrar shall place the voter's name on the supplemental list of registered voters for the precinct in which he resides. No person is entitled to vote in an election precinct of which he is not a resident. If an error in the election precinct has not been corrected on the registration records at the time the voter offers to vote at an election, he may vote in the precinct of his residence, if otherwise qualified, by making and leaving with the presiding judge of the election an affidavit that he is a bona fide resident of that precinct and qualified to vote at that election, and that the error on the registration records was not caused by an intentional misrepresentation on his part.

"Subdivision 3. Where a voter's name is not shown on the precinct list of registered voters but the voter presents his identification card showing him to be registered in that precinct, the election officers shall permit him to vote and shall add his name, address, and registration number to the list.

"Subdivision 4. Where a voter who does not present his voter identification card to the election officers claims to be registered in the precinct where he offers to vote, or claims to be erroneously registered in some other precinct, the presiding judge, if not satisfied as to his right to vote, may refuse to accept him unless he complies with the provisions of this code relative to challenge of a voter at the polling place. Where a voter claiming to be registered in the precinct is accepted, the presiding judge shall add the voter's name and address to the list of registered voters, with the notation that he voted on an affidavit of a lost identification card.

"Subdivision 5. Within 10 days after the election, the officer to whom the list of registered voters is returned shall notify the registrar of any additions which the election officers made to the list of registered voters. Within the same period, the officer to whom the affidavit of erroneous election precinct is returned shall notify the registrar of the names and other information contained on the affidavits used in the election. The registrar shall take the necessary steps to verify and correct the registration records, including a recall of the identification cards for correction where necessary. If the registrar finds that a person who voted is not registered, he shall report the matter to the prosecuting attorney.

"56k. Challenge of registration; appeal

"Subdivision 1. Any person applying for registration may be challenged by the registrar or deputy taking his application or by any registered

voter of the county. If after hearing and considering the challenge the officer taking the application is satisfied as to the applicant's entitlement to registration, he shall register the applicant, but if not so satisfied, he shall refuse to register the applicant. If refusal has been by a deputy registrar, the applicant may appeal to the registrar, who shall decide the challenge within seven days. When the registrar refuses to register an applicant, the applicant may appeal from the decision of the registrar to a district court of the county within 30 days after the registrar's decision, and the decision of the district court shall be final.

"Subdivision 2. Any registered voter shall have the right to challenge the registration of any other registered voter in his county by filing with the registrar of voters a sworn statement setting out the grounds for such challenge. The registrar shall give notice to the person whose registration has been challenged, and a hearing shall be held and a ruling made thereon. Either party to the controversy may appeal from the decision of the registrar to a district court of the county of registration within 30 days after the registrar's decision, and the decision of the district court shall be final. A challenged voter may continue to vote until a final decision is made canceling his registration.

"Subdivision 3. The district courts of this state shall have jurisdiction to hear and determine appeals from decisions of the registrar refusing an application for registration and from decisions of the registrar either canceling or refusing to cancel a registration. The trial in the district court shall be de novo. The court shall give priority to the appeal if an election is pending within 60 days.

"56l. Cancellation of registration upon death or judicial determination of disqualification

"Subdivision 1. Not later than the 10th day of each month, each local registrar of deaths in this state shall furnish to the registrar of voters of the county of residence of the decedent an abstract of the death certificate of each decedent over the minimum voting age who was a resident of this state at the time of his death. The abstract shall show the name, age, sex, place of residence, and date and place of death of the decedent. Upon receipt of an abstract, the registrar of voters shall determine if the decedent was a registered voter and, if so, shall cancel his registration.

"Subdivision 2. Not later than the 10th day of each month, the clerk of each county court or probate court in this state shall furnish to the registrar of voters of the county of residence of the person so adjudged, an abstract of each final judgment adjudging a person over the minimum voting age and resident within this state to be mentally incompetent. The abstract shall show the person's name and permanent address and any other available information which will assist in identifying the person in the voter registration files. Upon receipt of an abstract, the registrar shall determine if the person is a registered voter and, if so, shall cancel his registration.

"Subdivision 3. Not later than the 10th day of each month, the clerk of each court having jurisdiction of the trial of felony crimes shall furnish to the registrar an abstract of each unappealed conviction for a felony crime and of each final conviction in appealed cases. The registrar

shall determine if the person convicted is a registered voter and, if so, shall cancel his registration.

"Subdivision 4. Upon receipt of a certified copy of a final judgment in an election contest proceeding adjudging a registrant not to be a qualified voter, the registrar shall cancel his registration.

"Subdivision 5. Whenever a registration is cancelled under Subdivisions 2, 3, or 4 of this section, the registrar shall immediately mail a notice of the cancellation to the registrant.

"56m. Change of residence within county

"Subdivision 1. A registered voter who changes his place of residence within the election precinct shall notify the registrar of the change of address and present his voter identification card to the registrar. The registrar shall make the necessary change on the card and on the registration records in his office and return the card to the voter. He shall change the address on the list of registered voters at the next revision of the list.

