Mr. Collins moved that a Local and Uncontested Bill Calendar be set for next Tuesday, April 11, at 9:00 o'clock a.m.

The motion prevailed.

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

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

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

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

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

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

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

In accordance with the motion to recess the House at 12:12 o'clock p.m., took recess until 10:00 o'clock a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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


REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, March 30, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 29, A bill to be entitled "An Act amending Article 4591, Revised Civil Statutes of Texas, 1925, as last amended by Chapter 205, Acts of the Fifty-fifth Legislature, 1957, and Section 1c of Chapter 230, Acts of the Fiftieth Legislature, 1947, as added by Chapter 16, Acts of the Fifty-fourth Legislature, 1955, and last amended by Chapter 205, Acts of the Fifty-fifth Legislature, 1957, so as to designate May 30 (Memorial Day) a legal holiday in Texas instead of the 12th day of October, and to further provide that said date shall be a legal holiday for banking purposes; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

FORTY-THIRD DAY (Continued)
(Friday, April 7, 1961)

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

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

"Father in Heaven, make us to know today that with Thee we can do all things but without Thee we would be nothing but dust. We are thankful today that Thou hast made all things of the earth under the dominion of man and that through Thy love as shown in Jesus each life is important to Thee. We pray that today Thy righteousness would be important to us. In Jesus' Name.—Amen."

LEAVES OF ABSENCE GRANTED

The following Members were granted leave of absence on account of important business:
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Mr. Berry for today on motion of Mr. Buchanan.

Mr. Cole of Harris for today on motion of Mr. Johnson of Bexar.

Mr. Adams of Titus for today on motion of Mr. Slider.

Mr. Lary for today on motion of Mr. Gibbens.

On motion of Mr. Preston the following were excused on legislative business to conduct a public hearing in the City of Houston on the question of whether or not the University of Houston should become a state-supported institution. This public hearing was set approximately six weeks ago before it was known that the House would be in session on this day:

MESSRS.' BILL PIERATT, H. G. WELLS, SAM F. COLLINS.

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

Mr. Floyd for today on motion of Mr. Grever.

Mr. Leaverton was granted leave of absence for today on account of a death in his family on motion of Mr. Buchanan.

INTRODUCTION OF HOUSE BILL NO. 1065

Mr. Niemeyer asked unanimous consent of the House to introduce at this time and have placed on first reading House Bill No. 1065.

There was no objection offered and it was so ordered.

ADDRESS BY THE HONORABLE MENTON J. MURRAY RELATIVE TO REPORT OF HOUSE GENERAL INVESTIGATING COMMITTEE

Mr. Murray presented the Report of the House General Investigating Committee of the Fifty-sixth Legislature, on local law enforcement in Jefferson County and addressed the House, as follows:

Mr. Speaker and Members of the House:

At long last, the House General Investigating Committee, appointed in accordance with HSR 202 passed by the 56th Legislature, is prepared to report to you and this House its activities, hearings, conclusions, and recommendations pursuant to its investigation of the breakdown of local law enforcement in Jefferson County.

Ours has been a tedious and trying task, you don't deal with human lives or one's bank account without repercussions, and in some cases—reproachments. The silver lining amongst the clouds, however, appears when you see splendid cooperation between State agencies, Rangers, Intelligence Division of the Department of Public Safety, the Auditors Department, and finally our own House employees: the Sergeant-at-Arms Office, Contingent Expense Committee, the Enrolling and Engrossing Room, Calendar Clerk, Printer and copy readers, and the Legislative Council—all combining to carry out the functions of our State Government—in this case, to make local law enforcement once more effective.

To all of those who did assist our committee in any way, we are most grateful.

So that the future historians may know the truth, let our records reflect that the success of this mission, and in light of recent activities on the part of the people and officials of Jefferson County, I feel we are justified in considering our mission successfully accomplished. I repeat, the success of this mission, in a large respect, must be credited to the fine preliminary work done by Representative Tom James and our Chief Counsel, David Witts—Tom and David did a most thorough job rooting out the evidence and should be commended highly for this work. While they carried the brunt of the preliminary work, once the Public Hearings got under way, they were ably assisted by Committeemen John Allen, Charles Baird, and Lloyd Martin.

The running text of this Committee Report was prepared by our Chief Counsel, David Witts. I think you will find it excellent reading. I highly commend it to you. I regret Tom James is not here—I would like to present to you, Mr. Speaker and Members of the House, our Chief Counsel, David Witts—For a job...
well done, David Witts, over and above the call of duty, we say most sincerely THANK YOU.

If I may I would like to recount for you the history of the Jefferson County Investigation. Members of the Department of Public Safety first checked on reports of alleged gambling, prostitution, and liquor law violations. The Committee conducted an “on the scene” investigation for itself and thereafter held Executive Hearings. In these Executive Hearings, a score of individuals were interviewed, and a team of auditors from the State Auditors Office were sent in to examine book records and other financial data.

Convinced that the citizens in Jefferson County needed State assistance, and that the lack of local law enforcement could best be brought home to the citizens by a public hearing and a full disclosure, the House Investigation Committee held public hearings in Beaumont January 4, 5, and 6 of 1961.

A running account of these hearings, together with some actual testimony, is included in this formal report of House Committee activities in Jefferson County.

Following adjournment of our Public Hearings on January 6, 1961, some startling events began to happen:

Sheriff Meyers requested a complete audit of the books of the Sheriff’s Department.

A Citizens Betterment Committee was formed in Port Arthur and a United Citizens for Law Enforcement in Beaumont.

Mulligan was discharged as Chief of Police in Beaumont for failure to enforce the law.

An Assistant County Auditor was fired for failure to carry out instructions.

Elroy Mauldin, Jr., District Supervisor of the Liquor Control Board was transferred.

The Grand Jury indicted Jack Thompson on felony gambling charges.

Indictments were brought back against Sheriff Charles Meyers, Chief of Police Douglas of Port Arthur, a novelty company operator, and two constables.

The First Assistant District Attorney resigned to go into private practice.

James Stafford was suspended as Chief of Detectives in Beaumont.

Suit was filed against Ramie Griffin, District Attorney, from office.

Twenty-five injunction suits were filed against houses of prostitution, five were arrested for operating open saloons, together with four other liquor law violations, and, we are told, the Grand Jury in Jefferson County yet.

Your committee has concluded that crime is largely a local problem. Gambling, book-making, prostitution, narcotics, and liquor traffic are all violations of State laws. In the American tradition, they should be attacked, primarily, at the local level, but failure there requires action at the State level.

Criminal laws are not self-enforcing. When those charged with enforcement are neglectful, then it is that the virus of crime will take root and grow.

As our Report will relate to you, the Public Hearings destroyed the myth that gambling was a small time operation.

At least 20 open saloons were identified. Teen-agers could have bought liquor all over the County. One, 17 year old, made 12 illegal buys in a couple of hours. One large club catering to teen-agers served nothing but mixed drinks.

