Tax Policy to make a comprehensive study of proposed or prospective changes in the Texas Limited Sales, Excise and Use Tax and to render to the Governor and to the Fifty-eighth Legislature a written report on its findings, conclusions and recommendations.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 19, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 8, providing for the establishment of an interim committee to make a study of screwworm eradication and to make reports and recommendations to the Regular Session of the Fifty-eighth Legislature.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 19, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 17, granting permission to Connecticut General Life Insurance Company to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 19, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 19, granting permission to Mrs. Annie Lou Stapleton to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 19, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 12, granting permission to Sam McCollum III to sue the State of Texas and the Veterans Land Board.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 22, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 13, granting permission to the City of Big Spring, Texas, to sue the State of Texas, the Board of Control of the State of Texas, and the Board for Texas State Hospitals and Special Schools.

Mr. Speaker Buchanan
Adams of Lubbock Burgess
Adams of Titus Butler
Allen Caldwell
Allen Cannon
Andrews Carricker
Atwell Chapman
Bailey Cole of Harris
Ballman Cole of Hunt
Banfield, Mrs. Collins
Barlow Connell
Barnes Cook
Bartram Cory
Bass Cotten
Berry Cowen
Blandon Crain
Boyson

258 HOUSE JOURNAL

FOURTEENTH DAY

(Wednesday, January 24, 1962)

The House met at 11:00 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 Buchanan
Adams of Lubbock Burgess
Adams of Titus Butler
Allen Caldwell
Allen Cannon
Andrews Carricker
Atwell Chapman
Bailey Cole of Harris
Ballman Cole of Hunt
Banfield, Mrs. Collins
Barlow Connell
Barnes Cook
Bartram Cory
Bass Cotten
Berry Cowen
Blandon Crain
Boyson

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.
A quorum of the House was announced present.

The Invocation was offered by the Reverend Clinton Kersey, Chaplain, as follows:

"In God's word we find, 'Now be that which wraith us for the self-same thing is God, who also hath given unto us the earnest of the Spirit. Therefore, we are always confident, knowing that, whilst we are at home in the body, we are absent from the Lord: (For we walk by faith, not by sight:) We are confident, and willing rather to be absent from the body, and to be present with the Lord. Wherefore we labour, that, whether present or absent, we may be accepted of him. For we must all appear before the judgment seat of Christ; that every one may receive the things done in his body, according to that which he hath done, whether it be good or bad.' II Corinthians, 5:5-10.

Almighty God, we know that Thou dost know all about us. We ask for your help and encouragement for today's labour. We pray for the strength to overcome the elements of life that would tend to make us hard or cold or indifferent to others and their problems. Comfort those that are sick, replace tears with laughter. Give us a happy life and we will be careful to give Thee all the praise.—Amen."

LEAVE OF ABSENCE GRANTED

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

Mr. Bridges for today, on motion of Mr. Hale.

MEMORIAL RESOLUTIONS ADOPTED

H. S. R. No. 135, By Messrs. Shipley, Miller, Garrison, Graver, Whitfield, Eckhardt and Floyd: In memory of Captain J. D. Walters.

H. S. R. No. 137, By Messrs. Allen and Tunnell: In memory of Peter Moossy.


H. S. R. No. 139, By Messrs. Green, Richardson, Gladden, Lary, Kennard and Shannon: In memory
CONGRATULATORY RESOLUTIONS ADOPTED

H. S. R. No. 134, By Mr. Richards: To congratulate the Sam Houston State College Bearkats.

H. S. R. No. 142, By Mr. McCooplin: Commending John Quincy Ma haey.

H. S. R. No. 144, By Messrs. Jones of Travis, Sandahl and Foreman: Recognizing the Sixth Grade Class from Wooten School, Austin, Texas.

H. S. R. No. 145, By Messrs. Jones of Travis, Sandahl, and Foreman: Recognizing the Sixth Grade Class from Margaret Reilly Elementary School, Austin, Texas.

H. S. R. No. 147, By Messrs. Richardson, Shannon, Jamison, Green, Cowen, Bailey and Gladden: Commending A. C. Howerton of Fort Worth, Texas.

On the motion of Mr. Kennard the names of all Members of the House were added to H. S. R. No. 147 as signers thereof.

RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

S. C. R. No. 11, Granting Computers, Inc., permission to sue the State of Texas.

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House and had read the following Message from the Governor:

January 23, 1962

To the Members of the 57th Legislature, Third Called Session:

In addition to the subject of parking facility heretofore submitted there are several other items which are necessary for improvements in the Capitol Area and naming certain buildings. Therefore I submit the entire subject of construction, improvements, equipment, designation of buildings, landscaping and acquisition of property in the Capitol Area.

I also submit the subjects of medical, hospital and funeral expenses of certain Board of Control employees; and legislation relating to the Unemployment Compensation Act as it affects distributive education and industrial cooperative program students.

Respectfully submitted,

PRICE DANIEL, Governor.

TO REQUEST CERTAIN STUDY RELATIVE TO TRAFFIC ACCIDENTS IN BEBAR COUNTY

Mr. Johnson of Bexar offered the following resolution:

H. S. R. No. 148

Whereas, Traffic accidents, often causing fatalities, are steadily increasing in Bexar County; and

Whereas, The statewide campaign to reduce traffic accidents and the resulting fatalities and injuries has been of little success on the congested roads and highways of Bexar County; and

Whereas, Many of the fatalities and injuries are directly attributable to hazardous railroad crossings, resulting in automobile-train collisions; and

Whereas, Citizens of San Antonio and the County, county and city officials, are most anxious that steps be taken to reduce the high accident toll; now therefore be it

Resolved, By the House of Representatives of the State of Texas, That the State Department of Public Safety and the Texas Highway Department be requested to make a thorough study of the traffic load, intersection signals, and in general, the entire rural road and highway system of Bexar County, with particular attention to railroad cros-
The resolution was read and was referred to the Committee on Rules.

Mr. Johnson of Bexar moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Simple Resolution No. 148.

The motion was lost.

TO AMEND RULE VIII OF THE HOUSE RULES

Mr. Collins offered the following resolution:

H. S. R. No. 143

Amend Rule VIII as it will become effective January 1, 1963, by adding a new paragraph to Section 12 to read as follows:

"When any bill is reported out of a committee on majority or minority report, it shall be the duty of the author of said bill to show on the bill reported from the committee by an appropriate means, such as underlining or by parallel texts, the changes said bill would make in existing law. The Calendar Clerk shall not print any bill which does not clearly show the changes from existing law."

The resolution was referred to the Committee on Rules.

TO REQUEST THE GOVERNOR TO SUBMIT THE SUBJECT OF THE REPEAL OF CERTAIN BILL

Mr. Cook offered the following resolution:

H. S. R. No. 133

Whereas, The Third Called Session of the Fifty-seventh Legislature of the State of Texas is now in session; and

Whereas, The "Blue Law" regulating the sale of goods on both the two consecutive days, Saturday and Sunday, enacted by the First Called Session of the Fifty-seventh Legislature, is infringing on the rights of business. This infringement is no different from infringing on the rights of individuals, which both the Constitution of the State of Texas and the Constitution of the United States protect. Our nation's strength is built upon free enterprise, and this piece of legislation jeopardizes this freedom and liberty; now, therefore, be it

Resolved, That the Governor of Texas, the Honorable Price Daniel, be respectfully requested to submit the subject of repeal of Senate Bill No. 35, Chapter 15, Acts of the Fifty-seventh Legislature, First Called Session, 1961, to this the Third Called Session of the Legislature for its consideration.

The resolution was referred to the Committee on State Affairs.

TO PROVIDE FOR THE APPOINTMENT OF A COMMITTEE TO MAKE A SURVEY OF STATE-OWNED LANDS NEAR CAPITOL

Mr. Jones of Travis offered the following resolution:

H. S. R. No. 136

Whereas, The number of State employees, tourists, and persons on official business around the Capitol is constantly increasing; and

Whereas, The number of parking places in the Capitol area is already far short of reasonable requirements, causing much delay and inconvenience to State employees, tourists and business visitors alike; and

Whereas, If no action is taken in this matter, the parking problem in the Capitol area will continue to grow more acute; and

Whereas, The State owns certain properties in the Capitol area which might be converted into parking lots; now, therefore, be it

Resolved, by the House of Representatives of the State of Texas, That the Speaker be instructed to appoint an interim committee of three members of the House of Representatives to make a survey of State-owned lands around and near the Capitol and to study the possibility of converting a portion of said lands for use as parking lots; and be it further

Resolved, That said Committee report its findings and recommend-
The resolution was referred to the Committee on Rules.

TO GRANT CERTAIN EASEMENTS TO THE CITY OF AUSTIN

Mr. Sandahl offered the following resolution:

H. C. R. No. 24

Whereas, The development of such buildings as the State Office Buildings fronting on San Jacinto Boulevard and the new Federal Post Office create critical traffic problems which restrict the free and safe flow of traffic around such buildings and to the residential area north central Austin and;

Whereas, The City of Austin has undertaken to relieve this congested condition as far north as East 19th Street by the extension of Trinity Street to the north from 17th Street and;

Whereas, San Jacinto Boulevard is reasonably adequate to carry the traffic from East 18th Street to East 36th Street, at which point the congestion begins again and;

Whereas, The existing north-south thoroughfares available to serve the north central part of Austin from this point north are Duval Street and Guadalupe Street which are both presently congested during peak hours of traffic and;

Whereas, The City of Austin owns property across which the north-south thoroughfare 2 6/10 miles long can be made available to the citizens of the City of Austin by the extension of Speedway Street in the City of Austin Park at a mile across State-owned land lying to the south of North Loop Boulevard in the City of Austin and;

Whereas, The extension of Speedway Street across said State-owned land will provide a third north south thoroughfare to serve north central Austin and will benefit the State-owned property across which it passes providing it with valuable access that will enhance the value of the property many times more than the value of the land consumed by the right of way necessary for such thoroughfare and;

Whereas, The creation of this north south thoroughfare across State-owned property will help to insure the safety of the citizens of this State in the event of a national emergency requiring speedy evacuation of the seat of State Government, Now Therefore Be It

Resolved by the House of Representatives, the Senate concurring, That it and in consideration of the benefits which will accrue to the hereinafter described State-owned tracts of land, there is hereby dedicated and granted to the City of Austin an easement for street purposes in, upon, along and across the following described tracts of land, to-wit:

Two (2) strips of land, each being sixty (60.00) feet in width, and each being out of and a part of those certain tracts of land out of and a part of the James P. Wallace Survey No. 87 in the City of Austin, Travis County, Texas, which certain tracts of land were conveyed to the State of Texas by Warranty Deed dated March 14, 1885, of record in Volume 25 at pages 247-248 of the Deed Records of Travis County, Texas; the centerline of each of the said two (2) strips of land sixty (60.00) feet in width being more particularly described as follows:

NO. 1 BEGINNING at a concrete monument set by the City of Austin, Travis County, Texas, and being known as Concrete Monument No. 1068, on the south line of that certain 40 acre tract of land conveyed to the State of Texas and described in the aforementioned deed of record in Volume 55 at Page 247-248 of the Deed Records of Travis County Texas, being also a point in the north line of Hyde Park Annex, said Hyde Park Annex being a subdivision of record in Book 2 at Page 130 of the Plat Records of Travis County, Texas, and which concrete monument is also on the centerline of Speedway, and from which point of beginning, the southeast corner of said State of Texas, 40 acre tract of land, same being a point in the north line of Lot 1, Block 11, Hyde Park Annex bears E 59° 48' E 0.26 feet; Thence, with the northerly prolongation of said centerline of Speedway, N 30° 07' E 0.67 feet to the point of curvature of a curve whose
January 24, 1962  House Journal 263

intersection angle is 17° 34', whose
tangent distance is 93.34 feet;

Thence, with said curve to the
right an arc distance of 185.21 feet,
the sub-chord of which arc bears
N 38° 54' E 184.49 feet, to the
point of reverse curvature between
the aforementioned curve and an
other curve to the left whose inter-
section angle is 17° 06', whose radius
is 90.85 feet and whose tangent
distance is 93.34 feet;

Thence, with said curve to the
left an arc distance of 185.21 feet,
the sub-chord of which arc bears
N 38° 54' E 184.49 feet, to the
point of tangency of said curve, said
tangent distance is 93.34 feet;

No. 2 Beginning at a point
in the north line of the aforementioned
State of Texas tracts of land;

Thence with said line thirty (30°
00') feet west of and parallel to
the east line of the aforementioned
State of Texas tracts of land;

No. 3 Beginning at a point in
the north line of West 51st Street,
which point of beginning is in the
north line of that certain tract of land
conveyed to Travis County, Texas,
by deed dated July 2, 1932, of
record in Volume 482 at Page 21
of the Plat Records of Travis Coun-
ty, Texas, and from which point of
termination the northwest corner of
Lot 21, Block 14, J. J. Hegeman's
Subdivision, same being a subdivision
of record in Book 3 at Page 114 of
the Plat Records of Travis County,
Texas, bears S 77° 06' E 31.40 feet;

The resolution was referred to the
Committee on State Affairs.

