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:

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Grover Adams of Lubbock</th>
<th>Guffey Adams of Titus</th>
<th>Allen</th>
<th>Harding Allen</th>
<th>Harrington Andrews</th>
<th>Haynes Bailey</th>
<th>Hefton Ballman</th>
<th>Hinson Barlow</th>
<th>Hollowell Bartram</th>
<th>Huebner Bass</th>
<th>Hughes Berry</th>
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<td>Banfield, Mrs. Spillman</td>
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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, ‘And I say unto you my friends, Be not afraid of them that kill the body, and after that have no more that they can do. But I will forewarn you whom ye shall fear: Fear him which after he hath killed hath power to cast into hell; yea, I say unto you, Fear him. Are not five sparrows sold for two farthings, and not one of them is forgotten before God: But even the very hairs of your head are all numbered. Fear not therefore; ye are of more value than many sparrows. Also I say unto you, Whosoever shall confess me before men, him shall the Son of man also confess before the angels of God; But he that denieth me before men shall be denied before the angels of God.’ Luke 12:4-9.

We acknowledge that Thou dost govern in the affairs of men. And if a sparrow cannot fall without Thy notice, how can we think Thou art indifferent to what we say and do here? You know how blind and stubborn we are and today we pray for vision and meekness like unto Jesus. In His Name, we pray.—Amen."
LEAVES OF ABSENCE GRANTED

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

Mr. Gladden for today on motion of Mr. Cowen.

Mr. Spilman for today on motion of Mr. Heath.

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

Mrs. Banfield, for today on account of illness in her family, on motion of Mr. Butler.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

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

S. B. No. 1, An Act amending Article 9.25 of Chapter 9, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, to provide for the maintenance of Farm-to-Market Roads and making certain allocations of the balances of enforcement funds; amending Subsection (4-b) of Section 2, Article XX, House Bill No. 8, Chapter 184, Acts of the 47th Legislature, Regular Session, 1941, as amended (compiled as Subsection (4-b) of Article 7081a of Vernon's Civil Statutes of Texas), to require the expenditure of certain amounts for the construction of newly designated Farm-to-Market Roads and to make Subsection (6) of Section 2 inapplicable to Subsection (4-b); making certain appropriations and provisions therefor; providing severability; and declaring an emergency.

S. B. No. 43, An Act amending Section 6 of Chapter 159, Acts of the 87th Legislature, Regular Session, 1961, compiled as Section 6 of Article 1235-14, Vernon's Texas Civil Statutes, so as to authorize and make provision for the Court of Domestic Relations for Jefferson County to sit and hold court at any time in Port Arthur and to hear and determine any civil non-jury case over which it has jurisdiction; authorizing the judge of domestic relations to sit for the judge of the Court of Domestic Relations; validating certain acts by said Court; and declaring an emergency.

S. B. No. 14, 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 59 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; au-
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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; to jointly operate and maintain same; to levy taxes for the maintenance thereof; to contract for supplying water treatment to other cities and towns; to make rules and regulations; validating water treatment contracts heretofore entered into by cities and towns eligible under the provisions of this Act; making this Act cumulative of all other laws on the subject; and declaring an emergency.

S. B. No. 18, An Act providing a minimum monthly salary for the Head-Principal in a 2-year accredited high school district; and declaring an emergency.

S. B. No. 28, An Act relating to and fixing minimum and maximum salaries of the official shorthand reporter for the 109th Judicial District of Texas and the official shorthand reporter for the 83rd Judicial District of Texas; and declaring an emergency.

S. B. No. 30, An Act providing the mode of election of certain school trustees in all counties containing a population of not less than seventy-five thousand (75,000) and not more than eighty thousand (80,000) according to the last preceding Federal Census; and declaring an emergency.

S. B. No. 60, An Act amending Sec. 315 of the election Code of the State of Texas (codified as Article 13.34 of Vernon's Texas Election Code), relating to county and precinct conventions; and declaring an emergency.

S. C. R. No. 5, Commending the Institute of Certified Texas Assessors of the Texas Association of Assessing Officers.

S. C. R. No. 18, Granting an easement to the City of Austin for water line purposes.

MEMORIAL RESOLUTIONS ADOPTED

H. S. R. No. 168, By Mr. Ward: In memory of Waltien Stone Ownby.

H. S. R. No. 169, By Miss Duff: In memory of Mrs. Walton Henry Grizzard.

H. S. R. No. 171, By Mr. Cory: In memory of Judge Doris David Boyd.

H. S. R. No. 173, By Mr. Koliba: In memory of John Schaefer.

H. S. R. No. 174, By Mr. Moore: In memory of Henry Elbert Evans.

CONGRATULATORY RESOLUTIONS ADOPTED

H. S. R. No. 175, By Mr. Gibbens: Congratulating the Breckenridge Boys Choir.

H. S. R. No. 176, By Messrs. Hardin, Murray, Longoria, Oliver, Harting, Mulher, Miller, Trevino, Esquivel, Rosas, Grave, Korkmas, de la Garza, Alanis, Grover, and Johnson of Bexar: Congratulating the Diocese of San Angelo and Chancery and the Most Reverend Thomas J. Drury.

H. S. R. No. 178, By Mr. Moore: Congratulating the American Rocket Society.

Mr. Watson offered the following resolution:

H. C. R. No. 26

WHEREAS, The Constitution of the State of Texas gives the Legislature the power to provide medical care payments for needy aged, needy blind, needy children and the permanently and totally disabled; and

WHEREAS, Despite this authorization, there is still a forgotten segment of Texas indigent for whom no medical benefits have been provided by the Legislature, nor are they available from other sources; and

WHEREAS, Population growth in Texas has brought with it an in-
crease in the needy, people who are unable to work because of illnesses which could be cared for or improved if they could afford adequate care and treatment; and

Whereas, The demands for an enlightened citizenship to meet and solve the problems incident to supplying medical aid to the Texas needy places a tremendous responsibility upon legislators and health and welfare officials and administrators; and

Whereas, It is imperative that a long-range program be developed whereby the needs of these citizens may be met, so that they may enter the areas of employment which would be open to them if they were physically able to meet the demands of jobs available, now therefore be it

Resolved, by the House of Representatives, the Senate concurring. That a Committee of fifteen (15) members be constituted to undertake and complete a study which will include statistics as to the number of indigent citizens unable to obtain medical care, aspects of health, medical care, and welfare benefits now available, and, in general, a comprehensive study of the entire problem; and be it further

Resolved, That three (3) members of the Committee shall be appointed by the Speaker from the House of Representatives; three (3) members shall be appointed by the Lieutenant Governor from the Senate; and nine (9) members shall be appointed by the Governor from the general public and from leaders in the fields of health, welfare, and medical care; and that those members of the Legislature who serve on the Committee shall be reimbursed for their actual and necessary expenses while in attendance upon meetings of the Committee from contingent expense funds of the respective legislative branches which they represent; and be it further

Resolved, That the Committee is empowered to effect its own organization and adopt such procedure as may be necessary to carry out the purposes provided herein; and be it further

Resolved, That the Committee shall make such recommendations to the Governor, to the Fifty-eighth Legislature, and the people of the State as it may determine the facts and conditions warrant, these recommendations to be filed with the Governor, the Lieutenant Governor, and the Speaker of the House, and copies given to the press and all State-wide organizations interested in medical care for Texas indigent.

The resolution was referred to the Committee on Rules.

SUSPENDING THE JOINT RULES
TO CONSIDER S. B. NO. 3

Mr. James offered the following resolution:

H. C. R. No. 27

Be It Resolved by the House of Representatives, the Senate concurring. That the Joint Rules of the two Houses be, and they are hereby, suspended so that either House may take up and consider Senate Bill No. 3 at any time.

JAMES, RATCLIFF.

The resolution was referred to the Committee on Rules.

SUSPENDING THE JOINT RULES
TO CONSIDER H. B. NO. 70

Mr. James offered the following resolution:

H. C. R. No. 19

Be It Resolved by the House of Representatives, the Senate concurring. That the Joint Rules of the two Houses be, and they are hereby, suspended so that either House may take up and consider House Bill No. 70 at any time.

The resolution was referred to the Committee on Rules.

TO GRANT PERMISSION TO BURY THE STATE

Mr. Richards offered the following resolution:

H. C. R. No. 28

Whereas, Mr. G. G. Way alleges that he is the owner of 111.5 acres, more or less, and certain mineral interests therein, and Ruby May Watson, Beatrice Hazel Brown, and Helen Dendy, as heirs of W. L. and
Annie Brady, allege that they are the owners of 121.75 acres, more or less, and certain mineral interests therein, situated in the State of Texas; and

Whereas, The State of Texas, acting through its agent, the Commissioner of the General Land Office, has recently asserted that the land alleged to be owned by C. G. Way and the named heirs of E. L. and Annie Brady, constitutes all or part of 320 acres of land to which it is alleged that no patent was issued by the General Land Office, and that this 320 acres belongs to the Permanent School Fund of the State of Texas; this 320 acres claimed by the State of Texas being described in a survey made January 6, 1854, and filed for record November 25, 1859, as:

Three Hundred and Twenty Acres, situated in Leon County, about 12 miles Southeast of the town of Centerville; and

Whereas, The description contained in the survey of January 6, 1854, now on file in the General Land Office of the State of Texas, is not now to be regarded as completely accurate and reliable, and a future survey will be made to determine an accurate description and the exact location of the 320 acres of land now being claimed by the State of Texas to belong to the Permanent School Fund; and

Whereas, The exact location of the land described 320 acres is as yet not definitely ascertained in relation to the tracts of land that C. G. Way and the above named heirs of E. L. and Annie Brady allege they own, and a survey will be necessary to determine the extent of said lands; and

Whereas, The State of Texas is indicating by its claim that it regards all or most of the land claimed by C. G. Way and the above named heirs of E. L. and Annie Brady to be land belonging to the Permanent School Fund of the State of Texas; and

Whereas, C. G. Way and the above named heirs of E. L. and Annie Brady allege that they have clear title to all or any part of their respective tracts of land which may be covered by the 320 acres the State of Texas is alleging it owns, and this conflict in claims indicates that suit against the State of Texas may become necessary to determine the rightful ownership of this property; now therefore be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the above named parties be and they are hereby granted permission to bring suit against the State of Texas in any court of competent jurisdiction of the State of Texas, within two years of the effective date of this Resolution, to recover judgment against the State of Texas, for title to the lands and minerals described hereinabove owned by the above named parties, and to remove all clouds from this title to their said lands and minerals, and for such other and further relief as the court may determine concerning the title of said land and minerals and mineral rights. Services of citation or any necessary process shall be had upon the State of Texas by serving the Attorney General and the Commissioner of the General Land Office of the State of Texas; and be it further

Resolved, That nothing herein shall be construed as an admission on the part of the State of Texas, or any of the Departments or Agencies of the State of Texas, as to the validity of any allegations or claims asserted in said suits, but that all allegations and claims must be proved as in other suits under the same rules of evidence and the same laws as apply in and govern the trial of other civil cases, and, be it further

Resolved, That nothing herein shall be construed as a waiver of any defenses, of fact as well as of law, that may be asserted by the plaintiffs, as is now available to the State of Texas, or any of the Departments or Agencies of the State of Texas, in said suit, but all such defenses are hereby specifically reserved.

The resolution was referred to the Committee on State Affairs.

RELATIVE TO THE INTERPRETATION OF THE LIMITED SALES, EXCISE AND USE TAX BY THE COMPTROLLER OF PUBLIC ACCOUNTS

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

H. C. R. No. 22, Relative to the Interpretation of the Limited Sales, Excise and Use Tax by the Comptroller of Public Accounts.
The resolution having heretofore been referred to the Committee on Revenue and Taxation and reported favorably by the Committee.

H. C. R. No. 22 was read.

The resolution was then adopted.

**REASON FOR VOTE**

Reason for vote on Cole H. C. R. 22.

Mr. Cole's resolution is one that puts a sincere opponent of the general sales tax on the spot. Those who voted for the tax told the Comptroller to collect it even under the unjust circumstances pointed out in the resolution. Mr. Cole voted for the sales tax. I voted against it.

The resolution tells the Comptroller not to collect the tax under the unjust circumstances described. I don't think the resolution is fair to the Comptroller; and I don't think it should have been introduced. The tax should be amended. This is the proper way to address the issue.

But a vote against the resolution would have been construed as favoring the wrong principle embodied in the tax. Since I am against this wrongful principle and favor the spirit of the resolution, though I oppose the method, I voted for it, with reservations because of its unfair implications toward the Comptroller. Because of these implications, I felt it necessary to publish this reason.

**ECKHARDT.**

**PROVIDING FOR THE APPOINTMENT OF A COMMITTEE TO MAKE A STUDY OF SALT WATER POLLUTION**

The Speaker laid before the House for consideration at this time.

