VOTE RECORDED

By unanimous consent of the House, Mr. Huffor was granted permission to be recorded as voting "yea" on the passage of S. B. No. 32.

ADJOURNMENT

Mr. Bell moved that the House adjourn until 10:00 o'clock a. m. next Monday.

Mr. Kennedy moved that the House adjourn until 10:30 o'clock a. m. next Monday.

While the vote was being taken on the motion to adjourn until 10:00 o'clock a. m. next Monday, Mr. McGregor of McLennan, moved that H.B. No. 93, be recommitted to the Committee on Municipal and Private Corporations.

Mr. Bell raised a point of Order on further consideration of the motion, by Mr. McGregor of McLennan at this time on the ground that the House has started to vote on a series of motions to adjourn, therefore the motion is not in order under the Rules of the House.

The Speaker sustained the point of order.

The Reverend E. C. McDonald, Chaplain, offered the Benediction, as follows:

"O Lord our God, as we leave this legislative hall today, we do not ask to see the distant scene, knowing that we can take but one step at a time. Make that first step plain to us, that we may see where our truth lies, but give us a push, that we may start in the right direction. "Through Christ Jesus our Lord. Amen."

The motion by Mr. Bell prevailed.

The House accordingly, at 1:27 o'clock p. m. adjourned until 10:00 o'clock a. m. next Monday.

FIFTY-FIRST DAY

(Monday, April 8, 1957)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the Speaker.

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

Mr. Speaker  Hughes of Dallas
Anderson  Hutchins
Armour  Isaacza, Mas
Atwell  Jackson
Balman  Jameson
Bartram  Johnson
Bass  Jones
Bell  Kemp
Bishop  Kelly
Blaine  Kenedy
Bowers  Kilepatrick
Boyes  Kolkot
Branham  Kothmann
Brown  Latimer
Burkett  Laurel
Byrd  Lee
Chapman  McDonald
Cloud  McGregor
Cole  McGregor of El Paso
Conley  McGregor of McLennan
Corry  McIlhany
Cotten  Mann
Cowen  Martin
Cox  Mathew
Crosthwaite  May
Day  Moore of Dallas
de la Garza  Moore of Harris
Dewey  Mullens
Duff, Miss  Murray
Dugas  Myatt
Duncan  Oliver
Duhé  Osborne
Elliott  Parish
Ellis  Parsons
Fenoglio  Patterson
Ferrell  Pipkin
Ford  Pool
Fowaran  Prewett
Forey  Puckett
Foy  Richardson
Glasing  Roberts
Green  Russell
Hale  Sadler
Harrington  Sandahl
Hestly  Sanderson
Hedlin  Saul
Hensley  Schram
Hollowell  Schwartz
Holman  Schwartz of Galveston
Holstein  Schwartz of Washington
Hooks  Sealbarger
Hosey  Shackleford
Hoobler  Shannon
Huffor  Shannon of Erath
Huffor  Shannon of Tarrant
Hughes  of Grayson
Hughes of Dallas
A quorum of the House was announced present.

The Invocation was offered by the Honorable Paul Pressler of Harris County.

LEAVES OF ABSENCE GRANTED

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

Mr. Ramsey for today on motion of Mr. Hollowell.

Mr. McGregor of McLennan for today on motion of Mr. Cox.

Mr. Baker for today and remainder of week on account of illness, on motion of Mr. Huffor.

CAPTION OF HOUSE BILL NO. 93

ORDERED AMENDED

Mr. Cowen asked unanimous consent of the House that the Caption of H. B. No. 93 be amended to conform with the body of the bill.

There was no objection offered and it was so ordered.

VOTE RECORDED

By unanimous consent of the House, Mr. Sandahl was granted permission to be recorded as voting "yea" on the substitute amendment offered by Mr. McDonald to H. B. No. 93 on Friday April 5, 1957.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read severally first time and referred to the appropriate Committees, as follows:

By Mr. Smith of Hays:

H. B. No. 899, A bill to be entitled "An Act making an appropriation of the sum of One Thousand Two Hundred Eight and 69/100 Dollars ($1,208.69) to pay the principal of
a certain judgment obtained against the State of Texas in Cause Number 102,680 styled Midway Gas Company versus The State of Texas, in the District Court of Travis County, Texas, according to the tenor, effect, and reading of such judgment; providing that only the principal of such judgment be paid and that no interest be paid thereon; and declaring an emergency."

Referred to the Committee on Claims and Accounts.

By Mr. Cory:

H. B. No. 893, A bill to be entitled "An Act regulating the manner of taking fish from the waters of Lavaca Bay, Banal Lake, Mesquite Creek, Pascado Creek, Garcitas Creek, Red Fish Lakes and Oyster Bayou in Victoria, Jackson and Calhoun Counties; prohibiting the use of certain devices and providing a penalty for violation; repealing conflicting laws; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Ferrell:

H. B. No. 894, A bill to be entitled "An Act making an appropriation of the sum of Seven Thousand Four Hundred Seventy-two and 35/100 ($7,472.35) Dollars to pay the principal of a certain judgment obtained against the State of Texas in Cause Number 102,680 styled Texas Producer Gas Company, versus The State of Texas, in the District Court of Travis County, Texas, according to the tenor, effect, and reading of such judgment; providing that only the principal of such judgment be paid and that no interest be paid thereon; and declaring an emergency."

Referred to the Committee on Claims and Accounts.

By Mr. Schram:

H. B. No. 895, A bill to be entitled "An Act requiring a fishing license of persons who fish; providing for exceptions; providing for a fee for a fishing license; providing a fee to compensate persons who issue fishing licenses; providing for exceptions; providing for the issuance of duplicate fishing licenses; prescribing the form for fishing licenses; designating who may issue fishing licenses; providing for disposition of license stubs and unused licenses; providing for the disposition of fines and license fees collected under this Act; prohibiting use of one's license by another; providing for an effective date of this Act; providing for a penalty for violation of this Act; repealing all laws in conflict with this Act; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

INTRODUCTION OF HOUSE BILL NO. 896

Mr. Martin asked unanimous consent of the House to introduce at this time and have placed on first reading, H. B. No. 896.

There was no objection offered and it was so ordered.

INTRODUCTION OF HOUSE BILL NO. 897

Mr. Day asked unanimous consent of the House to introduce at this time and have placed on first reading, H. B. No. 897.

There was no objection offered and it was so ordered.

REMARKS BY HONORABLE LOUIS H. ANDERSON

The following remarks by Mr. Anderson, addressing the House on today on personal privileges, were ordered printed in the Journal:

"Mr. Speaker, Ladies and Gentlemen of the House:

I have received a letter, delivered to me in person by W. A. Stroman from the County Judge of Tom Green County, in which my personal integrity has been attacked, and wherein it has been suggested that the motive prompting the introduction of H. J. R. 5 is other than honorable. I would like to read that letter to you:

San Angelo, Texas
April 4, 1967

Office of County Judge
Tom Green County

Sir:

It is an unsolved mystery how any man, with the integrity and ability to serve in the Legislature can be guilty of making the baseless and derogatory statement which you..."
made on the House floor, and which statement has been published widely throughout the State.

You have cast a direct reflection and an accusation against the honesty and integrity of the Tom Green County Commissioners' Court. I am happy that I am the presiding officer of this Court, and as such a demand is made that you make a public apology to the Commissioner's Court on the Floor of the House of Representatives and through the same medium of news agencies.

Enclosed is a certified copy of the Minutes of the Commissioner's Court concerning the trip to Austin, also certified copy of the expenses in connection therewith, together with proof as to necessity for our business in Austin.

We are unable to understand your use of innuendos and tactics being employed by you in your efforts to put through the House of Representatives your legislation concerning the Constitutional Amendment, and according to the conclusion is self-evident that an ulterior motive lurks in the background.

Hereafter, when you attack this Court's integrity, I respectfully ask that you are talking to a proposed redistricting bill.

Yours very truly,

Glenn J. Jenkins

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who can get opinions from the Attorney General are the County Attorney and County Auditor. I submit that Judge Jenkins' claim that they were seeking an Attorney General's opinion on some other county matter is merely a subterfuge by which he attempted to, and did, spend County Funds to pay the expenses of his Commissioners while lobbying against this piece of legislation. It is not right nor honest for Commissioners to use county money to discourage legislation that they do not personally favor. It is my opinion, and apparently the opinion of many other people, judging from the newspaper article which I have read to you, that these Commissioners from San Angelo have done just this. If they did, then I think it was my duty as a member of the House to let the other members know what type of people these Commissioners from Tom Green County, who oppose this Constitutional Amendment, actually are. I have no apology for what I said. It was based on fact, and it seems from their cries that the truth must be hurting the County Judges and Commissioners from Tom Green County.

The County Commissioners and County Judges have built one of the strongest and most diabolical political machines in the State of Texas and some of these men, apparently, do not have their actions subjected to the rule of the majority. They are apparently willing to employ any means to perpetuate themselves. It is high time that the people do something about this nefarious combination of courthouse hangers-on.

Every member of the House was elected by a majority in his district. It seems strange indeed that our County Commissioners and County Judges should attempt to dictate to us how we should vote on statewide matters, when they are only elected to decide local policy questions.

The Farm Bureau has seen fit to cast its lot with the County Commissioners in opposing the passage of H. J. R. 5 and attacking its authors, both factions thereby labeling themselves as being opposed to democratic government as practiced in these United States.

In addition to interfering with the Appropriation Bill, the Farm Bureau has sought to exert its influence in insurance matters, the REA Bill, and numerous other bills. It seems that they consider themselves to be a super-advocacy body to the Legislative.

I wish to thank Judge Jenkins for furnishing me documentary proof that the Tom Green County Commissioners spent February 26, 27 and 28, 1967 in Austin, at a cost of $96.64 to the taxpayers of their County for three Commissioners and the County Engineer. This actually proves that what I have been telling about their meddling in our business is true.

It would be interesting to know how much of the taxpayers' money has been spent by the other County Commissioners and County Judges in Texas, who are opposing H. J. R. 5.

The public has been told a great deal about the evils of lobbying. Actually there are many honest lobbyists who perform a real service, and these gentleman do not object to control. The really dangerous lobbyists are those who pose in the guise of county officials, and representatives of the Farm Bureau. They do not hesitate to bring the most vicious type of pressure, nor is the public generally informed as to their activities. Under our present or proposed lobbying legislation, they are not adequately controlled.

Members of the House, I am grateful to Judge Jenkins for having brought this matter to a head, and I hope that we have the courage to rise up in righteous indignation and smash this unholy alliance of County Commissioners and Farm Bureau.

REMARKS ORDERED PRINTED

IN JOURNAL

Mr. Richardson moved that the remarks of Mr. Anderson, speaking on personal privilege on this morning, be reduced to writing and printed in the House Journal.

There was no objection offered and it was so ordered.

Mr. Sadler moved that the remarks of Mr. Shriver, speaking on this morning on personal privilege, be reduced to writing and printed in the House Journal.