"Subdivision 2. A registered voter who changes his residence to another election precinct within the county shall present his voter identification card to the registrar with a written, signed request that his registration be transferred to the precinct of his new residence. The voter must request the change at least four days before any election at which he offers to vote. Unless the registration is transferred and the voter's name appears on the list of registered voters of the precinct of his new residence, he shall not vote. Upon receiving a request for transfer, the registrar shall make the necessary changes on the voter identification card and on the registration records in his office and return the card to the voter. He shall attach the request to the voter's duplicate registration record form in the county file and transfer the voter's precinct registration record form to the file for the precinct of his new residence. He shall make the transfer on the list of registered voters at the next revision of the list.

"56n. Change of residence to another county

"A registered voter who moves from one county to another must reregister in the county of his new residence in the same manner as an initial registrant. However, during the first six months after removal the voter may vote a limited ballot, as provided in Section 37c of this code, at any time after registration without being subject to the 30-day waiting period.

"The registrar of the county in which the new registration is accomplished shall immediately notify the registrar of the county wherein the voter was formerly registered that the voter has changed his registration to the county of his new residence. Upon receipt of the notice, the registrar of the county wherein the voter was formerly registered shall cancel the registration in that county.

"56o. Disposition of records upon cancellation of registration

"Upon cancellation of the registration of a voter, the registrar shall remove the voter's registration record forms from the county and pre-

cinct registration files and shall attach the duplicate form to the original form and file them alphabetically in the cancelled registration file. The forms shall be preserved for a period of three years after cancellation, and may then be destroyed.

"56p. Change of name

"Any registered voter who changes his name through marriage or judgment of a competent court shall file a signed statement of such change with the registrar and apply for registration under his new name. New registration record forms shall then be prepared and executed and a new identification card shall be issued to the voter, and the old records shall be placed in the cancelled registration file. If otherwise qualified, the voter may vote under the new registration at any election held more than four days after the registration is completed, and may vote under the former registration at any election held within four days after the new registration.

"56q. Renewal of registration by voting or by request for renewal; cancellation for failure to renew

"Subdivision 1. Whenever a registered voter votes in a primary or general election for nomination or election of state and county officers, his registration is automatically renewed for the succeeding biennium unless, prior to the beginning of that biennium, the registration is cancelled under some provision of this code.

"Within 30 days after each second (runoff) primary for nomination of state and county officers, the county chairman of each political party holding primary elections shall deliver to the registrar the lists of registered voters used at the party's general primary and runoff primary in each election precinct in the county, marked to show the names of persons who voted at the election as provided elsewhere in this code. Within 60 days after the date of each general election for state and county officers, the county clerk shall deliver to the registrar the lists of registered voters used at the general election, marked to show the names of persons who voted at the election. From these lists, the registrar shall make a record in the precinct registration files of the voters who voted at these elections. The registrar shall preserve the lists for a period of two years following the close of the biennium in which the election occurred.

"Subdivision 2. Before the first day of October in each odd-numbered year, the registrar shall examine the registration records to determine which persons did not vote at either a primary election or a general election during the current biennium. During the month of October, he shall mail to each such person a notice that it will be necessary for him to reregister if he wishes to vote at elections to be held during the succeeding voting biennium but that he may reregister by returning the notice to the registrar, before the following January 31, with his signed statement thereon that he is still a qualified elector of the county, together with any change of address or other information necessary to bring his registration record up to date.

"If the voter requests reregistration before the following January 31, the registrar shall make a notation of the reregistration on the precinct registration record and shall place it with the precinct record cards of new

registrations for the succeeding voting biennium, and shall attach the request for reregistration to the duplicate registration record form in the county registration file.

"Subdivision 3. The registration of a voter who does not vote at an election during a biennium as provided in Subdivision 1 of this section or who, having failed to vote, also fails to return a request for reregistration by January 31 preceding the beginning of the succeeding biennium as provided in Subdivision 2 of this section, shall be cancelled effective on the first day of the succeeding biennium.

"Subdivision 4. Before the first day of November in each odd-numbered year, the registrar shall mail to each voter who voted at either a primary election or the general election during that voting biennium a notice stating that his registration will be renewed for the succeeding biennium unless the registrant is no longer a qualified voter of the county, and requesting him to furnish the registrar with any information necessary to bring his registration record up to date. The notice shall be marked with a direction to the postal authorities not to forward it to any other address and to return it to the registrar if the addressee is no longer at that address.

"The registrar shall renew the registration of those voters who do not respond to a delivered notice or who respond and show themselves still entitled to registration in the county.

"When a notice is returned undelivered, the registrar shall send the registrant another notice by forwardable mail, informing him that his registration will be cancelled for the succeeding biennium unless he furnishes to the registrar, before January 31 or within 30 days from the date of the notice, whichever is later, information showing that he is still entitled to registration in the county.

"Subdivision 5. Except where reinstatement of a cancelled registration is expressly provided for, a voter whose registration is cancelled must reregister in the same manner as an initial registrant.

"56r. Lists of registered voters

"Subdivision 1. Before the first day of each voting biennium, the registrar shall prepare for each election precinct of the county a certified list of registered voters who were registered for that biennium as of the first day of February of that year. Each precinct list shall be prepared in two parts, each arranged alphabetically by the names of the voters and showing each voter's name, age, address, and registration number. On the first part of the original list shall be shown the names of voters who are qualified to vote in all elections as of March 1. On the second part shall be shown the names of voters who are not yet qualified to vote in all elections as of March 1. This list shall contain five columns, headed as follows:

Not eligible to vote before date shown				
Federal Elections		State Elections		
Statewide	District	Statewide	County	City

If a change in the law with respect to voting eligibility makes any of these columns unnecessary, the Secretary of State shall prescribe the number of columns and the headings to be used. For the various types of elections

in which the voter is not yet eligible to vote, the registrar shall show the date on which he will become eligible.