H. B. R. No. 126, Providing for the appointment of a committee to make a study of salt water pollution.

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

H. B. R. No. 126 was read and was adopted.

**HOUSE BILL NO. 3 WITH SENATE AMENDMENTS**

Mr. Cole of Harris moved that all necessary rules be suspended at this time for the purpose of making a motion not to concur in the Senate Amendments to House Bill No. 3 and to request the appointment of a Conference Committee to adjust the differences between the two Houses on:

H. B. No. 3. A bill to be entitled "An Act to define and regulate the business of lending money in amounts of Fifteen Hundred Dollars ($1,500) or less; to authorize the licensing and regulation of persons engaged in such business; to permit licensees to charge a greater rate of charge than lenders not licensed hereunder; to prescribe maximum rates of charge that licensees are permitted to charge; to regulate the purchase or assignment of wages as salary earned, or to be earned, when given as security for a loan or as consideration for payment of Fifteen Hundred Dollars ($1,500); or loan, to provide for administration and enforcement of this Act and the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for the review of administrative acts hereunder; to provide penalties; to amend Chapter 144, Acts of the 49th Legislature, Regular Session, 1949, compiled as Article 4646b, Vernon's Annotated Civil Statutes, and Articles 5069, 5071 and 5075, Revised Civil Statutes of Texas, 1911; to repeal Chapter 472, Acts of the 42nd Legislature, Regular Session, 1925; to amend Article 5044a, Vernon's Annotated Civil Statutes, and Article 1125a, Vernon's Annotated Penal Code, and Subdivisions (I) and (J) of Article 19.04, Title 122a, Taxation-General, Revised Civil Statutes of Texas, 1911, and all other laws or parts of laws in conflict; to provide for severability; and to declare an emergency."

The motion by Mr. Cole of Harris to suspend the rules prevailed.
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Mr. Cole of Harris then moved that the House not concur in the Senate Amendments to H. B. No. 3, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed without objection.

MOTIONS TO INSTRUCT THE HOUSE CONFERENCE ON H. B. NO. 3

Mr. Markgraf moved that the House confer on H. B. No. 3 be instructed to make a progress report to the House sometime prior to recess or adjournment for the day on next Tuesday.

The motion was lost.

Mr. Cory moved that the House confer on H. B. No. 3 be instructed as follows:

"That the provisions of Section 1, Subsection 1 and Section 16, Subsection 1, as same passed the House be included in H. B. 3."

Mr. Adams of Lubbock moved to table the motion made by Mr. Cory.

A record vote was requested on the motion to table.

The motion to table the motion to instruct the House conference on H. B. No. 3 prevailed by the following vote:

Yea—89
Adams of Titus
Atwell
Bailey
Ballman
Barlow
Barney
Barnes
Barlow
Barger
Benson
Bridges
Buchanan
Butler
Caldwell
Cannon
Carroll
Cole of Harris
Cole of Hunt
Collins
Cook
Cowan
Cowles
Crow
The motion to instruct the House conference on H. B. No. 3 prevailed by the following vote:

Yea—89
Adams of Titus
Atwell
Bailey
Ballman
Barlow
Barney
Barney
Barnes
Barnes
Barger
Benson
Bridges
Buchanan
Butler
Caldwell
Cannon
Carroll
Cole of Harris
Cole of Hunt
Collins
Cook
Cowan
Cowles
Cowles
Crow

Quilliam
Ratcliff
Johnson of Dallas
Johnson of Dallas
Kennard
Kilpatrick
Kolen
Koliba
Korkmas
Lack
Lowerton
Lewis
McGregor
of El Paso
Markgraf
Marlin
Mitchell
Niemeier
Nunnally
Perry
Perry
Perry
Perry
Perry
Perry

Nays—51
Adams of Titus
Allen
Andrews
Bartrum
Blaine
Burgess
Chapman
Cory
Cotten
de la Garza
Devivo
Exquibel
Fletcher
Floyd
Foreman
Fred
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H
Mr. Harling moved that the House Conferences on H. B. No. 3 be instructed as follows:

a. Attempt to lower interest rates, and

b. Under no circumstances to raise interest rates on any loan above the rates in the Senate substitute for House Bill 2.

Mr. Adams of Lubbock moved to table the motion made by Mr. Harling to instruct the House conferences on H. B. No. 3.

A record vote was requested on the motion to table.

The motion to table the motion to instruct the House conferences on H. B. No. 3 prevailed by the following vote:

Yea - 111

Adams of Lubbock
Andrews
Ballman
Barlow
Barnes
Berry
Blaine
Boysen
Bridges
Caldwell
Cannon
Carroll
Cole of Harris
Cole of Hunt
Collins
Cook
Cory
Cowen
Cowles
Craig
Crews
Curington
de la Garza
Duff, Miss
Dungan
Edhardt
Eskuel
Floyd
Garrison
Gibbens
Glasing
Green
Grover
Guffey
Hale
Harding
Harrington
Haynes

Nay - 25

Adams of Titus
Ahain
Allen
Atwell
Bailey
Bartram
Butler
Chapman
Connell
Connell
Crawford
Dewey
Dewey
Dewey
Dewey
Dewey
Haring

Absent - 1

Buchanan
Burgess
Butt
Cassidy
Cassidy
Cassidy
Cassidy
Cassidy
Cassidy

Absent - Excluded

Banfield, Mrs.
Bird

Mr. Struve moved to instruct the House Conference Committees on H. B. No. 3 to include in H. B. No. 3 such provisions as would define small loans as something less than 600.00, and to provide an annual rate of 10% per annum of those defined as small loans.

Mr. Adams of Lubbock moved to table the motion made by Mr. Struve.

A record vote was requested on the motion to table.

The motion to table the motion to instruct the House conferences on...
H. B. No. 3 prevailed by the following vote:

**Yeas-117**

Adams of Lubbock  
Kohler  
Andrews  
Koliba  
Atwell  
Kochmann  
Balcolm  
Kochmann  
Barlow  
Lack  
Barnes  
Lary  
Bartram  
Lattimer  
Bass  
Leaverton  
Berry  
Longoria  
Biaima  
McGreger  
Bryan  
McEllum  
Bridges  
McGreger  
Buchanan  
of El Paso  
Burgess  
McBary  
Caldwell  
Markgraf  
Chamoo  
Martin  
Carrizoe  
Miller  
Coe of Harris  
Moore  
Coe of Hunt  
Mullen  
Collins  
murray  
Connel  
Mutschel  
Cook  
Niemeyer  
Cory  
Csuw  
Pearcy  
Crain  
Peeler  
Crews  
Petty  
Curington  
Ferrl  
Deluza Garza  
Pipkin  
Duff, Miss  
Preston  
Duncan  
Price  
Ehba  
Rog  
Floyd  
Ratchll  
Forrman  
Read  
Garrioe  
Richards  
Gibbons  
Roberts of Hill  
Ghantt  
Roberts of Dawson  
Green  
Sandahl  
Grover  
Schram  
Gufoy  
Shannon  
Hale  
Shipley  
Hardie  
Silder  
Harrington  
Smith of Bexar  
Harrma  
Sehlon  
Hayly  
Sprdger  
Hollswell  
of Wichita  
Hauoar  
Thurman  
Hughes of Dallas  
Thurmond  
Issacs, Miss  
Townsend  
James  
Trevino  
Janlson  
Tunnell  
Jarvis  
Walker  
John of Dallas  
Watson  
John of Bell  
Wells  
Jones of Dallas  
Whitefield  
Jones of Travis  
Wilson  
Kennaard  
Woods  
Klipperick  
Yenst

**Nays-20**

Adams of Titus  
Harlag  
Allen  
Johnson of Bexar  
Allen  
Lewis  
Bailey  
Napent  
Baker  
Richardson  
Chapman  
Rosera  
Cotten  
Smith of Jefferson  
Dowey  
Strove  
Esquivel  
Ward  
Fletcher  
Wheatley  

Absen

Fairchild  
Oeborn  
Glass  
Rosas  
Himming  
Shale  
Hughs  
Stewart  
of Grayson  
of Galveston  
Mccgill  

Absent—Excused

Banfield, Mrs.  
Spilman  
Gladden  

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

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

S. B. No. 7, An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as "Pettus Municipal Utility 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; 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.

S. B. No. 15, An Act authorizing certain cities to issue revenue bonds for the purpose of establishing, improving, enlarging, extending or repairing the airport or airports thereof, including the acquisition of land thereby, and containing provisions relating to such bonds and the revenues pledged in payment thereof; authorizing the levy and pledge of
ad valorem taxes to pay operation and maintenance expenses of such airport or airports and containing provisions relating to the use thereof; authorizing the issuance of revenue refunding bonds and containing provisions relating to said bonds and the revenues pledged thereby; providing that this Act is cumulative of existing laws that are applicable but providing, when a city issues bonds hereunder, the provisions hereof shall prevail and that this Act shall take precedence over city charter provisions; providing a severability clause; containing other provisions relating to the subject; and declaring an emergency.

S. B. No. 17, An Act authorizing the Boards of Education of Public Schools of Texas and the Governing Boards of State-supported Institutions of higher education to purchase annuities for their employees and declaring an emergency.

S. B. No. 19, An Act creating a Court of Domestic Relations for Tarrant County, Texas; fixing the jurisdiction, conforming the jurisdiction of other courts thereto; fixing the term; providing the manner of selection, tenure and compensation of the Judge and other officers of said Court; providing the manner of and grounds for removal of the Judge of said Court; providing for the membership of the Juvenile Board of Tarrant County; providing for appeals to higher courts; providing the procedure of said Court; providing for the services of certain county and district officers to said Court; containing a saving clause; and declaring an emergency.

S. B. No. 22, An Act creating the Alice Water Authority, a conservation district, under Article 16, Section 53 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 use 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 limiting the power of eminent domain in Nueces County to specific purposes and to construct necessary works and facilities to permit delivery of treated or untreated water to the City; providing after the necessary election required under Vernon's Texas Civil Statutes Article 1109-e; authorizing the issuance of bonds and 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; containing a severability clause; and declaring an emergency.

S. B. No. 88, An Act constituting a local law for the maintenance of public roads and highways in Robertson County by authorizing the County to issue certificates of indebtedness for certain stated purposes; stating terms and conditions of issuance; requiring the levy of a tax to pay such certificates; authorizing the refunding of said certificates; enacting other provisions relating to the subject; containing a severability clause; and declaring an emergency.

S. B. No. 92, An Act amending Senate Bill No. 36, Page 544, General Laws of the State of Texas, Forty-sixth Legislature, Regular Session, 1939, as amended by House Bill No. 611, Chapter 514, Page 514, General and Special Laws of the State of Texas, Forty-seventh Legislature, Regular Session, 1941, and being codified as Article 695c, Vernon's Texas Civil Statutes, by enacting Section 41 of said Article; authorizing payment to vendors of Medical Assistance on behalf of recipients of Public Assistance, as the term is defined in Senate Bill No. 79, Page 858, Acts of the Fifty-seventh Legislature, Regular Session, 1961, and being codified in Vernon's Texas Civil Statutes as Article 695c, in accordance with the rules and regulations promulgated by the State Department of Public Welfare, while such recipients are temporarily residing or living outside of the State; providing a repealing clause; a saving clause; and declaring an emergency.

S. B. No. 95, An Act authorizing the sale or lease of certain tracts of land located in Matagorda County comprising the camp site of Camp Helen; providing that the govern-
The motion was lost.

MOTIONS TO ADJOURN AND RECESS

Mr. Oliver moved that the House recess until 3:30 o'clock p.m. today.

Mr. Buchanan moved that the House adjourn until 11:00 o'clock a.m. next Monday.

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

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

A record vote was requested on the motion to adjourn until 11:00 o'clock a.m. next Monday.

The motion to adjourn until 11:00 o'clock a.m. next Monday was lost by the following vote:

**Yeas—65**

Adams of Lubbock Kilpatrick
Adams of Titus Koliba
Allen Leaverton
Barnes Lewis
Bartram McGregor
Boyse of McLennan
Buchanan Martin
Burgess Moore
Butler Murray
Carriker Murph
Chapman Oliver
Connell Osborn
Cory Parsons
Cotton Pipkin
Cowies Quilliam
Crews Rapp
Dewey Read
Duff, Miss Richards
Earle Richardson
Floyd Rosson
Glasing Shannon
Green Shively
Grover Slade
Hale Smith of Jefferson
Halty Thurman
Hefton Thurman
Highton Truett
Hunt Tunnell
Jarvis Walker
Johnson of Dallas Ward
Johnson of Bell Wheatley
Jones of Dallas Woods

**Nays—75**

Mr. Collins moved that a local and uncontested bill calendar be set for 3:30 o'clock p.m. today.

The motion was lost.