There was no objection offered and it was so ordered.
MESSAGE FROM THE SENATE
Austin, Texas, April 8, 1957
Hon. Waggoner Carr, Speaker of the House of Representatives.
Sir: I am directed by the Senate to inform the House that the Senate has passed the following:
S. B. No. 155, Fixing penalties for the failure to pay losses under life, health, and accident policies; and declaring an emergency.
Respectfully,
CHARLES SCHNABEL,
Secretary of the Senate

COMMITTEE APPOINTED TO ESCORT THE MELODY MAIDS TO THE SPEAKER’S ROSTRUM

The Speaker announced the appointment of the following Committee to escort the Melody Maids and Director, Mrs. Eloise Milam, to the Speaker’s Rostrum:
Messrs. Kilpatrick, Chairman, Oliver, Harrington, Zbranek, Dugas, Wheer, Purdy, Holman, Welling and Smith of Jefferson.

IN RECOGNITION OF THE SENIOR CLASS OF THE ROUND TOP-CARMINE RURAL HIGH SCHOOL

Mr. Koliba offered the following resolution:
H. S. R. No. 340
 Whereas, The Senior Class of the Round Top-Carmine Rural High School, Carmine, Texas, accompanied by their teachers, Mr. A. F. Keilers and Mr. Herman Schulle are visiting the State Capitol Building and the Legislature on Wednesday, April 3, 1957; and
 Whereas, This scholarly group of students and guests are here to observe the proceedings of the House of Representatives, in order to learn more about our State Government; and
 Whereas, All students are to be praised and commended for taking an interest in observing the operations of our government; therefore, be it
 Resolved, That we extend a welcome to this fine group of students and guests, and that a copy of this resolution bearing the official seal of the House be forwarded to them in recognition of their visit to the State Capitol.
The resolution was adopted.

IN RECOGNITION OF THE HISTORY AND CIVICS CLASSES OF THE FLATONIA HIGH SCHOOL

Mr. Koliba offered the following resolution:
H. S. R. No. 341
 Whereas, The History Class and Civics Classes of the Flatonia High School, Flatonia, Texas, accompanied by their Principal, Mr. R. B. Prosh-
CONGRATULATING Mr. Lawrence E. Taylor, of Carthage, Texas, accompanied by their teacher, Mr. Lawrence E. Taylor, were visiting the State Capitol on the eighth day of April, 1957; and

Whereas, His August Citizen, due to his firm convictions and unquestionable integrity, has conducted himself in such a manner that has commanded the respect of his own profession evidenced by the fact that they have honored him with their highest office; now therefore, be it

Resolved, That the House of Representatives unanimously extend our hearty congratulations and expression of gratitude for the enterprising and patriotic contributions he has made to Panola County and to this State; and, be it further

Resolved, That a copy of this Resolution be sent to Mr. Clements in appreciation of his achievements.

The resolution was adopted.

Providing Certain Certificates of Membership for Members of the House

The Speaker laid before the House for consideration at this time, H. S. R. No. 390, providing certain certificates of membership for members of the House.

The resolution having heretofore been referred to the Committee on Contingent Expense and reported favorably by the Committee.

The resolution was adopted.

PRESENTATION OF THE MELODY MAIDS OF BEAUMONT, TEXAS

(The House and the Senate in Joint Session)

In accordance with the provisions of H. C. R. No. 41, extending an invitation to the Melody Maids of Beaumont, Texas, to sing before a Joint Session of the Senate and House of Representatives at 11:00
April 8, 1957

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House after giving due notice thereof and their captions had been read generally the following enrolled bills and resolutions:

S. B. No. 94, "An Act amending Article 13.34 V.A.T. Election Code, Revised Civil Statutes of Texas, 1923, by adding a provision that representatives of newspapers, wire news services, radio and television stations, shall have the right to attend the precinct conventions, the county conventions and the State convention for the purpose of reporting the proceedings thereof; and declaring an emergency."

S. B. No. 129, "An Act amending the Texas Business Corporation Act, Chapter 64, Acts 1955, 54th Legislature, said Act being amended by amending Section A of Article 2.18; amending Section B of Article 2.19 and by adding thereto two additional sections; Section E and Section F; amending Section A of Article 2.22; amending Section C of Article 2.22; amending Section A of Article 3.01; amending Section A of Article 3.05; amending Section B and Paragraph (2) of Section C of Article 4.07; amending Article 5.09; amending Article 11; amending Section B of Article 8.01; amending Section A of Article 8.14; and amending paragraph 13 of Section A of Article 10.01; containing a partial invalidity clause; and declaring an emergency."

S. B. No. 280, "An Act creating the 'Tri-County Municipal Water District' a conservation District under Article XVI, Section 50, of the Constitution, comprising the territory contained with the cities of Cleburne, Hillsboro, Whitney, Itasca, Valley Mills, Kilo Vista, Clifton, Blum and Meridian, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; providing for the annexation of additional territory thereto; providing for a Board of Directors for the government of said District; etc, and declaring an emergency."

o'clock a. m., today, the Honorable Senators were admitted to the Hall of the House and occupied seats arranged for them.

Lieutenant Governor Ben Ramsey was escorted to a seat on the Speaker's rostrum.

Speaker Carr stated that the two Houses were in Joint Session to hear the Melody Maids of Beaumont, Texas, sing.

Lieutenant Governor Ben Ramsey called the Senate to order.

A quorum of the Senate was announced present.

Speaker Carr called the House of Representatives to order and announced a quorum of the House present.

The Melody Maids having been escorted to the Speaker's rostrum by Senators Fuller, Lock, Coleno, Bracewell and Ashley, Committee on the part of the Senate, and Messrs. Kilpatrick, Oliver, Harrington, Zbranek, Depas, Forsyth, Wheeler, Holman, Walling, and Smith Of Jefferson, Committee on the part of the House, Speaker Carr presented Mr. Smith of Jefferson who introduced Mrs. Eloise Milam, director of the Melody Maids.

The Melody Maids then sang several selections including "God is the Light of the World", which was dedicated in memory of the late Charles Heitman.

Mr. Kilpatrick and Senator Fuller escorted Mrs. Milam to the Speaker's rostrum where Mr. Smith of Jefferson presented her with an enrolled copy of H. C. R. No. 41.

Mr. Smith of Jefferson presented Mr. and Mrs. Joe Farris of Liberty, uncle and aunt of Mrs. Milam.

SENATE RETIRES

At 11:37 o'clock a. m., Lieutenant Governor Ben Ramsey stated that the purpose of the Joint Session was concluded and directed the Senate to retire to its Chamber.

The Senate then retired to its Chamber.
S. B. No. 972, "An Act to provide for the creation of Rural Fire Prevention Districts, prescribing the method of their creation including the requirements for a petition, hearing, and election thereon; etc.; and declaring an emergency."

H. C. R. No. 53, Relative to the development and progress of the rice industry in Texas.

H. C. R. No. 56, Relative to the air-conditioning of the Hall of the House of Representatives and adjoining rooms.

H. C. R. No. 72, Granting each House permission to adjourn for the Easter holidays.

HOUSE BILL NO. 179 ON SECOND READING

Mr. McGregor of El Paso moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 179. A bill to be entitled "An Act to facilitate the construction, maintenance and operation of State Highways; to amend Title 116, Chapter 1, Revised Civil Statutes of Texas, of 1925, as amended, by adding thereto a new article; declaring the Legislature's mandate that more and better State Highways particularly of the controlled access type be laid out and constructed, and to provide necessary powers thereto as specified herein; etc., and declaring an emergency."

The motion prevailed.

The Speaker then laid H. B. No. 179 before the House, and it was read second time.

Mr. Kennedy offered the following Committee amendment to the bill:

Committee Amendment Number One (1) to House Bill No. 179, by striking all below the Enacting Clause and substituting in lieu thereof the following, to-wit:

Section 1. Purposes:

The Legislature finds, determines and declares that the purpose of this Act is to delegate certain additional authority to the State Highway Commission to promote the Public Safety, to facilitate the movement of traffic, to preserve the financial investment of the public in its highways and to promote the National Defense.

Definitions:

Wherever used in this Act, "Controlled Access Highway" means any designated State Highway within or without the limits of any incorporated City, Town or Village, whether under the general laws or by special charter, including Home Rule Charter Cities, or or from which access is denied or controlled, in whole or in part, from or to abutting land or intersecting streets, roads, highways, allies or other public or private ways.

Wherever used in this Act, "Person" means any person, individual, individuals, corporation, association, and/or firm.

Section 2. Adding a New Article to Title 116, Chapter 1, Revised Civil Statutes, of Texas, of 1925.

That Title 116, Chapter 1, of the Revised Civil Statutes of Texas, 1925, be amended by adding thereto the following Article, said Article, to read as follows, to-wit:

1. Authorization for Modernization of Highway Facilities:

To effectuate the purposes of this Act, the State Highway Commission is empowered to lay out, construct, maintain, and operate a modern State Highway System, with emphasis on the construction of controlled access facilities and to convert, wherever necessary, existing streets, roads and highways into controlled access facilities to modern standards of speed and safety; and, to plan for future highways. The State Highway Commission is further empowered to lay out, construct, maintain and operate any designated State Highway, now or hereafter constructed, with such control of access thereto as is necessary to facilitate the flow of traffic, and promote the Public Safety and Welfare, in any area of the State, whether in or outside of the limits of any incorporated city, town or village, including Home Rule Cities, and to exercise all of the powers and duties to it granted by existing laws and this Act for the accomplishment of such purposes and the exercise of such powers and duties; provided, how-
ever, that in the case of any project
involving the bypassing of or going
through any county, city, town, or
village, including Home Rule Cities,
the State Highway Commission shall
afford the opportunity for not less
than one public hearing in the local-
ity before an authorized representa-
tive of the State Highway Com-
misson, at which persons interested
in the development of the project
shall have the opportunity for at-
tendance, discussion and inspection
of the design and schematic lay-out
presented and filed with the govern-
ing body of such county, city, town
or village, including Home Rule
Cities, at least seven days before the
public hearing, by the State High-
way Department. Such hearing shall
be held not less than three days nor
not more than ten days after the publica-
tion in the locality of notices of
such hearing.

2. Control of Access:
The State Highway Commission,
by proper order entered in its min-
utes, is hereby authorized and em-
powered:

(a) To designate any existing or
proposed State Highway, of the De-
signated State Highway System, or
any part thereof, as a Controlled
Access Highway;

(b) To deny access to or from
any State Highway, presently or
thereafter designated as such, whether
existing, presently being con-
structed, or hereafter constructed,
which may be hereafter duly desti-
nated as a Controlled Access High-
way, from or to any lands, public,
or private, adjacent thereto, and
from or to any streets, roads, alleys,
highways or any other public or pri-
ivate ways intersecting any such Con-
trolled Access Highway, except at
specific points designated by the
State Highway Commission; and to
close any such public or private way
at or near its point of intersection
with any such Controlled Access
Highway;

(c) To designate points upon any
designated Controlled Access High-
way, or any part of any such high-
way, at which access to or from
such Controlled Access Highway
involves any existing State Highway
or one hereafter constructed and so
designated;

(d) To control, restrict, and de-
termine the type and extent of ac-
cess to be permitted at any such de-
signated point of access:

(A) To erect appropriate protec-
tive devices to preserve the utility,
integrity, and use of such designated
Controlled Access Highway; and,

(B) To modify or repeal any or-
der entered pursuant to the powers
herein granted.