TO GRANT CERTAIN EASEMENT
TO THE CITY OF AUSTIN

The Speaker laid before the House
for consideration at this time the
following resolution:

S. C. R. No. 18

Whereas, The City of Austin, a
municipal corporation, lying and be-
ing situated in Travis County, Texas
is the operator of its water purification
and distribution system; and

Whereas, The safety, health and
general welfare of the citizens in the
northern one-half of the City of Aus-
tin, as well as the health, safety and
general welfare of those citizens
of Travis County who live within
the confines of the various water dis-
tricts to the north of the City of
Austin, require the enlargement of
the City of Austin distribution sys-
tem by the construction of a 48
inch water main in and along State-
owned property in the City of Aus-
tin; and

Whereas, It has been determined
that the construction of the above
mentioned 48 inch water line will
benefit all of those State-owned prop-
cies known as the Austin State
Hospital, the Texas State School for
the Blind, the State Health Depart-
ment building, the State Dairy Tract,
and the State Department of Public
Safety Building by insuring an ade-
quate supply of water for fire fight-
ing and further development of these
properties; and

Whereas, It has been found that
the construction of the above indi-
cated 48 inch water line will further
benefit the State-owned property
across which it must pass by permi-
ting the abandonment of the 6 inch
water line which presently bisects
this tract and thereby interferes with
Resolved by the Senate, the House of Representatives concurring, That in consideration of the benefits which will accrue to the State of Texas by reason of the development and maintenance of such 48 inch water line, it is hereby dedicated and granted to the City of Austin an easement for water line purposes in, along and across the following described tract of land:

Two (2) strips of land, each of the said two (2) strips of land being ten (10.00) feet in width; the strip of land hereinafter described as No. 1 being out of and a part of a certain portion of the George W. Spear League in the City of Austin, Travis County, Texas; the strip of land hereinafter described as No. 2 being out of and a part of Outlot 82, Division "D," of the Government Outlots adjoining the Original City of Austin according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, which certain portion of the George W. Spear League and Outlot 82, Division "D," together with other property, was conveyed to the State of Texas by Warranty Deed dated March 26, 1883, of record in Volume 55, page 246-247 of the Deed Records of Travis County, Texas, each of the said two (2) strips of land being more particularly described as follows:

No. 1 Beginning at a point in the present north line of West 45th Street, and from which point of beginning the point of intersection of the said present north line West 45th Street with the east line of Lamar Boulevard bears N 57° 28' W 5.00 feet;

Then, along a line five (5.00) feet east of and parallel to the east line of Lamar Boulevard, N 32° 26' E 381.67 feet to the point of curvature of a curve whose angle of intersection is 38° 33' whose radius is 1031.28 feet and whose tangent distance is 384.01 feet;

Then, with said curve to the right an arc distance of 740.27 feet, the long-chord of which arc bears N 12° 54' E 726.16 feet to the point of tangency of said curve;

Then, continuing with said line five (5.00) feet east or southeast of and parallel to east or southeast line of Lamar Boulevard N 71° 12' E to,

point of termination in the west line of West Guadalupe Street.

No. 2 Beginning at a point in the present south line of West 45th Street and from which point of beginning the point of intersection of the present south line of West 45th Street with the east line of Lamar Boulevard bears N 57° 25' W five (5.00) feet;

Then, with a line five (5.00) feet east of and parallel to the east line of said Lamar Boulevard in a southerly direction twenty-five (25.00) feet to point of termination;

And in addition thereto a temporary working easement thirty-five (35.00) feet in width to cover the period of original installation to be retained contiguous to the east or southeast lines of each of the said two (2) strips of land described above.

The resolution was referred to the Committees on State Affairs.

TO REQUEST CERTAIN STUDY REGARDING HUDSPETH COUNTY

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 19

Whereas, Section 1, Article IX of the Constitution of the State of Texas provides for the creation of counties within the territory of any county or counties now existing, further specifying that such new counties may be created into as many as five counties; and

Whereas, Hudspeth County is the third largest in the State in terms of area, comprising 4,553 square miles; and

Whereas, Under the restrictions set forth in Section 1, Article IX of the Constitution, Hudspeth County could be divided into as many as five counties; and

Whereas, The extremely large area of the county and its widely varying terrain makes the administration of county affairs difficult; now therefore be it

Resolved, By the Senate of the State of Texas, That the Texas Legislative Council be requested to make a study of the feasibility and ad-
Resolved, That the Council be requested to report its findings and recommendations as to what steps, if any, should be taken in this regard to the Regular Session of the 58th Legislature.

The resolution was referred to the Committee on Rules.

MESSAGE FROM THE SENATE
Austin, Texas, January 24, 1962
Hon. James A. Turman, Speaker of the House of Representatives.

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

H. C. R. No. 12, Granting permission to Sam McCollum, III, to sue the State of Texas and the Veterans Land Board.

H. C. R. No. 13, Granting permission to the City of Big Spring, Texas, to sue the State of Texas, the Board of Control of the State of Texas, and the Board for Texas State Hospitals and Special Schools.

H. C. R. No. 14, Granting permission to R. A. Coale to sue the State.

H. C. R. No. 15, Granting permission to Walter F. Myers to sue the State.

H. C. R. No. 17, Granting permission to Oswald C. Bryan and Inola Glass Bryan to sue the State.

S. C. R. No. 14, Granting permission to R. A. Coale to sue the State.

H. B. No. 39, Providing that owners of certain construction machinery shall pay an annual registration fee of Five Dollars ($5.00) instead of the regular registration fee; and declaring an emergency.

H. B. No. 52, Validating an school districts, together with the boundaries and names thereof, and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate.

SENATE BILL NO. 6 ON SECOND READING
The Speaker laid before the House on its second reading and passage to third reading:

S. B. No. 6, A bill to be entitled "An Act validating all proceedings in connection with county bonds here-tofore favorably voted for the purpose of erecting, repairing and equipping courthouse and jail buildings and county branch office buildings; authorizing the issuance and delivery of such bonds; providing that the Act shall not validate proceeding where the validity thereof has been or is being questioned on the effective date thereof in a court of competent jurisdiction if such litigation is ultimately determined against the validity thereof; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time.

(Mr. Dewey In The Chair)

The bill was passed to third reading.

SENATE BILL NO. 6 ON THIRD READING
Mr. Cowles moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130
Adams of Lubbock Connell
Adams of Titus Cory
Allen Cotton
Allen Cowles
Andrews Crews
Atwell de la Garza
Bailey Dewey
Bellman Dull, Miss
Baunfield, Mrs. Duff, Miss
Barlow Duval
Barrow Dungan
Barrarm Eckhardt
Bass Esquire
Bax Fairchild
Berry Fletcher
Blaine Floyd
Boyce Foreman
Boyse Foreman
Buchanan Garrison
Burgess Gibbens
Butler Gladden
Caldwell Glass
Carliner Glassing
Carriker Green
Chapman Grover
Cole of Harris Guffey
Cole of Hunt Harding
Collins Haring
The bill was read third time and was passed by the following vote:

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May 4th Absent—5

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The Chair then laid Senate Bill No. 6 before the House on third reading and final passage.
The Chair laid before the House on its second reading and passage to third reading, Senate Bill No. 7, a bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as "The Municipal Industrial Utilitv District"; prescribing its rights, powers, privileges, and duties; providing the District shall have the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; providing that such District may consist of separate bodies of land separated by land not embraced in the District; providing additional means of adding land to such District; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency".

The bill was read second time.

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

Amend Senate Bill No. 7 by striking out section 2 and inserting in lieu thereof the following:

Section 2. The District shall have and exercise, and is hereby vested with, all of the rights, powers, privileges, and duties conferred and imposed by the General Laws of the State of Texas now in force or hereafter enacted, applicable to fresh water supply districts created under authority of Section 59 of Article XVI, Constitution of Texas, but to the extent that the provisions of such General Laws may be in conflict or inconsistent with the provisions of this Act, the provisions of this Act shall prevail. All such General Laws are hereby incorporated by reference with the same effect as if incorporated in full in this Act. Without in any way limiting the generalization of the foregoing, it is expressly provided that the District shall have and exercise, and is hereby vested with, all of the rights, powers, privileges, and duties conferred and imposed by Chapter 4 of Title 128, Revised Civil Statutes of Texas, 1925, together with all amendments thereto and additions thereto, including all powers and authority relating to sanitary sewer systems and the issuance of bonds therefore as authorized by and provided in Chapter 129, Acts of the Forty-Seventh Legislature of Texas, Regular Session, 1951 (Article 7941c, Vernon's Texas Civil Statutes, 1939, as amended), including the power and authority to issue tax and revenue bonds or tax-revenue bonds as authorized by and provided in Chapter 233, Acts of the Fifty-Second Legislature of Texas, Regular Session, 1951 (Article 7941c, Vernon's Texas Civil Statutes as amended), said District shall have the power to make, contract, or otherwise acquire improvements either within or without the boundaries thereof but wholly within Bexar County, necessary to carry out the powers and authority granted by this Act and said General Laws; and further provided that before said District shall award contracts for the construction of its improvements it shall submit the plans and specifications for same to the Board of Water Engineers of Texas for approval, and, if any substantial changes are thereafter made in such plans, such changes shall also be submitted to said Board for approval. In the event that the District in the exercise of the power of eminent domain or power of re-
location, or any other power granted hereunder, makes necessary the relocation, raising, rerouting or changing of grade or alteration of construction shall be accomplished at the sole expense of the District. The term "sole expense" shall mean the actual cost of such relocation, raising, lowering, rerouting, or change in grade or alteration of construction in providing comparable replacement without enhancement of such facilities, after deducting therefrom the net salvage value derived from the old facility.

Section 3. The management and control of the District is hereby vested in a Board of five (5) supervisors which shall have all of the powers and authority and duties conferred and imposed upon boards of supervisors.

The amendment was adopted.

S. B. No. 7 was passed to third reading.

SENATE BILL NO. 7 ON THIRD READING

Mr. Butler moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 7 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—134

Adams of Lubbock, Butler
Adams of Titus, Almer
Allen, Carriker
Andrews, Chapman
Atwell, Cole of Harris
Bailey, Cole of Hunt
Bailman, Collins
Banhild, Mrs. Cook
Barbee, Cory
Bartram, Cotten
Bass, Cowen
Berry, Cowles
Blaine, Crain
Boyd, Crow
Buchanan, Curington
Burgess, de la Garza
Dewey, Markgraf
Duff, Miss, Martin
Duncan, Miller
Eckhardt, Moore
Eskridge, Mahan
Fairchild, Murray
Fletcher, Nieseker
Floyd, Niemeyer
Foreman, Oliver
Garrison, Oslin
Gibbens, Parsons
Glass, Pearson
Gluing, Peeler
Green, Petty
Grover, Piersall
Hale, Pipkin
Halse, Preston
Harrington, Price
Haring, Quilliam
Haynes, Rapp
Healy, Ratcliff
Hilton, Richards
Hollowell, Richardson
Huebner, Roberts of Hill
Hughes, Roberts of Dawson
Hughes of Dallas, Rosen
Isaacks, Mrs. Connell, Rosen
James, Schram
Jamison, Shannon
Johnson of Bexar, Sliger
Johnson of Bell, Smith of Bexar
Johnson of Dallas, Snellson
Kilpatrick, Stewart of Wichita
Kohler, Strube
Kolob, Thurmond
Korkmas, Townsend
Kothmann, Trevino
Lack, Tunnell
Lary, Walker
Lattimer, Ward
Leaverton, Watson
Longoria, Wells
McCoplin, Wheatley
McGregor, Whitlef
McGregor of McLennan, Wilson
McGregor of El Paso, Wood
McLain, Yeak

Nay—5

Barlow, Read
Jarvis, Thurman
Lewis

Absent

Ahle, Sandahl
Gladen, Slack
Johnson of Dallas, Spelman
Jones of Travis, Stewart
Nugent, Nugent of Galveston
January 24, 1962  HOUSE JOURNAL 269

Absent—Excused

Bridges

The Chair then laid Senate Bill No. 7 before the House on third reading and final passage.