Liquor laws seemed more honored in the breach than in the observance.

Despite the thunderous disavowals of the then Jefferson County Grand Jury, the Sheriff, the District Attorney, the Chief of Police and Chief of Detectives in Beaumont that there was no narcotic problem there, the Committee found otherwise.

Fifteen known houses of prostitution were identified. Fringe services included open bars. No transient operators were these. Longevity characterized their business history.

Some officials questioned about vice responded with an Alice-in-Wonderland approach. One never heard about it, but maintained the cynical fiction that they were unaware of its nature and extent.

During public hearings Sheriff Meyers read into the record statistics from which he deduced a decrease...
April 7, 1961

in crime in Beaumont. The report just released by the F.B.I. for the year 1960 shows that Beaumont's over-all crime rate rose 22%. This was 8% above the national average for cities of comparable size.

Our Report continues:

Ordinarily unless jolted by some personal experience, citizens don't think much about the existence and influence of organized crime. They don't realize that organized crime can flourish only in a climate of police protection. They don't grasp the full import of what rottenness in public life can do.

By the time the phenomenon of political-criminal corruption is comprehended, their community is debauched, their jobs are jeopardized, their property and their very lives are affected.

Apathy. Bribery. Corruption. These are the A B C's of lawlessness. Decay is the next stage in the alphabetical progression.

The vices were exposed in these hearings. They must depend on citizen apathy and law enforcement corruption. Those are the abuses that threaten the moral, social, physical and economic health of a community. To the extent that citizens are apathetic to vice conditions, they become unwitting partners of crime. Pointedly, these are the offenses that corrupt and destroy self-government.

Our Report concludes:

Jefferson County, like other counties in Texas, is filled with fine citizens. Good people, sound business, the best of schools and churches abound.

But the experience of other communities and of other nations has been, that vice, dutifully attended by its partner, corruption, can and will morally and economically pollute the community until it inevitably degenerates.

The people of Texas have always conquered their own enemies and cured their own ills. This Committee is thoroughly confident that Jefferson County will be no exception.

Mr. Speaker, the House General Investigating Committee of the 56th Legislature, now in its waning hours, respectfully presents to you for this House its official report on the breakdown of local law enforcement in Jefferson County—and wishes you—good reading. Official copies of this Report are on file with the Chief Clerk of the House and with the Texas State Librarian.

MENTON J. MURRAY, Chairman, General Investigating Committee

ADDRESS BY THE HONORABLE
D. ROY HARRINGTON

The following address by Mr. Harrington, addressed to the House on today, was ordered printed in The Journal:

Statement and questions by Mr. D. Roy Harrington to Mr. Murray regarding Investigating Committee's Report on Jefferson County.

"Mr. Murray, the two lines in the last part of your statement which acknowledged that we did have churches, schools and some good people in Jefferson County took some of the fire out of my remarks. Did the Investigating Committee make any investigation in other counties of comparable size to determine if the same conditions existed in, say, Dallas, Houston, San Antonio or other areas?

Since you did not, I think it is unfair that all of the bad things in Jefferson County had to be aired in the State Press, and over television without acknowledgement that Jefferson County has a good record in controlling murders, stabbings, assaults, and other crimes. Understood, I am not criticizing the work done by the investigating committee. I think the committee accomplished a good purpose, and we appreciate their help. However, I want to go on record as stating that I have resided in Jefferson County 36 years, I have raised my children there, and I am acquainted with the good people of Jefferson County and I do not want to let any report go unchallenged that leaves the impression that Jefferson County is not a good place to live, and operate in, by any county of comparable size. Our church people and citizens in general are law abiding and moral people, and it is unfortunate that only the bad things in Jefferson County were brought out in this investigation."
Mr. Glusing moved that the remarks of Mr. Murray, in addressing the House, be printed in the House Journal.

The motion prevailed.

Mr. Wilson of Trinity moved that the remarks of Mr. Harrington, addressed to the House on today, be printed in the House Journal.

The motion prevailed.

**AUTHORIZING CERTAIN CORRECTIONS TO H. B. NO. 7**

Mr. Alaniz asked unanimous consent of the House that the amendment offered by himself and adopted to H. B. No. 7, on April 5, be corrected, as follows:

"Add the words 'of the first paragraph' after the word 'all' and between the word 'of' in line two of the amendment."

There was no objection offered and it was so ordered.

**HUBBLE BILL NO. 289 ON SECOND READING**

The Speaker laid before the House, a special order, on its second reading and passage to engrossment.

H. B. No. 289, A bill to be entitled "An Act to be known and cited as the Legislative Reorganization Act of 1961: providing for the selection, functions, meetings and powers of standing committees in each House; providing for special committees in each House and joint committees of the two Houses; authorizing the administration of oaths; requiring oaths of all witnesses; authorizing process from all witnesses; prohibiting witnesses from refusing to testify and making provisions therefor; providing for contempt of the Legislature and directing prosecutions therefor; providing that false testimony shall constitute perjury and providing penalties; authorizing the payment of fees to witnesses; directing the cooperation of all State Agencies; authorizing staff and expenses for committees; prohibiting appropriation of public money until after such appropriation has been authorized by law: fixing the salary of members of the Legislature at $4,800.00 per year and authorizing per diem and mileage for such members; amending Article 302 and Article 306 of the Penal Code of the State of Texas; repealing Acts 1937, 46th Legislature, page 67, Chapter 41, and all laws or parts of laws in conflict herewith; providing for severability of the several parts of this Act; and declaring an emergency."

The bill was read second time.

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

**Committee Amendment No. 1**

Amend H. B. No. 289 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Short Title. This Act shall be known and cited as the Legislative Reorganization Act of 1961.

Section 2. Purpose. The people of Texas having adopted an amendment to the Constitution in November, 1940, providing for annual salaries to Members of the Legislature, it is the purpose and intent of the Legislature to place its activities on a continuing basis to the end that the responsibilities imposed by law on the Legislature, and on the members thereof, will be conducted on a more efficient basis and, to the extent possible, without regard to the formal sessions of the Legislature. The Legislature feels that the functions of government must be conducted on a full time basis and it is the purpose of this Act to authorize the committees and other instrumentalities of the Legislature to continue their work and carry on their responsibilities with some degree of continuity whether or not the Legislature is convened in formal session.

Section 3. Selection of Officers. Article 5429 of the Revised Civil Statutes of the State of Texas be and the same is hereby amended as hereafter to read as follows:

Article 5429. Selection of Officers. When an election for Speaker shall have been had, the Speaker-elect shall immediately take the Chair, and the House shall proceed to its further organization by choosing the necessary officers, to whom the Speaker shall administer the official oath.
Section 4. Selection of Committees. Each House of the Legislature shall have authority, by adoption of its rules of procedure or by simple resolution, to determine the number, composition, function, membership, and authority of its committees, and the two Houses acting together by concurrent resolution shall have similar authority with respect to committees created jointly by the two Houses. Each House shall have authority to provide for the appointment and/or the retention of members of a committee on a basis of seniority, and should either House by its rules of procedure adopt a seniority system, or a modified seniority system, for its committees, the presiding officer of each House shall be limited in his committee appointments to the filling of vacancies and to such other functions and authority as may be determined by the respective Houses.