"Subdivision 2. The registrar shall deliver to each board, executive committee, or other authority having the duty of furnishing supplies for any general, special, or primary election to be held within the county during the succeeding biennium, one set of such lists for all precincts in the county if any election which may be held by such authority is countywide, and one set of such lists for all precincts wholly or partially within the boundaries of the particular political subdivision if all elections which may be held by such authority are less than countywide. The registrar shall also furnish to each such authority, not less than 20 days before each election, an updated consolidated list of the voters in each precinct who will have been registered for 30 days on the day of the election and whose names do not appear on the original list. When a runoff election is held, before the first day of absentee voting in the runoff election the registrar shall prepare a consolidated list of the voters who will have been registered 30 days on the day of the election and whose names do not appear on the original list or the supplemental list prepared for the first election. Between the fourth day before the election and election day in each election, he shall furnish a separate list of the voters who transfer their registration more than four days before the election and who are not included in a previous list. The supplemental lists shall be prepared in two parts, in the same form as the original lists. With each supplemental list the registrar shall also furnish a list of persons whose registration has been cancelled or transferred to another precinct since preparation of the last set of lists. The authority shall furnish to the presiding judge in each precinct the original and supplemental lists of voters in his precinct at the time it furnishes other election supplies. Prior to the opening of the polls, the presiding judge shall strike from the registration list the names of persons whose registration has been cancelled or transferred to another precinct.

"Subdivision 3. Instead of the two-part list of registered voters described in Subdivision 1 of this section, with the approval of the Secretary of State the registrar may prepare the original and supplemental lists in some other form so long as the form used gives the required information on each voter.

"Subdivision 4. The registrar shall furnish without charge to each clerk having the duty of conducting absentee voting in any election the appropriate lists for use in the conduct of absentee voting for the election. He shall also furnish to the county clerk one set of the original lists and one set of the supplemental lists prepared for each countywide election, which shall be public records available for public inspection at all times that his office is open.

"Subdivision 5. No charge shall be made for lists furnished for use in elections held at the expense of the county or any city or other political subdivision. For each set of original and supplemental lists which the registrar is required to furnish to the executive committee of a political party for use in its primary elections, the registrar may charge not more than \$5, to be paid by the party or the chairman ordering the lists, which charge shall be in full for both the original lists and the supplemental lists. The registrar shall also furnish to the county executive committee of each political party, for any year in which the party is holding precinct conventions, one set of the original and supplemental lists for use in qualifying persons

to participate in the conventions, for which the registrar may charge not more than \$5.

"Subdivision 6. It is permissible for the registrar to furnish additional copies of the original and supplemental lists for each election, and it is permissible for the election officers to use the additional lists for making up the poll list for the election when furnished in suitable form for that purpose.

"Subdivision 7. In addition to other registration records which the registrar is required to maintain, the registrar may maintain an auxiliary record of registered voters on punched cards or magnetic tape or in other appropriate manner for producing lists of registered voters on data processing equipment, and may furnish lists of registered voters prepared by such method. In lieu of making supplemental lists for an election, he may furnish a revised complete list of registered voters for each precinct, reflecting changes in the original list which are required to be shown by the supplemental lists.

"56s. Abolition of precinct or alteration of boundary

"In the event the precinct in which a registered voter resides is abolished or has its boundary altered, the registrar shall change the voter's registration record forms to show him to be registered in the proper precinct and shall mail a notice of the change to each voter affected, instructing him to make the change on his voter identification card. If the registrar is unable to determine the proper precinct of a voter from the information on the registration record forms, he shall mail a request to the voter for such additional information as will enable him to determine the proper precinct, and until the information is received he shall not place the voter's name on the list of registered voters for any precinct.

"56t. Statement of registrations

"Before March 10 of each even-numbered year, the registrar shall make a statement to the Secretary of State and to the county clerk showing the number of voters registered in each election precinct in the county as of the first day of March of that year. The statement shall become a record of the officer to whom the statement is made.

56u. Reimbursement of county by state

"Subdivision 1. Before April 1 of each even-numbered year, the registrar shall submit to the Comptroller of Public Accounts a certified statement of the total number of registered voters shown on the precinct registration lists for the voting biennium which began on March 1 of that year, together with the total number of original registration record forms which were processed during the 24-month period ending January 31 of the year in which the statement is submitted.

"Subdivision 2. Before June 1 of the year in which the statement is submitted, the Comptroller shall issue a warrant to each county in the aggregate of the following amounts:

"(1) 40 cents multiplied by the number of processed registration forms, and

"(2) 25 cents multiplied by the difference between the total number of registered voters and the number of processed registration record forms, as shown by the certified statement required by Subdivision 1 of this section. However, before issuing a warrant the Comptroller may require additional proof to substantiate the statement.

"Subdivision 3. The disbursements prescribed by this section shall be made from the general revenue fund as provided by legislative appropriations. All money received by a county under this section shall be deposited in the county treasury in a special fund to be used for defraying expenses of the registrar's office in the registration of voters. None of the money shall be deemed to be fees of office or be retained by the registrar as fees in counties where the registrar is compensated on a fee basis.