Provided, however, that nothing
in the foregoing sub-paragraphs (a)
through (f), inclusive, shall be con-
strued to deny any person the right
to compensation for actual damages
suffered by any person as a result
of the exercise of such powers by
the State Highway Commission, and
if the land, property rights, or ma-
terial to be acquired by the State
Highway Department under the pow-
er of Eminent Domain herein con-
ferred are of such a nature that this
acquisition renders the property use-
less or will deprive any such person
of a thing of value, then adequate
compensation thereof shall be made.

Subject to the foregoing limita-
tions any order issued by the State
Highway Commission pursuant to
such powers shall supercede and be
superior to any rule, regulation or
ordinance of any department, agen-
cy or subdivision of the State or any
Cities, Incorporated City, Town or
Village, including Home Rule Cities,
in conflict herewith.

No injunction shall be granted to
stay or prevent the denial of pre-
viously existing access to any State
Highway upon the order of the Com-
misson except at the suit of the own-
er or lessee of real property actual-
ly physically abutting on that part
of such State Highway to which such
access is to be denied pursuant to the
Commission's order, and then only
in the event that said abutting own-
er or lessee shall not have released
his claim for damages resulting from
such denial of access or a condemna-
tion suit shall not have been com-
menced to ascertain such damages,
if any; provided, that for the pur-
pouses of injunction relief, when con-
verting an existing street, public
road, or State Highway into a Con-
trolled Access Highway, access shall
not be deemed to have been denied
to or from abutting lands where
said conversion results in such lands
abutting on a frontage road rather
than abutting directly on said exist-
ing street, public road, or highway.
provides a more indirect and circuitous vehicular ingress and egress to and from said shuttling lands and the State Highway System or other public streets, or roads.

Along new controlled access State Highway locations a shuttling property owner shall not be entitled to access to such new controlled access State Highway locations as a matter of right, and any denial of such access shall not be deemed as grounds for special or exemplary damages, except where access to such new controlled access State Highway shall have been specifically authorized by the State Highway Commission to or from particular lands shuttling upon such new controlled access State Highway in connection with the purchase or condemnation of lands or property rights from such shuttling owners to be used in such new controlled access State Highway location, and the State Highway Commission thereafter denies access to or from such particular shuttling lands to such State Highway at the point where such lands actually shut upon such State Highway.

3. Payment Procedure:
In addition to all existing procedures and methods authorized for the issuance of warrants by the Comptroller of Public Accounts upon the request of the State Highway Department, the following authority is hereby granted:

The presentation of a properly executed deed or deeds, the Comptroller of Public Accounts is hereby authorized to issue a State Warrant on the appropriate account as payment of consideration for such land, estate or interest therein. In the event any owner fails or refuses to execute or deliver an executed deed before payment of the consideration, the Comptroller of Public Accounts is hereby authorized to issue a State Warrant on the appropriate account in payment of such consideration, which consideration shall be paid in escrow with any National or State Bank, duly authorized to do business within the State of Texas, which is located in the county of the residence of the owner, the county wherein the land is situated, or in case no such banking facility is available, then in the adjoining County or the nearest available banking facility, to be delivered to the owner upon receipt of the duly and properly executed deed or deeds. In the event the State Highway Department acquires any property through the exercise of the power of Eminent Domain, the Comptroller of Public Accounts is hereby authorized to issue such warrants as the judgment of the Court may decree, as well as such warrants necessary to be deposited into the Court to entitle the State Highway Department, in the name of the State of Texas, to take possession of such property, as the law may provide.

Section 4. Acquisition of Property:
In addition to other powers conferred by law, the following are added, to wit:

(a) Any land in fee-simple or any lesser estate or interest therein; any property rights of any kind or character including, but not limited to, rights of ingress and egress and reservation rights in land which restrict or prohibit the adding of new or addition to or modification of existing improvements on such land, or subdividing the same; and any timber, earth, stone, gravel, or other material, which the State Highway Commission may in its judgment determine to be necessary or convenient to any State Highway to be constructed, reconstructed, maintained, widened, straightened or lengthened including, but not limited to, any land, property rights or materials deemed by the State Highway Commission necessary or convenient for the purpose of protecting any State Highway; draining any State Highway; diverting streams or rivers or any other watercourse from the right of way of any State Highway; storing materials and equipment used in the construction and maintenance of State Highways; constructing and operating warehouses and other buildings and facilities used in connection with the construction, maintenance, and operation of State Highways; laying out, construction, and maintenance of roadside parks; and any other purpose related to the laying out, construction, improvement, maintenance, beautification, preservation and operation of State Highways, may be purchased by the State Highway Commission in the same
of the State of Texas, on such terms and conditions as the Highway Commission may deem proper.

(b) When based upon a designed master plan for future highway developments to be initiated and to be operative within twenty years, any surface fee in land or any lesser, estate or interest in the surface thereof, any surface property rights of any kind or character including, but not limited to, rights of ingress and egress and surface reservation rights in land which restrict or prohibit the adding of new, or addition to, or modification of existing improvements on such surface land, or subdividing or re-subdividing same; and any timber, earth, stone, gravel, or other material, which the State Highway Commission may in its judgment determine to be necessary and convenient to any State Highway to be constructed, reconstructed, maintained, widened, straightened or lengthened; draining any State Highway; diverting streams or rivers or any other watercourse from the right-of-way of any State Highway may be acquired by the exercise of the power of Eminent Domain by the State Highway Commission in the name of the State of Texas in the manner hereinafter provided, such power of Eminent Domain being hereby authorized whether within or without the limits of any incorporated city, town or village, whether they are incorporated under General Laws or special laws, including Home Rule Cities, or other entity or subdivision thereof.

"In the prosecution of any condemnation suit brought by the State Highway Commission in the name of the State of Texas for the acquisition of property pursuant to the powers granted in this Act, the Attorney General, at the request of the State Highway Commission, or, at the Attorney General's direction, the applicable County or District Attorney or Criminal District Attorney, shall bring and prosecute the suit in the name of the State of Texas and the county in which the property or any part thereof is situated.

"In the exercise of the powers of Eminent Domain herein conferred, the State Highway Department shall be subject to the laws and procedures prescribed by Title 25, Article 3264 to 3271, inclusive, Revised Civil Statutes of Texas, 1925, as said Articles or said Title have been or may be from time to time amended.

"7. State and Other Public Lands.

The governing body of every County, City, Town, Village, political subdivision or public agency is hereby authorized without any form of advertisement to make conveyance of Title or rights and easements, owned by any such body, to any property needed by the State Highway Commission to effect its purposes in connection with the construction or operation of the State Highway system.

"Whether purchased or condemned by the State Highway Commission, the lands, property rights and materials which are purchased or condemned may also include those belonging to the public, whether under the jurisdiction of the State or any department or agency thereof, county, city, town, village, including Home Rule Cities, or other entity or subdivision thereof.

The State of Texas hereby consents to the use of all lands owned by it, including lands lying under water, which are deemed by the State Highway Commission to be necessary for the construction or operation of any State Highway. Provided, however, that nothing herein shall be construed as depriving the School Land Board of authority to execute leases in the manner authorized by law for the development of oil, gas and other minerals on State-owned lands adjoining any such State Highway, or in tidewater limits, and to this end such leases may provide for directional drilling from such adjoining land and tidewater area. The State Highway Commission shall advise, and make arrangements with, the State Department or agency having jurisdiction over such lands to accomplish such necessary purposes. Any such State Department or agency is hereby directed to cooperate with the State Highway Department in this connection, and no such Department or agency not expressly authorized to act through some designated representatives, express authority is hereby granted to such Department or agency to do whatever acts are necessary hereunder by and through the Chairman
of its Board, Department Head, or Executive Director, whether appointed, elected, or selected, whichever may be appropriate.

If the land, property rights, or material to be acquired by the State Highway Department are of such a nature that its acquisition under the provisions of this act will deprive any such Department or agency of the state of a thing of value to such Department or agency in the exercise of its lawful functions, then adequate compensation therefor shall be made, based upon vouchers drawn for this purpose payable to the furnishing department or agency. Payments received by the furnishing department or agency shall be credited to that Department or agency's current appropriation items or accounts from which the expenditures of that character were originally made, or if no such items or accounts from which the expenditures of that character were originally made, or if no such item or account exists, then to an account of such department or agency determined to be appropriate thereto by the Comptroller of Public Accounts.

In the event, but only in the event, the Highway Department and such other Department or agency are unable to draw upon adequate compensation, then the Board of Control shall determine the fair, equitable and realistic compensation to be paid.

Section 4. Additional Methods and Proceeding of Acts in Cases of Conflict.

The powers, authority, jurisdiction and procedures granted to the State Highway Department and State Highway Commission in the foregoing sections of this Act shall be deemed to provide additional powers, authority, jurisdiction, and procedures to those now existing and conferred by the laws of the State of Texas upon the State Highway Department and State Highway Commission and shall not be regarded as in derogation of any powers, authority, jurisdiction, or procedures now existing under the laws of Texas, except that restrictions placed upon the powers, authority, jurisdiction or procedures of the State Highway Department and State Highway Commission by other laws, which are in derogation of, or inconsistent with the powers, authority, jurisdiction and procedures prescribed in the foregoing sections of this Act or which would tend to hamper or limit the State Highway Department and State Highway Commission in the lawful execution of the powers and authority granted by this Act for the proper accomplishment of its purposes, shall be deemed to have been superseded by the provisions hereof, and, to the extent that any other law is in conflict with or inconsistent with the provisions hereof, the provisions of this Act shall take precedence and be effective.

The powers granted to the State Highway Department and State Highway Commission by this Act to perform acts and exercise powers within the limits of counties, incorporated cities, towns and villages, including Home Rule Cities, may be exercised without the consent or agreement of any such County, city, town or village, including Home Rule Cities, after complying with sub-section one of Section two hereof, and whenever the State Highway Department or the State Highway Commission performs any act or exercises any power within the limits of any County, incorporated city, town or village, including Home Rule Cities, as authorized in this Act, such act or exercise of power shall quality and render inoperative the Dominion of such Counties, Cities, Towns or Villages, including Home Rule Cities, with respect to the specific streets, alleys, and other public ways affected by such act or exercise of power, but only to the specific extent to which such act or the exercise of such power affects such streets, alleys and other public ways and their use.

Section 5. Severability:

The provisions of this Act are severable. If any provision of this Act or the application thereof to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of the Act and the application of such provision to other persons or circumstances shall not thereby be rendered invalid or unconstitutional nor be affected thereby.

Section 6. Emergency Clause:

The hazardous condition of existing highways, the necessity for the construction of additional and im-
proved facilities, and the interest of National Defense, render this legislation of such importance to the people of the State that its adoption creates an emergency and imperative public necessity requiring that the Constitutional Rule that Bills be read on three several days in each House be suspended; and that such Rule is hereby suspended, and this Act shall take effect immediately upon and after its passage, and it is so enacted.