Section 5. Function of Standing Committees. Standing Committees of each House of the Legislature shall have and exercise the same powers and responsibilities as are herein granted to standing committees. Subject to such limitations as may be imposed in the resolution creating individual members of the Legislature, but each standing committee shall have full authority and responsibility to seek out problems within its area of jurisdiction, and to develop, formulate, initiate and secure passage of legislative programs which the committee deems desirable in its approach to such problems.

Section 6. Meetings of Standing Committees. To the extent practicable when the Legislature is in session, each standing committee shall conduct regular committee meetings in accordance with the Rules of Procedure and other requirements of its respective House of the Legislature. Each standing committee shall meet at such other times as may be determined by the committee, or as may be called by the Chairman thereof. When the Legislature is not in session, to the extent authorized by the respective Houses by resolution or by the rules of procedure of each House, each committee shall have full power and authority to determine the times and places it shall meet, and in the absence of such determination by the committee itself, the Chairman thereof shall call such committee to meetings at such times and places as the Chairman thereof shall determine. Each committee shall meet as often as necessary to transact effectively the business of such committee. Unless otherwise determined by the committee or the Chairman thereof, all committee meetings shall be held in Austin, but such committee may meet elsewhere within the State of Texas if authorized by resolution or rule of procedure of the House creating such committee and if necessary by the committee or its Chairman for the orderly transaction of its business.

Section 7. Special Committees. Each House of the Legislature shall have authority to create special committees to perform such functions and to exercise such powers and responsibilities as shall be determined in the resolution creating such committee. During the life of a special committee it shall have and exercise the same powers and authority as are herein granted to standing committees, subject to such limitations as may be imposed in the resolution creating
shall have the power to serve and serve by any Peace Officer served by a subpoena and other process issued by the committee, subject to the limitations of law.

Section 8. Administering Oaths. The President of the Senate, the Speaker of the House of Representatives, the Chairman or Acting Chairman of either house of the Legislature, or the Chairman or Acting Chairman of any Joint Committee created by the two Houses, shall have authority and is empowered to administer oaths to all witnesses offering testimony on any matter under consideration. Any member of either House of the Legislature, when circumstances so require, shall have authority and is empowered to administer oaths to all witnesses offering testimony on any matter pending in either House of the Legislature of which he is a member, or any committee thereof.

Section 9. Oath Required. All committees of the Legislature, or of either house thereof, whether standing or special, when created by a single house or by the joint action of both houses, shall require all witnesses to give their testimony under oath, subject to the penalties of perjury as herein provided, unless such oath shall be waived by the committee.

Section 10. Process for Witnesses. Each committee of the Legislature, or of either house thereof, standing or special, when authorized by resolution or by rule of procedure of the house or houses creating such committee, shall have the power and authority to issue process to witnesses at any place in the State of Texas, to compel the attendance of such witnesses, and to compel the production of all books, records, documents and instruments as the committee shall require; and if necessary to obtain compliance with subpoenas and other process issued by the committee, such committees shall have the power to issue writs of attachment. All process issued by a committee may be addressed to and served by any Peace Officer of the State of Texas or any of its political subdivisions or may be served by a Sergeant at Arms appointed by such committee. The Chairman shall issue in the name of the committee such subpoenas and other process as the committee shall determine.

Section 11. Refusal to Testify. No witness is privileged to refuse to testify to any fact or to produce any paper, respecting which he shall be examined by either House of the Legislature, or by any committee of either House, or by any joint committee, upon the ground that his testimony to such fact or his production of such paper may tend to disgrace him or otherwise render him infamous. Any person called upon to testify or to give testimony or to produce papers upon any matter under inquiry before either House or in any committee of either House of the Legislature or in a joint committee of both Houses, who refuses to testify, give testimony or produce papers upon any matter under inquiry upon the grounds that his testimony or the production of such papers would incriminate him, or tend to incriminate him, shall nevertheless be required to testify and to produce papers, at the discretion of such House or such committee, as the case may be, but when so required, over his objections for the reasons above set forth, such person shall not be subject to indictment or prosecution for any transaction, matter or thing concerning which he is truthfully testifies or produces evidence, documentary or otherwise.

Section 12. Contempt of the Legislature. Every person who, having been summoned as a witness by the authority of either House of the Legislature, or by any committee of either House, or by any joint committee of both Houses, to give testimony or produce papers upon any matter under inquiry before either House, or any committee thereof, willfully makes default, or who, having appeared, refuses to answer any question pertinent to the matter under inquiry, or refuses to produce any books, papers, records or documents, as required, when ordered to do so by a committee, or is deemed guilty of a misdemeanor known as Contempt of the Legislature, and on conviction thereof, shall be punished by a fine of not less than $100.00 nor more than $1,000.00 and by imprisonment in jail for not less than 30 days nor more than twelve months.
Section 13. Prosecution for Contempt. Whenever a witness summoned as mentioned in Section 11 hereof fails to appear to testify, or fails to produce any books, papers, records or documents, as required, or whenever any witness so summoned refuses to answer any questions pertinent to the subject under inquiry before either House of the Legislature, or any committee thereof, and the fact of such failure or refusal is reported to either House while the Legislature is in session, or when the Legislature is not in session, a statement of facts constituting such failure is reported to and filed with the President of the Senate or the Speaker of the House, as the case may be, and he shall so certify, the statement of facts aforesaid under the seal of the Senate or the House, as the case may be, to the District Attorney of Travis County, Texas, whose duty it shall be to bring the matter before the Grand Jury for its action, and it shall further be the duty of the said District Attorney to see that any indictment returned by the Grand Jury is prosecuted in the manner prescribed by law.

Section 14. Perjury. Every person agoing as a witness before either House of the Legislature, or any joint committee of the two Houses, and who testifies before such House or such committee, as the case may be, by either written or verbal testimony, and who deliberately and willfully makes a false statement, when such testimony is given under oath or affirmation as authorized by law and as required by such House or such committee, shall be deemed guilty of perjury, and on conviction thereof, shall be punished by imprisonment in the penitentiary not less than two nor more than ten years.

Section 15. Fees to Witnesses. Witnesses attending proceedings of either House of the Legislature, or any committee thereof, under process of such House or such committee, shall be allowed the same mileage and per diem as is allowed witnesses before any Grand Jury in the State of Texas, such mileage and such per diem to be paid from the contingent expense fund of the respective House of the Legislature, or the committee thereof, before whom such proceedings are pending.