MOTION TO PROVIDE FOR A LOCAL AND UNCONTESTED BILL CALENDAR

Mr. Collins moved that a local and uncontested bill calendar be set for 3:30 o'clock p.m. today.
## HOUSE JOURNAL

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### MOTION TO RECESS

The motion to recess until 3:30 o'clock p.m. today was lost.

### MOTION TO SET A LOCAL BILL

Mr. Coluss moved to suspend all necessary rules to set a local bill calendar for 3:30 o'clock p.m. today. The motion was lost, not receiving the necessary two-thirds vote.

### LEAVE OF ABSENCE GRANTED

Mr. Poeller was granted leave of absence for the remainder of the day on account of illness in his family on motion of Mr. Martin.

## 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. Huebner:

**H. B. No. 106, A bill to be entitled "An Act entering into the Interstate Employment Security Compact; setting out the text of the Interstate Employment Security Compact; providing for the designation of this State's member on the Commission created thereby; authorizing and empowering the Commission members appointed by the Governor to represent the State of Texas in carrying out the provisions of this Compact; providing for the administration of the Compact; providing for cooperation between the Compact Commission and the departments, agencies, and officers of this State; and declaring an emergency."**

Referred to the Committee on State Affairs.

* By Mr. Kennard:

**H. B. No. 107, A bill to be entitled "An Act defining the term 'lender' as meaning any department, board, authority, agency, subdivision, municipal corporation, district, public corporation, body politic, or instrumentality of the State of Texas of every kind or type whatsoever, including without limitation, all counties, home rule charter cities, general law cities, towns, villages, State supported educational institutions of higher learning, junior and regional college districts, school districts, hospital districts, water districts, road districts, navigation districts, conservation districts, reclamation districts, and all other kinds and types of political or governmental entities; authorizing the governing body of any such lender to issue bonds of any denomination and in any manner prescribed by the governing body; providing that any bonds may be made either negotiable or non-negotiable; providing for the issuance of single bonds payable to a named payee, or payable to bearer, or to the order of a named lender without restriction."**

Referred to the Committee on Education.
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payee, and with provision for the conversion thereof on request or demand of the owner into coupon bonds, with such coupon bonds to be approved by the Attorney General of the State of Texas and registered by the Comptroller of Public Accounts and thereafter to becontestable; excluding any such coupon bonds so converted from a single bond from any option to purchase by any state board, instrumentality, agency, or department; validating all bonds having the characteristics permitted by this act; prescribing a severability provision; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Messrs. Stewart of Galveston, Grover and Korkmas:

H. B. No. 168, A bill to be entitled "An Act creating the Old Galveston Quarter in order to preserve certain historically significant areas; providing a Commission to effectuate this purpose, and granting the Commission certain powers and authorities in order to carry out this purpose; providing for revenue bonds; providing that the Commission may bring an action for a declaratory judgment in certain district courts; providing when certain features of the Act will become operative; providing a severability clause; and declaring an emergency."

Referred to the Committee on Rules.

RELATIVE TO COMPILING A LIST OF MEMBERS OF THE FIRST THROUGH THE FIFTY-SEVENTH LEGISLATURES

Mr. Moore offered the following resolution:

H. C. R. No. 30

Whereas, State departments, agencies, and institutions, public libraries through the State, and individual citizens often have need of information concerning membership of the Texas Legislature in its various sessions; and

Whereas, The latest available list of Members covers the period from 1845 to 1939; and

Whereas, With some temporary additional clerical help, it would be possible to up-date this list through the Fifty-seventh Legislature; now therefore be it

Resolved, by the House of Representatives of the State of Texas, the Senate concurred, That the Chief Clerk of the House and the Senate, respectively, be authorized to employ additional clerical help as approved by the House Committee on Rules and the Senate Contingent Expense Committee, respectively, during the interim to compile an accurate list or roster of legislative Members from the First through the Fifty-seventh Legislature, such list to include names, addresses, dates of service, and the Legislature and Session in which each Member served; and be it further

Resolved, That expenses incurred in preparation of the roster be paid from the Legislative Expense Fund of the Fifty-seventh Legislature, and that each Member of the House and Senate be furnished a copy of this compilation; and be it further

Resolved, That 3,000 copies of the compilation be printed and that the extra copies be sold at a price to be determined by the House Committee on Rules and the Senate Contingent Expense Committee.

The resolution was referred to the Committee on Rules.

RECESS

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

Mr. Eckhardt moved that the House recess until 3:00 o'clock p.m. today.

Mr. Townsend moved that the House recess until 3:30 o'clock p.m. today.

Mr. Oliver moved that the House recess until 4:00 o'clock p.m. today.

Mr. Richardson moved that the House adjourn until 11:00 o'clock a.m. next Monday.

The motion to adjourn until 10:30 o'clock a.m. next Monday was lost.

A record vote was requested on the motion to adjourn until 11:00 o'clock a.m. next Monday.

The motion to adjourn until 11:00 o'clock a.m. next Monday was lost by the following vote:
Yeas--64

Adams of Lubbock Kilpatrick
Adams of Titus Koliba
Allen Lary
Barney Leaverton
Bartram Lewis
Boyesen McGregor
Brookes of McLennan
Buchanan Martin
Burgess Murray
Butler Muschler
Carriker Osborn
Chapman Pipkin
Cole of Hunt Price
Connell Quilliam
Cook Rapp
Cory Read
Crawley Richardson
Crow Robert of Dawson
Dewey Rosson
DuB, Miss Shannon
Ehrle Black
Fairchild Nelson
Fleming
Glass Thurman
Green Trevis
Grover Tunnell
Hartley Walker
Hasty Ward
Jarvis Wheatley
Johnson of Dallas Woods
Johnson of Bell

Nays--73

Alcala Hinson
Andrews Hollowell
Atwell Huebner
Bailey Hughes of Grayson
Barlow Hughes of Dallas
Bass Issacks, Miss
Blaine James
Caldwell Jamison
Cannon Johnson of Bexar
Collins Jones of Dallas
Cowen Jones of Travis
Crain Kenard
Curtin Kohler
de la Garza Korkmas
Dungan Kothmann
Esquivel Lack
Fearn Latimer
Foreman Longoria
Garrison McGregor
Gibbens of El Paso
Goff Kelch
Hale Markgraf
Haring Miller
Harrison Moore
Hayes Mullin
Helton Neuhouser

Nugent Stewart
Oliver of Galveston
Peach Stewart
Pieratt of Wichita
Proctor Savage
Randall Thurmond
Roberts of Hill Towson
Sandsall Watson
Schabam Wells
Smith of Bexar Whitley
Springer Wilson
Tubbs Yeak

Absent

Berry Parraz
Cole of Harris Romo
Glazner Smith of Jefferson
McCoppin

Absent—Excused

Banfield, Mrs. Patty
Gladden Spilman
Peeler

The motion to recess until 3:00 o'clock p.m. today was lost.

The motion to recess until 3:30 o'clock p.m. today then prevailed.

In accordance with the motion to recess, the House, at 1:27 o'clock p.m., took recess until 3:30 o'clock p.m. today.

AFTERNOON SESSION

The House met at 3:30 o'clock p.m. and was called to order by the Speaker.

(Mr. Hale in the Chair)

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for the remainder of the day on account of important business:

Mr. Leaverton on motion of Mr. Lewis.

Mr. Smith of Jefferson on motion of Mr. Johnson of Bexar.

Mr. Cole of Harris, on motion of Mr. Johnson of Bexar.

The following Member was granted leave of absence for the remainder of the day on account of illness:

Mr. Burgess, on motion of Mr. Gotten.
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HOUSE BILL NO. 88 ON SECOND READING

Mr. Jones of Travis moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 88.

The motion prevailed by unanimous consent.

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

H. B. No. 88, A bill to be entitled "An Act relating to the hunting, taking, or killing of antlerless deer in Travis County; providing penalties; and declaring an emergency."

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

HOUSE BILL NO. 88 ON THIRD READING

Mr. Jones of Travis moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 88 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Years—122
Adams of Lubbock  Cotten
Adams of Titus  Owen
Alaniz  Crain
Allen  Crews
Andrews  Carrying
Atwell  De la Garza
Bailey  Dewey
Ballman  Duff, Miss
Barlow  Dungan
Barram  Eckhardt
Bass  Esquivel
Blaine  Fletcher
Boyesen  Floyd
Bridges  Foreman
Buchanan  Garrison
Burgess  Gibbons
Butler  Glass
Caldwell  Gluing
Cannon  Green
Carriker  Grover
Chapman  Harding
Cole of Hunt  Haring
Collins  Harrington
Connell  Hayes
Cook  Healty
Cory  Heflin
Hinson  Pipkin
Hollowell  Preston
Huebner  Price
Hughes of Grayson  Quitman
James  Rapp
Jameson  Recchiff
Johnson of Dallas  Richards
Johnson of Bexar  Richardson
Johnson of Bell  Roberts of Hill
Jones of Dallas  Roberts of Dawson
Kennard  Roosen
Kilpatrick  Sandahl
Kibler  Schram
Kothmann  Shames
Lack  Shipley
Lairy  Sluder
Lailmer  Smith of Bexar
Lewis  Snell
Longoria  Springer
McGregor of El Paso  Stewart
McIlhany  of Galveston
Martin  Stewart
Miller  of Wichita
Moore  Struve
Mullen  Thurmond
Murray  Townsend
Mutscher  Trevino
Niemeyer  Tunnell
Oliver  Walker
Osborn  Walter
Parrs  Watson
Pearcy  Wells
Petric  Whiteley
Pircatt  Wilson
Pike  Woods
Yeak

Nays—3
Jarvis  Thurman
Nugent  In The Chair

In Absent

Banfield, Mrs.
Banfield, Mrs.
Barnes  Korkmas
Berry  McCoppin
Berry  McConnise
Bowie  McChrystal
Brown  of McLennan
Busby  of McLennan
Bynum  Markgraf
Byers  Read
Hughes of Dallas  Russ
Huxol, Miss  Slack
Jones of Travis

Absent—Excused

Barnes  Middlebrooks
Berry  Peeler
Bowie  Cole of Jefferson
Brown  Smith
Busby  Spillman
Bynum  Leaverton
The Chair then laid House Bill No. 88 before the House on third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 101 ON SECOND READING

Mr. Chapman moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 101.

The motion prevailed by unanimous consent.

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 101, 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 362, 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."

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

HOUSE BILL NO. 101 ON THIRD READING

Mr. Chapman moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 101 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—127
Adams of Lubbock Caldwell
Adams of Titus Cannon
Alanis Carricker
Allen Chapman
Andrews Cole of Hunt
Baker Collins
Ballman Connell
Barlow Cook
Barnes Cory
Bartram Cotten
Bass Cowen
Bridges Crew
Brown Curington
Buchanan de la Garza
Butler Dowey

Nay—5
Duff, Miss Martin
Dunigan Miller
Eckhardt Moore
Ehle Mullen
Esquivel Murray
Fairchild Nuehren
Fletcher
Ford Osborn
Foreman Parsons
Garrett Peavy
Gibbs Pelfrey
Glass Piarist
Glustug Pipkin
Green Preston
Gruver Price
Guffey Quillian
Harding Rap
Harig Rattcliff
Harrington Richards
Harney Richardson
Healy Roberts of Hill
Hefley Roberts of Dawson
Hinson Rosson
Hollowell Sandahl
Huebner Schram
Hughes Shannon
Hughes of Grayson Shiple
Hughes of Dallas Slack
Issacks, Miss Siller
James Smith of Belz
Jamison Snelson
Johnson of Dallas Sprague
Johnson of Belz Stewart
Johnson of Bell Stewart
Jones of Dallas Stewart
Jones of Travis of Wichita
Kennard Sturk
Kilpatrick Thurmond
Kohler Townsend
Koliba Trevino
Kothmann Tunnell
Leach Walker
Lary Ward
Lattimer Watson
Leavis Wells
Longoria Wheatley
McGregor of El Paso Wilson
McMillan Yeak
Markgraf

In The Chair

Hale Absent

Barry Oliver
Cowles Read
Kirkman Ross
McCoppin Woods
McGregor of McLennan
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Absent—Excused

Atwell
Banfield, Mrs.
Burgeas
Cole of Harris
Gladden

The Chair then laid House Bill No. 101 before the House on third reading and final passage.

The bill was read third time and was passed.

SENATE BILL NO. 50 ON SECOND READING

Mr. Cole of Hunt moved that all the necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 50.

The motion prevailed by unanimous consent.

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

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

S. B. No. 50. A bill to be entitled "An Act validating orders entered by County Judges declaring the inhabitants of certain cities, towns or villages incorporated, setting forth the boundaries thereof and the officials of such cities, towns or villages; validating the corporate existence of such cities, towns or villages and elections heretofore held for the election of officials, and validating the acceptance of Title 28, Revised Civil Statutes as amended by such cities, towns and villages; providing that the officials named in such order constituted the officials of such city; enacting other provisions relating to the subject; providing the Act shall not apply to any municipality the validity of which is involved in litigation; and declaring an emergency."