Mr. McGregor of El Paso offered the following amendment to the Committee Amendment No. 1:

Amend Committee Amendment No. 1 to House Bill 179 as follows:
Insert the word Section before the number 3 on line 3 of page 3 so that line will hereafter read: "Section 3. Payment Procedure."

The amendment to Committee Amendment No. 1 was adopted.

Mr. McGregor of El Paso offered the following amendment to the Committee Amendment No. 1:

Amend Committee Amendment No. 1 to House Bill 179 as follows:
Strike the following language from the second paragraph of subsection (f) of part 2 of Section 2, beginning on line 4 of page 3 and running to line 53 of page 3:
"provided, that for the purpose of injunction relief, when converting an existing street, public road or State Highway into a Controlled Access Highway, access shall not be deemed to have been denied to or from abutting lands where said conversion results in such lands abutting on a frontage road rather than abutting directly on said existing street, public road, or highway, notwithstanding said frontage road provides a more indirect and circuitous vehicular ingress and egress to and from said abutting lands and the State Highway System or other Public streets, or roads."

The amendment to Committee Amendment No. 1 was adopted.

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

Amend Committee Amendment No. 1 to House Bill 179 by adding a new clause after the word "made" on line 33, page 3, of the printed bill, as follows, to-wit:
"Provided, however, that none of the powers granted herein shall be a grant to the Highway Commission and/or the State Highway Department for the purpose of condemning property which constitutes or is a part of, or used for, cemetery purposes."

The amendment to Committee Amendment No. 1 was adopted.

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

Amend House Bill 179 (referred to Committee on Highways and Roads and reported favorably as amended March 13, 1957, and sent to Printer) by striking out the first seven lines of Subsection (b) of Paragraph 2 of Section 4 of said bill, which now read:

"(b) When based upon a designed master plan for future highway developments to be initiated and to be operative within twenty years, any surface fee in land or any lesser estate or interest in the surface thereof, any surface property rights of any kind or character included, not limited to, rights of ingress and egress and surface reservation rights in land which restrict or prohibit the adding of new or addition to or modification of existing improvements on such surface land, or subdividing or re-subdividing same;"

And inserting in lieu thereof the following:

"(b) When based upon a designed master plan for reasonably immediate future highway use, an easement for right of way purposes, including exclusive control of access;"

A record vote was requested on the amendment by Mr. Holman.

The amendment by Mr. Holman was adopted by the following vote:

Yea—33
Armor
Atwell
Blanchard
Bowers
Holman
Bell
Bullock
Halsey
Blount
Burkett
Mr. Holman moved to reconsider the vote by which the amendment offered by himself was adopted and to table the motion to reconsider. The motion to table prevailed.

RECESS

Mr. Moore of Harris moved that the House recess until 2:30 o'clock p. m. today.

Mr. Schwartz of Galveston moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

The motion to adjourn until 10:00 o'clock a. m. tomorrow was lost.

The motion to recess until 2:30 o'clock p. m. today prevailed.

The House accordingly, at 12:17 o'clock p. m. recessed until 2:30 o'clock p. m. today.

AFTERNOON SESSION

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

CO-AUTHOR OF HOUSE BILL NO. 78

Mr. Smith of Jefferson was granted permission by the Author of H. B. No. 78 to sign H. B. No. 78 as co-author of the bill.

HOUSE BILL NO. 179 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being H. B. No. 179, concerning a mandate for highways, in regard to the controlled access type.

The bill having been read second time on this morning with Committee No. 1, offered by Mr. Kennedy on this morning, pending.
Mr. Sanders offered the following amendment to the Committee Amendment No. 1:

Amend H. B. No. 179, Committee Amendment No. 1, by adding a new section to be known as section "4A," reading as follows:

"Whenever the relocation of any utility facilities is necessitated by the improvement of any highway in this State which has been or may hereafter be established by appropriate authority according to law as a part of the Federal Aid Primary or Secondary Systems or the National System of Interstate and Defense Highways, including extensions thereof within urban areas, such relocation shall be made by the utility at the cost and expense of the State of Texas and reimbursement of the cost of relocation of such facilities shall be made from the State Highway fund to the utility owning such facilities, anything contained in any other provision of law or in any permit, or agreement or franchise issued or entered into by any department, commission or political subdivision of this State to the contrary notwithstanding. The term 'utility' includes publicly, privately, and cooperatively owned utilities engaged in furnishing telephone, telegraph, communications, electric, gas, heating, water, railroad, sewage or pipe line service. The term 'cost of relocation' includes the entire amount paid by such utility properly attributable to such relocation after deducting therefrom any increase in the value of the new facility and any salvage value derived from the old facility."

SANDERS, STOREY, BELL.

Mr. McGregor of El Paso raised a point of order on further consideration of the amendment by Mr. Sanders on the ground that the amendment is not germane to the bill. The Speaker overruled the point of order.

Mr. Pool moved a Call of the House pending the engrossment of H. B. No. 179 and the engrossment of the next nine bills on the calendar today.

The Call was seconded.
Mr. Shackelford moved the previous question on the pending amendments and the passage of H. B. No. 179 to engrossment, and the motion was not seconded.

Mr. McGregor of El Paso moved to table the amendment by Mr. Sandahl. The motion to table was lost.

Mr. Sanders moved the previous question on Committee Amendment No. 1 and the passage of H. B. No. 179 to engrossment.

The motion was seconded.

The motion for the main question was lost.

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

Amend Committee Amendment No. 1 to House Bill 179 by inserting a period after the parenthesis on line 12 of page 1 of the printed bill and strike the following language from lines 48 through 50: "the owner or lessee shall not have released his claim for damages resulting from the construction of said road, and any such compensation suit shall not have been commenced to ascertain such damages, if any."

Mr. McGregor of El Paso moved to table the amendment by Mr. Thurmond. The motion to table was lost.

Mr. Champion moved that further consideration of House Bill No. 179 be postponed until 11:00 o'clock a. m. tomorrow.

A record vote was requested on the motion to postpone.
The motion to postpone H. B. No. 179 was lost by the following vote:

Yeas—58
Andersen
Armor
Ballman
Bishop
Bryan
Bullock
Burd
Chapman
Cloud
Cotten
Cowen
Crosby
Day
Duff, Miss
Dungan
Parmer
Anderson
Armor
Ballman
Bishop
Bryan
Bullock
Burd
Chapman
Cloud
Cotten
Cowen
Crosby
Day
Duff, Miss
Dungan
Parmer

Nays—79
Altwell
Bartram
Bass
Bills
Blaine
Blanchard
Bowers
Boyson
Brasher
Burkett
Cline
Cole
Conley
Cook
Cox
de la Garza
deWeary
Dugas
Ehrlich
Elliot
Elis
Engel
Ford
Foreman
Forry
Gholson
Green

MOTION TO ADJOURN
Mr. Pipkin moved that the House adjourn until 10:00 o'clock a.m. tomorrow.
A record vote was requested on the motion to adjourn.

The motion to adjourn was lost by the following vote:
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**MESSAGE FROM THE SENATE**

_Austin, Texas, April 8, 1857_

Hon. Waggener Carr, Speaker of the House of Representatives.

Sirs: I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to Senate Bill No. 28 by a voice vote.

Respectfully,

CHARLES SCHNABEL,
Secretary of the Senate.

**MESSAGE FROM THE SENATE**

_Austin, Texas, April 8, 1857_

Hon. Waggener Carr, Speaker of the House of Representatives.

Sirs: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 12.

The following have been appointed on the part of the Senate:

Senators Pfy., Lane, Roberts, Martin, and Bradshaw.

Respectfully submitted,

CHARLES SCHNABEL,
Secretary of the Senate.
MESSAGE FROM THE SENATE

April 8, 1957
Austin, Texas, Austin, April 8, 1957

Hon. Waggoner Carr, Speaker of the Senate:

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

S. C. R. No. 68, Commending students and ex-students of Texas A. & M. College for their observance of Muster Day.

Respectfully,
CHARLES SCHNABEL,
Secretary of the Senate.

HOUSE BILL NO. 231 ON SECOND READING

Miss Duff moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 231, A bill to be entitled "An Act to declare the public policy of the State of Texas with respect to public education; to provide for further study and analysis as a basis for general reconsideration of the efficiency of the system in promoting the progress of pupils in accord with their aptitudes and in furtherance of social order and goodwill; pending such reconsideration to authorize district and county Boards of School Trustees to provide for the continuation or establishment of units, facilities and curricula and the placement of pupils therein so as to assure the best practical educational curriculum and environment for the individual pupils consistent with the educational progress of others and the paramount function of the State's police power to assure social order, goodwill and the public welfare; to establish the right of parents or guardians to withdraw children from public schools under certain conditions; to provide for appeals from the decisions of such Boards in certain cases; and declaring an emergency."

The motion of Miss Duff prevailed.

The Speaker then laid H. B. No. 231 before the House, and it was read second time,

Mr. Pool moved a Call of the House pending the passage to engrossment of H. B. Nos. 231, 232, 233 and 238.

The Call was seconded.

Mr. Hale raised a point of order on further consideration of the motion by Mr. Pool for a call of the House on the following grounds: Section 2(b) of Rule XV authorizes a call of the House only for the consideration of "any designated class of bills." The motion by Mr. Pool encompasses four separate bills which do not constitute a "class". Accordingly, such motion for a call of the House on a series of bills is not in order.

The question recurring on the motion for the call of the House, yeas and nays were requested.

The motion for the call of the House was lost by the following vote:

Yeas—60
Armor
Atwell
Bishop
Boysen
Bristow
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba

Nays—30
Armstrong
Atwell
Bishop
Boysen
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba

April 8, 1957
HOUSE JOURNAL 1521
MESSAGE FROM THE SENATE

Hon. Waggoner Carr, Speaker of the House of Representatives.

Mr. Pool moved a Call of the House pending the passage to engrossment of H. B. Nos. 231, 232, 233 and 238.

The Call was seconded.

Mr. Hale raised a point of order on further consideration of the motion by Mr. Pool for a call of the House on the following grounds: Section 2(b) of Rule XV authorizes a call of the House only for the consideration of "any designated class of bills." The motion by Mr. Pool encompasses four separate bills which do not constitute a "class". Accordingly, such motion for a call of the House on a series of bills is not in order.

The Speaker overruled the point of order, stating that he had examined the four bills included in the motion by Mr. Pool and that each and all of said bills dealt with the same general subject matter, i.e., they are all "Segregation bills" and accordingly it was his opinion that they constituted a proper "class of bills" within the meaning of Section 2(b) of Rule XV.

The Speaker overruled the point of order, stating that he had examined the four bills included in the motion by Mr. Pool and that each and all of said bills dealt with the same general subject matter, i.e., they are all "Segregation bills" and accordingly it was his opinion that they constituted a proper "class of bills" within the meaning of Section 2(b) of Rule XV. Question recurring on the motion for the call of the House, yeas and nays were requested.

The motion for the call of the House was lost by the following vote:

Yeas—60
Armor
Atwell
Bishop
Boysen
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba

Nays—30
Armstrong
Atwell
Bishop
Boysen
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba

April 8, 1957
HOUSE JOURNAL 1521
MESSAGE FROM THE SENATE

Hon. Waggoner Carr, Speaker of the House of Representatives.