Section 16. State Agencies to Cooperate. Each standing committee is hereby authorized and empowered to request the assistance, where needed in the discharge of its duties, of the State Auditor's Department, the Texas Legislative Council, the Texas Department of Public Safety, the Attorney General's Department, and all other state agencies, departments, and offices, and it shall be the duty of such departments, agencies and offices to assist each such Committee when requested to do so. Each Committee shall have the power to inspect the records, documents and files of every department, agency and office of the State, to the extent necessary to the discharge of its duties within the area of its jurisdiction.

Section 17. Committee Staff. Each House of the Legislature is hereby authorized to provide, from its contingent expense fund, for necessary committee clerks, and staff to each Committee created by such House.

Section 18. Expenses of Committee. Members of all committees of either House of the Legislature, or the joint committees of the two Houses, shall be reimbursed for their actual and necessary expenses incurred while engaged in the discharge of its duties within the area of its jurisdiction.

Section 19. Contingent Expenses. Each House of the Legislature is hereby authorized to provide for the contingent expenses of its members for the entire term of office for which they shall have been elected.
Section 20. Compensation of Legislature. Members of the Legislature shall each be paid an annual salary of $4,800.00 per year, such salaries to be paid in equal monthly installments upon warrants drawn by the Comptroller upon the State Treasury. In addition, each member of the Legislature shall receive a per diem of $12.00 per day for each calendar day of each regular session not to exceed 120 calendar days and a per diem of $12.80 per day for each day of each special session not to exceed 30 days in each special session. In addition to the salary and per diem, each member of the Legislature shall be entitled to mileage in going to and returning from the seat of government, which mileage shall be at the rate of $3.50 for every twenty-five miles, the distance to be computed by the nearest and most direct route of travel, from a table of distances prepared by the Comptroller to each county seat now or hereafter to be established; and no member shall be entitled to mileage for any called session that may be called within one day after the adjournment of a regular or a called session.

Section 21. Appropriation Authorization. The Legislature is hereby authorized to appropriate from the Public Treasury such money as may be necessary to pay all salaries, per diem and other expenditures authorized by the provisions of this Act.

Section 22. Definition of Perjury. Article 302 of the Penal Code of the State of Texas, as amended, be and same is hereby amended so as hereafter to read as follows:

Perjury is a false statement, either written or verbal, deliberately and willfully made, relating to something past or present, under the sanction of an oath, or such affirmation as is by law equivalent to an oath, where such oath or affirmation is legally administered, under circumstances in which an oath or affirmation is required by law, or is necessary for the prosecution or defense of any private right, or is necessary for the ends of public justice, or is necessary for the conduct of any official hearing, inquiry, meeting, or investigation by any legislative committee or other instrumentality of government having legal authority to issue process for the attendance of witnesses, whether or not such process was in fact issued.

Section 23. Includ ed in Perjury. Article 306 of the Penal Code of the State of Texas, as amended, be and same is hereby amended so as hereafter to read as follows:

Included in the description of perjury, whether required by law or merely authorized by law, are all oaths or affirmations legally taken (1) in any stage of a judicial proceeding, civil or criminal, in or out of Court, or (2) before a grand jury, or (3) in any stage of a legislative investigation or hearing conducted by either House of the Legislature or conducted by a committee created by either House of the Texas Legislature or conducted by a committee created by joint action of the two Houses, when such House of the Legislature, or such committee or the presiding officer thereof, or the members thereof, are authorized to administer oaths or affirmations, or (4) in any stage of a hearing, inquiry, meeting, or investigation conducted pursuant to law by any governmental agency or instrumentality having legal power to issue process for the attendance of witnesses, whether such process was in fact issued. It shall not be a defense to prosecutions under this article that the oath or affirmation was not required by law to be administered, if the oath or affirmation was in fact administered under circumstances where the administering of such oath or affirmation was authorized by law.

Section 24. Repeal. Acts 1937, 45th Legislature, page 67, Chapter 41, codified as Article 5429a, Vernon's Annotated Civil Statutes of the State of Texas, be and same is hereby repealed; and all other laws or parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

Section 25. Severability. The provisions of this Act shall be severable. Should any section, paragraph, sentence or other part of this Act be declared unconstitutional or void for any reason, such declaration shall not affect the validity of the remaining portions hereof; and the Legislature hereby declares that it would have passed this Act not-
withstanding the omission therefrom of all such portions as may be declared unconstitutional or void.

Section 26. Emergency. The fact that the people of Texas have authorized annual salaries for Members of the Legislature, necessitating the reorganization of the business of the Legislature so as to place it immediately upon a full time basis, and the crowded condition of the calendars of 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, and the Constitutional Rule that bills shall not be effective until ninety days after the adjournment of the Legislature, be suspended, and such Rules are hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

(Mr. Dewey In The Chair)

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

Amend Committee Amendment No. 1 to House Bill No. 289 by adding thereto a new Section to be designated as Section 8 to be added at the end of Section 7, and by renumbering all subsequent Sections, said new Section 8 to read as follows:

"Section 8. General Investigating Committees.

(a) There is hereby created a General Investigating Committee of the Senate and a General Investigating Committee of the House of Representatives. Each committee shall consist of five (5) members. The five (5) Senate members shall be appointed by the President of the Senate who shall also designate a Chairman, and the five (5) Representatives shall be appointed by the Speaker of the House of Representatives who shall also designate a Chairman. All members shall serve for a term beginning with the respective dates of their appointment and ending with the convening of the next Regular Session of the Legislature following their appointment. The five (5) Representatives herebefore appointed by the Speaker of the House of Representatives pursuant to H. S. R. No. 50 shall constitute the House General Investigating Committee for the Fifty-seventh Legislature, and the five (5) Senators to be appointed by the President of the Senate shall constitute the Senate General Investigating Committee for the Fifty-seventh Legislature, and each member of such committee shall serve for a term beginning with the respective dates of their appointment and ending with the convening of the Regular Session of the Fifty-eighth Legislature.

(b) The following provisions shall apply to the General Investigating Committee of the Senate and to the General Investigating Committee of the House of Representatives, as the case may be, each of which is hereinafter referred to as the Committee:

(1) Each committee may begin its work as soon as it desires after its members are appointed. The Committee shall elect from among its members a vice chairman and a secretary. Said Committee shall meet, organize and promulgate the rules and procedure by which it shall function. It shall have full freedom to determine the times and places when and where it shall meet, both during the Regular Session, any Called Sessions, and during any interim between Sessions. Any vacancy on said Committee shall be filled in the same manner as the other members were appointed. The Committee shall have full authority to continue or initiate any and all inquiries and hearings into matters pertaining to the State Government and any agency or subdivision of Government within the State of Texas, the expenditure of public funds at any and all levels of government within the State, and all other matters and things considered by said Committee to be needed for the information of the Legislature or for the welfare and protection of the citizens of the State of Texas.