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

Yeas—142

Peeler  Saebron
Pett  Springer
Pierart  Stewart
Pipkin  of Galveston
Preston  Stewart
Prince  of Wichita
Quilliam  Stuve
Rapp  Thurman
Recliff  Thuroddd
Read  Townsend
Richards  Trevino
Richardson  Tunnell
Roberts of Hill  Walker
Robert of Dawson-Ward  
Rosas  Watson
Rosson  Wells
Schramp  Wheatley
Shannon  Whifield
Shipley  Wilson
Slider  Woods
Smith of Bexar  Yezak
Smith of Jefferson  

Absent

Ehicle  Sandahl
Jones of Travis  Stack
Nogren  Spilman

Bridges

SENATE BILL NO. 9 ON SECOND READING

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

S. B. No. 9, A bill to be entitled "An Act validating under certain conditions proceedings relating to the adoption of home rule charters, validating the charters so adopted, and providing that such charter so adopted shall constitute the home rule charter of the City; validating elections held for the election of members of the governing body of the city and their assumption of office; validating acts of city officers and officials; providing that this Act shall not be construed as validating the adoption of any charter or the charter if the validity of the charter adoption proceedings or of the charter are involved in litigation on the effective date of this Act and such litigation is ultimately determined against the validity thereof; providing a savings clause; and declaring an emergency."

The bill was read second time.
Mr. Johnson of Dallas asked unanimous consent that further consideration of Senate Bill No. 9 be postponed until 2:00 o'clock p.m. today.

There was no objection offered and it was so ordered.

SENATE BILL NO. 14 ON SECOND READING

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

S. B. No. 14, A bill to be entitled "An Act authorizing Cities and Towns In this State, regardless of how incorporated, but which are located within or which have contracted or may hereafter contract with any Municipal Water Authority or other District organized under Section 69 of Article XVI of the Texas Constitution, for a supply of untreated water, to acquire either separately or jointly by gift, dedication, purchase, condemnation or otherwise, property located inside or outside such Cities and Towns for the purpose of providing water purification and treatment facilities; authorizing the acquisition and construction of all necessary improvements and facilities for such purpose and the issuance of tax supported bonds or warrants, or revenue supported bonds, for the purpose authorizing such Cities and Towns to sell and lease such improvements and facilities; etc. and declaring an emergency."

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

SENATE BILL NO. 14 ON THIRD READING

Mr. Petty moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 14 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Year—137

Adams of Lubbock Bailey

Adams of Titus Ballman

Allen Banfield, Mrs.

Andrews Barnes

Atwell Bartram

Blalas Kechman

Boyan Leach

Buchanan Lacy

Butler Lealimeter

Caldwell Leaverton

Cannon Lewistown

Carriker Longoria

Chapman McGregor

Cole of Harris McGregor

Cole of Hunt of El Paso

Collins Mcllheny

Connell Markgraf

Cock Martin

Cory Miller

Cotten Moore

Cowen Mullen

Craws Murray

Crews Mutschler

Curtins Niemeyer

de la Garza Oliver

Dewey Osborn

Duffy Parsons

Dungan Pearson

Ehrike Peeler

Eskulvi Pettit

Fairchild Phipps

Fitcher Preston

Foyd Price

Foreman Read

Gibbens Richards

Gladden Richardson

Glasell Robert of Hill

Glass Myers Roberts

Glasing Roberts of Houston

Green Roberts of Wichita

Grover Rosas

Guffey Rosson

Harting Sanford

Harrington Schram

Hayes Shanken

Heady Shipley

Heyton Black

Hibson Glider

Hollonwell Smith of Bexar

Huebner Smith of Jefferson

Hughes Snelson

Hughes of Grayson Springer

Hughes of Dallas Sprigger

Isaacks, Miss of Wichita

James Straus

Jameon Thurmond

Johnson of Dallas Townsend

Johnson of Bell Trevino

Jones of Dallas Tunnell

Jones of Travis Walker

Kenard Ward

Kilpatrick Washburn

Kohler Wells

Koliba Wheelcy

Korkman Whitley
The Chair then laid Senate Bill No. 14 before the House on third reading and final passage. The bill was read third time and was passed by the following vote:

**Yeas-141**

- Adams of Lubbock
- Adams of Titus
- Allen
- Andrews
- Atwell
- Bailey
- Ballman
- Banfield, Mrs.
- Barlow
- Barrow
- Barrow
- Bartram
- Bartram
- Bass
- Berry
- Blaine
- Boyseman
- Burgess
- Butler
- Calwell
- Cannon
- Carriker
- Chapman
- Cole of Harris
- Cole of Hunt
- Collins
- Connell
- Cook
- Cory
- Cotzem
- Cowen
- Cowies
- Craig
- Crews
- Cunningham
- de la Garza
- Deaver
- Duff, Miss

**Nays-3**

- Alane
- Bass
- Bailey
- Ballman
- Barlow
- Baucum
- Bridges
- Bridges
- Bridges
- Bridges
- Bridges
- Bridges
- Bridges

The Chair then laid Senate Bill No. 22 on second reading and final passage to third reading. The bill was read second time and was passed by the following vote:

**Yeas-141**

- Adams of Labook
- Adams of Titus
- Allen
- Andrews
- Atwell
- Bailey
- Ballman
- Banfield, Mrs.
- Barlow
- Barrow
- Barrow
- Bartram
- Bartram
- Bass
- Berry
- Blaine
- Boyseman
- Buchanan
- Burgess
- Butler
- Calwell
- Cannon
- Carriker
- Chapman
- Cole of Harris
- Cole of Hunt
- Collins
- Connell
- Cook
- Cory
- Cotzem
- Cowen
- Cowies
- Craig
- Crean
- Crews
- Cunningham
- de la Garza
- Deaver
- Duff, Miss

**Nays-3**

- Alane
- Bass
- Bailey
- Ballman
- Barlow
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- Bridges
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Note: The text includes a statement about Senate Bill No. 22, which reads: "An Act creating Alice Water Authority, a conservation district, under Article 16, Section 59, of the Constitution, comprising the territory contained in the City of Alice, Texas, as of December 1, 1961, for the purpose of providing a source of water supply for municipal, domestic and industrial uses and treating, transporting, and storing the same; providing for a Board of Directors for..."
the Government of said Authority; providing the means of annexing additional territory to the Authority when annexed by the City; authorizing Authority to do all things necessary to obtain untreated water from the City of Corpus Christi and Nueces Water Supply District, and to construct necessary works and facilities to permit delivery of treated or untreated water to the City and others after the necessary election required under Vernon's Texas Civil Statutes Article 1109-e; authorizing the issuance of bonds and providing for the payment and security thereof; conferring the power of eminent domain; prescribing other powers and duties of the Authority; enacting other provisions related to the subject; providing a severability clause; and declaring an emergency."

The amendment was adopted without objection.

SENATE BILL NO. 22 ON THIRD READING

Mr. Mullen moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 22 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Adams of Lubbock Gladden
Adams of Titus Glass
Alanis Gluesing
Andrews Grover
Atwell Heflin
Bailey Hale
Bainbridge Mrs. Harry Harding
Barlow Harrington
Barnes Haynes
Bartram Hays
Bass Heaton
Berry Hinson
Black Hollowell
Boyseman Huebner
Buchanan Hughes
Burgess of Grayson
Butler Hughes of Dallas
Caldwell James
Cannon James
Carriker Jamison
Chapman Johnson of Dallas
Chapman Taylor of Hunt
Collins Johnson of Brazos
Connell Jones of Dallas
Cook Kennard
Cory Kilpatrick
Cotton Kolk
covan
Crain Korkmas
Craws Lacy
Curington Lack
de la Garza Larry
Dewey Latimer
Duff, Miss Lewis
Duncan Longoria
Eckhardt McCoppin
Elzie McGregor
Eshquet of McLennan
Fairchild McGregor
Fielder of McLennan
Floyd McCreary
Fugman Of course
Gibbons Melhany
Garrison Markgraf
Gilchrist Martin
Gibbons Miller

The bill was read second time.

Mr. Hale offered the following amendment to the bill:

Amend S. B. 22, Sec. 10(a), by striking therefrom the words "and Nueces Counties" in line 42 on page 3 of the printed bill and substituting in lieu thereof the words "and counties" and by changing the word "county" to "counties" in line 52 on page 3 of the printed bill; and by adding to Section 10 a new subsection (b) and by re-lettering all subsequent subsections in Section 10, each new subsection (b) to read as follows:

"(b) Solely for the limited purposes enumerated herein and for no other purpose, the Authority shall have the right to exercise the power of eminent domain in Nueces County similar to the power granted in Jim Wells County by subsection (a) hereof, but such power shall be strictly limited and confined to those acquisitions necessary for the following purposes, to-wit:

1. To acquire easements or rights-of-way necessary to build a pipeline from the City of Alice to a point of contact on the Nueces River from which water will be obtained from Corpus Christi pursuant to contract.

2. To acquire fee simple title to such land as shall be reasonably necessary for the erection of a pumping station or stations near or adjacent to the pipeline to be built pursuant to subsection (b) (1) hereof.
January 24, 1962  HOUSE JOURNAL  273

Moore  Shannon
Mullen  Shipley
Murray  Smith of Bexar
Mutscher  Smith of Jefferson
Niemeyer  Snead
Oliver  Springer
Osborn  Stewart
Parsons  of Galveston
Peeler  Stewart
Pettit  of Wichita
Pfeifer  Struve
Pifflitz  Thurmond
Preston  Townsend
Price  Trevino
Quillian  Tunnell
Rapp  Walker
Ratcliff  Ward
Richards  Watson
Richardson  Wells
Roberts of Hill  Wheatley
Roberts of Dawson  Whitfield
Rosas  Wilson
Rosson  Woods
Sandahl  Texas
Sehram

Nays—4
Jarvis  Sider
Nugent  Thurman

Absent
Hallman  Leaverton
Cole of Harris  Pearcy
Cowles  Read
Green  Slack
Jones of Travis  Siplman

Absent—Excused
Bridges

The Chair then laid Senate Bill No. 22 before the House on third reading and final passage.

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

Year—134
Adams of Lubbock  Buchanan
Adams of Titus  Baxley
Alaniz  Caldwell
Allen  Cannon
Andrews  Carriker
Atwell  Collins
Bailey  Connell
Bannett, Mrs.  Cock
Barlow  Cory
Barres  Cotten
Bartram  Cowen
Bass  Crane
Berry  Crews
Bilkie  Carrington
Boysen  de la Garza
Dewey  Martin
Duff, Miss  Miller
Dugas  Moore
Edwards  Mullen
Ehrig  Murray
Espinola  Mutscher
Falchid  Niemeyer
Fletcher  Nugent
Floyd  Oliver
Foreman  Osborn
Garrison  Parsons
Gibbens  Peeler
Gladden  Petty
Glass  Pfeifer
Glutting  Pipkin
Green  Preston
Grover  Price
Guffey  Quilliam
Hale  Rapp
Harding  Ratcliff
Haring  Richards
Harrington  Richardson
Haynes  Roberts of Hill
Hecox  Roberts of Dawson
Heflin  Ross
Hinson  Rosson
Hollowell  Sandahl
Huebner  Schram
Hughes  Shannon
Hughes of Dallas  Sider
Jacks, Miss  Smith of Bexar
James  Smith of Jefferson
Jamison  Snead
Jarvis  Springer
Johnson of Dallas  Stewart
Johnson of Bexar  of Galveston
Johnson of Bell  Stewart
Jones of Dallas  of Wichita
Kohler  Struve
Kollba  Thurman
Korkmas  Thurmond
Kothmann  Townsend
Lauck  Trevino
Lary  Tunnell
Latimer  Walker
Leaverton  Ward
Lewis  Watson
Longoria  Wells
McGregor  Wheatley
of McLennan  Whitfield
McGregor of El Paso  Wilson
Moffat  Woods
Molhany  Yezak
Markgraf  Yezak

Absent
Hallman  Kenneth
Burgess  Kilpatrick
Chapman  McCoplin
Cole of Harris  Pearcy
Cole of Hunt  Read
Cowles  Slack
Jones of Travis  Siplman
SENATE BILL NO. 32 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,
S. B. No. 32, A bill to be entitled "An Act re-establishing and recreating Angleton Drainage District of Brazoria County, Texas, as 'Angleton Drainage District' subject to the provisions of this Act; providing that such District is a conservation and reclamation District under the provisions of Section 69, Article XVI, Constitution of Texas; providing its boundaries shall be the same as those of Angleton Drainage District of Brazoria County, Texas; providing its purpose of existence; prescribing its rights, powers, privileges, duties and limitations; providing for the District to bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; providing for its tax assessor and collector and containing provisions relating to District taxes; providing mosquito control powers; providing for its governing body; providing for its tax assessor and collector and containing provisions relating to District taxes; providing for the District's taking over certain properties, liabilities and assets and taxes; providing that no existing District contracts shall be impaired; finding that such District will serve a public use and benefit; providing additional means of adding land to such District; providing for the levy, assessment and collection of taxes for such District and containing other provisions relating to such taxes; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency!" to within the boundaries of Brazoria County, Texas" at the end of the fifth sentence of Section 2.