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

SENATE BILL NO. 50 ON THIRD READING

Mr. Cole of Hunt moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 50 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adams of Lubbock
Adams of Dallas
Adams of Tins
Alaric
Allen
Andrews
Bailey
Ballman
Barnes
Bartram
Bass
Blaine
Boyaen
Bridges
Buchanan
Butler
Caldwell
Cannon
Carrick
Cole of Hunt
Collins
Cook
Cory
Cowen
Cran
Crow
de la Garza
Dewey
Duff, Miss
Dunham
Duncan
Dorfman
Dukett
Ebblett
Enoquivel
Falshead
Fletcher
Floyd
Foreman
Garrison
Gibbons
Glas
Glaswell
Glueck
Green
Grover
Guhr
Harding
Haring
Harrington
Hayes
Healy
Heflin
Henson
Hollowell
Horvath
Huber
Hughes of Grayson
Hughes of Dallas
Iacozza, Miss
James
Jambon
Johnson of Dallas
Johnson of Bexar
Johnson of Houston
Kenner
Kilpatrick
Keller
Kelts
Kotthmann
Lack
Lary
Latimer
Longoria
McGregor
McLibany
Markgraf
Martin
Miller
Mullen
Murray
Mutterer
Niemeyer
Oborn
Parsons
Pearcy
Pettit
Pleasant
Pipe
Preston
Price
Quall
Rapp
Ratoff
Richards
Richardson
Robertson of Hill
Robertson of Dawson
Rosson
Sandahl
Schatz
Schram
Shannon
Shaw
Slack
Snyder
Smith of Bexar
Selison
Springer
Stewart
Stewart
Stewart
Stone
Strow
Thornberg
Townsend
Trevino
Walker
Ward
Watson
Wells
Wheatley

January 26, 1962
Mr. Cole of Hunt moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 73. The motion prevailed by unanimous consent. Mr. Cole of Hunt moved that House Bill No. 73, LAID ON THE TABLE SUBJECT TO CALL.

The motion prevailed by unanimous consent. Mr. Cole of Hunt moved that House Bill No. 73, LAID ON THE TABLE SUBJECT TO CALL. The motion prevailed by unanimous consent. Mr. Cole of Hunt moved that House Bill No. 73, LAID ON THE TABLE SUBJECT TO CALL. The motion prevailed by unanimous consent.
January 26, 1962

HOUSE JOURNAL

Bill No. 73 be laid on the table subject to call.

There was no objection offered and it was so ordered.

LEAVE OF ABSENCE GRANTED

Mr. Schram was granted leave of absence for the remainder of the day on account of important business on motion of Mr. Buchanan.

COMMITTEE MEETING

Mr. Schram asked unanimous consent of the House that the Committee on Game and Fisheries be permitted to meet at this time.

There was no objection offered.

HOUSE BILL NO. 92 ON THIRD READING

Mr. Moore moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 92.

The motion prevailed by unanimous consent.

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

H. B. No. 92, A bill to be entitled "An Act amending Section 1 of Chapter 376, Acts of the 54th Legislature, Regular Session, 1955, codified as Article 8280-176, Vernon's Texas Civil Statutes, so as to change the name of the Runnels County Water Improvement District to the 'Runnels County Water Improvement Authority,' and declaring an emergency."

The bill was read second time.

Mr. Moore offered the following amendment to the bill:

Amend House Bill No. 92 by adding thereto the following Section 2:

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

The amendment was adopted. H. B. No. 92 was then passed to engrossment.

HOUSE BILL NO. 92 ON THIRD READING

Mr. Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 92 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-127
Adams of Lubbock Harrington
Adams of Titus Hayes
Allen Healy
Andrews Hefston
Bailey Hilsen
Ballman Hollowell
Barlow Huebner
Barrows of Grayson
Bartram Hughes of Dallas
Blaine Inacks, Miss
Boylan James
Bridges Johnson of Dallas
Buchanan Johnson of Bell
Buchanan Johnson of Bexar
Burkhalter Johnson of Collin
Burke Johnson of Dallas
Butler Johnson of El Paso
Caldwell Johnson of Harris
Carver Johnson of Travis
Carriker Karnes
Chapman Kilpatrick
Cole of Hunt Kobler
Coleman Koliba
Conwell Knoll
Cook Lack
Cory Lary
Cotter Latimer
Coven Lewis
Crain Longoria
Crows McGregor
Cruce McDannell
Curington de la Garza McGregor
Dewey McFarland
Duff, Miss McGehee
Dunagan McLaughlin
Eckhardt Melhany
Equivel Markgraf
Fairchild Martin
Fletcher Martin
Floyd McElroy
Foreman Murray
Garfield Mutch
Gibbons Niemeyer
Glass Oliver
Glass Osborn
Gleason Parsons
Glass Green
Glover Peake
Grover Peavy
Guffy Petty
Hargis Peveto
Harding Pipkin
Hartig Preston
The Chair laid before the House on its second reading and passage to third reading.

S. B. No. 79, A bill to be entitled “An Act validating Wise County Water Control and Improvement District No. 1; validating the boundaries of said District; validating all actions, orders, or other proceedings in connection with its creation, organization and operation; validating all actions, orders, or other proceedings relating to the calling, conducting and declaring the results of any confirmation election, or bond election; validating all bonds heretofore voted; validating the appointment or election of Directors and declaring an emergency.”

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

SENATE BILL NO. 79 ON THIRD READING

Mr. Hughes of Dallas moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 79 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—124

Adams of Lubbock
Carrington Adams of Titus
de la Garza
Aloris
Dwyer
Allen
Deirdre, Miss
Andrews
Duran
Barley
Eckhardt
Ballman
Esquivel
Barnes
Fachio
Bartram
Fischer
Bass
Floyd
Bisnoff
Foreman
Boyesen
Garrison
Briggs
Gibbons
Buchanan
Glass
Butler
Gleason
Caldwell
Green
Cannon
Grover
Carriker
Groff
Cole of Hunt
Harding
Collins
Harrington
Connell
Haynes
Cook
Hayley
Cory
Heaton
Cotten
Hinson
Cowen
Holliday
Crews
Holliday
The Chair then laid Senate Bill No. 79 before the House on third reading and final passage.

The bill was read third time and was passed.

**HOUSE BILL NO. 89 LAID ON THE TABLE SUBJECT TO CALL**

On motion of Mr. Cotton and by unanimous consent of the House, House Bill 89 was laid on the table subject to call.

**HOUSE BILL NO. 87 LAID ON THE TABLE SUBJECT TO CALL**

On motion of Mr. Thurmond and by unanimous consent of the House, House Bill No. 87 was laid on the table subject to call.

**LEAVE OF ABSENCE GRANTED**

Mr. Atwell was granted leave of absence for the remainder of the day on account of important business, on motion of Mr. Shipley.

**HOUSE BILL NO. 13 ON SECOND READING**

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

H. B. No. 13, A bill to be entitled "An Act creating a conservation and reclamation district under Article XVI, Section 59, located in Wood and Upshur counties, to be known as the 'Wood and Upshur Counties Water District,' for the purpose of providing or acquiring a source or sources of water supply for municipal, domestic, industrial, and mining uses and processing and transporting the same and for the purpose of providing or acquiring storm sewers; providing for a method of electing a Board of Directors to govern said district; providing for the annexation of additional territory thereto; authorizing the District to do all things to make available for the above named uses underground water or water from surface sources and water it may obtain by purchase, lease, and operation of contracts with persons, firms, corporations, and public agencies or the United States government or any of its agencies; etc., enacting other pro-
visions relating to the subject; providing for severability; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1 to HB 13

Amend HB 13, Section 3, Paragraph (a) by striking the word "First" as it appears in the last seven lines on page 2, and substitute therefor the word "Second."

The amendment was adopted without objection.

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

Committee Amendment No. 6 to HB 13

Amend HB 13, Section 2, by striking lines 21 and 22 on page 2 and substituting therefor the following:

"Thence due South a distance of thirty-four thousand (34,000) feet to an angle corner;"

The amendment was adopted without objection.

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

Committee Amendment No. 4 to HB 13

"Section 17. (a) No bonds payable wholly or partially from ad valorem taxes (except refunding bonds) shall be issued unless authorized by an election at which only the qualified voters who reside in the District and who own taxable property therein and who have duly rendered the same for taxation shall be allowed to vote, and unless a majority of the votes cast thereat in the territory of the District lying in Wood County and unless a majority of the votes cast thereat in the territory lying in Upshur County are in favor of the issuance of the bonds."

The amendment was adopted without objection.

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

Committee Amendment No. 3 to HB 13

Amend HB 13, Sec. 3, paragraph (b) by striking the word "First" as it appears on line 2, page 3 and substituting in lieu thereof the word "Second"; and by striking the word "even" as it appears on line 3, page 3, and substituting in lieu thereof the word "Odd;" and by striking the word "Odd" on line 4 of same page and inserting thereof the word "even."

The amendment was adopted without objection.

Mr. Hinson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 13 be placed on its third reading and final passage.

The motion prevailed by the following vote:
The Speaker then laid House Bill No. 13 before the House on third reading and final passage. The bill was read third time and was passed by the following vote:

Yeas—129
Wells, Wheatley, Woods
Wilson

Nays—5
Hughes, Thruman

Absent

Adams of Lubbock, Duff, Miss
Adams of Titus
Allen, Arrow
Andrews, Geo.
Bailey, B.
Ballman, W.
Barlow, H.
Barnes, J.
Bartram, W.
Bass, B.
Blaine, B.
Boyden, H.
Bridges, W.
Buchanan, G.
Butler, M.
Caldwell, W.
Canavan, M.
Carriker, M.
Cole of Hunt
Collins, W.
Connell, W.
Cook, W.
Corby, E.
Cotman, M.
Cowan, H.
Cowles, R.
Crow, C.

dela Garza, R.
Dewey, W.
Duff, Miss
Dungan, M.
Eckhardt, J.
Esquivel, R.
Fairchild, W.
Fletcher, W.
Floyd, W.
Foreman, W.
Garrison, W.
Gibbans, R.
Glass, W.
Glusing, B.
Glusking, R.
Green, L.
Grover, W.
Guynn, B.
Hale, M.
Harding, R.
Hartig, M.
Harrington, W.
Haynes, H.
Healy, H.
Heffernan, W.
Hillman, W.
Hollis, W.
Huebner, W.
Hughes, B.
Hughes of Grayson
Hues of Dallas
Isacks, Miss
James

Wells
Adams of Lubbock
Adams of Titus
Allen, Arrow
Andrews, Geo.
Bailey, B.
Ballman, W.
Barlow, H.
Barnes, J.
Bartram, W.
Bass, B.
Blaine, B.
Boyden, H.
Bridges, W.
Buchanan, G.
Butler, M.
Caldwell, W.
Canavan, M.
Carriker, M.
Cole of Hunt
Collins, W.
Connell, W.
Cook, W.
Corby, E.
Cotman, M.
Cowan, H.
Cowles, R.
Crow, C.
dela Garza, R.
Dewey, W.
Duff, Miss
Dungan, M.
Eckhardt, J.
Esquivel, R.
Fairchild, W.
Fletcher, W.
Floyd, W.
Foreman, W.
Garrison, W.
Gibbans, R.
Glass, W.
Glusing, B.
Glusking, R.
Green, L.
Grover, W.
Guynn, B.
Hale, M.
Harding, R.
Hartig, M.
Harrington, W.
Haynes, H.
Healy, H.
Heffernan, W.
Hillman, W.
Hollis, W.
Huebner, W.
Hughes, B.
Hughes of Grayson
Hues of Dallas
Isacks, Miss
James

Wilson
Wheatley, Woods

Nays—5
Hughes, Thruman

Absent

Adams of Lubbock, Duff, Miss
Adams of Titus
Allen, Arrow
Andrews, Geo.
Bailey, B.
Ballman, W.
Barlow, H.
Barnes, J.
Bartram, W.
Bass, B.
Blaine, B.
Boyden, H.
Bridges, W.
Buchanan, G.
Butler, M.
Caldwell, W.
Canavan, M.
Carriker, M.
Cole of Hunt
Collins, W.
Connell, W.
Cook, W.
Corby, E.
Cotman, M.
Cowan, H.
Cowles, R.
Crow, C.
dela Garza, R.
Dewey, W.
SENATE BILL NO. 52 ON SECOND READING

Mr. Townsend moved that all the necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 52.

The motion prevailed by the necessary two-thirds vote.