(2) Each committee shall adopt its own rules of evidence and procedure and such other rules and regulations as may be necessary to govern the hearings and affairs of the Committee. Joint Rules may be adopted for joint hearings of the committees.

(3) The Committee shall keep a record of its proceedings, and it shall have the power to hold such
meetings as it may deem necessary and in any place in the State of Texas. The Committee shall also have power to issue process to witnesses, at any place in the State, to compel their attendance, and the production of all books, records and instruments, to issue attachments where necessary to obtain compliance with subpoenas or other process, which may be addressed to and served by either the Sergeant-at-Arms appointed by the said Committee or by any peace officer of this State; and to cite for contempt, and cause to be prosecuted for contempt, any person disobeying the subpoenas or other process lawfully issued by it in the manner and according to the procedures provided in this Act and by any other provisions of General Law. The Chairman of the Committee shall issue, in the name of the Committee, such subpoenas as a majority of the Committee may direct. The Committee is hereby authorized to request the assistance of the State Auditor’s Department, the Texas Legislative Council, the Department of Public Safety, the Attorney General’s Department and all other State agencies and officers, and it shall be the duty of said departments, agencies and officers to assist the Committee when requested to do so. The Committee shall have the power to inspect the records, documents and files of every division of the State, and to examine into their duties, responsibilities and activities.

(4) Witnesses attending proceedings of said Committee shall be allowed the same mileage and per diem as is allowed witness before any grand jury in this State. Their testimony shall be under oath and subject to the privileges of Article 1389 of Vernon’s Civil Code of the State of Texas.

(5) Three or more members of the Committee shall constitute a quorum for the transaction of business and the Chairman or other presiding officer of the Committee shall have power to administer oaths and affirmations.

(6) The Committee shall have authority to employ and compensate assistants to assist in any investigations, to assist in any audit, and to assist in any legal matters where, for any reason, it is necessary to obtain such services in addition to the services of the State Auditor, the Texas Legislative Council and Attorney General’s Department, and the Department of Public Safety; and it may employ and compensate clerks, stenographers and other employees in order to conduct its investigations and hearings and to make proper records thereof.

(7) The Committee shall make such reports to the members of the Legislature as it may deem necessary and appropriate.

(8) Members of the Committee shall be reimbursed for their actual and necessary expenses incurred while engaged in the work of the Committee and while traveling between their places of residence and the places where meetings of the Committee are held. Compensation of the Committee’s employees, expenses incurred by members of the Committee, and all other expenses of the Committee shall be paid out of any appropriation for mileage and per diem and contingent expenses of the Legislature.

(c) Upon a majority affirmative vote of each Committee, the Committees may conduct hearings and inquiries jointly; otherwise each shall operate severally. Provided, however, that a Committee conduct investigations without the active participation of the other, current liaison will be effected to the Chairman of the Inactive Committee so as to fully inform of the nature and progress of the inquiry. In the event of joint inquiries or investigations the Chairman of the Senate Committee shall be Chairman of the Joint Committee and the Chairman of the House Committee shall be Vice-Chairman. Seven (7) members shall constitute a quorum of a Joint Committee.

Mr. Jamison moved to table the amendment by Mr. Hale to Committee Amendment No. 1.

The motion to table prevailed.

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

Amend Committee Amendment No. 1 to H. B. 289 by adding thereto a new Section 9 to follow the new Section 8 inserted by a prior amend.
April 7, 1961  
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ment, and re-numbering all subsequent sections. Said new Section 9 to read as follows:

Section 9. Membership on Interim Committees.

Section 1 of Chapter 377, Acts of the 53rd Legislature, Regular Session, 1953, (codified as Article 5429e of Vernon's Texas Civil Statutes) is amended to read as follows:

"Section 1. That the membership of any duly appointed Senator or Representative on the Legislative Budget Board or on the Legislative Council, or on any other interim Committee, shall, on the following contingencies, terminate, and the vacancy created thereby shall be immediately filled by appointment for the unexpired term in the same manner as other appointments to the Legislative Budget Board, the Legislative Council, or the other interim committee, as the case may be, are made:

(a) Resignation of such membership;
(b) Cessation of membership in the Legislature for death or any reason."

(Speaker in The Chair)

Mr. Cotten moved to table the amendment by Mr. Hale to Committee Amendment No. 1.

The motion to table was lost.

The amendment to Committee Amendment No. 1 was adopted.

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

Amend Committee Amendment No. 1 by striking out Sec. 20, and re-numbering the succeeding sections.

The amendment was adopted.

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

Amend the Committee Amendment No. 1 to H. B. 289 by deleting the following sentence in Section 4 of said bill reading as follows:

"Each House shall have authority to provide for the appointment and/or the retention of members of a Committee on the basis of seniority, and should either House by its rules of procedure adopt a seniority system, or a modified seniority system, for its Committees, the presiding officer of such House shall thereafter be limited in his Committee appointments to the filling of vacancies and to such other functions and authority as may be determined by the respective Houses."

Mr. Hale moved to table the amendment by Mr. Barlow to Committee Amendment No. 1.

The motion to table was lost.

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

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

Yeas—76

Alanis  Balley  Ballman  Barlow  Barres  Bartram  Blaine  Buchanan  Butler  Caldwell  Cannon  Coussall  Cotten  Cowles  Crews  Curington  Dwyer  Duff, Miss  Eckhardt  Fairchild  Fletcher  Foreman  Garrison  Gibbons  Gladden  Glasing  Green  Grover  Guayy  Harding  Haynes  Healy  Isaac, Miss  James  Jamison  Johnson of Dallas  Johnson of Bexar  Johnson of Bell


Nay—31


A record vote was requested on the amendment by Mr. Barlow.
Mr. Barlow moved to reconsider the vote by which the above amendment offered by himself was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Smith of Jefferson offered the following amendment to Committee Amendment No. 1:

Amend Committee Amendment No. 1, Sec. 12, line 12 by adding after the word "and" the following: 

"/or"

Mr. Hale moved to table the amendment by Mr. Smith of Jefferson to Committee Amendment No. 1.

The motion to table prevailed.

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

Amend Committee Amendment No. 1 to House Bill No. 289 by adding thereto a new Section to be designated as Section 8, to be added at the end of Section 7, and by renumbering all subsequent Sections, said new Section 8 to read as follows:

"Section 8. General Investigating Committees.

(a) There is hereby authorized to be created by Resolution of the respective Houses, a General Investigating Committee of the Senate and a General Investigating Committee of the House of Representatives. Each committee shall consist of five (5) members. The five (5) Senate members shall be appointed by the President of the Senate who shall also designate a Chairman, and the five (5) Representatives shall be appointed by the Speaker of the House of Representatives, who shall also designate a Chairman. All members shall serve for a term beginning with the respective dates of their appointment and ending with the convening of the next Regular Session of the Legislature following their appointment. The five (5) Representatives hereinafter appointed by the Speaker of the House of Representatives pursuant to H. S. R. No. 60 shall constitute the House General Investigating Committee for the Fifty-seventh Legislature, and the five (5) Senators to be appointed by the President of the Senate shall constitute the Senate General Investigating Committee for the Fifty-seventh Legislature, and each member of such committees shall serve for a term beginning with the respective dates of their appointment and ending with the convening of the Regular Session of the Fifty-eighth Legislature.