Mr. Pool moved a Call of the House pending the passage to engrossment of H. B. Nos. 231, 232, 233 and 238.

The Call was seconded.

Mr. Hale raised a point of order on further consideration of the motion by Mr. Pool for a call of the House on the following grounds: Section 2(b) of Rule XV authorizes a call of the House only for the consideration of "any designated class of bills." The motion by Mr. Pool encompasses four separate bills which do not constitute a "class". Accordingly, such motion for a call of the House on a series of bills is not in order.

The Speaker overruled the point of order, stating that he had examined the four bills included in the motion by Mr. Pool and that each and all of said bills dealt with the same general subject matter, i.e., they are all "Segregation bills" and accordingly it was his opinion that they constituted a proper "class of bills" within the meaning of Section 2(b) of Rule XV. Question recurring on the motion for the call of the House, yeas and nays were requested.

The motion for the call of the House was lost by the following vote:

Yeas—60
Armor
Atwell
Bishop
Boysen
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba

Nays—30
Armstrong
Atwell
Bishop
Boysen
Bryan
Burkett
Byrd
Chapman
Cox
Duff, Miss
Dungan
Perrell
Ford
Harrington
Hollowell
Hooks
Huffman
Hughes of Grayson
Hughes of Dallas
Hutchins
Johnson
Kelly
Kilpatrick
Koliba
Mr. Laurel offered the following amendment to the bill:

Amend H. B. No. 331 by providing in Section 4 thereof an additional paragraph after line 26 on page 3, and before the last paragraph of such Section, which shall read as follows:

“...in considering the factors and the effect or results thereof the Board or its agents shall not consider and shall not use as an element of its evaluation any matter relating to the national origin of the pupil or the pupil’s ancestral language.”

The amendment was adopted.

Mr. Woolsey offered the following amendment to the bill:

Amend H. B. No. 331 by adding to Sec. 8 thereof, following the first sentence thereof, the following language: “If such be the decision of the local board.”

Mr. Sadler moved to table the amendment by Mr. Woolsey.

A record vote was requested on the motion to table.

The motion to table the amendment by Mr. Woolsey was lost by the following vote:

<table>
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<th>Yeas</th>
<th>Noes</th>
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<td>87</td>
<td>37</td>
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</table>

Absent—Excused

Baker

Mr. Laurel offered the following amendment to the bill:

Amend H. B. No. 331 by providing in Section 4 thereof an additional paragraph after line 26 on page 3 and before the last paragraph of such Section, which shall read as follows:

“In considering the factors and the effect or results thereof the Board or its agents shall not consider and shall not use as an element of its evaluation any matter relating to the national origin of the pupil or the pupil’s ancestral language.”

The amendment was adopted.

Mr. Woolsey offered the following amendment to the bill:

Amend H. B. No. 331 by adding to Sec. 8 thereof, following the first sentence thereof, the following language: “If such be the decision of the local board.”

Mr. Sadler moved to table the amendment by Mr. Woolsey.

A record vote was requested on the motion to table.

The motion to table the amendment by Mr. Woolsey was lost by the following vote:

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<tr>
<th>Yeas</th>
<th>Noes</th>
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<td>87</td>
<td>37</td>
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</table>

Absent—Excused

Baker

Mr. Laurel offered the following amendment to the bill:

Amend H. B. No. 331 by providing in Section 4 thereof an additional paragraph after line 26 on page 3 and before the last paragraph of such Section, which shall read as follows:

“In considering the factors and the effect or results thereof the Board or its agents shall not consider and shall not use as an element of its evaluation any matter relating to the national origin of the pupil or the pupil’s ancestral language.”

The amendment was adopted.

Mr. Woolsey offered the following amendment to the bill:

Amend H. B. No. 331 by adding to Sec. 8 thereof, following the first sentence thereof, the following language: “If such be the decision of the local board.”

Mr. Sadler moved to table the amendment by Mr. Woolsey.

A record vote was requested on the motion to table.

The motion to table the amendment by Mr. Woolsey was lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Noes</th>
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<tr>
<td>87</td>
<td>37</td>
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</table>
A record vote was requested on the amendment by Mr. Woolsey. The vote of the House was taken on the amendment by Mr. Woolsey and the vote was announced yeas 73, nays 70.

A verification of the vote was requested and granted.

Mr. Woolsey moved to dispense with the verification of the vote. The motion was lost.

The roll of those voting yeas and nays was again called and the verified vote resulted, as follows:

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|      | Hughes of Grayson |
|      | Hughes of Dallas  |
The Speaker stated that the amendment by Mr. Woolsey was adopted by the above vote.

Mr. Murray offered the following amendment to the bill:

Amend H. B. No. 231 by adding a new Section to read as follows:

"Sec. 9a. Nothing in this Act shall affect any action heretofore taken by any school district in this State covering the subject matter of this Act."

The amendment was adopted.

Mr. Blanchard offered the following amendment to the bill:

To amend H. B. No. 231 by deleting the paragraph beginning at line 46 and inserting in lieu thereof the following:

The Board must conduct such hearing and such hearing shall be final on behalf of the Board.

The amendment was adopted.

House Bill No. 231 was then passed to engrossment.

Miss Duff moved to reconsider the vote by which H. B. No. 231 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

On motion of Miss Duff and by unanimous consent of the House, the Caption of House Bill No. 231 was ordered amended to conform with the body of the bill.

REASON FOR VOTE

I voted against H. B. No. 231 because I believe it is unconstitutional.

MALCOLM McGREGOR.

VOTES RECORDED

By unanimous consent of the House, Mr. Martin was granted permission to be recorded as voting "nay" on the passage of S. B. No. 215 on March 20.

By unanimous consent of the House, Mr. Martin was granted permission to be recorded as voting "nay" on the passage of S. B. No. 214, on March 21.

Mr. Talasek offered the following resolution:

H. C. R. No. 83

Whereas, House Bills Nos. 18, 50 and 63 were sent to the Senate by mistake;

Therefore, be it resolved, that the Senate be and is hereby requested to return said bills to the House.

The resolution was adopted.

REQUESTING THE SENATE TO RETURN HOUSE BILLS NOS. 18, 50 AND 63

Mr. Talasek offered the following resolution:

H. C. R. No. 83

Whereas, House Bills Nos. 18, 50 and 63 were sent to the Senate by mistake;

Therefore, be it resolved, that the Senate be and is hereby requested to return said bills to the House.

The resolution was adopted.

HOUSE BILL ON FIRST READING

The following House Bill was today laid before the House, read first time and referred to the appropriate Committee, as follows:
April 8, 1957

HOUSE JOURNAL

1531

By Mr. Martin:
H. B. No. 896, A bill to be entitled "An Act relating to fur-bearing animals, amending Article 923m, Revised Penal Code of Texas, 1929, defining coyote as a fur-bearing animal, providing for a hunting season for fur-bearing animals, fixing a time limit for the drying and selling of pelts taken from fur-bearing animals, prohibiting the hunting of mink with dogs, providing for a penalty and declaring an emergency."

Referred to the Committee on Game and Fisheries.

ADJOURNMENT

Mr. Blanchard moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Mr. Patterson moved that the House adjourn until 8:30 o'clock a. m. tomorrow.

The motion to adjourn until 8:30 o'clock a. m. tomorrow was lost.

The Reverend E. C. McDonald, Chaplain, offered the Benediction, as follows:

"O God, at the close of the session of today we wish, in the name of our Lord, to commend these legislators for their diligent thought and effort throughout this session of the House. Now as we adjourn the House, possibly to take up committee work, on bills or procedure, we pray that they may seek God's help and direction in all matters considered to be done and to be done in the paths of right and righteousness, which will be an honor to themselves and a blessing to the people they represent. We pray in the name of Christ who watches with eagerness to join them in their efforts to serve the People and God. In the name of Christ we pray.—Amen."

The motion to adjourn until 10:00 o'clock a. m. tomorrow prevailed.

The House accordingly, at 5:45 o'clock p. m. adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills and a resolution, as follows:

Contingent Expenses: H. S. R. No. 290.


REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 18, A bill to be entitled "An Act to more adequately provide for the effective regulation of traffic on highways for the purpose of improving traffic safety and the facilitation of vehicular traffic upon the roads of this State; to amend and re-enact as amended Section 8 of Senate Bill No. 11, Chapter 42, Acts of the Forty-first Legislature, Second Called Session, 1929, as amended by Section 3 of House Bill No. 236, Chapter 282, Acts of the Forty-second Legislature, Regular Session, 1931, as amended by Section 1 of House Bill No. 1074, Chapter 86, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended by Senate Bill No. 226, Chapter 488, Acts of the Fifty-second Legislature, Regular Session, 1951, and as amended by Senate Bill No. 226, Chapter 488, Acts of the Fifty-fourth Legislature, Regular Session, 1955, codified as Article 827a, Section 8, of Vernon's Penal Code of Texas, to provide fixed speed limits for vehicle classifications at certain locations and at different hours of the day and night and to provide that speed in excess of such limits, in such locations, by the prescribed classification of vehicle and at the prescribed hours shall be unlawful: to provide that any speed that is greater than fifteen miles per hour in any school zone designated as such by the Road Commissioner of any school district and not incorporated within a city having a population over 25,000 shall be unlawful; to provide an absolute speed limit shall be unlawful; to define certain terms; to provide for the alteration of speed limits by the State Highway Commission upon any part of the designated or marked State Highway Sys-
to such classification of vehicles and during such hours as may be determined at any location upon a designated or marked State Highway, both within and without the limits of any incorporated city, town or village, excluding Home Rule Cities; to provide that the State Highway Commission shall not have the authority to alter the reasonable and prudent rule prescribed herein; to provide that County Commissioners Courts may, within their jurisdiction, exclusive of designated or marked State Highways, exercise the same authority as is granted to the State Highway Commission to alter speed limits, provided that no County Commissioners Court may authorize speeds in excess of the maximum limits prescribed in certain sections hereof, nor to modify or alter the reasonable and prudent rule prescribed herein; to provide that the governing body of any incorporated city or town with respect to streets under its jurisdiction, including designated or marked State Highways, shall have the same authority to alter speed limits within its jurisdiction as is herein granted to the State Highway Commission, provided that upon any part of any State Highway within the limits of any incorporated city, town or village the State Highway Department’s authority to alter speed limits thereon shall supersede any ordinance of any such governing body in conflict therewith, and to provide, further, that no such governing body may authorize speed limits in excess of the maximum limits prescribed in certain sections hereof, with certain exceptions; to provide that the Texas Turnpike Authority may alter speed limits on any part of any turnpike project constructed and maintained by it and that such authority shall be exclusive upon any part of any turnpike project both within and without the corporate limits of any incorporated city, town or village, including Home Rule Cities, and provided that Texas Turnpike Authority may not alter the reasonable and prudent rule provided herein; to provide that no person shall drive a motor vehicle at such a slow speed as to impede the reasonable and normal movement of traffic except when reduced speed is necessary for safe operation or in compliance with law, and granting unto the State Highway Commission, the Texas Turnpike Authority, the County Commissioners Courts, the governing body of any incorporated city, town or village within their respective jurisdictions, authority to determine and declare a minimum speed limit below which no person shall drive a vehicle except when necessary for safe operations or in compliance with law; to provide provisions of any notice to appear for a violation of any speed regulation provided herein; to provide that this Act shall not be construed so as to affect the burden of proving negligence in civil actions; to provide that, if any portion of this Act is held unconstitutional, the remaining portions shall be valid; to repeal any part of any law in conflict herewith; and to declare an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1967