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

S. B. No. 52, A bill to be entitled "An Act amending Section 1 of Chapter 50, Acts of the Fifty-Fifth Legislature, Regular Session, 1947, as amended, to include the wildlife resources of Kimble and Schleicher Counties within the regulatory authority of the Game and Fish Commission; and declaring an emergency."

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

SENATE BILL NO. 52 ON THIRD READING

Mr. Townsend moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 52 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea---116

Adams of Lubbock Dungan
Adams of Tarrant Eckhardt
Allen of Lubbock Esquivel
Andrews of El Paso Fletcher
Bailey of Brazos Floyd
Ball of Bexar Foreman
Baldwin of Tarrant Garrison
Barrow of Galveston Gibbons
Barrett of Nueces Glass
Bartram Glaze
Bass of Smith Green
Bates of Brown Groover
Boyce of Montgomery Gracy
Bridges of Bexar Hale
Butler of Walker Harding
Caldwell of Bell Harding
Cannon of Bell Harrington
Carroll of Galveston Haynes
Chapman of Harris Healy
Cole of DeKalb Hearne
Collins of Hidalgo Hinton
Conner of Harris Hollowell
Cook of Gregg Huseby
Coyle of Galveston Hughes
Cowen of Erath Hughes of Dallas
Crand of Tarrant Isaacs, Mike
Crews of Houston James
Curtis of Bexar Johnson
de la Garza of Cameron Johnson of Dallas
Dewey of Bexar Johnson of Bell
Duff of Harris

The Speaker laid before the House on its second reading and passage to third reading,
H. B. No. 20, A bill to be entitled "An Act amending Section 1 of Chapter 50, Acts of the 55th Legislature, Regular Session, 1957, as amended, to include the wildlife resources of Kimble and Schleicher Counties within the regulatory authority of the Game and Fish Commission; and declaring an emergency."

The bill was read second time.

Mr. Johnson of Bexar offered the following amendment to the bill:

Amend H. B. 20 by adding in Section 1 the following two counties: Nacogdoches and Sabine.

The amendment was adopted without objection.

H. B. No. 20 was then passed to engrossment.

HOUSE BILL NO. 20 ON THIRD READING

Mr. Carriker moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 20 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—118
Adams of Lubbock de la Garza
Adams of Titus
Alaniz
Allen
Andrews
Ballenger
Balmér
Barlow
Barrows
Barrett
Bass
Blaine
Bryan
Bridges
Butler
Cannon
Carriker
Carson
Carr
Chavez
Cheeks
Coggins
Hale
Harrington
Harron
Hart
Hartman
Hawes
Hayes
Healy
Heflin
Huebner
Hutcheson
Hughes of Grayson
Hughes of Dallas

Nay—1
Quilliam

The Speaker then laid Senate Bill No. 82 before the House on third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 20 ON SECOND READING

The Speaker laid before the House its second reading and passage to engrossment.
The Speaker then laid House Bill No. 20 before the House on third reading and final passage.

The bill was read third time and was passed.

COMMITTEE MEETING

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

There was no objection offered.

SENATE BILL NO. 41 ON SECOND READING

Mr. Snelson moved that all the necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 41.

The motion prevailed by unanimous consent.

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

S. B. No. 41, A bill to be entitled "An Act relating to and fixing minimum and maximum salary of the official Shorthand Reporter for the 144th Judicial District of Texas; with saving clause; and declaring an emergency."

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

SENATE BILL NO. 41 ON THIRD READING

Mr. Snelson moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 41 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yes—127

Absent—7

Nay—7

Caldwell Crain Hollowell McHany

of McLennan

Absent

Berry Buchanan Cotten Ehrle

Futch Harris Hinson Jasin James

Caldwell Crain Hollowell McHany

of McLennan

Absent—Excused

Atwell Banfield, Mrs. Burgess Doughty

Giddens Kocknus

The Speaker then laid House Bill No. 20 before the House on third reading and final passage.

The bill was read third time and was passed.
The Speaker then laid Senate Bill No. 41 before the House on third reading and final passage.

The bill was read third time and was passed.

RELATIVE TO HOUSE BILL NO. 21 AND HOUSE BILL NO. 22

Mr. Snelson moved that House Bill No. 21 and House Bill No. 22 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 26 ON SECOND READING

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

H. B. No. 26, A bill to be entitled "An Act ratifying, confirming and validating the El Paso County Water Control and Improvement District-Westway and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article 16, Constitution of Texas; ratifying, confirming and validating the organization of the Board of Directors, the minutes of the Board of Directors, the acts and surety bonds of Directors, the oath and surety bonds of Directors, the appointment and actions of tax assessor and collector and board of equalization, tax rolls, all proceedings and all governmental proceedings of the Board of Directors, the bond election proceedings, the bond election, the bond order, the sale of the bonds, and all related proceedings, contracts, orders and resolutions; ratifying, confirming and validating all acts and proceedings of the Board of Directors except orders here-tofore repealed by said Board; ratifying, confirming and validating the bonds, and providing that the bonds approved by the Attorney General, registered by the Comptroller, and sold and delivered to the purchaser or purchasers are and shall be uncontestable; finding and determining that the lands and other property
within said District are and will be benefited; providing for a severability clause; and declaring an emergency."

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

HOUSE BILL NO. 25 ON THIRD READING

Mr. McGregor of El Paso moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 25 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas--128**

Adams of Lubbock
Adams of Titus
Allen
Allen
Andrews
Bailey
Ballman
Barlow
Barnes
Bartram
Bass
Blaine
Bohne
Bridges
Buchanan
Butler
Caldwell
Cannon
Carriker
Chapman
Collins
Connell
Cook
Cory
Cotter
Cowen
Cowles
Craig
Crews
Curtis
de la Garza
Dewey
Duff, Miss
Dungan
Eckhardt
Ehrle
Esquivel
Fehrbach
Fletcher
Floyd
Foreman
Garrison
Gibbons
Moore
Mullen
Mutscher
Niemeyer
Oliver
Osborn
Parras
Peary
Peary
Peart
Piper
Pipkin
Price
Quilliam
Rapp
Ratchiff
Richards
Richardson
Roberts of Hill
Roberts of Dawson-Whitfield
Rose
Sandahl
Schram
Shannon
Shipley
Siller
Smith of Bexar
Smiley
Springer
Stewart
Stewart
Stewart
Stewart
Stoeval
Struve
Tharmond
Townsend
Trevino
Tunnell
Walker
Ward
Watson
Wells
Wheatley
Wheeler
Whitefield
Wilson
Wood
Yesak

**Nays--3**

Jarvis
Nugent

Absent

Berry
Cole of Hunt
Harding
McCoplin

Absent—Excused

Atwell
Banfield, Mrs.
Burgess
Cole of Harris
Gladden
Korkmas

The Speaker then laid House Bill No. 26 before the House on its third reading and final passage.

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

**Yeas--127**

Adams of Lubbock
Adams of Titus
Allen
Allen
Andrews
Bailey
Barrington
Bass
Blaine
Bohne
Bridges
Buchanan
Butler
Caldwell
Cannon
Carriker
Chapman
Collins
Connell
Cook
Cory
Cotter
Cowen
Cowles
Craig
Crews
Curtis
de la Garza
Dewey
Duff, Miss
Dungan
Eckhardt
Ehrle
Esquivel
Fehrbach
Fletcher
Floyd
Foreman
Garrison
Gibbons
Moore
Mullen
Mutscher
Niemeyer
Oliver
Osborn
Parras
Peary
Peary
Peart
Piper
Pipkin
Price
Quilliam
Rapp
Ratchiff
Richards
Richardson
Roberts of Hill
Roberts of Dawson-Whitfield
Rose
Sandahl
Schram
Shannon
Shipley
Siller
Smith of Bexar
Smiley
Springer
Stewart
Stewart
Stewart
Stewart
Stoeval
Struve
Tharmond
Townsend
Trevino
Tunnell
Walker
Ward
Watson
Wells
Wheatley
Wheeler
Whitefield
Wilson
Wood
Yesak

**Nays--3**

Jarvis
Nugent

Absent

Berry
Cole of Hunt
Harding
McCoplin

Absent—Excused

Atwell
Banfield, Mrs.
Burgess
Cole of Harris
Gladden
Korkmas

The Speaker then laid House Bill No. 26 before the House on its third reading and final passage.
Mr. Hale asked unanimous consent of the House that the Committee on Judiciary be permitted to meet at this time.

There was no objection offered.

Mr. Haynes moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 27 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—126
The Speaker then laid House Bill No. 57 before the House on third reading and final passage.

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

<table>
<thead>
<tr>
<th>Yeas</th>
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<td>Adams of Lubbock</td>
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Parsons  Snelson  Springer  Stewart  of Galveston
Petty  Pearl  Stewart
Piscott  Pipkin  of Wichita
Price  Quilliam  Thurman
Rapp  Ray  Townsend
Ratcliff  Richardson  Tunnell
Robertson of Hill  Walker  of Dawson
Robeson  Watson
Scranton  Wells
Shannon  Whaley
Shipley  Wilson
Sider  Woods
Smith of Bexar  Yeak

Absent
Barlow  Read
Berry  Rosas
Cotten  Mathis
Hale  Whitfield
McCoppin  Absent—Excused
Atwell  Leaverton
Barnfield, Mrs.  Peeler
Burgess  Black
Cole of Harris  Smith of Jefferson
Gladden  Spilman
Korkmas

BILL 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 bill:

H. B. No. 77, "An Act amending Sections 19 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 101, and by Chapter 165, Acts of the Regular Session of the Fifty-fourth Legislature (1959), page 328, and by Chapter 327, Acts of the Regular Session of the Fifty-sixth Legislature (1959), page 708, 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; re-enacting the remainder of said Section 16 without change; containing a severability clause; and declaring an emergency."

LEAVE OF ABSENCE GRANTED

Mr. Martin was granted leave of absence for the remainder of the day on account of important business, on motion of Mr. Richards.

HOUSE BILL NO. 91 ON SECOND READING

Mr. Townsend moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 91.

The motion prevailed by unanimous consent.

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

H. B. No. 91, A bill to be entitled "An Act limiting the provisions of this Act to the County of Mills, making it unlawful except under the provisions of this Act, for any person to hunt, kill or attempt to kill or possess, any game bird or game animal in said County at any time; to take, kill or trap or attempt to take, kill or trap any fur-bearing animal in said County or to take or attempt to take any fish or other aquatic or marine animal from said County by any means or method; providing the powers, duties and authority of the Game and Fish Commission; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said County; defining depletion and waste; providing for the issuance of the antlerless deer permits; providing for a public hearing; providing for the adoption of proclamations, orders, rules or regulations..."
of the Game and Fish Commission and the effective period thereof; providing for the publication of the regulations; providing venue for suits to test the validity of this Act or of the proclamations, rules, regulations or orders of the Commission; providing a penalty; providing for the forfeiture of licenses; defining wildlife resources; repealing certain laws; providing for the effective date of this Act; providing a saving clause; and declaring an emergency."

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

HOUSE BILL NO. 91 ON THIRD READING

Mr. Townsend moved that the constitutional rule requiring bills to be read on three separate days be suspended and that House Bill No. 91 be placed on its third reading and final passage.

The motion prevailed by the following vote:

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<thead>
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<th>Yeas—136</th>
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<td>Smith of Jefferson</td>
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<td>Kirkmas</td>
<td>Spelman</td>
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<tr>
<td>The Speaker then laid House Bill No. 91 before the House on third reading and final passage.</td>
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<tr>
<td>The bill was read third time and was passed.</td>
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COMMITTEE MEETING

Mr. Chapman asked unanimous consent of the House that the Com-
HOTSE BILL NO. 85 ON SECOND READING

Mr. Floyd moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 86 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—126
Adams of Lubbock Ballman
Adams of Titus Barlow
Alexis Barness
Allen Bartram
Andrews Bass
Bailey Blaine
Boyse Koliba
Bridges Koehlmann
Buchanan Lack
Butler Lally
Caldwell Latimer
Canon Longoria
Carriker McGregor
Chapman of McLennan
Cole of Hunt McLennan
Collins Miller
Connell Milbany
Cook Nelsen
Cory Nutter
Cotter Nuscher
Crow Nye
Craw-Gilles Parsons
Curtis Petty
Dawson Piersatt
Duff, Miss Pipkin
Duff, Miss Preston
Ehrle Price
Esquivel Quilliam
Fitch bark Rapp
Fletcher Read
Ford Richards
Foresman Richardson
Gibbens Roberts of Hill
Glass Roberts of Dawson
Glasing Sandahl
Green Schram
Groover Shannon
Guiffey Shipley
Hale Slidell
Haring Smith of Bexar
Hartington Stiles
Haynes Springer
Healy Stewart
Heflin Stewart
Hinson Stewart
Hollower of Wichita
Huscher Struve
Hughes Thurmond
Hughes of Grayson Tidwell
Hughes of Dallas Trevino
Isacks, Miss Tunnell
James Turner
Jamison Ward
Johnson of Dallas Watson
Johnson of Bexar Wells
Johnson of Bell Westley
Jones of Dallas Whitefield
Jones of Travis Wilson
Kennard Woods
Klinefelter Yezak
Kohler
Jarvis

Nays—4
Lewis

Mr. Floyd moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 85.