(b) If such committees hereinabove authorized are created, the following provisions shall apply to the General Investigating Committee of the Senate and to the General Investigating Committee of the House of Representatives, as the case may be, each of which is herein after referred to as the Committee.

Naya--61

Adams of Lubbock McCoppin
Allen of McLennan
Atwell of McLamb
Bass of Martin
Bell of Moore
Bogy of Murray
Bridges of Mutschler
Carriker of Oliver
Chapman of Pearcy
Cole of Hunt of Peeler
Cook of Pippin
Cory of Price
Cowen of Read
dea la Garza of Richards
Dungan of Roberts of Hill
Glass of Roberts of Dawson
Hale of Shannon
Haring of Shipey
Harrington of Slider
Hines of Smith of Jefferson
Hollowell of Springer
Haebner of Stewart
Hughes of Wichita of Thurman
Hughes of Dallas of Tunnell
Jarvis of Watson
Kennard of Wheatley
Korich of Wilson of Potter
Lark of Woods
La Valle of Yenak
Burgess of Absent
Ehrle of Struve
Absents—Excused
Adams of Titus of Lary
Berry of Leaveron
Cole of Harris of Peirati
Collins of Wells
Floyd

Mr. Barlow moved to reconsider the vote by which the above amendment offered by himself was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Smith of Jefferson offered the following amendment to Committee Amendment No. 1:

Amend Committee Amendment No. 1, Sec. 12, line 12 by adding after the word "and" the following: 

"/or"
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"(1) Each committee may begin its work as soon as it desires after its members are appointed. The Committee shall elect from among its members a vice chairman and a secretary. Said Committee shall meet, organize and promulgate the rules and procedure by which it shall function. It shall have full freedom to determine the times and places when and where it shall meet, both during the Regular Session, any Called Sessions, and during any interim between Sessions. Any vacancy on said Committee shall be filled in the same manner as the other members were appointed. The Committee shall have full authority to continue or initiate any and all inquiries and hearings into matters pertaining to the State Government and any agency or subdivision of Government within the State of Texas, the expenditure of public funds at any and all levels of government within the State, and all other matters and things considered by said Committee to be needed for the information of the Legislature or for the welfare and protection of the citizens of the State of Texas. A majority of the Committee shall constitute a quorum.

"(2) Each committee shall adopt its own rules of evidence and procedure and such other rules and regulations as may be necessary to govern the hearings and affairs of the Committee. Joint Rules may be adopted for joint hearings of the committees.

"(3) The Committee shall keep a record of its proceedings, and it shall have the power to hold such meetings as it may deem necessary and at any place in the State of Texas. The Committee shall also have power to issue process to witnesses, at any place in this State, to compel their attendance, and the production of all books, records and instruments, to issue attachments where necessary to obtain compliance with subpoenas or other process, which may be addressed to and served by either the Sergeant-at-Arms appointed by the said Committee, or by any peace officer of this State; and to cite for contempt, and cause to be prosecuted for contempt, anyone disobeying the subpoenas or other process lawfully issued by it in the manner and according to the procedures provided in this Act and by any other provisions of General Law. The Chairman of the Committee shall issue, in the name of the Committee, such subpoenas as a majority of the Committee may direct. The Committee is hereby authorized to request the assistance of the State Auditor's Department, the Texas Legislative Council, the Department of Public Safety, the Attorney General's Department, and said State agencies and officers, and it shall be the duty of said departments, agencies and officers to assist the Committee when requested to do so. The Committee shall have the power to inspect the records, documents and files of every State department, agency and officer, and of all municipal, county or other political subdivisions of the State, and to examine into their duties, responsibilities and activities.

"(4) Witnesses attending proceedings of said Committee under process shall be allowed the same mileage and per diem as is allowed witness before any grand jury in this State. Their testimony shall be under oath and subject to the privileges of Article 1289 of Vernon's Penal Code of the State of Texas.

"(5) Three or more members of the Committee shall constitute a quorum for the transaction of business and the Chairman or other presiding officer of the Committee shall have power to administer oaths and affirmations.

"(6) The Committee shall have authority to employ and compensate assistants to assist in any investigation, to assist in any audit, and to assist in any legal matters where, for any reason, it is necessary to obtain such services. In addition to the services of the State Auditor, the Texas Legislative Council, and the Attorney General's Department, and the Department of Public Safety, and it may employ and compensate clerks, stenographers and other employees in order to conduct its investigations and hearings and to make proper records thereof.

"(7) The Committee shall make such reports to the members of the Legislature as it may deem necessary and appropriate.

"(8) Members of the Committee shall be reimbursed for their actual and necessary expenses incurred...
red while engaged in the work of the Committee and while traveling between their places of residence and the places where meetings of the Committee are held. Compensation of the Committee's employees, expenses incurred by members of the Committee, and all other expenses of the Committee shall be paid out of any appropriation for mileage and per diem and contingent expenses of the Legislature.

"(c) Upon a majority affirmative vote of each Committee, the Committees may conduct hearings and inquiries jointly; otherwise each shall operate severally. Provided, however, should a Committee conduct investigations without the active participation of the other, current liaison will be directed to the Chairman of the Inactive Committee so as to fully inform of the nature and progress of the inquiry. In the event of joint inquiries or investigations the Chairman of the Senate Committee shall be Chairman of the joint Committee and the Chairman of the House Committee shall be Vice-Chairman. Members shall constitute a quorum of a joint Committee.

The amendment was adopted.

Committee Amendment No. 1, as amended, was adopted.

A record vote was requested on the passage of H. B. No. 289 to engrossment.