"56v. Secretary of State to prescribe forms

"The Secretary of State shall prescribe the form of all cards, records, notices, reports, and other documents which are used in connection with the registration of voters.

"56w. Penalty for false registration

"Any person who wilfully makes any false statement to procure his registration as a voter or gives any false information in connection with such registration is guilty of a felony and upon conviction shall be punished by confinement in the state penitentiary not less than one nor more than three years.

"56x. Penalty for forged or fictitious application

"Any person who applies for registration of any person, or who signs an application purporting to be the application for registration of any person, either real or fictitious, other than the person making the application or affixing the signature, or someone who is unable to sign and who requests him to sign for such other person, is guilty of a felony and upon conviction shall be punished by confinement in the state penitentiary not less than one or more than three years.

"56y. Construction of other laws

"Whenever, under any provision of this code or of any other statute of this state heretofore enacted, a person is required to have paid a poll tax or secured an exemption certificate as a qualification for any purpose, such statute shall be construed to require that the person be registered as a voter in accordance with the provisions of this code. All references to a poll tax receipt or an exemption certificate or a voter registration certificate as evidence of eligibility to vote, in both civil and criminal statutes, including those contained in the Penal Code, shall be construed to mean a voter identification card, unless the context clearly requires otherwise, and all references to the list of qualified voters shall be construed to mean the list of registered voters as provided for in Section 56r of this code."

Sec. 3. Section 37, Texas Election Code, as amended (Article 5.05, Vernon's Texas Election Code), is amended by adding Subdivision 1b, to read as follows:

"Subdivision 1b. Voter identification card to accompany application for absentee ballot.

"(a) All references in this section to the poll tax receipt or exemption certificate or voter registration certificate of an absentee voter shall be construed to mean the voter's identification card provided for in Section 56h of this code. In case of conflict, this subdivision supersedes any other provision of this section which pertains to presentation of one of these documents or an affidavit or statement in lieu thereof when applying for an absentee ballot.

"(b) In absentee voting by personal appearance, the voter shall sign his application for an absentee ballot in the presence of the clerk. He shall present his voter identification card with his application, and the clerk shall compare the signature on the application, with the signature on the card to see that they correspond. If the clerk finds that the signatures do not correspond, he shall challenge the voter, and the voter shall not be allowed to vote unless he complies with the procedure prescribed in Section 91 of this code for acceptance of a challenged voter. The clerk shall make a notation of the challenge on the application, together with a notation of the action taken thereon. If the voter has lost his identification card or has used it in applying for an absentee ballot in another election, the procedure outlined in Subdivision 2, Section 89 of this code shall be followed.

"(c) In absentee voting by mail, where the voter's identification card accompanies the application the clerk shall compare the signature on the application with the signature on the card to see that they correspond. If he finds that they do not correspond, he shall take the action required by Paragraph (d) of this subdivision, and he shall not furnish a ballot to the voter unless the voter complies with the procedure prescribed in Section 91 of this code for acceptance of a challenged voter. If in lieu of presenting his identification card the voter certifies that he has used the card in applying for an absentee ballot for another election and it has not yet been returned to him, the voter is not required to submit any further proof of identity unless the clerk challenges his identity. If the voter has lost his identification card, he may vote upon an affidavit of lost identification card if he also submits the sworn statement of some other registered voter in the same precinct, together with his address and registration number, vouching for the absentee voter's identity.

"(d) In every instance where the clerk challenges an absentee voter's application or his right to vote, the clerk shall inform the voter of the ground of the challenge and the procedure necessary to enable the voter to obtain a ballot. Where application is by mail, the clerk shall mail the notice to the voter on the same day that he acts on the application.

"(e) The clerk does not make a notation of the voter's identification card to show that he has voted at the election, as was required on a poll tax receipt, exemption certificate, or voter registration certificate. In other respects, the provisions in other subdivisions of this section outlining the procedure for maintaining a record of the voting shall be followed insofar as they do not conflict with this subdivision.

"(f) Within 10 days after an election, the officer having custody of the applications for absentee ballots after the election shall assemble a complete list of the names of the absentee voters who voted on an affidavit of a lost identification card, showing each voter's address and registration number, and shall forward the information to the registrar. The registrar shall mail a blank replacement identification card to each voter whose name is on the list, with the necessary instructions for completing the execution and issuance of the card in accordance with the procedure outlined in Subdivision 2, Section 56h of this code."

Sec. 4. Section 89, Texas Election Code (Article 8.07, Vernon's Texas Election Code), is amended to read as follows:

"89. Presentation of identification card

"Subdivision 1. No person shall be permitted to vote unless he first presents to the election officer his voter identification card or offers satisfactory proof of his identity as provided in Subdivision 2 of this section.

"Subdivision 2. If a voter has lost his identification card, he may vote upon complying with the following procedure. He shall sign an affidavit, on a form provided at the polling place, which in addition to his signature shall show his address and voter registration number. The election officer shall fill in the registration number from the list of registered voters. If the presiding judge has personal knowledge of the voter's identity, or if an election officer or any other person whom the presiding judge knows personally vouches for his identity, the presiding judge may permit him to vote without further identification. Otherwise, the election officer shall require the voter to present his driver's license, social security card, or some other document to establish his identity. In every case the election officer shall note on the affidavit form the method by which identity was established, including the name of the person vouching for the voter's identity or the number of his driver's license, social security card, or other document used to establish his identity, and the officer who accepts the voter shall place his signature by name or initials alongside the entries. If a voter fails to satisfy the election officer of his identity by any of these methods, he nevertheless shall be permitted to vote if he complies with the challenge procedure outlined in Section 91 of this code.