The motion prevailed by unanimous consent.

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 85, a bill to be entitled "An Act to authorize the trustees of independent school districts having fewer than one hundred seventy-five thousand ($175,000) scholars according to the last official scholastic census, whether created by general law or special Act, in counties having a population of more than one million two hundred thousand (1,200,000), according to the last preceding federal census, to fix the date of election of such trustees on the first Saturday in April or on the first Saturday in October as the trustees by official resolution may provide; to authorize the trustees of such independent school districts in said counties to provide by resolution for the election of trustees by a majority vote and to provide for a second election in the event no candidate receives such vote at the first election; and declaring an emergency."

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

HOUSE BILL NO. 86 ON THIRD READING

Mr. Floyd moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 85 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—126
Adams of Lubbock Ballman
Adams of Titus Barlow
Alexis Barness
Allen Bartram
Andrews Bass
Bailey Blaine
Boyse Koliba
Bridges Koehlmann
Buchanan Lack
Butler Lally
Caldwell Latimer
Canon Longoria
Carriker McGregor
Chapman of McLennan
Cole of Hunt McLennan
Collins Miller
Connell Milbany
Cook Nelsen
Cory Nuscher
Cotter Nye
Craw-Gilles Parsons
Curtis Petty
Dawson Piersatt
Duff, Miss Pipkin
Duff, Miss Preston
Ehrle Price
Esquivel Quilliam
Fitch bark Rapp
Fletcher Read
Ford Richards
Foresman Richardson
Gibbens Roberts of Hill
Glass Roberts of Dawson
Glasing Sandahl
Green Schram
Groover Shannon
Guiffey Shipley
Hale Slidell
Haring Smith of Bexar
Hartington Stiles
Haynes Springer
Healy Stewart
Heflin Stewart
Hinson Stewart
Hollower of Wichita
Huscher Struve
Hughes Thurmond
Hughes of Grayson Tidwell
Hughes of Dallas Trevino
Isacks, Miss Tunnell
James Turner
Jamison Ward
Johnson of Dallas Watson
Johnson of Bexar Wells
Johnson of Bell Westley
Jones of Dallas Whitefield
Jones of Travis Wilson
Kennard Woods
Klinefelter Yezak
Kohler
Jarvis

Nays—4
Lewis

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February 26, 1962
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The Speaker then laid House Bill No. 85 before the House on third reading and passage. The bill was read third time and was passed by the following vote:

Yeas--127

Adams of Lubbock
Adams of Titus
Akin
Allen
Andrews
Ballman
Barnes
Bartram
Bass
Blaine
Boynes
Brodges
Buchanan
Bullock
Caldwell
Cannon
Carriker
Chapman
Collins
Connell
Cook
Cory
Cotter
Cowan
Cowles
dela Garza
Dewey
Duff, Miss
Dungan
Eckhardt
Ehle
Eiselwehr
Fairchild
Fletcher
Floyd

Absents--Excused

Atwell
Banfield, Mrs.
Bargess
Cole of Harris
Gladden
Korkmas

McGregor
McGregor
McLain
Makograf
Miller
Moore
Mullen
Murray
Mynatt
Mize
Niemeyer
Nugent
Oliver
Oliver
Osborn
Parsons
Peavoy
Peggy
Petty
Pigott
Pipkin
Preston
Price
Quilliam
Rapp
Richards
Richardson
Roberts of Hill
Roberts of Dawson

Nays--1

Woods
Berry
Curington
Harding
Jones of Travis

Mr. Crews was granted leave of absence for the remainder of the day on account of important business.

LEAVE OF ABSENCE GRANTED

Mr. Crews was granted leave of absence for the remainder of the day on account of important business.

HOUSE BILL NO. 85 ON SECOND READING

Mr. Fletcher moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 85. The motion prevailed by unanimous consent.
The Speaker laid before the House on its second reading and passage to engrossment,

H. B. No. 82, A bill to be entitled “An Act authorizing the exchange and conveyance of certain State-owned realty for certain realty owned by the United States; describing by metes and bounds the realty authorized to be exchanged; and declaring an emergency.”

The bill was read second time.

Mr. Fletcher offered the following amendment to the bill:

Amend House Bill 82 by adding a new section to be designated as Section 2 and renumbering the present Section 2 as Section 3 to be read as follows:

“Section 2. The authority granted hereunder shall be contingent upon the Congress of the United States passing proper legislation authorizing the transfer as herein provided.”

The amendment was adopted without objection.

House Bill No. 82 was then passed to engrossment.

HOUSE BILL NO. 82 ON THIRD READING

Mr. Fletcher moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 82 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Adams of Lubbock Carriker
Adams of Titus Chapman
Alaniz Collins
Andrews Connell
Bailey Cook
Ballman Cory
Barlow Colten
Barness Cowen
Bartram Cowles
Bass Crain
Blaine Curington
Boysen de la Garza
Bridges Dewey
Butler Duff, Miss
Caldwell Dungan
Cannon Robbardi

Nays—6

Jarvis Thurman
Nugent Ward
Slider Woods

Absent

Berry Boss
Buchanan Schram
Hughes Grayson
McGrogan of Galveston

Absent—Excused

Atwell Cole of Harris
Barnfield, Mrs. Crews
Burgess Giddens
The Speaker then laid House Bill No. 82 before the House on third reading and final passage.

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

**Yeas--124**

Adams of Lubbock
Hinson
Adams of Titus
Hollowell
Allen
Hubner
Andrews
Jackson, Miss
Bailiff
James
Ballman
Jamison
Barlow
Jarvis
Barnes
Johnson of Bexar
Bartram
Johnson of Bell
Baue
Jones of Dallas
Blaize
Jones of Travis
Boyson
Kennard
Bridges
Kilpatrick
Butler
Kohler
Caldwell
Koliba
Cannon
Kotthum
Carriker
Lack
Chapman
Lary
Colllns
Latham
Connell
Lewis
Cook
Longoria
Corv
McGregor
Cox
of McLennan
Cowen
McGregor
Crowe
of El Paso
Crain
McLain
Curington
Markgraf
de la Garza
Miller
Dewey
Moore
Duff, Miss
Mollen
Dungan
Murrey
Ehrke
Mutschler
Esquivel
Niemaner
Fairchild
Nogent
Fletcher
Oliver
Floyd
Osborn
Foreman
Pareno
Garriion
Peary
Gibbens
Perry
Glass
Piersall
Glasing
Plipkin
Groves
Preston
Grover
Price
Guffey
Quillian
Hale
Rapp
Harriott
Ratcliff
Hartman
Richards
Haynes
Richardson
Hefley
Richardson
Heflin
Roberts of Hill

**Nays--3**

Silver
Ward
Tharman

Present—Not Voting

Johnson of Dallas

Absent

Berry
Hughes
Buchanan
of Grayson
Cole of Hunt
McCoplin
Cotten
Robson
Harding

Absent—Excused

Atwell
Leaverton
Bosfield, Mrs.
Martin
Burgess
Peeler
Cole of Harris
Black
Crews
Smith of Jefferson
Gladden
Sgrulman

HOUSE BILL NO. 83 ON SECOND READING

Mr. Jones of Dallas moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 83.

The motion prevailed by unanimous consent.

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

H. B. No. 83, A bill to be entitled "An Act amending Sections 1, 2, 3, subsection (c) of Section 4, and Section 5 of Chapter 608, Acts of the Fifty-First Legislature, Regular Session, 1979 (Article 681 1/2, Vernon's Annotated Texas Statutes), so as to provide for a Voluntary Payroll Investment Plan by officers and employees of the State of Texas or of any County or other political sub-
division or municipal corporation therein in Credit Unions organized by said officers and employees; creating an Employees Credit Union Investment Account; empowering the head of any State Department or the disbursing officer of any County or other political subdivision of the State of Texas to withhold portions of the salary or other compensation of officers or employees when duly authorized in writing by such officers or employees for the benefit of such officers and employees in Employees Credit Unions; providing that the Comptroller or disbursing officer shall issue and the Treasurer of the State or Treasurer of any County or other political subdivision or municipal corporation of the State of Texas shall pay a proper warrant which shall be used for the purpose of investing in such Employees Credit Unions for the account of such officers or employees when authorized so to do; providing that such authorization to make investment may be terminated; providing that any money not expended in such investment upon termination of such authorization shall be returned to the officer or employee from whom it has been withheld; providing that the head of any State Department or disbursing officer shall not be liable under any bond required of him as such official; and declaring an emergency."

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

HOUSE BILL NO. 83 ON THIRD READING

Mr. Jones of Dallas moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 83 be placed on its third reading and final passage.

The motion prevailed by the following vote:

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<td>Hughes of Grayson</td>
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<td>Hughes of Dallas</td>
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<td>Jones of Travis</td>
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<td>Carriker</td>
<td>Lewis</td>
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<td>Crain</td>
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<td>Curington</td>
<td>Sandahl</td>
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<td>Dewey</td>
<td>Thurman</td>
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<td>Jarvis</td>
<td>Walker</td>
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Present—Not Voting
The Speaker then laid House Bill No. 83 before the House on third reading and final passage.

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

**Yeas—123**

Adams of Lubbock
Adams of Titus
Allen
Allen
Allen
Andrews
Ballman
Barnes
Bass
Blaine
Boyce
Brown
Bridges
Butler
Caldwell
Camp
Camp
Cain
Collier
Cook
Cowie
Cotlar
Coulter
Dewey
e de la Garza
DeWitt, Miss
Dugan
Eckhardt
Ehrle
Esquivel
Evans
Falcon
Fisher
Floyd
Foreman

**Nays—1**

Wheatley

Present—Not Voting

Carriker

Absent

Berry
Buchanan
Cotten
Miller

Absent—Excused

Atwell
Banfield, Mrs.
Buchanan
Cole of Harris
Crews
Gladden
Korkmas

HOUSE BILL NO. 88 ON SECOND READING

Mr. Read moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 88.

The motion prevailed by unanimous consent.

The Speaker laid before the House on its second reading and passage to engrossment,
H. B. No. 58, A bill to be entitled "An Act amending Section 1 of Chapter 85, Acts of the 54th Legislature, Regular Session, 1955 (compiled as Article 326k-27 of Vernon's Texas Civil Statutes), authorizing the appointment of an investigator by the District Attorney of the 118th Judicial District, to serve as investigator in that judicial district; prescribing his powers and duties and providing for his compensation and expenses; and declaring an emergency."

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

HOUSE BILL NO. 58 ON THIRD READING

Mr. Read moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 58 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—115

Adams of Lubbock  Floyd
Adams of Titus       Miller
Allen               Nyquist
Allen               Scrivener
Bailey              Hollowell
Ballman             Jarvis
Ballman             Wells
Barlow              Kolha
Barlow              Wheeler
Barnes              Markgraf
Bartlam             Grover
Bass                Guffey
Blaine              Hale
Bosley              Harding
Bridges             Harting
Butler              Haynes
Butler              Healy
Castille            Haynes
Cannon              Hefton
Carroll             Hilton
Chapman             Hether
Collins             Hughes
Connell             Hughes of Grayson
Cook                Hughes of Dallas
Cory                Isacks, Miss
Cox                 James
Craw                Jamison
Crawford            Johnson of Dallas
Crawford            Johnson of Bexar
De la Garza         Johnson of Bell
Duff, Miss          Jones of Dallas
Duncan              Jones of Travis
Eckhardt            Jones of Travis
Ellerbe             Kennard
Eskridge            Kohler
Fallchid            Koehlmann
Fletcher            Lack

Nay—13

Adams of Titus       Miller
Andrews             Nyquist
Andrews             Scrivener
Hollowell           Jarvis
Jarvis              Wells
Kolha               Wheeler
Markgraf

Present—Not Voting

Ward

Absent

Barry               Kilpatrick
Buchanan            McOnna
Cotten              Ross
Cowles             

Absent—Excused

Atwell              Leaverton
Bantham, Mrs.       Martin
Burgess             Peeler
Cole of Harris      Slack
Crews               Smith of Jefferson
Duddell             Spillman
Korkmas

The Speaker then laid House Bill No. 58 before the House on third reading and final passage.

The bill was read third time and was passed.
The motion prevailed by unanimous consent.