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 43, A bill to be entitled "An Act amending Section 1 of Senate Bill No. 5, Acts of the Eighteenth Legislature, Regular Session, 1943, Chapter 99, page 128, codified in Vernon’s as Article 196-1, Civil Statutes, so as to make the provisions of the insecticides and fungicide law applicable to household insecticides, including any substance or mixture of substances offered for use for preventing, destroying, repelling or mitigating any insects or pests which may infest household goods; making other provisions relating thereto; providing a repealing clause; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1967

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 50, A bill to be entitled "An Act amending Section 1 of Chap-
April 8, 1957  HOUSE JOURNAL 1533

tor 10, General Laws of the Forty-second Legislature, Regular Session, 1931, codified as Article 1288a of Vernon's Texas Penal Code, so as to enlarge the offense defined therein to include threats for the purpose or with the view of extorting money or anything of value from the person threatened or from any other person; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 63, A bill to be entitled “An Act amending Section 37 of the Certificate of Title Acts (Section 37 of Article 1464, Vernon’s Texas Penal Code), relating to surrender of certificates of title on junked, dismantled, or changed motor vehicles and to procurement of certificates of title on rebuilt or assembled motor vehicles, by making further provisions relative to surrender of certificates of title and by providing a new penalty for violation of the section; repealing conflicting laws; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 3, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 165, A bill to be entitled “An Act prohibiting the making or filing of false, misleading or unfounded reports to any governmental agency in this State and for the purpose of interfering with the operation of such governmental agency or with the intent to mislead or malign any officer or such agency; defining the term governmental agency,” and providing a penalty for violation of this Act; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 3, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 171, A bill to be entitled “An Act providing that the Judge of the Court of Domestic Relations of Hutchinson County, Texas, shall receive such compensation as allowed other District Judges by the laws of this State; providing that said compensation shall be paid by the Commissioners Court of Hutchinson County out of the General Fund or the Officers’ Salary Fund of the County; providing for a repealing clause; providing for a severability clause; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 201, A bill to be entitled “An Act relating to means by which fish may be taken in certain lakes and portions of the Colorado River, beginning at Tom Miller Dam in Travis County and extending to the headwaters of Buchanan Lake in San Saba and Lampasas Counties; amending Sections 1, 2, and 3 of Chapter 165, Acts of the Fifty-second Legislature,
Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 253, A bill to be entitled "An Act amending Article 2875, Revised Civil Statutes of Texas, 1925, as amended by placing a tax equal to five percent (5%) of the premium paid for insurance to unauthorized insurers, prescribing the manner in which and by whom such tax shall be paid, providing for the filing of an affidavit in form approved by the Board of Insurance Commissioners, requiring certain reports of agents licensed under Article 21.38, providing the exemption of contracts of reinsurance between insurance companies, and providing a penalty; amending Section 5 to designate the applicability of designated Sections to designated situations; by amending Section 8 pertaining to service of process upon unauthorized insurers; and by amending Section 7 concerning the requirements for a deposit with the Clerk of the Court as a prerequisite to the defense of actions brought against unauthorized insurers; repealing conflicting laws and parts of laws to the extent of such conflict; providing for a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 256, A bill to be entitled "An Act amending certain sections of Article 21.38 of the Insurance Code of Texas, 1951, as amended, by amending Section 2 by changing its caption, by retaining some of its provisions, fixing the annual license fee to agents licensed under Article 21.38 at Twenty-five Dollars ($25), describing the fund into which the license fee shall be placed, by placing a tax equal to five percent (5%) of the premium paid for insurance to unauthorized insurers, prescribing the manner in which and by whom such tax shall be paid, providing for the filing of an affidavit in form approved by the Board of Insurance Commissioners, requiring certain reports of agents licensed under Article 21.38, providing the exemption of contracts of reinsurance between insurance companies, and providing a penalty; amending Section 5 to designate the applicability of designated Sections to designated situations; by amending Section 8 pertaining to service of process upon unauthorized insurers; repealing conflicting laws and parts of laws to the extent of such conflict; providing for a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 287, A bill to be entitled "An Act amending Article 538 and which is compiled as Texas Civil Statutes Articles 343-303 (Vernon's 1948); providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 5, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 295, A bill to be entitled "An Act requiring a minimum of three (3) days notice to tenants to vacate for non-payment of rent; providing for action in forcible detainer or at common law after the expiration of notice; providing notice to vacate under this Act shall supplant existing periods of notice at common law; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.
April 8, 1957  HOUSE JOURNAL 1835

Austin, Texas, April 8, 1957
Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 326, A bill to be entitled "An Act concerning the cigarette tax; continuing the allocation to the State Hospitals and Special Schools Building Fund; amending House Bill No. 765, Acts, Forty-fourth Legislature, Regular Session, 1935, Chapter 241, as amended; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 327, A bill to be entitled "An Act relating to the composition of the 135th Judicial District and the organization and functioning of the District Courts in the counties composing the 135th District; amending Chapter 306, Acts of the Fifty-second Legislature, as amended by Chapter 86, Acts of the Fifty-third Legislature, Regular Session, so as to exclude San Patricio County from the 135th Judicial District and to delete provisions relating to San Patricio County, amending the provisions relating to the selection of juries in the 24th and 133th Judicial Districts, providing for transfer of cases pending in the 135th District Court in San Patricio County to the 38th District Court in San Patricio County, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 3, 1957
Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 389, A bill to be entitled "An Act providing that it shall be unlawful to kill mink in Gregg, Rusk, Upshur and Wood Counties, Texas, for a period of two (2) years from and after the passage of this Act; repealing all laws in conflict; providing a penalty; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 390, A bill to be entitled "An Act regulating the taking and killing of deer in Upshur and Wood Counties, Texas; providing open and closed seasons; providing penalties for violation of this Act; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.
Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 392, A bill to be entitled "An Act amending Section 4, Section 6, Section 11 and Section 14 of Chapter 94, Acts of the Fifty-first Legislature, 1949, by adding to said Section 4, subdivisions to be known as 4a and 4b, providing for the appointment of committees within the Board, describing their duties; providing for the issuance of subpoenas, administration of oaths, the procedure of conducting hearings; and by adding to Section 8, new subdivisions to be known as 8a and 8b, providing for cancellation and penalties for failure to renew licenses annually, providing for licensees to attend educational lectures or post graduate courses as a prerequisite for annual renewal of licenses; and by adding Section 11, providing for the payment of expenses of the Board and disbursement thereof; and by amending Section 14 pertaining to the authority of the Board to revoke, cancel or suspend licensees or refuse to admit persons to its examination; providing for repeal of all laws and parts of laws in conflict herewith, providing for severability; and declaring an emergency." Has carefully compared same and finds it correctly engrossed. 

HERMAN YEZAK, Chairman. 

Austin, Texas, April 4, 1957 
Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 441, A bill to be entitled "An Act granting to teachers and auxiliary employees who waived membership in or have withdrawn deposits from the Teacher Retirement System of Texas the privileges of receiving full former service credit toward retirement upon compliance with certain conditions, providing membership in either the Teacher Retirement System or State Employees Retirement System would qualify individuals depositing funds in either of the two Systems as provided in the Act; amending Section 4, Subsection k of Chapter 470, Acts of the Forty-fifth Legislature, as amended; and declaring an emergency." Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman. 

Austin, Texas, April 4, 1957 
Hon. Waggoner Carr, Speaker of the House of Representatives.
April 8, 1957

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 449, A bill to be entitled “An Act granting to State employees who terminated membership in the Employee Retirement System of Texas prior to the effective date of this Act and withdrew their accumulated deposits, the privilege of redepositing such funds and receiving credit for prior service, under certain conditions and limitations; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 450, A bill to be entitled “An Act amending Article 6206, Revised Civil Statutes of Texas, 1925, as amended, to provide that widows of Confederate Soldiers and Sailors who were married to such soldiers and sailors prior to January 1, 1922, shall be eligible for pensions under certain circumstances and to provide that no widow of a Confederate veteran born since January 1, 1856, shall be entitled to widow’s pension; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 451, A bill to be entitled “An Act creating three (3) additional District Courts in and for Bexar County, Texas; to be known as the 146th, 147th and 150th District Courts: providing that the 148th District Court, the 147th District Court, and the 150th District Court shall not function as Courts until the Judges thereof have been duly elected in the General Election in November, 1957, and have qualified and until January 1, 1958, changing the name and the designation of the Special 37th Judicial District Court to the 131st Judicial District Court; prescribing the terms and jurisdiction of said District Courts; adjusting the term, jurisdiction and business of the District Courts of Bexar County; providing that the Judges of the present District Courts of Bexar County shall continue to hold their offices for the terms for which they were elected and until their successors qualified; providing for the election of the Judges of the 146th, 147th and 150th District Courts; prescribing their qualifications, powers and duties; providing for the appointment, designation, compensation, powers, and duties of other officers of the District Courts of Bexar

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

1 Jour.—69
Hon. Waggoner Carr, Speaker of the House of Representatives.

SIR: Your Committee on Engrossed Bills to whom was referred

H. B. No. 530, A bill to be entitled

"An Act amending Article 5155, Revised Civil Statutes, 1925, as amended, so as to make its provisions relating to employees' wages applicable to every person; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

SIR: Your Committee on Engrossed Bills to whom was referred

H. B. No. 530, A bill to be entitled

"An Act prescribing the annual license fee for the registration of a motor vehicle owned and operated by a non-profit, service organization and designed, constructed and used primarily for promotion, demonstration or parade purposes, where such vehicle is not licensed for registration under other laws of this State; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.
April 8, 1957

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 604, A bill to be entitled "An Act creating the 157th and 158th District Courts, composed of Harris County, describing the jurisdiction and terms of said Courts; providing for the appointment, election and compensation of the Judges of said Courts; providing a repealing clause; providing an effective date of the Act; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 615, A bill to be entitled "An Act closing the season for hunt-
Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 616, A bill to be entitled "An Act closing the season for hunting alligators in Chambers County for five (5) years; providing a penalty for violation; repealing conflicting laws; and declaring an emergency."