"Subdivision 3. The affidavits of lost identification card shall be returned to the officer who receives the election records which are intended for public inspection. Within 10 days after the election, the officer shall notify the registrar of the names and other information contained on the affidavits used in the election. The registrar shall mail a blank replacement identification card to each voter whose name is on the list, with the necessary instructions for completing the execution and issuance of the card in accordance with the procedure outlined in Subdivision 2, Section 56h of this code."

Sec. 5. Section 90, Texas Election Code (Article 8.08, Vernon's Texas Election Code), is amended to read as follows:

"90. Poll list and signature roster; acceptance of voter

"Subdivision 1. There shall be kept at each polling place a poll list

and a signature roster of persons voting at the election. The poll list shall be made up in the number of copies required by law, consisting of an original and carbon copies thereof, which shall be distributed as provided elsewhere in this code. The signature roster shall be made up as an original and one carbon copy.

“Subdivision 2. When a person offers to vote, he shall present his voter identification card to an election officer and the election officer shall announce the voter’s name and shall ascertain that the voter’s name appears on the list of registered voters, and shall then require the voter to sign and fill out the signature roster, which shall show the voter’s name, address, and registration number. The election officer shall compare the signature on the signature roster with that on the identification card, and if he finds that they correspond, an election officer shall enter the voter’s name and registration number on the poll list and shall note on the list of registered voters that the voter has voted at that election. If the election officer finds that the signatures do not correspond, he shall challenge the voter, and the voter shall not be allowed to vote unless he complies with the procedure prescribed in Section 91 of this code for acceptance of a challenged voter. The election officer shall make a notation of the challenge on the signature roster, together with a notation of the action taken thereon. If the voter is allowed to vote, the word ‘challenged’ and the name and address of the party testifying under oath as to the voter’s qualifications shall be written on the poll list opposite the name of the voter. If a voter is unable to sign his name, his name shall be entered on the poll list without any entry being made on the signature roster, and such fact shall be noted on the poll list. In each case the voter’s identification card shall be returned to him.

“Subdivision 3. Where a voter is voting on an affidavit of a lost identification card, he shall sign the signature roster after he has signed the affidavit and has been accepted for voting. The election officer shall then enter his name and registration number on the poll list and make the notation on the list of registered voters, and shall then permit him to vote.

“Subdivision 4. After the polls are closed, the original copy of the signature roster shall be attached to and returned with the copy of the poll list which is intended for inspection by the public and shall be preserved in accordance with the rules applying to that copy of the poll list. The carbon copy of the signature roster shall be retained by the presiding judge, who shall keep it for 60 days, subject to the inspection of anyone interested in the election.”

Sec. 6. Subsections (5) and (6), Section 179a, Texas Election Code, as amended (Article 13.01a, Vernon’s Texas Election Code), are amended to read as follows:

“(5) To become qualified to participate in any party convention of a party which does not hold a primary or to become qualified for party membership for any party convention held prior to a primary, each voter who desires to participate in the convention shall state under oath to the precinct chairman that he has not participated in the primary or convention of any other party during that voting year. Thereupon, the precinct chairman shall issue to the voter a certificate in the following form:

Date.....

.....has affiliated with the
(Name of Voter)

.....Party for the current year.

.....
Precinct Chairman, Precinct No.

.....County, Texas.

Each precinct chairman is authorized to administer the oath required by this subsection.

“(6) A certificate issued by the presiding election judge, the county clerk, or the precinct chairman as provided in this section shall serve as evidence that the person whose name appears on the certificate is affiliated with the party designated on the certificate and is therefore eligible to participate in that party’s conventions.”

Sec. 7. Sections 41a through 55a, Texas Election Code (Articles 5.09a through 5.23a, Vernon’s Texas Election Code), excepting Section 51b (Article 5.19b) are repealed as of March 1 following the effective date of Section 2 of this Act. These sections are effective for prescribing registration and voting requirements for elections held before the repeal date, but do not apply to registration for elections held on and after the repeal date. Section 51b continues in effect for payment of reimbursements to counties for all registrations under Sections 43a, 44a, and 44b of the Election Code, and is repealed as of September 1 following the effective date of Section 2 of this Act.

Sec. 8. On the effective date of this Act, Sections 43a and 51b, Texas Election Code (Article 5.11a and 5.19b, Vernon’s Texas Election Code), are amended to read as follows until they are repealed as provided in Section 7 of this Act:

“43a. Period for registration; period for which registration is effective

“As used in this code, a ‘voting year’ is a period of one year beginning on March 1 of each calendar year. The regular period for registration for each voting year is from the first day of October through the 31st day of January preceding the beginning of the voting year. Registration during this period entitles the registrant, if otherwise qualified, to vote at elections held at any time during the voting year for which he is registered. Registration for a voting year shall also be conducted at all other times, beginning with the first day of March, except during the last 30 days of the voting year. A person who registers after the beginning of the voting year is not entitled to vote until the expiration of 30 days after registration.”