The amendment was adopted without objection.

SENATE BILL NO. 32 ON THIRD READING

Mr. Caldwell moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 32 be placed on its third reading and final passage.

The motion prevailed by the following vote:

YES—154
January 24, 1962  HOUSE JOURNAL 275

| McGregor of McLennan | Roberts of Dawson | Cole of Hunt | McGregor of McLennan |
| McGregor of El Paso | Roseman | Council | McGregor of El Paso |
| McClain | Sandahl | Cook | McMillan |
| Markgraf | Shannon | Cotten | Markgraf |
| Martin | Shipley | Owen | Martin |
| Miller | Slacker | Grant | Miller |
| Moore | Smith of Bexar | Crawford | Moore |
| Mallon | Smith of Jefferson | de la Garza | Mallon |
| Murray | Snead | Dewey | Murray |
| Musburger | Springer | Mutscher | Mutscher |
| Niemeyer | Stewart | Dunn | Niemeyer |
| Oliver | of Wichita | Ekhardt | Oliver |
| Osborn | Struve | Ehrlle | Osborn |
| Parsons | Thurmond | Eskew | Parsons |
| Peeler | Townsend | Faulch | Peeler |
| Petty | Trevino | Fischer | Petty |
| Pieratt | Tunnell | Floyd | Pieratt |
| Pipkin | Walker | Foreman | Pipkin |
| Preston | Ward | Garrison | Preston |
| Price | Watson | Gibbens | Price |
| Quilliam | Wells | Glass | Quilliam |
| Rapp | Wheatley | Gleason | Rapp |
| Ratcliff | Whitley | Green | Ratcliff |
| Richards | Wilson | Grover | Read |
| Richardson | Woods | Gufley | Richards |
| Roberts of Hill | Yeak | Hale | Richardson |
| Nays—3 | | Harding | Roberts of Hill |
| Jarvls | Thurman | Harlng | Roberts of Dawson |
| Sluder | Absent | Harrington | Roseman |
| Ballman | Nugent | Hayes | Roseman |
| Chapman | Peary | Healy | Sandahl |
| Ehrlle | Read | Heffron | Schram |
| Herfon | Spilman | Hinson | Shannon |
| Hisson | Stewart | Hollowell | Shipley |
| Kilpatrick | of Galveston | Huseder | Sider |
| Absent—Excused | | Hughes | Smith of Bexar |
| Bridges | | Hughes | Smith of Jefferson |
| | | Hughes of Grayson | Smith of Jefferson |
| | | Hughes of Dallas | Snead |
| | | Isaacs, Miss | Springer |
| | | James | Stewart |
| | | Jamison | of Galveston |
| | | Jarvls | Stewart |
| | | Johnson of Dallas | of Wichita |
| | | Johnson of Bexar | Snead |
| | | Johnson of Bell | Thurman |
| | | Jones of Dallas | Thurmond |
| | | Jones of Travis | Townsend |
| | | Kennard | Tewino |
| | | Kehler | Tunnell |
| | | Koliba | Walker |
| | | Korkmas | Ward |
| | | Kothmann | Watson |
| | | Lack | Wells |
| | | Larry | Wheatley |
| | | Latimer | Whitefield |
| | | Leawerton | Wilson |
| | | Lewis | Woods |
| | | Longoria | Yezak |
| | | McConipin | Yeak |
| | | Ballman | Absent |
| | | Chapman | |
SENATE BILL NO. 33 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading, S. B. No. 33, A bill to be entitled "An Act re-establishing and recreating Velasco Drainage District of Brazoria County, Texas, as 'Velasco Drainage District' subject to the provisions of this Act; providing that such District is a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas; providing its purpose of existence; prescribing its rights, powers, privileges, duties and limitations; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; providing for the division and redivision of said District; providing for its tax assessor and collector; providing for employment of employees and others; containing provisions relating to District taxes; containing provisions relating to District contracts; providing for the District's taking over certain properties, rights, liabilities and taxes; containing provisions relating to maintenance taxes; providing that no existing District contracts shall be impaired or altered; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

The bill was read second time.

Mr. Caldwell offered the following amendment to the bill:

Amend Senate Bill 33 by striking the words "or convenient" in the second sentence of Sec. 2 and by striking words "and convenient" in the fifth sentence of Section 2 and by striking the words "all public," striking the words "and convenient" in the fifth sentence of Section 2 and all the clause "but the power of eminent domain shall be limited to within the boundaries of Brazoria County, Texas," at the end of the fifth sentence of Sec. 5.

The amendment was adopted without objection.

S. B. No. 33 was passed to third reading.

SENATE BILL NO. 33 ON THIRD READING

Mr. Caldwell moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 33 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yes-137

Adams of Lubbock Garrison
Adams of Titus
Alamillo
Allen
Allen
Andrews
Arwell
Bailey
Ballman
Barfield, Mrs.
Barlow
Barnes
Bartram
Bass
Berry
Blakes
Boyson
Buchanan
Burgess
Butler
Caldwell
Cannon
Carriker
Chapman
Cole of Harris
Cole of Hunt
Collins
Conseil
Cook
Cory
Cotten
Cowan
Crain
Crews
Curtin
de la Garza
Dewey
Duff
Dunagan
Edwards
Ehrle
Equivel
Erichson
Faitchard
Fletcher
Foreman

Hughes of Dallas
Isasca, Miss
James
Jamison
Johnson of Dallas
Johnson of Bexar
Johnson of Bell
Jones of Dallas
Jones of Travis
Kennard
Kilpatrick
Kohler
Kolhs
Korkmas
Korthmann
Kouch
Lacy
Leabe
Leaverton
Lewis
Lengoria
McCoppin
McGauger
McLennan
McFloyd
McWade
McFarland of El Paso

The bill was read second time.

Mr. Caldwell offered the following amendment to the bill:

Amend Senate Bill 33 by striking the words "or convenient" in the second sentence of Sec. 2 and by striking words "and convenient" in the fifth sentence of Section 2 and by striking the words "all public," striking the words "and convenient" in the fifth sentence of Section 2 and all the clause "but the power of eminent domain shall be limited to within the boundaries of Brazoria County, Texas," at the end of the fifth sentence of Sec. 5.
The bill was read second time.

Mr. Caldwell offered the following amendment to the bill:

Amend Senate Bill 37 by adding to the end of Sec. 13 the following:

"The term 'sole expense' shall mean the actual cost of relocation, raising, lowering, rerouting, or change in grade or alteration of construction in providing comparable replacement without enhancement of such facilities, after deducting therefrom the net salvage value derived from the old facility."

The amendment was adopted without objection.

S. B. No. 37 was passed to third reading.

SENATE BILL NO. 37 ON THIRD READING

Mr. Caldwell moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 37 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Year—131

Yeas—

Adams

Allen

Andrews

Atwell

Bailey

Ballman

Barnett

Barnes

Bass

Berry

Blaine

Boyd

Boydston

Brazos

Buchanan

Burgess

Butler

Caldwell

Cameron

Carver

Chapman

Cole of Hunt

Collins

Connell

Cook

Cory

Cotter

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

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Nays—8

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<td>Isaacs, Miss</td>
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<td>Johnson of Grayson</td>
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<td>Johnson of Independence</td>
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<td>Johnson of Littleton</td>
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<td>Johnson of North Texas</td>
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<td>Johnson of Oregon</td>
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<td>Johnson of Pennsylvania</td>
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</table>

Present—Not Voting

<table>
<thead>
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Absent—Excused

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<tr>
<td>Cole of Harris</td>
<td>Read</td>
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<td>Courtland</td>
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<td>Ratcliff</td>
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<tr>
<td>Bridges</td>
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</table>

The Chair then laid Senate Bill No. 37 before the House on third reading and final passage.
MESSAGE FROM THE SENATE

Austin, Texas, January 24, 1962

Hon. James A. Thurman, 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. 3, Making supplemental appropriations to the State Highway Department for tourist advertising, to the Board of Control for repairing the San Jacinto Monument, providing for increased salaries of certain state officers; and declaring an emergency.

S. B. No. 23, Allowing the County Judge of Travis County to sit and act for the Judge of the County Court at Law of Travis County in the event of his absence; and declaring an emergency.

S. B. No. 27, Relating to city contracts with corporations operating without profit for the acquisition or construction of public buildings or other public improvements; and declaring an emergency.

S. B. No. 34, Providing for the registration and protection of trade-marks and service marks; and declaring an emergency.

S. B. No. 35, Authorizing the Veterans Land Board of the State of Texas to enter into a master contract; and declaring an emergency.

S. C. R. No. 20, Praising A. C. Howerton.

S. C. R. No 21, Granting to the City of Austin right-of-way for street purposes.

H. B. No. 28, Lengthening the open season on deer in that part of Val Verde County lying east of the Pecos River; and declaring an emergency.

H. B. No. 29, Providing an open season for hunting deer in Eastland County; and declaring an emergency.

H. B. No. 44, Making an appropriation from the General Revenue Fund to the Unemployment Compensation Clearance Account; and declaring an emergency.

Respectfully,

CHARLES A. SCHNABEL,
Secretary of the Senate.
The bill was read second time.

Mr. Buchanan raised a point of order on further consideration of Senate Bill No. 39 on the ground that a part of the bill is not within the Governor’s Call.

The Speaker overruled the point of order, giving his reasons as follows:

“The author of the bill maintains that it is a clarification of existing law and an Attorney General’s opinion. Mr. Buchanan maintains that the bill contains a provision he deems foreign to the subject matter submitted by the Governor covering this broad subject. The Chair would be unwilling, since the House has the right to remove by amendment the portion referred to by Mr. Buchanan, to strike down the entire bill even if it did contain a fragment about which there may be some doubt.”

RECESS

Mr. Cotten moved that the House recess until 2:30 o’clock p.m. today.

Mr. Buchanan moved that the House adjourn until 11:00 o’clock a.m. tomorrow.

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

Mr. Huebner moved that the House recess until 2:30 o’clock p.m. today.

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

A record vote was requested on the motion to adjourn until 11:00 o’clock a.m. tomorrow.

The motion was lost by the following vote:

Yeas—41

Adams of Titus
Allen
Andrews
Atwell
Bancfield, Mrs.
Bartram
Baines
Baird
Fairchild
Floyd
Gorley
Harrington
Hughes of Dallas
Harris
Johnson of Dallas
Johnson of Bell
Jones of Dallas
Lack
Lewis
Martin
Miller
Mutchler

Nays—103

Adams of Lubbock
Aleyn
Baldwin
Barlow
Barney
Bass
Berry
Boyce
Butler
Caldwell
Cannon
Carriker
Cole of Harris
Cole of Hunt
Collins
Connell
Cook
Cowen
Crain
Crews
Curington
de la Garza
Dewey
Duff, Miss
Dunbar
Duncan
Duckett
Eckhardt
Ferguson
Foreman
Garrisson
Gibbons
Gladden
Glass
Gusting
Ham
Green
Gutierrez
Haie
Harding
Haring
Haynes
Hines
Hollowell
Huebner
Hughes
Hughes of Grayson
Isaacks, Miss
James

Rear

Johnson of Bexar
Jones of Travis
Karnard
Kilpatrick
Koliba
Korkmas
Lazie
Lesiter
Leaverton
Longoria
McCoppin
McGregor
McGregor
McGregor
McGregor
McGregor
Moore
Mullen
Murray
Niemeyer
Orbahn
Peevy
Peeler
Pettigrew
Pinck
Quilliam
Rapp
Rathbun
Read
Richards
Richardson
Roberts of Hill
Roberts of Dawson
Romans
Roscom
Randall
Schram
Shannon
Smith of Bexar
Smith of Jefferson
Skelton
Springer
Mr. Bartram was granted leave of absence for the remainder of the day on account of important business, on motion of Mr. Watson.

COMMITTEE MEETING

Mr. Dungan asked unanimous consent of the House that the Textbook Interim Committee be permitted to continue its meeting at this time.

There was no objection offered and it was so ordered.

SENATE BILL NO. 39 ON PASSAGE TO THIRD READING

The Speaker laid before the House, as pending business, on its passage to third reading, S. B. No. 39, relating to sale, etc., of natural gas for certain agricultural purposes.