H. B. No. 289 was passed to engrossment by the following vote:

Yea—112

Adams of Lubbock
Allen
Andrews
Atwell
Bailey
Ballman
Barfield, Mrs.
Barlow
Bartram
Bass
Belt
Blaine
Boyeen
Bridges
Burges
Caldwell
Cannon
Carriker

Gibbens
Gladden
Glass
Glusking
Grover
Guiffy
Hale
Harding
Haynes
Healy
Hinze
Hollowell
Huskey
Hughes
Hughes of Dallas
Huskey
Johnson of Bexar
Jones of Travis
Kilpatrick
Koroth
LaValle
Longoria
McComb
McGregor
McLamb
Markgraf
Martin
Miller
Moore
Mullen
Murphy
Niemeyer
Nugent
Oliver
Parsons

Percy
Peeler
Pettis
Piggin
Price
Quillen
Rapp
Rashid
Read
Richards
Richardson
Roberts of Hill
Roberts of Dawson
Roseon
Schaal
Shannon
Shipley
Sider
Smith of Bexar
Smith of Jefferson
Snell
Springer
Stewart
of Galveston
Stewart
of Wichita
Struve
Thurman
Thurmond
Trevino
Tunnell
Walker
Ward
Wheatley
Whitefield
Wills of Trinity
Wilson of Potter

Nays—21

Barnes
Buchanan
Cook
Cotton
Haring
Johnson of Dallas
Johnson of Bexar
Jones of Bexar
Jones of Dallas
Jones of Galveston
Johnson of Milam
Johnston of Potter
Kennard
Kollar
Latimer

Lewis
McGregor
El Paso
Osborn
Preston
Rosa
Slack
Spear
Watson
Woods
Yeak

Butler
Jamison
Green
Jarvis
Harrington
Siplman

Absent

James

Absent—Excused

Adams of Titus
Berry

Cole of Harris
Collins
Mr. Hale moved to reconsider the vote by which H. B. No. 289 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO PLACE HOUSE BILL NO. 289 ON THIRD READING

Mr. Hale moved that the constitutional rule requiring bills to be read on three separate days be suspended and that House Bill No. 289 be placed on its third reading and final passage.

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

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HOUSE BILL NO. 61 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House as postponed business on its passage to engrossment, H. B. No. 61, relative to setting up health standards for Grade A milk for pasteurization produced outside the State.

The bill was read second time on March 14, considered on March 22 and further consideration was postponed until 11:00 o'clock a.m. April 6.

Mr. Burgess moved that further consideration of House Bill No. 61...
be postponed until 11:00 o'clock a.m., April 20.
The motion prevailed.

REPORT OF THE HOUSE GENERAL INVESTIGATING COMMITTEE
ORDERED NOT PRINTED

By unanimous consent of the House, the report of the House General Investigating Committee was ordered not printed in the House Journal.

SENATE BILLS ON FIRST READING

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

S. B. No. 330 to the Committee on State Affairs.
S. B. No. 273 to the Committee on Judiciary.
S. B. No. 292 to the Committee on Conservation and Reclamation.
S. B. No. 334 to the Committee on Conservation and Reclamation.
S. B. No. 69 to the Committee on Public Health.
S. B. No. 92 to the Committee on Public Health.
S. B. No. 125 to the Committee on State Affairs.
S. B. No. 166 to the Committee on State Affairs.
S. B. No. 239 to the Committee on Oil, Gas and Mining.
S. B. No. 237 to the Committee on State Affairs.
S. B. No. 235 to the Committee on Judicial Districts.
S. B. No. 248 to the Committee on Agriculture.
S. B. No. 267 to the Committee on Criminal Jurisprudence.
S. B. No. 268 to the Committee on Conservation and Reclamation.
S. B. No. 282 to the Committee on Criminal Jurisprudence.
S. B. No. 294 to the Committee on Conservation and Reclamation.
S. B. No. 297 to the Committee on State Affairs.
S. B. No. 303 to the Committee on Conservation and Reclamation.
S. B. No. 304 to the Committee on State Affairs.
S. B. No. 307 to the Committee on Conservation and Reclamation.
S. B. No. 308 to the Committee on Conservation and Reclamation.
S. B. No. 342 to the Committee on Conservation and Reclamation.
S. B. No. 365 to the Committee on Criminal Jurisprudence.
S. B. No. 381 to the Committee on Conservation and Reclamation.
S. B. No. 386 to the Committee on Conservation and Reclamation.
S. B. No. 392 to the Committee on Counties.
S. B. No. 407 to the Committee on Game and Fisheries.
S. B. No. 413 to the Committee on Counties.

SENATE JOINT RESOLUTIONS ON FIRST READING

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

S. J. R. No. 12 to the Committee on State Affairs.
S. J. R. No. 19 to the Committee on Constitutional Amendments.
S. J. R. No. 236 to the Committee on Constitutional Amendments.
S. J. R. No. 248 to the Committee on Agriculture.
S. J. R. No. 267 to the Committee on Criminal Jurisprudence.
S. J. R. No. 268 to the Committee on Conservation and Reclamation.
S. J. R. No. 282 to the Committee on Criminal Jurisprudence.
S. J. R. No. 294 to the Committee on Conservation and Reclamation.
S. J. R. No. 303 to the Committee on Conservation and Reclamation.
S. J. R. No. 304 to the Committee on State Affairs.
S. J. R. No. 307 to the Committee on Conservation and Reclamation.
S. J. R. No. 308 to the Committee on Conservation and Reclamation.
S. J. R. No. 342 to the Committee on Conservation and Reclamation.
S. J. R. No. 365 to the Committee on Criminal Jurisprudence.
S. J. R. No. 381 to the Committee on Conservation and Reclamation.
S. J. R. No. 386 to the Committee on Conservation and Reclamation.
S. J. R. No. 392 to the Committee on Counties.
S. J. R. No. 407 to the Committee on Game and Fisheries.
S. J. R. No. 413 to the Committee on Counties.

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. Craig:

H. B. No. 1059, A bill to be entitled "An Act to create the Farmers Creek Watershed Authority as a conservation and reclamation district in Montague County under the provision of Article XVI, Section 59 of the
Constitution of Texas; describing its metes and bounds; prescribing the duties, powers, functions, and procedures for the district; providing for the incurring of obligations and the methods for the selection of manner for paying such obligations of the district; providing for a governing body and prescribing their duties; adopting certain provisions of the General Law; enacting other provisions required for the functioning of the district; providing a severance clause; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Mrs. Danfield:
H. B. No. 1061, A bill to be entitled "An Act enlarging and extending Fort Bend County Water Control and Improvement District No. 2 and defining the boundaries thereof as enlarged; finding a benefit and public use; providing for calling and holding an assumption of indebtedness election or elections; validating governmental proceedings and acts; authorizing the district to add or annex additional land as provided by law; providing a severability clause; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Mrs. Danfield:
H. B. No. 1062, A bill to be entitled "An Act to amend Section One (1) of Chapter 511, Acts 1955, 54th Legislature, Regular Session, as heretofore amended by Chapter 65, Acts 1957, 55th Legislature, Regular Session, and by Chapter 6, Acts 1959, 56th Legislature, Regular Session; finding a benefit; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Messrs. Smith of Jefferson, Kilpatrick, Oliver, and Harrington:
H. B. No. 1063, A bill to be entitled "An Act enlarging Jefferson County Drainage District No. 6, of Jefferson County, Texas; converting said District as so enlarged to, and creating and establishing said District as a conservation and reclamation district under Section 53, Article XVI, Texas Constitution; providing that the general laws, with exceptions, shall apply to said District and to its Drainage Commissioners; containing provisions relating to, and authorizing the issuance of, bonds of the District, and the assumption of bonds heretofore issued; authorizing the levy and collection of maintenance taxes; granting the right of eminent domain to the District; providing that if a majority vote is cast against the proposition for the levy and collection of a maintenance tax at the election provided for by the Act, this Act shall no longer be effective and the District shall immediately revert to its former boundaries and status as if this Act had not been enacted, and containing other provisions relating thereto; providing a severability clause; containing other provisions relating to the District and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Mr. Snelson: (by request)
H. B. No. 1064, A bill to be entitled "An Act fixing the salaries to be paid certain officials in certain counties; repealing all laws in conflict therewith; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Niemeyer:
H. B. No. 1065, A bill to be entitled "An Act authorizing the Commissioners Courts of the Counties of the 38th Judicial District to supplement the salary of the District Attorney of the 38th Judicial District; and declaring an emergency."