“51b. Reimbursement of county by state

“(1) Before April 1 of each year, the registrar shall submit to the Comptroller of Public Accounts a certified statement of the total number of voters registered under Sections 43a, 44a, and 44b of this code during the

12-month period ending January 31 of the year in which the statement is submitted.

"(2) Before June 1 of the year in which the statement is submitted, the Comptroller shall issue a warrant to each county in the amount of 40 cents multiplied by the total number of voters registered as shown by the certified statement required by Subsection (1) of this section. However, the Comptroller may, before issuing a warrant, require satisfactory proof of the number of voters registered in the county during the 12-month period mentioned in Subsection 1.

"(3) The disbursements prescribed by this section shall be made from the general revenue fund as provided by legislative appropriations. All money received by a county under this section shall be deposited in the county treasury in a special fund to be used for defraying expenses of the registrar's office in the registration of voters. None of the money shall be deemed to be fees of office or be retained by the registrar as fees in counties where the registrar is compensated on a fee basis."

Sec. 9. Sections 1 and 8 of this Act take effect on the effective date of the Act. If the Act takes effect on or before October 1, 1971, Section 2 takes effect on October 1, 1971, for registering voters for the biennium which begins on March 1, 1972. If the Act takes effect after October 1, 1971, Section 2 takes effect on October 1, 1973, for registering voters for the biennium which begins on March 1, 1974. Sections 3, 4, 5, 6, and 7 take effect on March 1 following the effective date of Section 2.

Sec. 10. (a) This Act becomes effective and operative as a law upon the happening of either of the following contingencies, whichever first occurs:

(1) if the Supreme Court of the United States affirms or refuses to review the judgment of the United States District Court for the Southern District of Texas, Corpus Christi Division, in Civil Action No. 70-C-42, styled Jimmy F. Beare, et al., v. Preston Smith, as Governor of the State of Texas, et al., or if by other action taken upon an appeal of that case the Supreme Court rules that the provisions of the Constitution and statutes of this state requiring annual voter registration are in violation of the Constitution of the United States, or if in any other manner the ruling of the district court that Article VI, Section 2, Constitution of Texas, violates the Constitution of the United States becomes final; or

(2) if an order of the Supreme Court, the court of appeals, or the district court having jurisdiction of that case becomes effective to enjoin the enforcement of the provisions held invalid by the district court; or

(3) if a Constitutional Amendment deleting the requirement for annual registration is submitted by the 62nd Legislature and is adopted by the qualified electors of this state.

(b) If neither of the contingencies stated in Subsection (a) occurs, this Act does not become effective. If the first or second contingency occurs before the third one, the Attorney General of Texas shall certify its occurrence to the Governor and to the Secretary of State, and the Governor immediately shall issue his proclamation declaring that this Act becomes effective as a law on the date of the proclamation.

If the third contingency is the first to occur, this Act becomes effective as a law on the date that the Governor proclaims the adoption of the Constitutional Amendment.

Sec. 11. Subsection (k), Section 40, Texas Election Code, as amended (Article 5.08, Vernon's Texas Election Code), is amended to read as follows:

"(k) The residence of a student in a school, college, or university shall be presumed to be where his home was before he became such student unless he can prove that he has become a bona fide resident of the place where he is living while attending school or of some other place. A student under 21 years of age shall not be considered to have acquired a residence at the place where he lives while attending school unless he intends to remain there and to make that place his home indefinitely after he ceases to be a student and proves that he receives less than half of his financial support from his parents or legal guardian."

Sec. 12. Severability. 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 provisions or applications, and to this end the provisions of the Act are declared to be severable.

Sec. 13. 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.

The amendment was adopted.

Committee Amendment No. 1, as amended, was adopted.

SB 51, as amended, was passed to third reading.

Mr. Traeger moved to reconsider the vote by which SB 51 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Clayton, Adams, and Sherman requested to be recorded as voting Nay on the passage to third reading of SB 51.

MOTION TO PLACE SB 51 ON THIRD READING

Mr. Traeger moved that the constitutional rule requiring bills to be read on three several days be suspended and that HB 51 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—108

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

Nays—31

Adams	Christian	Head	Sherman
Agnich	Craddick	Jones, E.	Simmons
Allen, John	Denton	Kubiak	Spurlock
Angly	Doran	Lee	Tarbox
Bass, T.	Doyle	Nugent, J.	Uher
Blythe	Earthman	Patterson	Wayne
Bowers	Finck	Pickens	Wolff
Burgess	Floyd	Rodriguez	

Absent

Atwood	Lovell	Mengden	Vale
Jones, G.	McAlister		

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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On motion of Mr. Doran, and by unanimous consent, the caption of SB 51 was ordered amended to conform with the body of the bill.

Mr. Doran moved to not print Committee Amendment No. 1 to SB 51 in the House Journal.

The motion prevailed without objection.

HCR 61 WITH SENATE AMENDMENT

Mr. Golman called up with Senate Amendment for consideration at this time,

HCR 61, Concerning official policies for state agencies concerning urban communities.

On motion of Mr. Golman, the House concurred in the Senate Amendment to HCR 61.

Mr. Golman moved to reconsider the vote by which the House concurred in the Senate Amendment to HCR 61 and to table the motion to reconsider.

The motion to table prevailed.