The Speaker signed in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 1, "An Act to amend Title 53, Revised Civil Statutes of Texas, 1925, by adding Article 3272b to protect and preserve dormant deposits and inactive accounts held by a depository; defining terms; prohibiting the conversion or reduction of such accounts while in dormant or inactive status; requiring advertising for lost owners and reporting to the State of certain accounts of owners who cannot be located; providing for conservation and disposition of funds delivered to the State; creation of State Conservator Fund; providing and authorizing use of a revolving expense fund for enforcement; transfer of funds of liquidated depositories held by State Banking Commissioner; procedures for payment to owners at any time thereafter discovered; and other related rules and procedures; providing for presumptions and prima facie evidence, penalties, that Article is supplemental, a severability clause, and declaring an emergency."
Mr. Cook offered the following amendment to the bill:

Amend Senate Bill No. 39 by renumbering Sections 4 and 5 as Sections 4 and 6 respectively, and adding a new Section 3 to read as follows:

"A person, association, corporation, trustee, receiver or partnership shall be required to pay the license fee or tax imposed by Article 6060 of the Revised Civil Statutes of Texas with respect to sales, transportation or delivery of natural gas for the purposes or uses numerated in (a), (b) or (c) above."

Mr. Wells moved to table the amendment offered by Mr. Cook.

A record vote was requested.

The motion to table the amendment offered by Mr. Cook prevailed by the following vote:

Yeas—74
Adams of Lubbock Johnson of Bexar
Allen Jones of Travis
Bailey Kennard
Ballman Kilpatrick
Barlow Kohler
Boysen Kothmann
Caldwell Kothmann
Cannon Latiimer
Carriere Leaverton
Chapman Longoria
Cole of Hunt McGregor
Collins of El Paso
Crenn Molihan
Crow Markgraf
de la Garza Mullen
Duff, Miss Murray
Eckhardt Mutecher
Esquivel Osbom
Gladden Pearcy
Glass Peeler
Green Petty
Guffey Piersall
Haring Pippin
Harrington Hopp
Hays Ratcliff
Healy Richards
Hineson Richardson
Huehner Roberts of Hill
Hughes Ross
Hughes of Grayson Ross
Issacks, Miss Schram
James Stetson

Nays—63
Adams of Titus Jones of Dallas
Allen Koliha
Andrews Lack
Atwell Larry
Banks Field, Mrs. Lewis
Bartles McCompin
Berry McGregor
Buxton of McLean
Buchanan Martin
Burges Miller
Butler Moore
Cole of Harris Nugent
Connor Oliver
Cook Parsons
Cory Preston
Cotlen Quillian
Cowan Read
Curnnorton Roberts of Dawson
Dewey Sandahl
Ebril Shannon
Fairchild Shipley
Fletcher Slack
Floyd Silber
Foreman Smith of Bexar
Garrison Smith of Jefferson
Gibbons Sollman
Glasing Stewart
Grover of Wichita
Heflin Thurman
Holliswell Tunell
Hughes of Dallas Walker
Jarvis Whitfield
Johnson of Dallas

Absent

Nag—Excused

Bass Jamison
Cowles Johnson of Bell
Dungan Niemeyer
Hale Price
Harding Ward

Absent—Excused

Mr. Buchanan moved that S. B. No. 39 be recommitted to the Committee on Conservation and Reclamation.

Mr. Wells moved to table the motion to recommit S. B. No. 39.

A record vote was requested on the motion to table.
The motion to table the motion to recommit S. B. No. 39 to the Committee on Conservation and Reclamation prevailed by the following vote:

**Yeas—**81

- Alaniz
- Andrews
- Bailey
- Ballman
- Bell of El Paso
- Boyen
- Caldwell
- Cannon
- Carrick
- Chapman
- Cole of Hunt
- Collins
- Crain
- Crews
- de la Garza
- Dewey
- Dunn, Miss
- Eckhardt
- Requival
- Foreman
- Gladden
- Glass
- Glusing
- Green
- Haynes
- Heath
- Hinson
- Hollewell
- Huebner
- Janach, Miss
- Janigian
- Jamison
- Johnson of Bexar
- Kenard
- Kohler
- Kohlmann
- Lack
- Lary
- Nefton
- Parsons
- Hughes of Dallas
- Read
- Jarvis
- Johnson of Dallas
- Shannon
- Jones of Dallas
- Shipley
- Jones of Travis
- Slack
- Kilpatrick
- Koliba
- Korkmas
- Lewis
- Lewis
- McCoppin
- McGregor
- McGregor of McLennan
- Martin
- Miller
- Moore
- Nugent
- Oliver
- Present—Not Voting
- Cowen
- Absent
- Adams of Lubbock
- Johnson of Bell
- Bean
- Dungan
- Harding
- Hughes of Grayson
- Absent—Excused
- Bartram
- Bridges
- Mr. Oliver offered the following amendment to the bill:

> Amend Senate Bill No. 39 in Section 2, Page 2, Line 1, by striking "repealed" and adding "amended as follows:

> Section 4. Provided further that any gas utility, public utility, or utility as defined by Art. 6050 of the Revised Civil Statutes of Texas, 1925, which shall transport, deliver, sell or otherwise make available, natural gas for fuel either directly or indirectly to the owner of irrigation wells, or sell, transport, or deliver natural gas for any other direct use in agricultural activities, may establish or alter existing rates for such natural gas and natural gas service after ninety days from notice thereof mailed to the last billing address of its customers to be directly affected by such proposed rates which such customers may, within sixty days from the date of mailing of such notice, appeal to the Commission by filing with it a petition to review the new rates so proposed. Upon such appeal being taken, the Commission shall set a hearing
and may make such order or decision in regard to the matter involved therein as it may deem just and reasonable."

Mr. Wells moved to table the amendment offered by Mr. Oliver.

A record vote was requested.

The vote of the House was taken on the motion to table the amendment offered by Mr. Oliver and the vote was announced yeas 68, nays 71.

A verification of the vote was requested and was granted.

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

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
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<tbody>
<tr>
<td>68</td>
<td>70</td>
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</tbody>
</table>

Adams of Lubbock Leaverton  
Allen Longoria  
Ballman McGregor  
Baylor McFadden  
Barlow Molina  
Bellows Markgraf  
Caldwell Mullen  
Cannon Niesmeyer  
Carroll Osborn  
Chapman Peery  
Cole of Hunt Peery  
Collins Peery  
Croix Perry  
Dewey Preston  
Duff, Miss Quilliam  
Eckhardt Rapp  
Esquivel Richard  
Gladden Richardson  
Glaze Roberts of Hill  
Graham Ross  
Guffey Schram  
Hale Stancil  
Harling Springer  
Harrington Stewart  
Haynes of Galveston Shreve  
Hines Thorndyke  
Hollowell Townsend  
Hughes of Grayson Trevino  
Issacs, Miss Ward  
Jamison Watson  
Johnson of Bexar Wells  
Kennard Wheatley  
Kothmann Wilson  
Lack Yekak  
Latimer  

| Buchanan Koliba  
Burns Korkmas  
Butler Larry  
Cole of Harris Lewis  
Cook McCoppin  
Cora McGregor  
Cottam McLennan  
Cox Martin  
Cowen Miller  
Cowie Moore  
Craw Mutchler  
Curry de la Garza  
EhrleForrest  
Fletcher Pipkin  
Floyd Read  
Foreman Roberts of Dawson  
Garrison Rosson  
Gibbens Sandahl  
Gibbons Shannon  
Gifford Shipley  
Grogan Slack  
Harding Slater  
Healy Smith of Jefferson  
Heffon Splillian  
Hughes of Dallas Stewart  
James of Wichita  
Jarvis Tarman  
Johnson of Dallas Tunnell  
Jones of Dallas Walker  
Jones of Travis Whitlefield  
Kohler Woods  

| Absent  
Bass Murray  
Dungan Price  
Huesner Ratcliff  
Johnson of Bell Smith of Bexar  
Kilpatrick  

| Absent—Excused  
Bartram Bridges  

On motion of Mr. Cook, and by unanimous consent, the House dispensed with the verification of those voting "yea."

The Speaker stated that the motion to table the amendment offered by Mr. Oliver was lost by the above vote.

A record vote was requested on the amendment offered by Mr. Oliver.

The vote of the House was taken on the amendment offered by Mr. Oliver, and the vote was announced yeas 67, nays 74.

A verification of the vote was requested and was granted.
The roll of those voting "nay" was again called and the verified vote resulted as follows:

Yeas-66

Adams of Titus
Allen
Andrews
Atwell
Banfield, Mrs.
Barnes
Berry
Blaine
Buchanan
Burgess
Butler
Cole of Harris
Connell
Cook
Cory
Cotten
Cowles
Crain
Clarkston
Ehrle
Fairchild
Floyd
Foreman
Garrison
Gibbons
Green
Grover
Haring
Healy
Horton
Hughes of Dallas
James
Jarvis

Nays-74

Adams of Lubbock
Alanis
Bailey
Ballman
Barlow
Bass
Boyson
Caldwell
Cannon
Carriker
Chapman
Cole of Hunt
Collins
Crews
Dewey
Duff, Miss

Isacks, Miss
Jamison
Johnson of Bexar
Johnson of Bexar
Johnson of Bexar
Kenea
Kohlmann
Lack
Latimer
Leaverton
Longoria
McGregor
McIntyre
McKavanaugh
McKenna
Mckirgan
Mckeown
Mcllwain
Meldrum
Menefee
Mills
Miller
Moore
Mutschel
Nugent
Oliver
Parsona
Pipkin
Read
Roberts of Dawson
Rosson
Sandahl
Shannon
Shipley
Slate
Slaughter
Stewart
Stewart
Stewart
Struve
Tippett
Townsend
Trentin
Ward
Watson
Wells
Woods
Wright

Absent

de la Garza
Hollowell
Johnson of Bell
Johnson of Bexar
Murray

Absent—Excused

Bartram
Bridges

On motion of Mr. Oliver and by unanimous consent, the House dispensed with the verification of those voting "yea."

The Speaker stated that the amendment offered by Mr. Oliver was lost by the above vote.

Mr. Buchanan offered the following amendment to the bill:

Amend Senate Bill 39, Section 1, line 61, by adding the following, "Nothing in this Act shall apply to Hansford, Sherman, Dallam, Moore or Hartley Counties."

Mr. Cannon raised a point of order on further consideration of the amendment offered by Mr. Buchanan on the ground that the amendment seeks to make a local bill out of a general bill.

The Speaker sustained the point of order.

Mr. Shipley offered the following amendment to the bill:

Amend Senate Bill No. 39 by striking "(b) or (c)" after "enumerated"
Mr. McLlhany moved to table the amendment offered by Mr. Shipley.

A record vote was requested.

The motion to table prevailed by the following vote:

**Yeas—78**
- Adams
- Lubbock
- Jones of Travis
- Alonis
- Bailey
- Ballman
- Barlow
- Bails
- Boren
- Caldwell
- Cannon
- Carriker
- Chapman
- Cole of Hunt
- Collins
- Cotten
- Crair
- Crews
- de la Garza
- Dewey
- Duff, Miss
- Dungan
- Richards
- Eguivel
- Fletcher
- Gladden
- Glass
- Glassing
- Green
- Guffey
- Hale
- Harriing
- Harrington
- Haynes
- Healy
- Hinse
- Hughes
- of Grayson
- Imack, Miss
- James
- Jamison
- Jarvis
- Johnson of Bexar

**Nays—58**
- Adams of Titus
- Allen
- Andrews
- Atwell
- Baxfield, Mrs.
- Barrows
- Berry
- Blaln
- Cowies
- Curtison
- Els
- Fairchild
- Floyd
- Foreman
- Garrison
- Gibbens
- Grover
- Harding
- Hefton
- Hughes of Dallas
- Johnson of Dallas
- Jones of Dallas
- Kohler
- Kolb
- Lewis
- Mccoppin
- McDorough
- McLeDnan
- Martin
- Absent—Excused

Bartram Bridges

Mr. Shipley offered the following amendment to the bill:

Amend Senate Bill No. 39 by striking "or (c) the sale, transportation or delivery of natural gas for household use in farm houses" in Section 1, Line 48 and "or (c)" in Section 1, Lines 56 and 57.

Mr. Wells moved to table the amendment offered by Mr. Shipley.

A record vote was requested.

The motion to table prevailed by the following vote:

**Yeas—78**
- Adams
- Lubbock
- Cole of Hunt
- Alonis
- Bailey
- Ballman
- Barlow
- Boren
- Caldwell
- Cannon
- Carriker
- Chapman
Mr. Quilliam offered the following amendment to the bill:

Amend Senate Bill No. 39 by amending Section 2 thereof to read as follows:

Section 2. Section 4(a) of Article 6050, Revised Civil Statutes of Texas, 1925, is amended to read as follows:

"Section 4(a). Provided that the Commission shall not review or determine new rates unless petitioned by the 'gas utility,' 'public utility,' or 'utility' or by ten per cent (10%) or more of the affected customers."