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 80, A bill to be entitled "An Act amending Section 24 of Article 78 of the Election Code of the State of Texas (Section 24 of Article 7, Vernon's Texas Election Code), relating to election officers in counties in which elections are conducted by the use of voting machines; changing the provisions relating to the method of appointment and rate of pay of the presiding officer and clerks for each election precinct, and the number of clerks which may be appointed; providing for severability; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1 to H. B. 80

Amend H. B. 80 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Section 24 of Article 78 of the Election Code of the State of Texas, as enacted by Chapter 693, Acts of the Fifty-second Legislature, Regular Session, 1951 (codified as Section 24 of Article 7, Vernon's Texas Election Code) is hereby amended to read as follows:

"Sec. 24. Representation

"(a) The authorities charged with holding an election or primary election in all counties in which elections are conducted by the use of voting machines shall appoint for each precinct a presiding officer and two (2) clerks, and such additional clerks as in their discretion are necessary for the proper conduct of the election; and they are directed wherever possible to name election officers of opposed interest in that election or primary election. In elections held at the expense of a county, the presiding officer and clerks shall be appointed by the commissioners court, and in primary elections they shall be appointed by the county executive committee of the party conducting the primary election; provided, however, that the commissioners court or the county executive committee may authorize the presiding officer to appoint the clerks, or to appoint additional clerks, not to exceed a maximum number fixed by the commissioners court or the county executive committee, as the case may be. In other elections, the presiding officer and the clerks shall be appointed by such authority as is provided by law for the appointment of the officers of that election. The number of judges and clerks herein authorized to be appointed, in all counties in which elections are conducted by the use of voting machines, shall be controlling and shall apply regardless of the provisions of Sections 14, 16, and 182 of this Code.

"(b) Each political party concerned in an election is entitled to name one watcher for each voting precinct where voting machines are used, said watcher to be recognized by the presiding officer of that precinct upon the presentation of a certificate signed by the county chairman of that political party, and any candidate for a State office, the State Senate, any candidate for Representative in the House of the Legislature of Texas, or any candidate for District Judge, or any one-fifth (1/5) of the candidates for any county office, an one-fifth (1/5) of the candidates for precinct offices, or any candidate for mayor, or any candidate for city commissioner in municipalities, or any three (3) candidates in a school election, or the proponents or the opponents of a bond issue, may name one watcher for each precinct where voting machines are used. Any candidate for the United States Senate or Representative in the House of the United States Congress may name one watcher for each school election where voting machines are used. The candidate desiring representation by a watcher shall sign a certificate setting out
the name of the person, the number
of the precinct where such watcher
is to serve, such certificate to bear
the signature of the candidate or
candidates entitled to representation,
together with the signature of the
bearer. The presiding officer of the
election must require a counter-
signature and preserve the cer-
tificate of the bearer to make certain
he is the identical person referred
to in the certificate but cannot for
any other reason refuse to permit
such watcher to serve.

"(c) For their services the presid-
ing officers and clerks shall be paid
a sum to be set by the authority
charged with holding the election or
primary election, but same shall
not exceed Ten Dollars ($10) a day
for each presiding officer or clerk,
or exceed One Dollar ($1) per hour
each for any time in excess of a
day's work as herein defined; pro-
vided, however, that no election of-
c official shall be paid for more than two
(2) hours overtime after the polls
are closed. The election official who
delivers the returns of election shall
be paid Two Dollars ($2) for that
service. Ten (10) working hours
shall be considered a day within the
meaning of this Section. Watchers,
a necessary adjunct to an election
without the use of voting machines,
may be paid by the interest they represent, but
not to exceed the maximum amount
fixed herein for presiding officers
and clerks; provided, however, that
the authority holding such election
shall not pay for the services of
such watchers."

Sec. 2. Article 79 of the Election
Code of the State of Texas is further
amended by adding a new section
designated as Section 3a, which shall
read as follows:

"Sec. 3a. Suspension of orders
adapting voting machines.

"Whenever, in any county which
has adopted voting machines, two or
more elections required to be con-
ducted by the use of voting machines
are to be held on the same day or
within a period of ten days and the
county does not have a sufficient
number of machines for the conduct
of all such elections in all precincts
for which voting machines have
been adopted, the commissioners
court shall issue an order suspending
for one or more of the elections in ques-
tion its previous order or orders
with respect to all election precincts
for which voting machines have
therefore been adopted, or sus-
pending for one or more of the elec-
tions in question its previous order
or orders with respect to such num-
ber or election precincts as are
necessary to enable the county to
supply machines for such other pre-
cincts and for such other elections
in which the previous orders are not
suspended. In any election for which
use of voting machines is suspended
in all precincts, all voting at the
election, including absentee voting,
shall be conducted by use of paper
ballots. In any election for which
use of voting machines is suspended
in only a part of the precincts, the
election in such precincts shall be
conducted by use of paper ballots, or
by use of voting machines, as the
authority charged with holding the
election shall determine."
suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted. The amendment was adopted without objection.

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

Committee Amendment No. 2 to H. B. 80

Amend H. B. 80 by striking out all above the enacting clause and substituting in lieu thereof the following:

"A BILL
To Be Entitled
An Act amending Section 34 of Article 71 of the Election Code of the State of Texas (Section 71 of Vernon's Texas Election Code), relating to election officers in counties in which elections are conducted by the use of voting machines; changing the provisions relating to the method of appointment and rate of pay of the presiding officer and clerks for each election precinct, and the number of clerks which may be appointed; further amending Article 71 of the Election Code of the State of Texas by adding a new section designated as Section 3a, authorizing the commission­ers court to suspend in whole or in part its previous orders adopting voting machines where two or more elections are to be held on the same day or within a period of ten days and the county does not have a sufficient number of machines for all such elections; making certain provisions in regard to conduct of elections where such previous orders have been suspended; stating the effect of this amendment on Section 3 of Article 81 of the Election Code; providing for severability; and declaring an emergency."

The amendment was adopted.

Mr. James offered the following amendment to the bill:

Amend H. B. 80 by striking out in Section 1 of the bill under Sec. 84 (a) in the first sentence the words: "a", and such additional clerks as in their discretion are necessary for the proper conduct of the election."

Mr. Kilpatrick moved that further consideration of House Bill No. 96 be postponed until 11:00 o'clock a. m. next Monday.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 93 ON SECOND READING

Mr. Moore moved that all the necessary rules be suspended for the purpose of taking up and consider­ing at this time House Bill No. 93.

The motion prevailed by unani­mous consent.

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

"H. B. No. 93, A bill to be entitled "An Act establishing a juvenile board in Runnels County; providing for the Board's powers, duties, and authority; providing for its membership and the compensation to be paid the members; and declaring an emergency.""

The bill was read second time.

Mr. Moore offered the following amendment to the bill:

Amend House Bill No. 93 by striking out Section 3 and appropriately renumbering the remaining sections thereof.

The amendment was adopted without objection.

House Bill No. 93 was then passed to engrossment.

HOUSE BILL NO. 93 ON THIRD READING

Mr. Moore moved that the constitu­tional rule requiring bills to be read on three several days be sus­pended and that House Bill No. 93 be placed on its third reading and final passage.

The motion prevailed by the follow­ing vote:

Yea—122
Adams of Lubbock Andrews
Allen of Titus Bailey
Ballman...
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<th>Nays</th>
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<td>4</td>
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The Speaker then laid House Bill No. 93 before the House on third reading and final passage, and the bill was read third time and was passed by the following vote:

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

<table>
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<tr>
<th>Yeas</th>
<th>Nays</th>
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<td>128</td>
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The Speaker then laid House Bill No. 93 before the House on third reading and final passage, and the bill was read third time and was passed by the following vote:
Mr. McLennan moved that the necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 66.

The motion prevailed by the necessary two-thirds vote.

The Speaker laid before the House, on its second reading and passage to third reading, S. B. No. 66, A bill to be entitled "An Act amending Article 1903, Revised Civil Statutes of Texas, 1925, so as to provide procedure for determining whether or not there shall be nominees for election to the office of joint clerk for the county and district court or nominees for the separate offices of district clerk and county clerk in all counties having a population of less than eight thousand (8,000) according to the last preceding Federal census; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill No. 66 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. Article 1903, Revised Civil Statutes of Texas, 1925, is amended to read as follows:

Art. 1903. In counties having a population of less than eight thousand (8,000), according to the last preceding Federal census, there shall be elected a single clerk who shall perform the duties of the district clerk and the county clerk, unless a majority of the qualified voters of the county who participate in a special election, called by the commissioners court for that purpose, vote to keep the office of county and district clerk separate. The commissioners court may submit to the qualified voters of such counties, at an election held at least thirty (30) days before any regular primary election immediately preceding the expiration of the constitutional term of office of said clerk, the question of whether the offices of district and county clerk shall be separate or joint. The same question may again be submitted immediately prior to the expiration of each subsequent constitutional term of office of the separate clerk. Notice of such special election shall be published in a newspaper of general circulation in the county at least twenty (20) days prior to such election. No special election as provided herein shall prevent any county clerk, district clerk or joint clerk from serving the full term of office to which he was elected.'
Sec. 2. The importance of this legislation and the crowded condition of the calendar in both houses creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted without objection.

A record vote was requested on the passage of Senate Bill No. 66 to third reading.

Senate Bill No. 66 was passed to third reading by the following vote:

Yea.:-74
Adams of Lubbock
Hughes
Adams of Titus
Bailey
Barlow
Barres
Bartram
Boyse
Bridges
Buchanan
Butler
Calwell
Cannon
Carr
Carver
Chapman
Cole of Hunt
Collins
Coy
Carlington
Dawey
Duff, Miss
Dungan
Eckhardt
Ehrle
Ewing
Farrholm
Felder
Foreman
Gibbons
Glass
Green
Guay
Hale
Harding
Harrington
Harmes
Heffner
Hiscox
Nays:-48
Andrews
Blaine
Connell
Cook
Cory
Craft
Crosa
Crum
Cuick
Dew
Dug
Dugan
Dungan
Eckhardt
Ehrle
Ewing
Farrholm
Felder
Foreman
Gibbons
Glass
Green
Guay
Hale
Harding
Harrington
Harmes
Heffner
Hiscox

McGregor
Moore
Mullen
Murray
Nugent
Piggin
Price
Rapp
Ratchiff
Read
Richards
Roberts of Dawson
Ridolph
Ridolph
Simms
Stewart
Stewart
Tumurt
Thurmond
Walker
Ward
Whitfield
Woods

Present:-Not Voting
Allan
Garrison

Absent
Ballman
Berry
Blair
Blair
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Blair

Mr. McLlhany moved to reconsider the vote by which Senate Bill No. 66 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. McLlhany and by unanimous consent of the House, the caption of Senate Bill No. 66 was ordered amended to conform with the body of the bill.

HOUSE BILL NO. 32 ON SECOND READING

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

H. B. No. 32, A bill to be entitled "An Act to provide that no person
who has participated as a voter in a political party may participate in a run-off primary or another political party, amending Art. 13.49 of the Election Code to this effect, and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Strike all below the enacting clause of House Bill No. 32 and substitute the following:

"Section 1. Article 240 of the Penal Code of Texas, 1925, is hereby amended to read as follows:

"Art. 240. Participating in primary elections or conventions of more than one political party.

"It shall be unlawful for any person who has voted in a first primary election of one party to vote or offer to vote in a first primary election of another party held on the same day or to vote in a second or run-off primary election of the other party growing out of and succeeding such first primary election. It shall be unlawful for any person who votes in a convention of one political party to vote or offer to vote in a convention of another political party held on the same day.

"Whoever violates any provision of this Article shall be fined not less than One Hundred Dollars ($100) nor more than Five Hundred Dollars ($500)."

Sec. 2. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Sec. 3. The fact that the present penal code does not adequately describe prohibited participation in more than one political party on the same date or growing out of first primaries held on the same date creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

Mr. Barlow moved that further consideration of House Bill No. 37 be postponed until 10:00 o'clock a.m. next Monday.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 37

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

H. B. 37, A bill to be entitled "An Act establishing the extraterritorial jurisdiction of cities and towns, authorizing the exercise of certain powers by cities and towns in such extraterritorial jurisdiction, and regulating annexation by cities and towns both within and without such extraterritorial jurisdiction; invalidating certain annexations; providing for the disannexation of certain areas annexed by cities and towns after the effective date of this Act under certain conditions; providing cities and towns having conflicting claims over extraterritorial territory may seek a declaration of lawful jurisdiction over same under the Uniform Declaratory Judgments Act; amending Subdivision 2 of Article 1175, Revised Civil Statutes of Texas, 1925; providing that the provisions of this Act shall be cumulative of all laws and parts of laws relating to this subject; providing for severability; providing for exclusion of annexations in litigation; and declaring an emergency."

The bill was read second time.