HCR 61—TEXT OF SENATE AMENDMENT

Amend HCR 61 by changing the date January 1, 1972 to January 1, 1973.

SCR 5—REFERRED TO COMMITTEE

(Conveying certain property to the City of Austin)

The Speaker laid before the House the following resolution:

SCR 5

Whereas, The State of Texas has heretofore acquired title to a certain parcel of land, hereinafter more particularly described in the Isaac Decker League in Travis County, which tract has not been utilized by the State of Texas and for which there is no planned use by the state; and

Whereas, Said tract of land is adjacent to Zilker Park, which is owned by the City of Austin, and in close proximity of Town Lake and Barton Springs, in the City of Austin, and which are used primarily for recreation; and

Whereas, Considerate use of the tract of land hereinafter described could greatly enhance or improve park and recreational facilities of said Park, Town Lake, or Barton Springs area, which would enure to the benefit of the state as well as the city by enhancing the environs of our state government; and

Whereas, It is deemed desirable to have fee simple title to said property in order to augment the utility and beauty of the aforementioned areas, that the City of Austin have full ownership of the land, hereinafter described, so that it can be developed and/or utilized, on advice and guidance of the Parks and Recreation Department, a subdivision of the City of Austin competently versed in park and recreational development; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring:

That the State Board of Control of the State of Texas, be, and it is hereby, authorized and directed to convey to the City of Austin, a municipi-

pal corporation situated in Travis County, Texas, for and in consideration of the sum of Ten Dollars (\$10.00) cash, and the further consideration of the protection of the public health, sanitation, civic improvement and police protection in Zilker Park, along the Colorado River, and Barton Creek area, within the corporate limits of the City of Austin, and for the general welfare, fee simple title to all of that tract of land situated in Travis County, Texas, described as follows:

Six and forty-six-hundredths (6.46) acres of land out of the Isaac Decker League Survey in Travis County, as surveyed by the State of Texas, and City of Austin, commonly known as the "State Fish Hatchery Tract," and described by metes and bounds as follows:

Beginning at the most southerly corner of that 6.46 acre tract which was conveyed to the State of Texas by Joseph A. Nagle, in accordance with a deed recorded in Travis County Deed Records, Volume 58, Page 276;

Thence, North 30° East 743 feet to an iron stake:

Thence, North 8° West 360 feet to an iron stake;

Thence, South 64°5' West 160.4 feet to the west line of the Isaac Decker League;

Thence, With the League line South 30° West 893 feet to the most westerly corner of a 19½ acre tract, which is described in a deed recorded in Travis County Deed Records, Volume 51, page 567;

Thence, South 60° East 311 feet to the Place of Beginning, said tract containing six and forty-six hundredths (6.46) acres, more or less.

The resolution was referred to the Committee on State Affairs.

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 8 to the Committee on Appropriations.

SB 306 to the Committee on State Affairs.

SB 694 to the Committee on Counties.

SB 860 to the Committee on Public Education.

SB 931 to the Committee on Appropriations.

SB 1007 to the Committee on Counties.

SB 913 ON SECOND READING (Mr. Traeger—House Sponsor)

Mr. Traeger moved that all necessary rules be suspended to take up and consider at this time, SB 913.

The motion prevailed.

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

SB 913, A bill to be entitled An Act defining the word premise in connection with the sale of alcoholic beverages; providing for qualifications of permittees, amending Subsection 7, Section 3-a, Article I, Texas Liquor Control Act, as amended (Article 66-3a(7), Vernon's Texas Penal Code); amending Section 18, Article I, Texas Liquor Control Act, as amended (Article 666-18, Vernon's Texas Penal Code); repealing Section 16A, Chapter 38, Acts 1969, 61st Legislature, Regular Session; and declaring an emergency.

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

Mr. Traeger moved to reconsider the vote by which SB 913 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Salter, Kubiak, Clayton, Adams, Nabers, and Burgess requested to be recorded as voting Nay on the passage to third reading of SB 913.

MOTION TO PLACE SB 913 ON THIRD READING

Mr. Traeger moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 913 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—93

Agnich	Coats	Harding	Lombardino
Allen, Joe	Cobb	Harris	Longoria
Allen, John	Craddick	Hawkins	McAlister
Angly	Cruz	Hawn	McKissack
Atwell	Daniel	Haynes	Moncrief
Atwood	Davis, D.	Hilliard	Moore, A.
Bigham	Davis, H.	Holmes, Z.	Moore, G.
Blanton	Doran	Howard	Moore, T.
Blythe	Doyle	Hubenak	Murray
Boyle	Dramberger	Hull	Nelms
Braecklein	Farenthold	Johnson	Neugent, D.
Braun	Finck	Jones, D.	Newton
Bynum	Finney	Jungmichel	Nichols
Carrillo	Foreman	Kaster	Niland
Cates	Gammage	Kost	Ogg
Cavness	Garcia	Lemmon	Parker, W.
Clark	Golman	Lewis	Poerner

Rodriguez	Sherman	Stroud	Ward
Salem	Silber	Swanson	Williams
Sanchez	Simmons	Traeger	Wolff
Santiesteban	Slack	Truan	Wyatt
Schulle	Smith	Tupper	
Semos	Spurlock	Vale	
Shannon	Stewart	Von Dohlen	