Mr. McIhany moved to table the amendment offered by Mr. Quilliam. A record vote was requested. The motion to table was lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Adairs of Titus</th>
<th>Kohler</th>
<th>Lane of Hinson</th>
<th>McClintock</th>
<th>Montgomery</th>
<th>Nevada</th>
<th>O'Keefe of El Paso</th>
<th>Peeler</th>
<th>Petite</th>
<th>Pieratti</th>
<th>Preston</th>
<th>Rapp</th>
<th>Richards</th>
<th>Richardson</th>
<th>Roberts of Hill</th>
<th>Rosas</th>
<th>Yezak</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nays</td>
<td>Adams of Titus</td>
<td>Kohler</td>
<td>Lane of Hinson</td>
<td>McClintock</td>
<td>Montgomery</td>
<td>Nevada</td>
<td>O'Keefe of El Paso</td>
<td>Peeler</td>
<td>Petite</td>
<td>Pieratti</td>
<td>Preston</td>
<td>Rapp</td>
<td>Richards</td>
<td>Richardson</td>
<td>Roberts of Hill</td>
<td>Rosas</td>
<td>Yezak</td>
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</table>

A record vote was requested. The motion to table was lost by the following vote:

Year—55
A record vote was requested on the amendment offered by Mr. Quilliam. The amendment offered by Mr. Quilliam was adopted by the following vote:

<table>
<thead>
<tr>
<th>Ayes--74</th>
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<tbody>
<tr>
<td>Adams of Titus</td>
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<td>Allen</td>
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<td>Andrews</td>
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<td>Atwell</td>
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<td>Banfield, Mrs.</td>
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<td>Barnes</td>
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<td>Berry</td>
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<td>Blaine</td>
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<td>Hughes of Dallas</td>
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<td>Jacobson of Bell</td>
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Absence--Excused

Record vote was requested on the amendment offered by Mr. Quilliam. The amendment offered by Mr. Quilliam was adopted by the following vote:
Mr. Wilson moved the previous question on the passage of S. B. No. 39 to third reading and the motion was seconded.

The motion for the main question was lost.

A record vote was requested on the passage to third reading of S. B. No. 39.

S. B. No. 39 was passed to third reading by the following vote:

| Yeas | 83 |

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| Nays | 59 |

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| Allen                  | Koliba  |
| Atwell                 | Korkman |
| Banfield, Mrs.         | Lary    |
| Barnes                 | Lewis   |
| Berry                  | McCoplin|
| Blaine                 | McGregor|
| Buchanan               | of McLennan |
| Burgens                | Martin  |
| Butler                 | Miller  |
| Cole of Harris         | Moore   |
| Consell                | Napse   |
| Cook                   | Oliver  |
| Cowen                  | Parsons |
| Curington              | Richards|
| Darie                  | Sandahl |
| Fairchild              | Shannon |
| Fletcher               | Shipley |
| Floyd                  | Slack   |
| Foreman                | Slider  |
| Garrison               | Smith of Bexar |
| Gibbens                | Smith of Jefferson |
| Green                  | Spilman |
| Grover                 | Stewart |
| Harding                | of Wichita |
| Heflin                 | Thurman |
| Hughes of Dallas       | Tannell |
| Johnson of Dallas      | Walker  |
| Jones of Dallas        | Whitefield |
| Jones of Travis        | Woods   |
| Kilpatrick             |         |

Present—Not Voting

Below is a list of those present:

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Absent—Excused

Bartram Bridges
MESSAGE FROM THE SENATE
Austin, Texas, January 24, 1962
Hon. James A. Turner, 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. 62, Including the wildlife resources of Kimble and Nolan Counties within the regulatory authority of the Game and Fish Commission, and declaring an emergency.

S. B. No. 47, Repealing Section 2 of Chapter XCIV, Acts of the 34th Legislature, 1899; and declaring an emergency.

S. B. No. 52, Enlarging Jefferson County Drainage District No. 7, Jefferson County, Texas; and declaring an emergency.

S. B. No. 64, Creating the El Paso County Water Authority, and declaring an emergency.

S. B. No. 66, Relating to county and precinct conventions; and declaring an emergency.

S. B. No. 68, Relating to the election of a joint clerk for county and district courts in certain counties; and declaring an emergency.

S. B. No. 68, Prohibiting the possession or use of any seine, net or crawl in or around the waters of Lake Houston in Harris County; and declaring an emergency.

S. B. No. 69, Providing that a wife shall never be the joint maker of a note or a surety on any bond or obligation of another without the former of her husband with her in making such contract; and declaring an emergency.

S. B. No. 71, Authorizing the State Parks Board to grant concessions to certain concessionaires to charge for the use of a pier to be constructed in Lavaca Bay; and declaring an emergency.

S. B. No. 72, Conveying whatever right, title or interest the State of Texas may have in certain lands to the City of Mineral Wells; and declaring an emergency.

S. B. No. 73, Authorizing the Lower Colorado River Authority to sell bonds to the United States of America, or to any agency or corporation created or designated by the United States of America; and declaring an emergency.

S. B. No. 80, Relating to the filing of rules and regulations of state administrative agencies; and declaring an emergency.

S. B. No. 81, Relating to establishment of a retirement, disability, and death compensation fund for officers and employees of the state; and declaring an emergency.

S. B. No. 84, Changing the election code relating to certain counties; and declaring an emergency.

S. B. No. 85, Authorizing Home Rule cities bordering on the Gulf of Mexico having beaches suitable for park purposes to establish a Beach Park Board of Trustees; and declaring an emergency.

S. B. No. 87, Creating and establishing a conservation and reclamation district to be known as Brazoria County Water Control and Improvement District — Brinley Meadows; and declaring an emergency.

S. B. No. 79, Validating Wise County Water Control and Improvement District No. 1; and declaring an emergency.

S. B. No. 88, Constituting a local law for the maintenance of public roads and highways in Robertson County; and declaring an emergency.

S. B. No. 89, Providing for the granting by deed executed by the Governor of the State of Texas to the United States of certain portions of the beds and banks of the Pecos and Devils Rivers for the purposes
of storage and flood control projects in accordance with the functions of the International Boundary and Water Commission, United States and United Mexican States; and declaring an emergency.

S. B. No. 91, Fixing the amount of compensation to be paid from county funds to the District Judges of the 10th, 56th and 122nd District Courts of Galveston County in addition to the compensation paid by the State of Texas; and declaring an emergency.

S. B. No. 92, Authorizing payment to vendors of Medical Assistance on behalf of recipients of Public Assistance; and declaring an emergency.

S. B. No. 28, Validating, ratifying, and confirming bonds of Home Rule Cities in Texas for the purpose of providing street and drainage improvement, and constructing new fire stations; and declaring an emergency.

S. B. No. 41, Relating to and fixing minimum and maximum salary of the official shorthand reporter for the 142nd Judicial District of Texas composed of Midland County, and 143rd Judicial District of Texas; and declaring an emergency.

S. B. No. 42, Providing approval by the Governor, the Secretary of State, and the Comptroller of certain purchase contracts; and declaring an emergency.

S. B. No. 46, Validating the action of certain Junior College Districts relating to the conduct of bond elections; and declaring an emergency.

S. B. No. 48, Relating to the authority of Judges of County Court and Juvenile and County Court No. 2 of Galveston County; and declaring an emergency.

S. B. No. 49, Creating and establishing the Galveston County Water Control and Improvement District, Crystal Beach; and declaring an emergency.

S. B. No. 50, Authorizing the sale or lease of certain tracts of land located in Matagorda County comprising the camp site of Camp Hulen; and declaring an emergency.

S. C. R. No. 22, Inviting Honorable John Tower to address a Joint Session of the Legislature.

H. C. R. No. 7, Granting permission to sue the State of Texas.

H. C. R. No. 19, Granting permission to Mrs. Annie Lou Stapleton to sue the State of Texas.

H. C. R. No. 21, In memory of Frank Lee Moffett.

S. B. No. 40, Defining the term "hospital" for licensing purposes; and declaring an emergency.

Respectfully,
CHARLES A. SCHNABEL,
Secretary of the Senate.

SENATE BILL NO. 9 ON PASSAGE TO THIRD READING

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

S. B. No. 9, A bill to be entitled "An Act validating under certain conditions proceedings relating to the adoption of home rule charters, validating the charters so adopted, and providing that such charter so adopted shall constitute the home rule charter of the City; validating elections held for the election of members of the governing body of the city and their assumption of office; validating acts of city officers and officials; providing that this Act shall not be construed as validating the adoption of any charter or the charter if the validity of the charter adoption proceedings or of the charter are involved in litigation on the effective date of this Act and such litigation is ultimately determined against the validity thereof; providing a savings clause; and declaring an emergency."

The bill was read second time on this morning and further consideration was postponed until 2:00 o'clock p.m. today.

S. B. No. 9 was passed to third reading.

HOUSE BILL NO. 40 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as postponed business, on its passage to engrossment,
H. B. No. 40, A bill to be entitled "An Act promoting health and safety by regulating construction standards of mobile homes; defining certain terms; providing for establishment of standards; requiring a seal of approval; providing for reciprocity with other states; conferring powers and duties of enforcement upon the State Department of Health; providing for submission of construction plans; providing for the charging of inspection fees; and providing for penalties; and declaring an emergency."

The bill was read second time on yesterday and further consideration was postponed until today.

Mr. Barlow offered the following amendment to the bill:

Amend House Bill 40 by adding a new subsection to be numbered (c) at the end of Section 2 and reading as follows:

"(c) Any individual in this State who builds a travel trailer, or any trailer for his own use and not for re-sale, shall be exempt from the provisions of this Act."

The amendment was adopted without objection.

Mr. Cotten offered the following amendment to the bill:

Amend H. B. 40, line 25, page 1 to read as follows:

"To permit permanent occupancy for dwelling purposes."

The amendment was adopted without objection.

Mr. Cotten offered the following amendment to the bill:

Amend H. B. No. 40, line 39, page 1, as follows:

To read "shall" instead of "may."

The amendment was adopted without objection.

Mr. Cotten offered the following amendment to the bill:

Amend H. B. No. 40, page 2, line 6, after the word list, add the following:

"shall not as a dwelling place."

The amendment was adopted without objection.

H. B. No. 40 was then passed to engrossment.

MOTION TO PLACE HOUSE BILL NO. 40 ON THIRD READING

Mr. Cowen moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 40 be placed on its third reading and final passage.

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

Yeas—90

Adams of Lubbock
Johnson of Bexar
Alain
Atwell
Ballman
Banfield, Mrs.
Berry
Blaine
Burgess
Butler
Caldwell
Connell
Cook
Cowen
Cran
Curington
de la Garza
Eckhardt
Esquivel
Fairchild
Fletcher
Floyd
Foreman
Garrison
Gladden
Glass
Gluslng
Green
Guffey
Hale
Harding
Harrington
Haynes
Heasty
Hinson
Hughes
do Grayson
Jamison

Nays—75

Adams of Beal
Johnson of Tarrant
Basin
Beard
Berman
Berry
Bergman
Bissell
Blair
Bryan
Burgess
Butler
Caldwell
Connell
Cook
Cowen
Cran
Curington
de la Garza
Eckhardt
Esquivel
Fairchild
Fletcher
Floyd
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Garrison
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Gluslng
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Harrington
Haynes
Heasty
Hinson
Hughes
do Grayson
Jamison

292 HOUSE JOURNAL
The Speaker laid before the House, on its third reading and final passage:

H. B. No. 34, A bill to be entitled "An Act creating Pan American University in Hidalgo County, Texas, and providing for organization, control and management of the university, the appointment of a Board of Regents, and selection of a President; providing for effective date of September 1, 1965, and blending of organization with Pan American College until September 1, 1966; providing for the financing of the university; providing for work, courses, and degrees of a first-class university, and further providing for Astronomy and Space Science, empowering cooperation with United States and Mexico and all state agencies; providing for courses and programs on the basis of need with no duplication of existing facilities; providing for the transfer and manner of transfer of certain properties and assets from Pan American Regional College District to Pan American University and for use and disposition thereof; providing for acceptance of donations, gifts and endowments; providing for obligations of the Legislature; repealing all laws and parts of laws in conflict with this Act; providing a saving clause; and declaring an emergency."

The bill was read third time.

A record vote was requested on the passage of H. B. No. 34.