H. B. No. 621, A bill to be entitled "An Act amending Section 7 of Chapter 125, Acts of the Forty-third Legislature, Third Called Session, 1941, as added by Chapter 124, Acts of the Fifty-first Legislature, Regular Session, 1949, codified in Vernon's as Section 7 of Article 1187c, Vernon's Civil Statutes so as to authorize cities to sell facilities of municipal fish markets and properties appurtenant thereto acquired pursuant to the provisions of Article 1187c; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 623, A bill to be entitled "An Act amending Section 7 of Chapter 152, Acts of the Forty-third Legislature, Third Called Session, 1941, as added by Chapter 124, Acts of the Fifty-first Legislature, Regular Session, 1949, codified in Vernon's as Section 7 of Article 1187c, Vernon's Civil Statutes so as to authorize cities to sell facilities of municipal fish markets and properties appurtenant thereto acquired pursuant to the provisions of Article 1187c; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 645, A bill to be entitled "An Act creating the 154th Judicial District, composed of the Counties of Aransas, San Patricio, Bee, Live Oak and McMullen to be known as the 154th District Court, providing for the appointment and election of the Judge of the 154th District Court; providing for the organization of the Court and regulating the practice therein; providing for the appointment of an official shorthand reporter; providing for other officials of the Court; prescribing the powers, the duties and compensation of the Judge of the 154th District Court; prescribing the qualifications, duties, powers and compensation of other officials of the Court; providing for the transfer of certain cases before the 58th and 154th District Courts and for the exchange of benches; providing for the manner of selecting jurors; providing for the transfer of cases pending on the docket of the 151st District Court in San Patricio County to the 154th District Court and for the transfer of all odd-numbered civil cases pending on the dockets of the 36th Judicial District Court in the remaining Counties of said 36th Judicial District to the dockets of the 154th Judicial District in the respective Counties; providing that all even-numbered cases shall be filed and placed on the dockets of the 36th Judicial District Court and all
An Act establishing a Juvenile board in each of the Counties of Hardin and Tyler; prescribing the membership and powers of each board and providing for compensation of its members; authorizing each board to appoint a juvenile officer; prescribing the powers and duties of the juvenile officer and providing for his compensation and expenses; repealing conflicting laws; providing for severability; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 654, A bill to be entitled
“An Act establishing a juvenile board in each of the Counties of Hardin and Tyler; prescribing the membership and powers of each board and providing for compensation of its members; authorizing each board to appoint a juvenile officer; prescribing the powers and duties of the juvenile officer and providing for his compensation and expenses; repealing conflicting laws; providing for severability; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 659, A bill to be entitled
“An Act amending County Law Library, amending Acts of the Forty-eighth Legislature, Regular Session, 1941, Chapter 192, Section 1, providing for a cost increase on civil cases in behalf the County Law Library Fund, and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 690, A bill to be entitled
“An Act amending Article 2676 of the Revised Civil Statutes of Texas, 1925, as last amended, to prescribe certain elections and procedures incident to election of county school trustees; providing a severability clause; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 687, A bill to be entitled
“An Act creating, as a temporary Court, the County Court at Law of Hunt County; prescribing the jurisdiction, terms and duration of the Court; limiting the jurisdiction of the County Court at Law of Hunt County during the existence of the Court herein created; providing for the qualifications, selection, and compensation of the Judge of the County Court at Law and for the selection and compensation of a Special Judge thereof; providing for the selection, designation, and compensation of other officers of the Court; making other provisions relative to the business and functioning of the Court; providing for severability; repealing conflicting laws; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 681, A bill to be entitled
“An Act amending Article 667-6(f) of the Penal Code, to provide a fee of Eight Dollars ($8) upon making an application for an original license; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 668, A bill to be entitled
“An Act amending Article 2576, of the Revised Civil Statutes of Texas, 1925, as last amended, to prescribe certain elections and procedures incident to election of county school trustees; providing a severability clause; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 667, A bill to be entitled
“An Act creating, as a temporary Court, the County Court at Law of Hunt County; prescribing the jurisdiction, terms and duration of the Court; limiting the jurisdiction of the County Court at Law of Hunt County during the existence of the Court herein created; providing for the qualifications, selection, and compensation of the Judge of the County Court at Law and for the selection and compensation of a Special Judge thereof; providing for the selection, designation, and compensation of other officers of the Court; making other provisions relative to the business and functioning of the Court; providing for severability; repealing conflicting laws; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 657, A bill to be entitled
“An Act establishing a Juvenile board in each of the Counties of Hardin and Tyler; prescribing the membership and powers of each board and providing for compensation of its members; authorizing each board to appoint a juvenile officer; prescribing the powers and duties of the juvenile officer and providing for his compensation and expenses; repealing conflicting laws; providing for severability; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.
Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 697, A bill to be entitled "An Act providing for fixing the compensation of Judges of district courts in the 54th, 31st, 19th, and 49th Judicial districts; providing the manner of payment; establishing a limitation of amount of such compensation; providing for the validity of the remaining portion of this Act if any part declared unconstitutional; repealing all laws or parts of laws in conflict; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 709, A bill to be entitled "An Act detaching certain territory from Bexar County Water Control and Improvement District No. 15, redefining the boundaries thereof, validating, ratifying, confirming and approving the organizational proceedings and actions of the Board of Directors thereof, except the bond election and related proceedings; making bonds of the District eligible for investments; and exempting the property and the bonds of the District from taxation; making bonds of the District incontestable; providing a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
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making an appropriation out of such fund: making the provisions of this Act cumulative; providing a saving and severability clause; and declaring an emergency.

HAS CAREFULLY COMPARED SAME AND FINDS IT CORRECTLY ENGROSSED.

HERMAN YEZAK, CHAIRMAN.

AUSTIN, TEXAS, APRIL 4, 1957

H. B. NO. 774, A BILL TO BE ENTITLED "AN ACT PROHIBITING THE TAKING OF MINNOWS FROM THE PUBLIC WATERS OF SOMERVELL COUNTY FOR SALE; PROHIBITING LICENSED BAIT DEALERS WHO TAKE MINNOWS FROM THE PUBLIC WATERS OF SOMERVELL COUNTY FROM TRANSPORTING OR SELLING SUCH MINNOWS OUTSIDE OF SOMERVELL COUNTY; AUTHORIZING LICENSED BAIT DEALERS TO TAKE MINNOWS FROM A PRIVATE HATCHERY AND TRANSPORT THEM FOR SALE; DEFINING A MINNOW HATCHERY; PROVIDING FOR A PENALTY; PROVIDING THAT PROVISIONS OF THIS ACT SHALL BE CUMULATIVE OF EXISTING LAWS UPON THE SAME SUBJECT; EXCEPT THAT THE PROVISIONS OF THIS ACT SHALL CONTROL IN EVENT OF CONFLICT; REPEALING ACTS 1951, FIFTY-SECOND LEGISLATURE, CHAPTER 374, PAGE 641; PROVIDING A SEVERABILITY CLAUSE, AND DECLARING AN EMERGENCY."

HAS CAREFULLY COMPARED SAME AND FINDS IT CORRECTLY ENGROSSED.

HERMAN YEZAK, CHAIRMAN.

AUSTIN, TEXAS, APRIL 4, 1957

H. B. NO. 783, A BILL TO BE ENTITLED "AN ACT CREATING AN ADDITIONAL DISTRICT COURT IN AND FOR THE COUNTIES OF AUSTIN, CALDWELL, COMAL, FAYETTE, AND HAYS, TO BE KNOWN AS THE DISTRICT COURT OF THE 155TH JUDICIAL DISTRICT; PROVIDING THE TERMS AND JURISDICTION FOR SAID COURT; PROVIDING FOR THE APPOINTMENT AND ELECTION OF THE DISTRICT JUDGE OF SAID COURT; PROVIDING HIS QUALIFICATIONS, POWERS, DUTIES, TERM OF OFFICE AND COMPENSATION; PROVIDING FOR THE MANNER OF SELECTING JURORS; PROVIDING ALL PROCESS, WRITS, RECOGNIZANCES AND BONDS HERETOFORE ISSUED, MADE, EXECUTED OR RETURNABLE TO EXISTING TERMS OF THE 22ND JUDICIAL DISTRICT COURT ARE VALID AND RETURNABLE TO THE FIRST TERM OF THE DISTRICT COURT FOR THE 155TH JUDICIAL DISTRICT AFTER THE EFFECTIVE DATE OF THIS ACT; MAKING OTHER PROVISIONS RELATIVE TO THE BUSINESS AND FUNCTIONING OF THE DISTRICT COURT OF AUSTIN, CALDWELL, COMAL, FAYETTE, AND HAYS COUNTIES; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY."

HAS CAREFULLY COMPARED SAME AND FINDS IT CORRECTLY ENGROSSED.

HERMAN YEZAK, CHAIRMAN.
H. B. No. 822, A bill to be entitled "An Act amending Article 496 of the Code of Criminal Procedure of the State of Texas so as to provide for the appointment of counsel to represent an indigent accused; and the counsel so appointed shall have at least ten (10) days to prepare for trial unless such time be waived in writing by said attorney; providing a repealing clause; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 6, 1967

H. B. No. 865, A bill to be entitled "An Act limiting the provisions of this Act to Dimmit and Zavala Counties; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said counties at any time; to take, kill or trap any fur-bearing animal in said counties; to take or attempt to take any fresh-water fish or other aquatic life in public waters in said counties by any means or method; prescribing the legislative policy with respect to the wildlife resources in said counties; conferring upon the Game and Fish Commission authority to regulate by proclamation, order, rule or regulation, the taking of the wildlife resources of said counties; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources of said counties; authorizing the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said counties; defining depletion and waste; providing for the issuance of the doe deer permits and providing for the maintenance of a deer herd and breeding stock; providing for the adoption of proclamations, orders, rules and regulations of the Game and Fish Commission; providing for the effective period of regulations; providing for the publication of the rules and regulations of the Commission; providing a penalty for the violation of any of the provisions of this Act, as well as any order, rule or regulation of the Commission; providing for the forfeiture of licenses; defining wildlife resources; repealing certain laws; providing for the effective date of this Act; providing a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 6, 1967

H. B. No. 874, A bill to be entitled "An Act constituting a local law for designated State or Federal Highways or for the acquisition of right of way for county roads in San Patricio County by authorizing the County to issue certificates of indebtedness for certain stated purposes; stating terms and conditions of issuance; requiring the levy of a tax to pay such certificates; enacting other provisions relating to the subject; making the Act cumulative; providing for severability; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1967
H. B. No. 875, A bill to be entitled “An Act restoring criminal jurisdiction in the County Court of Glasscock County; and making other provisions relating thereto; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 878, A bill to be entitled “An Act creating a County Court at Law No. 2 for Lubbock County, Texas, and making other provisions relative thereto; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 26, Authorizing the Department of Public Safety to acquire an easement to build a communications station.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 46, Providing for the Continuation of the Texas Surplus Property Agency in Fiscal Years 1957-58 and 1958-59.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 455, A bill to be entitled “An Act amending Subsections (a) and (b) of Section 2, and Section 3, and Section 13, of Chapter 173 of the Acts of the Forty-seventh Legislature, 1941, being Subsection (a) of Section 3, and Section 3, and Section 13, of Article 6687b of Vernon’s Civil Statutes, and adding a new Section 3a to said Chapter 173, by relieving holders of chauffeur’s licenses from the necessity of obtaining a commercial operator’s license; to make certain things matters of defense rather than matters of exemption; to require every person required to have a license to have and display same on demand; defining an offense and prescribing a penalty; providing that the State shall not have to prove the accused to be a licensee; defining the application of the Act; and declaring an emergency.”