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

Amend House Bill No. 37 by striking all of Section 9 thereof and substituting in lieu thereof the following:

"a. From and after the effective date of this Act, any city or town annexing a particular area shall within three (3) years of the effective date of such annexation provide or cause to be provided such area with gov-
Mr. Cotten moved that the House adjourn until 11:00 o'clock a.m. next Monday.

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

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

Mr. Richardson moved that the House recess until 11:00 o'clock a.m. next Monday.

Mr. Cotton moved that the House adjourn until 11:00 o'clock a.m. next Monday.

Mr. Fairchild was granted leave of absence for the remainder of the day on account of important business on motion of Mr. Parsons.

LEAVE OF ABSENCE GRANTED

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

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

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

Mr. Richardson moved that the House recess until 11:00 o'clock a.m. next Monday.

Mr. Cotton moved that the House adjourn until 11:00 o'clock a.m. next Monday.

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

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

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

Mr. Richardson moved that the House recess until 11:00 o'clock a.m. next Monday.

Mr. Cotton moved that the House adjourn until 11:00 o'clock a.m. next Monday.

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

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

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

Mr. Richardson moved that the House recess until 11:00 o'clock a.m. next Monday.

Mr. Cotton moved that the House adjourn until 11:00 o'clock a.m. next Monday.

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

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

Mr. Richardson moved that the House recess until 11:00 o'clock a.m. next Monday.

Mr. Cotton moved that the House adjourn until 11:00 o'clock a.m. next Monday.
The motion to adjourn prevailed.

RECORD OF VOTE
Mr. Watson requested to be recorded as voting Nay on the motion to adjourn until 11:00 a.m. next Monday.

The Benediction was offered by the Reverend Clinton Kersley.

In accordance with the motion to adjourn, the House, at 6:18 o'clock p.m., adjourned until 11:00 o'clock a.m. next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

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

- Conservation and Reclamation: S. B. No. 57.
- Counties: H. B. No. 106.
- Game and Fisheries: S. B. No. 61, S. B. No. 25.
- Insurance: H. S. R. No. 96, S. B. No. 25.
- Judiciary: S. B. No. 23, S. B. No. 69.
- Municipal and Private Corporations: S. B. No. 60.
- Rules: H.C.R. No. 10, H.C.R. No. 26, H. R. No. 34.

REPORTS OF THE COMMITTEE ON ENROLL ED BILLS

Austin, Texas, January 24, 1982
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 40, A bill to be entitled "An Act promoting health and safety by regulating construction standards of mobile houses; defining certain terms; providing for establishment of standards, rules and regulations; providing certain exemptions; authorizing the submission of plans, application for registration, inspection of manufacturing plants and mobile houses; requiring the affixing of a seal of approval; providing for reciprocity with other states; designating the State Department of Health as the enforcement agency; providing for the issuance of annual permits and establishing fees therefor; appropriating monies collected to the State Department of Health for expenditure in the enforcement of this Act; authorizing state wide usage of approved mobile houses; providing penalties for violation; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. Wells, Chairman.

Austin, Texas, January 25, 1982
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 23, granted permission to Claude Keeton, Sidney Keeton, Ralph Keeton and Rozelia Zachary to sue the State of Texas and State Highway Commission.

Has carefully compared same and finds it correctly engrossed.

H. G. Wells, Chairman.

Austin, Texas, January 25, 1982
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 55, A bill to be entitled "An Act amending Chapter 26, Acts of the Thirty-ninth Legislature, Regular Session, 1925, codified as Article 7880.75, Vernon's Texas Civil Statutes, so as to provide that lands added to water control and improvement districts shall be subject to certain taxation and assessments so as to pay, pro rata, existing or future indebtedness; validating certain acts
of districts; and declaring an emergency.''

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 25, 1962

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 66, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, to be known as McLennan County Water Control and Improvement District—Bosqueville Hills; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding 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 for exclusions and no hearing on plan of taxation and adopting an ad valorem plan of taxation for the District; 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 McLennan 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 or refunding bonds; providing for exchange of bonds or refunding bonds for property acquired or in payment of contract price for work done or materials or services furnished and providing for price of bonds or refunding bonds in such exchange; providing for bonds and refunding bonds to be approved by Attorney General of Texas and registered by the Comptroller of Public Accounts and providing for negotiability, legality, validity, obligation, and incontestability of the bonds or refunding bonds; making bonds or refunding bonds eligible investments; making inapplicable to the District certain provisions of Article 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 shall bear expense of relocating, raising, or re-routing of any highway, railroad, utility lines, or pipelines made necessary by its exercise of the power of eminent domain; enacting other provisions related to the aforementioned subjects; granting District power to lease or operate, maintain, collect, account to owners of the systems, and related matters; providing for a severability clause; and declaring an emergency.''

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, January 25, 1962

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 81, A bill to be entitled "An Act to amend Section 2, Article 4 of Chapter V of Chapter 57, Acts of the Forty-eighth Legislature, Regular Session, 1949, as amended, codified as Section 2 of Article 654-664, Vernon's Texas Civil Statutes, relating to the conditions upon which State banks may make loans upon security of real estate, so as to liberalize the limitation of percentage of appraised value of 'residential real estate' which may be included in the total 'net bal-
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 30, An Act providing an open season for hunting deer in Eastland County; authorizing the taking of one (1) antlerless deer during the open season in said County; making it unlawful to hunt or take antlerless deer in said County without first obtaining a "doe tag," or to possess the carcass of any antlerless deer killed in or taken from said County without attaching thereto a doe tag; making it unlawful to use in any season more than one (1) doe tag issued under this Act or to use any such doe tag not issued to the user, or to use any such doe tag on more than one (1) antlerless deer; providing for the administration of the doe tags and the disposition of the fees and fines collected thereunder; providing certain exemptions; providing penalties for the violation of any of the provisions of this Act; repealing all laws in conflict herewith; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 39, An Act amending Act amending Section 1 of Chapter 22, Acts of the Fifty-third Legislature, First Called Session, 1964, as amended, to lengthen the open season on deer in that part of Val Verde County lying east of the Pecos River; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1963

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Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1963

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Has carefully compared same and finds it correctly enrolled.
JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1962
Hon. James A. Turman Speaker of
the House of Representatives.

Sir: Your Committee on Enrolled
Bills to whom was referred
H. B. No. 44, An Act making an
appropriation from the General Rev­
enue Fund to the Unemployment
Compensation Clearance Account,
Fund No. 93 6, for the purpose of
reimbursing the Unemployment
Compensation Clearance Account for
warrants voided and d e m o r a n s c e s t r a n s f e r r e d t o t h e c r e d i t of the Gen­
eral Revenue Fund: and declaring
an emergency.

Has carefully compared same and
finds it correctly enrolled.
JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1962
Hon. James A. Turman Speaker of
the House of Representatives.

Sir: Your Committee on Enrolled
Bills to whom was referred
H. B. No. 52, An Act validating
all school districts, including all
types of junior and regional col­
lege districts, together with the
boundaries and names thereof:
validating the creation, abolition,
and conversion of all such school
districts, and all changes in
boundaries in all such school dis­
tricts; validating the annexation of
territory and the divorcement or sep­
aration from municipal control in all
municipally controlled school dis­
tricts; validating all bonds, bond
taxes, maintenance taxes, and bond
assumptions and the elections auth­
orizing same, of and in all school dis­
tricts, including all types of junior
and regional college districts; provid­
ing this Act shall not be construed as
validating any boundary change
made or attempted to be made by
any ex parte order, resolution, or
other act of the board of trustees
of any school district; providing that
this Act shall have no application
to litigation now pending question­
ing the validity of matters hereby
validated, or to proceedings now
pending before the County Boards of
Education, State Commission of Ed­
ucation, or the State Board of Edu­
cation, or to any district which
has heretofore been declared invalid
by certain courts, or to districts
which may have been established
and later returned to original stat­
us, providing such litigation or pro­
ceedings are ultimately determined
against the validity of matters here­
by validated; providing a saving
clause; and declaring an emergency.

Has carefully compared same and
finds it correctly enrolled.
JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1962
Hon. James A. Turman Speaker of
the House of Representatives.

Sir: Your Committee on Enrolled
Bills to whom was referred
H. C. R. No. 7, Granting permis­
sion to E. R. Hinson, et al, to sue
the State of Texas.

Has carefully compared same and
finds it correctly enrolled.
JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1962
Hon. James A. Turman Speaker of
the House of Representatives.

Sir: Your Committee on Enrolled
Bills to whom was referred
H. C. R. No. 8, Providing for
the establishment of an interim
committee to make a study of screw­
worm eradication and to make re­
ports and recommenda­tions to the
Regular Session of the Fifty-eighth
Legislature.

Has carefully compared same and
finds it correctly enrolled.
JAMES V. ADAMS, Chairman.

Austin, Texas, January 25, 1962
Hon. James A. Turman Speaker of
the House of Representatives.

Sir: Your Committee on Enrolled
Bills to whom was referred
H. C. R. No. 11, Granting The
Christian and Missionary Alliance
of the Southwest District permission
to bring suit against the State of
Texas.

Has carefully compared same and
finds it correctly enrolled.
JAMES V. ADAMS, Chairman.
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<th>Date</th>
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<td>H. C. R. No. 12, Granting permission to Sam McCollum, III, to sue the Board of Control and the State of Texas.</td>
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<td>H. C. R. No. 19, Granting permission to Mrs. Annie Lou Stapleton to sue the State of Texas.</td>
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** SENT TO THE GOVERNOR **

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Mr. Kothmann offered the following resolution:

H. S. R. No. 173, In Memory of The Honorable Joe Lee Hensley, Jr.

Whereas, The House of Representatives learns with deep regret of the passing of a beloved and esteemed former Member of the House of Representatives from San Antonio, the Honorable Joe Lee Hensley, Jr., in November, 1961; and

Whereas, Mr. Hensley was a prominent San Antonio attorney and is remembered by the Members of the House of Representatives with whom he served as a conscientious and able Member of the House of Representatives; and

Whereas, Joe Lee Hensley, Jr., was a native of Fort Worth and moved to San Antonio in 1941. He began the practice of law in 1941. Mr. Hensley was at the time of his death practicing law with attorneys Howard Hunt and George Reid. He was elected to the Legislature in 1956; and

Whereas, He entered the service as a private in World War II and rose to the rank of second lieutenant. In San Antonio he was a member of Northwood Presbyterian Church; treasurer of San Antonio Social Welfare Bureau; and chairman of North East Independent School District; and

Whereas, The contributions made by this fine, public-spirited citizen to the betterment of the civic life of his community and State will always be felt by his friends and associates; now, therefore, be it

Resolved, That when the House adjourns this day it do so in memory of the service rendered the State, Nation and City of San Antonio by Joe Lee Hensley, Jr.; and, be it further

Resolved, That copies of this Resolution be sent to his wife, Mrs. Joe Lee Hensley, Jr.; his two sons, James Rogers Hensley and Joe Lee Hensley, III; his father, Joe Lee Hensley, Sr., of Bandera; and his sister, Mrs. Virginia Copeland of Fort Smith, Arkansas, as a token of respect and sympathy.

KOTHMANN,
ALANIZ,
BERRY,
SMITH of Bexar,
BARLOW.

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

Charles Poe

Mr. Grover offered the following resolution:


Whereas, The State of Texas and the City of Houston lost a distinguished citizen in the passing of Charles Poe on September 27, 1961; and

Whereas, Charles Poe was born on May 9, 1884. He is survived by his wife, Mrs. Kate DeMarchi Poe, and by numerous nieces and nephews. He leaves hundreds of friends who had worked with him and served with him through the years of labor's fight to grow and prosper; and

Whereas, He had been a member of Lodge 12 of the International Association of Machinists since 1903; and

Whereas, His service to organized labor in Texas spans those years when labor organizers received little compensation and often suffered the loss of their jobs as well as other physical and economic hardships; and

Whereas, He had moved to Houston in 1908 with his bride whom he married in Vicksburg, Mississippi; and

Whereas, Charles Poe was one of the most beloved and loyal servants of organized labor in Harris County. He became a delegate to the Houston Labor Council in 1909. His life is the story of the growth of organized labor and of its great progress; and

Whereas, He served as Texas Assistant Labor Commissioner and then as Commissioner under Governor Miriam Ferguson in 1933. He served as business agent of Lodge 12 from 1915 until 1937 in Houston. Next he traveled for the Grand Lodge from 1937 until he retired in 1949; and

Whereas, The Texas Legislature wishes to recognize the disciplined mind and the strength and goodness of Charles Poe and to bring his contributions to the attention of the people of Texas; now, therefore, be it

Resolved, That the House of Representatives adjourns this day in memory of Charles Poe and his life of dedicated service to his country and his State through his work with organized labor; and, be it furtber

Resolved, That a page in the House Journal be set aside in respect to him and that a copy of this Resolution be sent to his family with our deep respect.

The resolution was unanimously adopted by a rising vote.