H. B. No. 34 was passed by the following vote:

Yeas—83

Nays—38

January 24, 1962
Richardson  Stewart of Wichita
Bose  Thurman
Sandahl  Trewin
Sharram  Tunnell
Shipley  Walker
Black  Wells
Smith of Bexar  Wheatley
Smith of Jefferson  Whitfield
Spilman  Wilson
Stewart  Yezak of Galveston

Nays--54
Adams of Lubbock  Jamison
Adams of Titus  Johnson of Dallas
Atwell  Kennard
Baley  Kohler
Ballman  Lary
Barlow  Latimer
Bayne  Lewis
Burgess  McGregor
Cannon  of El Paso
Carriker  Martin
Chapman  Mutchler
Cotten  Parsons
Crair  Petty
Crews  Preston
Carlington  Price
Dewey  Quilliam
Duff, Miss  Richards
Fairchild  Roberts of Hill
Gibbens  Roberts of Dawson
Green  Rosson
Grover  Sider
Haring  Smлюon
Healy  Springer
Hinson  Brune
Hollowell  Thurmond
Hubner  Ward
Isaacs, Miss  Watson
James  Absent

A record vote was requested on the passage of H. B. No. 36.
H. B. No. 36 was passed by the following vote:

Yeas--91
Alanis  Duff, Miss
Andrews  Eckhardt
Atwell  Ehrle
Baenfield, Mrs.  Equivel
Barnes  Floyd
Berry  Foreman
Blaine  Garrison
Buchanan  Gladden
Burgess  Glass
Buxee  Gosling
Caldwell  Grover
Carriker  Guffey
Cole of Harris  Hale
Cole of Hunt  Harding
Cory  Harrington
Cowell  Haynes
Cowan  Hefton
de la Garza  Hinson

The Speaker laid before the House, on its third reading and final passage.
On the Motion to Suspend the Rules so as to consider House Bill 35, which would have made San Angelo College a fully state supported school, I voted NO. I feel that the 57th Legislature should not start a program of this size for which the Legislature of 1965 would have to find funds to appropriate. I have no objection to San Angelo College becoming a state supported school and will support the final passage of the bill since I have made my position clear.

JAMES D. COLE.

HOUSE BILL NO. 77 ON THIRD READING

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

H. B. No. 77. A bill to be entitled "An Act amending Section 10 of the 'Lower Colorado River Authority Act,' Chapter 7, Acts of the Fourth Called Session of the 43rd Legislature (1934), page 19, as amended by Chapter 2, Special Laws of the Regular Session of the 46th Legislature (1939), page 1048, by Chapter 81, Acts of the Regular Session of the 45th Legislature (1949), page 101, and by Chapter 165, Acts of the Regular Session of the 54th Legislature (1955), page 532, and by Chapter 327, Acts of the Regular Session of the 56th Legislature (1959), page 708, so as to authorize the Lower Colorado River Authority to sell bonds to the United States of America; to acquire, install, or construct, and to operate a steam plant located within the boundaries of the District to serve the area now being served by Lower Colorado River Authority; and providing rights and
powers of bondholders in event of default; reenacting the remainder of said Section 10 without change; containing a severability clause; and declaring an emergency."

The bill was read third time.

A record vote was requested on the passage of H. B. No. 77.

H. B. No. 77 was passed by the following vote:

Yeas-113


Nays-11


Yeas: Barlow, Bass, Chapman of McLennan, Cole of Harris, Niemeyer, Cook, Cowles, Parsons, Curlington, Quilliam, de la Garza, Ratcliff, Dungan, Slack, Healy, Stewart, Hefton of Galveston, Johnson of Bell, Woods, Kennard

Absent—Excused

Bartram, Bridges

TO CREATE AN INTERIM COMMITTEE TO MAKE CERTAIN STUDY RELATIVE TO TEXAS EXAMINING AND LICENSING BOARDS

Mr. Lewis offered the following resolution:

H. S. R. No. 162

Whereas, There are more than 20 examining and licensing boards operating in the State of Texas with duties as prescribed by statutes; and

Whereas, Although these boards are necessary and desirable to assure that Texans are served by persons well skilled and qualified in their respective professions and trades, it is essential that they reflect the desires of the Legislature as expressed in their respective statutes and that they follow other properly expressed evidence of legislative intent; and

Whereas, This goal can be accomplished only if the work and opera-
tlons of these examining and licensing boards are fully understood and examined by the Legislature; now therefore be it

Resolved, By the House of Representatives of the State of Texas, That the Speaker of the House be authorized to appoint an interim committee of five (5) members to study the operations of the Texas examining and licensing boards with a view to possible improvements and economies; and be it further

Resolved, That the committee shall have the power to inspect the records, documents and files of all State examining and licensing agencies and to examine into their duties, responsibilities and activities; and be it further

Resolved, That the committee shall be authorized to hold such meetings as it deems necessary, shall have the power to summon and compel the attendance of witnesses and the production of documents and records, and the committee or any member thereof may administer oaths to witnesses; and be it further

Resolved, That the necessary expenses of the committee shall be paid out of the Legislative Expense Fund of the 57th Legislature; and be it further

Resolved, That the committee be instructed to report its findings, together with such recommendations at it deems desirable, to the Regular Session of the 58th Legislature.

LEWIS, PRESTON, COLLINS, BASS.

The resolution was referred to the Committee on Rules.

TO CREATE AN INTERIM COMMITTEE ON MIGRANT LABOR

Mr. Kennard offered the following resolution:

H. S. R. No. 164

Whereas, Mechanization is progressing more rapidly in Texas agriculture than anticipated, creating a new set of problems for both grower and worker; and

Whereas, Texas agriculture continues to depend on more stable and more skilled labor, but is finding such labor harder to secure; and

Whereas, The bracero program has been so modified as to make the use of domestic migrants increasingly necessary; and

Whereas, Mechanization accentuates the problems of migrant farm workers and their families, some of these problems being more travel to additional places for shorter periods of time, transportation and highway safety, continuous job opportunities, housing and sanitation, cooking facilities and food storage, child care and supervision, education of children and youth, medical care and community acceptance; and

Whereas, Texas continues to be the primary source of migratory labor for the nation and other states should look to it for leadership; now therefore be it

Resolved, by the House of Representatives of the State of Texas, That there is hereby created a special Interim Committee on Migrant Labor with membership as follows: Five (5) members of the House of Representatives, to be appointed by the Speaker; and five (5) members, to be appointed by the Governor, so as to give to the Committee representation from the Texas Council on Migrant Labor, farm employers, labor, church or other religious organization, and a private agency or organization concerned with the welfare of migratory families; and be it further

Resolved, That the Committee shall hold public hearings in at least four of the major agricultural areas of the State, and shall study and consider both interstate and intrastate aspects of the problems of migratory labor, the coordination of agencies' services in the State and between states, and the cooperation between local, state, and national governments; and be it further

Resolved, That the Committee shall give special attention to the basic educational needs, work skills and/or lack of such skills and the retraining and vocational education of adult workers; and be it further

Resolved, That the Committee shall present its report resulting from the study, together with findings and recommendations, to the Legislature at its next Regular Session.

Signers—Kennard, de la Garza, Longoria, Butler, Pipkin, Rapp,
The resolution was referred to the Committee on Rules.

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 Jefferson:
H. B. No. 23, A bill to be entitled "An Act making an appropriation out of the General Revenue Fund to the State Board for Hospitals and Special Schools for the making of preliminary surveys, architectural planning, acquisition and preparation of a site and other necessary expenses connected with carrying out the provisions of Chapter 285, Acts of the 56th Legislature, Regular Session, 1961; and declaring an emergency."
Referred to the Committee on Appropriations.

By Mr. Ballman:
H. B. No. 100, A bill to be entitled "An Act amending Chapter 36, Acts of the 55th Legislature, Second Called Session, 1959, as last amended, codified as Article 2580.045, Vernon's Texas Civil Statutes, by adding thereto a new section so as to provide for the reorganisation of the district contingent upon the result of an election for the approval or disapproval of certain proposed programs; providing powers, duties and administration; and declaring an emergency."
Referred to the Committee on Conservation and Reclamation.

By Mr. Chapman:
H. B. No. 161, A bill to be entitled "An Act relating to the hunting, taking or killing of deer in Hopkins, Delta and Franklin Counties; amending subsection B of Section 1 of Chapter 262, Acts of the Fifty-seventh Legislature, Regular Session, 1961, to establish a ten-day season for the taking of deer in Hopkins, Delta and Franklin Counties; and declaring an emergency."
Referred to the Committee on Game and Fisheries.

By Mr. Carnes:
H. B. No. 162, A bill to be entitled "An Act to amend Section 19 of the Texas Unemployment Compensation Act, as amended (Senate Bill No. 9, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, 1956, as amended), to change the definition of the term "employment" to exclude from coverage of the Texas Unemployment Compensation Act certain services performed by students pursuant to vocational training programs of the public schools of the State of Texas whereby such students receive on-the-job training to supplement classroom studies; providing an effective date of this Act; providing for the repeal of all laws and parts of laws in conflict herewith; and declaring an emergency."
Referred to the Committee on State Affairs.

By Messrs. Jones of Travis, Foreman, Sandahl and Glass:
H. B. No. 101, A bill to be entitled "An Act adding, to the stated purposes for which appropriations to the State Board of Control may be expended, authority to pay for medical, hospital and funeral expenses of certain Board of Control employees; and declaring an emergency."
Referred to the Committee on Appropriations.

SENATE BILLS ON FIRST READING

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

S. B. No. 69 to the Committee on Education.
S. B. No. 53 to the Committee on Conservation and Reclamation.
S. B. No. 35 to the Committee on Insurance.
S. B. No. 95 to the Committee on State Affairs.
S. B. No. 63 to the Committee on Game and Fisheries.
MESSAGE FROM THE GOVERNOR

The Speaker laid before the House and had read the following Message from the Governor:

In my opening message delivered to the Legislators on the first day of this Special Session, I said, "I am convinced that this can be one of the most productive Special Sessions in the history of our State." Your prompt and diligent action thus far has borne out this prediction. I commend you for the accomplishments to date. If you enact the remaining major items of small loan regulation and adequate emergency appropriations, there is no doubt but that the Members of this Legislature will have written the most successful record of any Special Session ever held in Texas.

I commend the Senate for its action in proposing increases in the salaries of some of the State's top administrative officers. This I had recommended in previous budget messages, and although it had not been suggested specifically at this session, I fully concur in these proposals and recommend their enactment. Texas is fortunate to have some of the finest administrative officers in the Nation, and considering the multi-million-dollar size and vast scope of the operations for which they are responsible, these higher salaries are fully justified. I also recommend a revision of the salary schedules and financing of the Texas Securities Commission, which is suffering constant losses of experienced accountants and examiners who cannot be retained or replaced at present salaries.

I am deeply concerned about the reductions which were made in the Senate bill appropriating funds for the tourist attraction program and the repair of the San Jacinto Monument and Memorial Museum. In view of the recognized merits of these two proposals, I am assuming that these reductions were made before the State Comptroller certified that there would be an additional $300,000 available for appropriation during this biennium. In any event, I strongly urge that these appropriations be restored to the amounts heretofore recommended.

Tourist Attraction Program

The reduction of the tourist attraction appropriation from $300,000
to $200,000 in the Senate bill actually means a $200,000 reduction in the funds which will be available for this program, because all of this appropriation in excess of $100,000 must be matched equally by private funds. The total recommended amount is small in comparison with that expended by other States which are competing with us for the tourist business, and I am confident that it will be an investment which will yield substantial returns to the State and to our people.

I also recommend that the Submerged Lands Act (S. B. 71 of the Regular Session) be amended to include recreation as one of the purposes for which the land may be leased.

San Jacinto Memorial and Museum

Of equal importance is our responsibility to provide adequate funds to repair and renovate the San Jacinto Memorial and Museum building. This structure houses one of the most treasured collections of Texas historical materials and exhibits. More important, it marks the hallowed ground on which Texas won its freedom. It serves as a memorial to a greatly outnumbered band of Texans who were willing to risk their lives for the cause of liberty. Except for their courageous deeds, you and I would not be enjoying the fruits of their victory as there would be no State of Texas as we know it today.

The men at San Jacinto did not settle for halfway measures, and I do not think we should employ halfway measures in preserving the memorial which marks the site of their victory.

Two reputable engineers have estimated that it will take approximately $157,000 to properly restore this structure so as to prevent further damage and deterioration of the building and its valuable documents and displays, and permit reopening of the Museum which has now been closed to the public. The Attorney General has ruled that this expenditure may be made from State Building Commission funds without calling upon the General Fund. The work will be let on sealed bids, and if it can be performed for less than $187,000 it will be done. Half that amount is wholly insufficient. Nothing will be accomplished by repairing the top or bottom half of the structure, since the hurricane winds and rains have resulted in damage and leaks scattered throughout the entire shaft and base of the building.

For the safety of the thousands of school children and other visitors each year, the protection of the valuable collections, and in memory of those who fought here that Texas might be free, I again urge the appropriation of the full amount recommended for repairing and renovating this historic structure.

Respectfully submitted,
PRICE DANIEL,
Governor.

ADJOURNMENT

Mr. Kollba moved that the House adjourn until 10:30 o'clock a.m. tomorrow.

The motion prevailed without objection.

The Benediction was offered by the Reverend Clinton Kersey, Chaplain.

In accordance with the motion to adjourn, the House, at 6:00 o'clock p.m., adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills as follows:

- Banks and Banking: H. B. No. 83.
- Education: S. B. No. 17.
- Federal Relations: H. B. No. 97.
- Judiciary: H. B. No. 21, H. B.
January 24, 1962  HOUSE JOURNAL  301

No. 22, H. B. No. 48, H. B. No. 60, H. B. No. 70, H. B. No. 72, H. B. No. 79, S. B. No. 26 and S. B. No. 43.