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 38, Authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to transfer certain appropriated funds of Arlington State College from General Operating Expenses item to General Administrative Salaries item.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, April 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 49, Respectfully requesting Congress of the United States to propose an amendment to the Constitution of the United States.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.
In Memory of Judge

Robert Reeves Patterson, Sr.

Messrs. Blaine and Green offered the following resolution:

H. R. No. 342, In Memory of Judge Robert Reeves Patterson, Sr.

Whereas, On March 29, 1966, the State of Texas and the City of Snyder lost a useful and worthy citizen in the death of Robert Reeves Patterson, Sr., and

Whereas, Robert Patterson was a West Texas pioneer merchant. In 1907 he and a brother established the first dry goods store in Rotan which was operated until 1918. He later operated stores in Brackettridge and Ranger and at the time of his death was the owner of the Patterson Smart Shop in Snyder; and

Whereas, Robert Patterson was also a public servant. He was Judge of Fisher County from 1929 to 1931 and in 1931 was appointed Superintendent of the Confederate Veterans Home in Austin, and served in that capacity until 1934 when he was appointed Superintendent of the Waco Children’s Home; and

Whereas, Robert Patterson returned to the business world in 1938 operating a ready-to-wear business in Grand Prairie. He moved to Snyder in 1949 when he established the business which he was operating at the time of his death; and

Whereas, Robert Patterson was born on August 17, 1883 in Pontotoc, Mississippi. He had lived in Texas since 1897 and was truly recognized as one of the pioneer business men of this great era; and

Whereas, Robert Patterson is survived by his only son, the Honorable Robert Reeves Patterson, Jr., a distinguished Member of the Texas House of Representatives; his widow, Mrs. Mae Patterson, both of Snyder, and a sister, Mrs. Estelle Patterson Inzer of DeLeon.

Now, therefore, be it resolved, That the House of Representatives pay tribute to the memory of this worthy citizen who contributed so much to his State, both as a business man and a public servant, and be it

Resolved, That a page be set aside in the House Journal as a memorial to Judge Patterson; and be it

Further Resolved, That enrolled copies of the House Journal be sent to members of his family; and that the House, when it adjourns today, do so in honor of Judge Patterson.

BLAINE, GREEN.

The resolution was read.

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

The resolution was unanimously adopted by a rising vote.
Mr. Brashear offered the following resolution:


Whereas, On April 2, 1967, the City of Cisco and the State of Texas lost an esteemed citizen in the passing of LeRoy D. Wilson; and

Whereas, Mr. Wilson was born April 7, 1879 and had been a resident of Cisco for more than 60 years; and

Whereas, Mr. Wilson was Secretary of all Cisco Masonic Bodies for many years, being active in the Blue Lodge, Chapter, Council and Commandery since 1902, receiving his 50 year pin two years ago at the Grand Lodge of Texas Assembly in Waco; and

Whereas, Mr. Wilson was married to Miss Julia Gage at Albany in 1904, she having preceded him in death in 1943; and

Whereas, He is survived by one son, John A. Wilson of Waco, two daughters, Mrs. Ethel Mae Lord of Cisco and Mrs. Mary Lucas of McCamey, one brother, Charles Wilson of Ft. Worth, five grandchildren and 5 great grandchildren, now, therefore, be it

Resolved, That the House of Representatives pay tribute to him, that a page in the House Journal be set aside in his memory; and when the House adjourns this day it do so in loving respect to him.

The resolution was unanimously adopted by a rising vote.
In Memory of

Larry C. Pearson

Mr. Brashear offered the following resolution:

H. S. R. No. 343, In Memory of Larry C. Pearson.

Whereas, On March 16, 1957, the State of Texas and the City of Ranger lost a useful young citizen in the death of Larry C. Pearson; and

Whereas, Larry Pearson was killed instantly in a car accident near Dublin, Texas; and

Whereas, Larry Pearson, age 23 years, was the son of L. R. Pearson, former member of the Texas House of Representatives, 52nd Legislature, in 1951; and

Whereas, He is survived by his parents, Mr. and Mrs. L. R. Pearson, Ranger, Texas, one brother, Leroy Pearson, Austin, Texas and three sisters; now, therefore, be it

Resolved, That the Texas House of Representatives pay tribute and extend its sympathy to the family and that a page in today's Journal be set aside in his memory; and, be it further

Resolved, That when the House adjourns this day it do so in loving respect to him.

The resolution was unanimously adopted by a rising vote.
Mr. Pressler offered the following resolution:

H. S. R. No. 347, In Memory of Walter Leon Goldston.

Whereas, With the passing on January 22, 1957 of Walter Leon Goldston at his home in the City of Houston, Harris County and Texas lost one of the most prominent members of the Geological field.

Whereas, Mr. Goldston graduated from the University of North Carolina receiving his B. A. and M. A. degrees and following his graduation, served with outstanding leadership as an officer in the Army during World War I and upon his return from the service he reached a prominent position in the field of Geology. He moved to Houston in 1929 and served as chief geologist of a major oil company. In 1934 Mr. Goldston became an independent oil producer having producing fields in the South, Southwest, and Canada.

Whereas, Mr. Goldston devoted much of his time to civic work and oil and geological organizations, serving in the following capacities: Chairman of the Board of Steward, First Methodist Church in Houston; Board of Trustees, The Methodist Hospital in Houston; Board of Governors of Rice Institute; Board of Directors, General Crude Oil Company; Board of Directors, American Charolaise and Charbray Breeders Association; Board of Directors, Mid-Continent Oil and Gas Association; American Association of Petroleum Geologists; Houston Geological Association; American Institute of Mining and Metallurgical Engineers.

Whereas, The House of Representatives wishes to recognize and pay tribute to the successful and worthy life of Walter Leon Goldston, therefore be it

Resolved, That the House express its sincere sympathy to the family of this great Texan and forward to them a copy of this resolution; and be it further

Resolved, That a page be set aside in the House Journal in memory of Mr. Goldston and that when the House adjourns this day it does so in reverence to the memory of Walter L. Goldston.

PRESSLER, MOORE of Harris, ELLIOTT, MANN, HEFLIN, WINFREE, COLE, BAKER.

The resolution was unanimously adopted by a rising vote.
In Memory of

James Benjamin Rogers

Mr. Welch offered the following resolution:

H. S. R. No. 345, In Memory of James Benjamin Rogers.

Whereas, On March 21, 1957, Almighty God in His infinite wisdom saw fit to call James Benjamin Rogers to his eternal reward; and

Whereas, James Benjamin Rogers was the beloved uncle of our esteemed colleague, Honorable W. S. Heatly; and

Whereas, The Town of Mexia and the State of Texas lost a beloved citizen in the passing of James Benjamin Rogers at the age of sixty-eight; and

Whereas, James Benjamin Rogers came from a pioneer family of Limestone County, where his father, a Civil War Veteran, settled in 1850, and James Benjamin Rogers was born in the Lost Prairie community on September 22, 1888, and he lived there until he moved to Mexia twelve years ago. He was a beloved member of the Missionary Baptist Church; and

Whereas, He was active in civic and church affairs and his friends and neighbors knew him as a man who spread sunshine wherever he went. He was loved and admired by all who knew him; and

Whereas, He is survived by his widow, four daughters, Mrs. F. L. Sims, Mexia; Mrs. Joe H. Cline, LaMarque; Mrs. J. T. Morton, Pasadena; and Mrs. Gene R. Sherrod, Palestine; and three sons, J. M. Rogers, Marshall; A. M. Rogers, Odessa; and R. K. Rogers, Houston; fourteen grandchildren and two great-grandchildren; now therefore, be it

Resolved, That a copy of this Resolution be sent to his family and that when the House adjoins this day it do so in loving respect to James Benjamin Rogers.

The resolution was unanimously adopted by a rising vote.
In Memory of

Thomas Edgar Craig

Mr. Dungan offered the following resolution:

H. S. R. No. 349, In Memory of Thomas Edgar Craig.

Whereas, On March 28, 1957, the City of McKinney and the State of Texas lost an esteemed citizen in the passing of Thomas Edgar Craig; and

Whereas, He was born near Sulphur Springs on March 3, 1875. He married Miss Kathryn Florence Heard on November 2, 1910. He has contributed of his time and talent for the betterment of his city and his State. He has been on the staff of the Texas Electric Railway, manager of the McKinney Compress, director of the McKinney Ice and Coal Company and the Collin County National Bank; and

Whereas, He was a director of the Gulf and Atlantic Insurance Company, Burris Mills, Fidelity Union Life Insurance Company. He was active with the Texas Manufacturers Association, East Texas Chamber of Commerce, past president of the Rotary Club, Retail Credit Association, and McKinney Chamber of Commerce. He was on the board of the City-County Hospital for sixteen years; and

Whereas, His greatest pleasure was in his work with the Boy Scouts of America. He was the first Scoutmaster in McKinney and he held the Silver Beaver and the 30-Year Service Award. He was a trustee of Austin College for twenty years. He was an elder in the First Presbyterian Church, a graduate of Austin College, the University of Texas and Massachusetts Institute of Technology; and

Whereas, This beloved citizen is survived by his widow and one brother, Paul Craig of Key West, Florida; now, therefore, be it

Resolved, That the Texas House of Representatives pays tribute to Thomas Edgar Craig; that a page in the House Journal be set aside in his memory; and that when the House adjourns this day it do so in loving respect to this true Texan.

The resolution was unanimously adopted by a rising vote.
Mr. Pressler offered the following resolution:

H. S. R. No. 338, In Memory of Mr. William N. (Bill) Finnegan.

Whereas, On December 28, 1955, Houston and the State of Texas lost one of its most esteemed and prominent citizens, Mr. William N. (Bill) Finnegan.

Whereas, He had been an active participant in the oil industry in Houston since 1919 having a distinguishing record of service for the Humble Oil and Refining Company, and he had risen from city employee to an executive position with this firm, serving without interruption except for a career of duty in World War I.

Whereas, While associated with the Humble, he pioneered oil industry public relations. Mr. Finnegan gained a great deal of prestige among newsmen not only for himself, but for fellow members of his profession, being defined by newswriters as, “a master of public relations in its finest and most useful forms”.

Whereas, He was active in many worthwhile civic and charitable organizations. Included in his long list of accomplishments were: Chairmanship of one of the most successful Red Cross drives in the history of Houston and Harris County; Chairman of a 21 county War Chest Drive; recipient of the A. P. I. award by the American Petroleum Institute for outstanding leadership; Vice Chairman of the Oil Industries Information Committee. He was an active member of the National Press Club; Press Club of Houston, and Public Relations Society of America.

Whereas, It is the desire of the House of Representatives to hereby recognize Mr. Finnegan’s fine work and achievements in the public relations field and as a great citizen of Texas. Therefore, be it

Resolved, That the House express its sincere sympathy to the family of this great Texan and forward to them a copy of this resolution, and be it further

Resolved, That a page be set aside in the House Journal in memory of Mr. Finnegan and that when the House adjourns this day it does so in reverence to the memory of William N. Finnegan.

PRESSLER, MOORE of Harris, ELLIOTT, MANN, HEFLIN, WINFREE, COLE, BAKER.

The resolution was unanimously adopted by a rising vote.