Referred to the Committee on Counties.

RECESS

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

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

Mr. Carricker moved that the House recess until 9:00 o'clock a.m. next Monday.

The motion to recess until 9:00 o'clock a.m. next Monday was lost. The motion to recess until 10:00 o'clock a.m. next Monday prevailed.
The Benediction was offered by the Reverend Clinton Kersey, Chaplain.

In accordance with the motion to recess, the House at 12:40 o'clock p.m. took recess until 10:00 o'clock a.m. next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

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

Conservation and Reclamation: H. B. No. 302 and H. B. No. 634.

Game and Fisheries: H. B. No. 709.

Judiciary: H. B. No. 104.

Livestock and Stock Raising: S. B. No. 196 and S. B. No. 276.


Rules: H. C. R. No. 38.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, April 6, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 56, An Act amending Chapter 245, passed at the Regular Session of the Fifty-third Legislature in 1953, as heretofore amended by Chapter 194, passed at the Regular Session of the Fifty-fourth Legislature in 1955, and by Chapter 204, passed at the Regular Session of the Fifty-fifth Legislature in 1957, all relating to the Canadian River Municipal Water Authority; providing that a majority of the Authority's Board of Directors shall constitute a quorum for the transaction of any and all business; providing that a majority of a quorum present shall be sufficient in all official actions except as otherwise specifically provided; providing that water service charges, rates and penalties may be fixed only by unanimous vote of a quorum present at a regular meeting; providing that after having contracted with the Authority for a water supply, no member city shall be eliminated from the Authority by virtue of failure to call or carry subsequent contract elections; providing for the removal of procedures requiring notice of the Authority's Board of Directors' intent to call bond elections and provisions for member city requests for withdrawal from the Authority upon receipt of notice of its intention to call a bond election; ratifying, confirming and validating (a) the creation of the Canadian River Municipal Water Authority and all proceedings and actions taken in connection with its present organization; (b) the organization of its Board of Directors as from time to time constituted; (c) all acts and proceedings heretofore accomplished by its Board of Directors; (d) all elections heretofore held in the Authority; (e) the authorization and execution of contract between the Authority and the United States dated November 28, 1960; (f) the authorization and establishment of rates for water services to be furnished by the Authority to its constituent cities; and (g) the authorization and execution of contract between the Authority and its constituent cities; providing the Act shall have no application to certain pending litigation; providing a saving clause; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 59, An Act amending Section 2 of Chapter 88, General Laws of the Forty-first Legislature, Second Called Session, 1929, as amended (codified as Article 867½a-2 in Vernon's Texas Civil Statutes), by extending the exemption from registration of farm trailers and farm semi-trailers to include trailers and...
semi-trailers owned by cotton gins and grain elevators and used solely for supplying, without charge, such trailers and semi-trailers to farmers to haul agricultural products from place of production to place of processing, market or storage of such agricultural products; increasing the gross weight of exempt farm trailers or farm semi-trailers to twelve thousand (12,000) pounds; defining the term "gross weight" as used in said Section; and by further amending Chapter 88, General Laws, Forty-first Legislature, Second Called Session, as amended, by the addition of a new Section 2a, providing that all farm trailers used to transport liquid fertilizer, and not exceeding a gross weight of ten thousand (10,000) pounds, and used to transport such fertilizer from the nearest distribution point to place of application, shall be registered in the same manner as is required of other vehicles used on highways of this State, and requiring registration fee for said trailers; defining the term "gross weight" as used in this Section; requiring such trailer to be permanently attached to the chassis, axles and wheels to which attached at time of registration; making it unlawful to operate such trailer without red lights or reflectors and requiring registration under the terms hereof; prohibiting the use of metal tires on said trailers; amending Subsection 3 of Section 132, Uniform Act Regulating Traffic on Highways, by exempting from the provisions of said Subsection any farm trailer or farm semi-trailer operated upon the highways whose gross weight does not exceed twelve thousand (12,000) pounds and defining the term "gross weight" as used in said Subsection; repealing conflicting laws; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred H. J. R. No. 46, proposing an Amendment to the Constitution of Texas by adding to Article III a new Section to be known as Section 49-d authorizing the Texas Water Development Board to acquire and develop storage facilities in reservoirs and to dispose of such storage facilities and water upon such terms as the Legislature shall prescribe; providing for the use of funds received from the disposition of acquired storage and water; providing that any enabling Acts shall not be invalid because of their anticipatory character; prescribing the form of ballot and providing for the necessary proclamation and publication.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 970, An Act validating (a) Nueces County Water Control and Improvement District Number

Sir: Your Committee on Enrolled Bills to whom was referred
H. C. R. No. 7, granting permission to McNeil Griffin to sue the State of Texas and the State Highway Department.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 16, granting permission to Constantino Costella and Sebena Costella to sue the State of Texas and the Texas Highway Department.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 20, directing the Board for Texas State Hospitals and Special Schools to enter into negotiations with the City of Big Spring for a new contract to cover increased demands for water for the Big Spring State Hospital.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 33, granting permission to Frankie LeRoy Davis and Mary Jean Davis to sue the State of Texas and the Texas Highway Department.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 41, granting permission to Annie Mae Allen to sue the State of Texas and the Veterans Land Board.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

Austin, Texas, April 6, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 59, inviting the International Good Neighbor Council to hold the opening session of its XIV Assembly at a Joint Session of the House and Senate on Tuesday, April 11, 1961, at 11:00 a.m.

Has carefully compared same and finds it correctly enrolled.

SHIPLEY, Acting Chairman.

SENT TO GOVERNOR

April 6, 1961

H. B. No. 54.

H. B. No. 59.

H. B. No. 970.

H. J. R. No. 46.

H. C. R. No. 7.

H. C. R. No. 16.

H. C. R. No. 22.

H. C. R. No. 33.

H. C. R. No. 41.

H. C. R. No. 59.

FORTY-THIRD DAY

(Continued)

(Monday, April 10, 1961)

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

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

"Judge not, that ye be not judged. For with what judgment ye judge, ye shall be judged: and with what measure ye mete, it shall be measured to you again. And why behold-