Municipal and Private Corporations: H. B. No. 37, H. B. No. 73, S. B. No. 15.

Privileges, Suffrage and Elections: S. B. No. 44.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, January 23, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 17. A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Dayton Drainage District:' prescribing its rights, powers, privileges, and duties: providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act: providing for its governing body; containing other provisions relating to the subject: providing a severability clause: and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.  

H. G. WELLS, Chairman.

Austin, Texas, January 23, 1962

Hon. James A. Turman, 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 creating and establishing an improvement district under Article 16, Section 59, Constitution of Texas, to be known as Galveston County Water Control and Improvement District — Crystal Beach: declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries for a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; defining powers of District: conferring on District the rights, powers, privileges, authority, and duties of the General Laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation and no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; providing for sale of bonds; and authorizing District certain rights, powers, and authority for and in connection with its systems, facilities, and other things necessary to the fulfillment of its purposes whether within or without the boundaries of the District but limited to Galveston County, Texas, and related matters; providing for governing body of District; providing for qualifications and bonds of Directors; naming first Board of Directors; providing for terms and election of Directors; providing Directors to fill vacancies; providing for organization of Board of Directors; providing for employment of engineers, attorneys, fiscal agents, managers, and employees; providing for sale and price of bonds; providing for exchange of bonds for property acquired or in payment of contract price for work done or materials or services furnished and providing for price of bonds in such exchanges; providing for bonds or refunding bonds to be issued without concurrent surrender of underlying bonds and related matters; making bonds or refunding bonds eligible investments; making inapplicable to District certain provisions of Articles 7880-77b, Vernon's Texas Civil Statutes, as amended; exempting property and bonds of the District from taxation and related matters; providing for an annual audit, fiscal year, and related matters; providing District and at least expense of relocating, raising, or re-routing of any highway, railroad, utility lines, or pipelines made necessary by its exercise of the power of...
H. B. No. 34, A bill to be entitled "An Act validating Liberty County Water Control and Improvement District No. 5 and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Texas Constitution; validating the conversion of such District into a water control and improvement district; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 23, 1962
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 19, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59 of Article XVI, Constitution of Texas, to be known as 'Memorial Villages Water Authority'; prescribing the area and powers of the Authority; providing that a confirmation election or hearing on exclusion of lands or a hearing on adoption of the plan of taxation shall not be necessary; providing that the ad valorem plan of taxation shall be used; providing that the Act shall be of no force and effect in event a majority of the qualified voters voting at the first bond election fail to approve the issuance of said bonds; providing for a Board of Supervisors to control and exercise the powers of the Authority; providing that the Authority shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; prescribing its rights, powers, privileges, and duties; making the Authority's bonds eligible for certain investments and to secure the deposit of public funds; exempting the Authority and its bonds from taxation; containing other provisions relating to the subject; enacting a saving clause; declaring the Authority essential; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 23, 1962
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 29, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59 of the Constitution, to be known as 'Henderson County Municipal Water Authority,' comprising certain territory contained within Henderson County, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and treating, transporting, and distributing the same and constructing sanitary sewers and facilities; providing for the annexation of additional territory thereto; providing for a board of directors for the government of said Authority; authorizing the Authority to do all things necessary to make available for municipal and industrial use the water from surface and underground sources, and to purchase from cities, districts, persons, firms, corporations and public agencies; authorizing the issuance of bonds and providing for payment and security thereof by the levy of ad valorem taxes or the pledge of revenues, or both; making applicable to the Authority, Title 52, Revised Civil Statutes of Texas, as amended, relating to eminent domain and certain General Laws relating to water control and improvement districts; restricting the power of eminent domain to Henderson County; prescribing the other powers of the Authority; enacting other provisions relating to the subject; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 23, 1962
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
January 24, 1962  HOUSE JOURNAL  303

Has carefully compared same and finds it correctly engrossed.

   H. G. WELLS, Chairman.
   Austin, Texas, January 23, 1962
   Hon. James A. Turman, Speaker of the House of Representatives.

   Sir: Your Committee on Engrossed Bills to whom was referred

   H. B. No. 34, A bill to be entitled
   "An Act creating Pan American College in Hidalgo County, Texas, and
   providing for organization, control and management of the College, the
   appointment of a Board of Regents, and selection of a President; provid-
   ing for effective date of September 1, 1965, and blending of organization
   with Pan American College until September 1, 1945; providing for
   the financing of the College; providing for work, courses, and degree
   of a first-class College; providing for courses and programs on the
   basis of need with no duplication of existing facilities; providing for the
   transfer and manner of transfer of certain properties and assets from
   Pan American Regional College District to Pan American College and
   for use and disposition thereof; providing for acceptance of donations,
   gifts and endowments; providing for obligations of the Legislature; re-
   pealing all laws and parts of laws in conflict with this Act; providing a
   saving clause; and declaring an emergency."

   Has carefully compared same and finds it correctly engrossed.

   H. G. WELLS, Chairman.
   Austin, Texas, January 23, 1962
   Hon. James A. Turman, Speaker of the House of Representatives.

   Sir: Your Committee on Engrossed Bills to whom was referred

   H. B. No. 35, A bill to be entitled
   "An Act creating Angelo State College at San Angelo, Texas, as a
   coeducational institution of higher learning, providing that the organi-
   zation, management and control of said College shall be vested in the
   Board of Regents of the State Teachers Colleges; empowering the Board
   of Regents to appoint and to remove the President, any faculty member
   or other officer or employee of the College when it deems such appoint-
   ment or removal necessary to the best interests of the College and to
   fit the salaries and prescribe the duties thereof by written order; pro-
   viding for offering courses of higher learning in the arts and sciences,
   in business administration and in teachers training, establishing a standard
   four-year course for said College; providing for the awarding of bachel-
   or's degrees; providing that higher degrees may be offered only on recom-
   mendation of the Board of Regents, with the approval of the Tex-
   as Commission on Higher Education, providing for special, short and
   terminal courses; providing for the transfer, gift and donation of all the
   assets, corporeal properties and facilities of the Junior College Dis-
   trict of Tom Green County, Texas, to the Board of Regents or its suc-
   cessors, of the Angelo State College, herein created to accept such
   assets, corporeal properties and facilities; providing for the Board
   of Regents to accept donations, gifts and endowments; vesting the man-
   agement and control of all lands, buildings, minerals of the College in the
   Board of Regents; authorizing and directing the Board of Regents to
   prescribe fees, rentals and charges for use of the facilities of Angelo State
   College and for reporting thereof; authorizing the Board of Regents of
   the College herein created to accept such assets, corporeal properties and
   facilities; providing for the Board of Regents to accept donations, gifts
   and endowments; vesting the management and control of the lands,
   buildings and minerals of the College in the Board of Regents; authorizing
   and directing the Board of Regents to accept donations, gifts and endow-
   ments; vesting the management and control of the lands, buildings and
   minerals of the College in the Board of Regents; vesting the manage-
   ment and control of the lands, buildings and minerals of the College in the
   Board of Regents; vesting the management and control of the lands,
   buildings and minerals of the College in the Board of Regents; vesting the
   management and control of the lands, buildings and minerals of the College
   in the Board of Regents; vesting the management and control of the lands,
   buildings and minerals of the College in the Board of Regents; vesting the
   management and control of the lands, buildings and minerals of the College
   in the Board of Regents; vesting the management and control of the lands,
   buildings and minerals of the College in the Board of Regents; vesting the
visor Civil Statutes of Texas, 1925, so as to provide for the indexing and recordation of an abstract of judgment rendered in other states by any United States court, which judgment has been registered in any United States district within the State; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.
Austin, Texas, January 23, 1963
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 49, A bill to be entitled
"An Act amending Article 2338, Revised Civil Statutes of Texas, 1925, to provide that persons or institutions given custody of children adjudged dependent and neglected by courts of competent jurisdiction shall be responsible for the child's education and maintenance, including the providing of necessary dental, medical and surgical care and treatment; repealing all laws and parts of laws in conflict; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.
Austin, Texas, January 23, 1963
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 52, A bill to be entitled
"An Act validating, ratifying, approving and confirming bonds herefore authorized by any Home Rule City in the State of Texas, for the purpose of providing street drainage improvements, or for the purpose of constructing new fire stations, and any and all proceedings pertaining to the authorization and issuance thereof; and authorizing the issuance, sale and delivery of such bonds; providing that this Act shall apply only to bonds authorized at an election or elections wherein a majority of the voting qualified property taxpaying voters who had duly rendered their property for taxation voted in favor thereof; providing that this Act shall not affect bonds or the proceedings relating to the authorization of bonds in litigation on the effective date of this Act, if such suit or litigation is ultimately determined against the validity of the proceedings or bonds, except insofar as same might be affected by any such City being engaged in a suit or litigation questioning the power of such City to annex territory wherein the validity of its Home Rule Charter and the authority of the governing body of such City to function under such Home Rule Charter may be contested or under attack; providing for strict construction of the Act; providing a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.
Austin, Texas, January 23, 1963
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 77, A bill to be entitled
"An Act amending Section 10 of the "Lower Colorado River Authority Act."
Chapter 7, Acts of the Fourth Called Session of the Forty-third Legislature (1934), page 19, as amended by Chapter 2, Special Laws of the Regular Session of the Forty-sixth Legislature (1939), page 1045, by Chapter 61, Acts of the Regular Session of the Fifty-first Legislature (1949), page 101, and by Chapter 166, Acts of the Regular Session of the Fifty-fourth Legislature (1955), page 769, so as to authorize the Lower Colorado River Authority to sell bonds to the United States of America, or to any agency or corporation created or designated by the United States of America, to acquire, install, or construct, and to operate a steam plant located within the boundaries of the District to serve the area now being served by Lower Colorado River Authority; and providing rights and powers of bondholders in event of default; reenacting the remainder of said Section...
January 25, 1962  HOUSE JOURNAL  305

10 without change; containing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 23, 1962

Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 21, In memory of Frank Lee Moffett.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

FIFTEENTH DAY
(Thursday, January 25, 1962)

The House met at 10:30 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                       Cotten
Adams of Lubbock                   Cowen
Adams of Titus                      Cowles
Ahern                              Cran
Allen                              Crew
Andrews                            Cushing
Atwell                             de la Garza
Bailey                             Dewey
Ballman                            Duff, Miss
Bartlett, Mrs.                     Duncan
Barnes                             Eckhardt
Bartram                            Erhle
Barron                             Esquivel
Bass                               Fairchild
Berry                              Fletcher
Blacks                             Floyd
Boyeen                             Foreman
Bridges                            Garrison
Buchanam                           Gibbens
Burgess                            Gladden
Butler                             Glass
Caldwell                           Gladus
Cannon                             Green
Carriker                           Grover
Chapman                            Gulf
Cole of Harris                      Hale
Cole of Hunt                       Harding
Collins                            Harrington
Connally                           Hays
Cook                               Healy

Hefton                             Peeler
Hinson                             Petty
Hollowell                          Piersall
Hubner                             Pipkin
Hughes                             Preston
Hughes of Grayson                   Price
Hughes of Dallas                     Quillian
Huddles, Miss                       Rapp
James                               Ratcliff
Janison                            Read
Jarvis                             Richards
Johnson of Dallas                   Richardson
Johnson of Bexar                     Roberts
Johnson of Bell                      Roberts of Dawson
Jones of Dallas                      Renz
Jones of Travis                     Rosson
Kendall                             Sardahl
Kilpatrick                          Schram
Kohler                             Shannan
Kolhs                               Shipley
Korkman                             Slagg
Kuhlman                             Slidell
Lack                               Smith of Bexar
Larry                               Smith of Jefferson
Lattimer                            Stenholm
Leaverton                           Spellman
Lewis                               Springer
Longoria                           Stewart
McGregor                            Stewart of Galveston
McGregor of McLennan                Stewart of Wichita
McGregor of El Paso                  Struve
Mcllhany                            Thurman
Markgraf                            Thurmond
Martin                              Trevino
Miller                              Turnell
Moore                               Walker
Mullen                              Ward
Murray                              Watson
Mutschler                           Wells
Nugent                              Wheel
Oliver                              Whitley
Osborn                              Wilson
Parsons                             Woods
Pearcy                              Yescak

Absent—Excused

Niemeyer

A quorum of the House was announced present.

The Invocation was offered by the Reverend Clinton Kersey, Chaplain, as follows:

"Heavenly Father, thank Thee for the night when we are privileged to give our weary bodies rest for the labor of the day. Hold us steady today lest we lose our poise. Blunt our speech lest by cutting words and careless deeds..."