Nays—47

Adams	Denton	Jones, G.	Reed
Allred	Earthman	Kilpatrick	Rosson
Baker	Finnell	Kubiak	Salter
Bass, B.	Floyd	Lee	Short
Bass, T.	Grant	Moreno	Slider
Beckham	Hanna, Joe	Nabers	Solomon
Bowers	Hannah, John	Nugent, J.	Tarbox
Burgess	Head	Patterson	Uher
Caldwell	Heatly	Pickens	Wayne
Christian	Hendricks	Poff	Wieting
Clayton	Holmes, T.	Presnal	Williamson
Cole	Jones, E.	Price	

Absent

Calhoun	Ligarde	Lovell	Mengden
Hale			

Absent-Excused

Graves	Ingram	Orr	Parker, C.
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VOTES RECORDED

Mr. Pickens requested to be recorded as voting Nay on the passage to third reading and passage of SB 531, the votes being on May 19.

RECESS

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

The motion prevailed without objection.

The House accordingly, at 6:42 p.m., recessed until 9:00 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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

Agriculture: SB 1009.

Common Carriers: HB 1820.

Constitutional Amendments: HJR 20, HJR 42.

Conservation and Reclamation: SB 983.

Criminal Jurisprudence: HB 376, HB 811, HB 1504, SB 307, SB 392, SB 408, SB 645, SB 748.

Engrossed and Enrolled Bills: Correctly engrossed—HB 78, HB 136, HB 211, HB 227, HB 298, HB 426, HB 489, HB 462, HB 687, HB 774, HB 878, HB 892, HB 893, HB 918, HB 949, HB 1019, HB 1039, HB 1069, HB 1081, HB 1107, HB 1113, HB 1124, HB 1161, HB 1195, HB 1267, HB 1319, HB 1390, HB 1391, HB 1397, HB 1438, HB 1456, HB 1605, HB 1606, HB 1615, HB 1633, HB 1649, HB 1676, HB 1677, HB 1718, HB 1721, HB 1771, HB 1784, HB 1792, HB 1799, HB 1807, HB 1808, HB 1811, HB 1812, HB 1839, HB 1381, HB 1613, HB 1619, HB 1809, HB 1611, HB 1382, HB 1845, HB 1640, HB 1702, HB 1639, HB 1383, HB 1384, HB 1612.

Higher Education: HB 1483.

Highways and Roads: HB 920, SB 478.

Insurance: HB 1127.

Judiciary: HB 598.

Motor Transportation: HB 1404, SB 516.

Parks and Wildlife: SB 919.

Public Education: SB 990.

Public Health: SB 327, SB 344.

Revenue and Taxation: HB 1674, HB 1868, SB 422.

Resolutions and Interim Activities: HCR 122, HCR 128, HCR 130, HCR 136, HCR 140, HSR 404, HSR 422, HSR 436, HSR 467, HSR 474, HSR 479, HSR 490, HSR 494, HSR 497, HSR 500, HSR 520.

State Affairs: HB 1330, HCR 138, SB 430, SB 513, SB 520, SB 552, SB 557.

Urban Affairs: HB 800.

In Memory of
L. F. Blanton

Mr. Atwell offered the following resolution:

HSR 536

Whereas, The many friends and large family of L. F. Blanton were greatly saddened at the death of this prominent Carrollton citizen on April 22, 1971, at the age of 79; and

Whereas, This outstanding Texan was born in Shawnee, Kansas, on November 11, 1891; he moved to Carrollton, Texas, in 1931, at the beginning of a decade that brought drought to farming and disaster to economics; and

Whereas, In spite of the adversity of the time, L. F. Blanton became active in successful farming and established the family business, organizing the Carrollton State Bank of which he was president and chairman of the board; his bank survived the Great Depression, World War II, and various booms and recessions; it is now known as Dallas County State Bank; and

Whereas, In 1934, L. F. Blanton was elected to the Carrollton-Farmers Branch School Board and began a 27-year career as a member of the board; for most of those 27 years he was president of the board and didn't hesitate when it was frequently necessary for him to extend his personal credit to obtain money for teachers' salaries or the purchase of school buses; and

Whereas, The former Miss Lena Smith became the bride of L. F. Blanton on October 8, 1915, and they became the parents of four outstanding citizens: Walter Blanton, who has served as both councilman and mayor of Carrollton; the former Miss Betty Blanton, who is now the wife of the Carrollton postmaster; Jack Blanton; and Bill Blanton, who is following in his father's footsteps by now serving on the school board; and

Whereas, Mr. Blanton was a 32nd Degree Mason and a Shriner; he retired in 1966; and

Whereas, Vitally concerned with all civic affairs, L. F. Blanton actively supported candidates who represented a progressive and constructive philosophy; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature hereby pay tribute to the life of public service in the finest democratic traditions of the late L. F. Blanton of Carrollton; and, be it further

Resolved, That official copies of this resolution be prepared for the Blanton family in token of the respect and admiration of the Members of this House for such a distinguished citizen, and that when the House of Representatives adjourns this day, it do so in memory of L. F. Blanton.

Signed: Atwell, Braecklein, Hawn, Griffith Moore, Zan Holmes, Agnich, Boyle, Stroud, Coats, Golman, Semos, Reed, Orr, and McKissack.

The resolution was read and was unanimously adopted by a rising vote.

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