H. B. No. 169, limiting the provisions of this Act to Dimmit, Uvalde and Zavala Counties; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said Counties at any time; to take, kill or trap any fur-bearing animal in said Counties; to take or attempt to take any fresh-water fish or other aquatic life in public waters in said Counties by any means or method; etc.; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 266, An Act amending Article 6696, Revised Civil Statutes of Texas, 1925, to provide fee amounts collected from the inspection of and certificate issuance to public weighers shall be deposited in the State Treasury to the credit of the Special Department of Agriculture Fund, which fees are to be used for administration and enforcement purposes; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 216, An Act amending Section 8 of Chapter 76, Acts of the Forty-third Legislature, First Called Session, 1933, to provide that water supply corporations may deposit funds in State Banks as well as National Banks, or in certain shares or share accounts of Building and Loan Associations and Savings and Loan Associations doing business in Texas; declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 360, An Act amending Chapter 1 of Acts, Fifty-sixth Legislature, Third Called Session, House Bill No. 11, Chapter 12, Articles 12.01, 12.08 and 12.10, providing for simultaneously filing reports and paying the tax on or before May 1st of each year; dispensing with the requirement of filing reports in duplicate; authorizing exchange of information with other states and Federal Government; repealing all laws in conflict; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 224, An Act to amend Section 1 of Chapter 112, page 235, Acts of the Fifty-fifth Legislature, Regular Session, 1957 (compiled as Section 1 of Article 1269 1-2 of Vernon's Texas Civil Statutes), to authorize the Texas State Department of Health to provide planning assistance for political subdivisions and to accept grants therefor under the provisions of the Federal Housing Act of 1954, as amended, or from other sources; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.
The roll of the House was called and the following Members were present:

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Shannon of Potter              |                |
Shanm of Trinity               |                |
Sh Bipley                      |                |
Shack                          |                |
Slidr                          |                |
Smith of Bexar                 |                |
Smith of Jefferson Walker      |                |
Shelby                         |                |
Spear                          |                |
Spelman                       |                |
Springer                       |                |
Stewart                       |                |
Stewart                       |                |
Strate                         |                |
Strake                         |                |

A quorum of the House was announced present.

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

"Heavenly Father, let not the beauty of the day or the glow of good health or our own prosperity deceive us into false reliance on our own strength. Thou hast given us every good thing. Thou hast given us life with whatever talents we possess and the time and the opportunity to use them. May we use them wisely lest they be curtailed or taken away. These things we ask in Christ's Name.—Amen."

**LEAVES OF ABSENCE GRANTED**

The following Member was granted leave of absence on account of important business:

Mr. McGregor of El Paso for today, on motion of Miss Isaacks.

The following Members were granted leaves of absence on account of illness:

- Mr. Floyd for today, on motion of Mr. Miller.
- Mr. Cook for today, on motion of Mr. Oliver.
- Mr. Cowen was granted leave of absence for today on account of a death in his family, on motion of Mr. Curington.

**INTRODUCTION OF HOUSE BILLS**

Mr. Heatly asked unanimous consent of the House to introduce at
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this time and have placed on first reading House Bill No. 1079.

There was no objection offered and it was so ordered.

Mr. Whitfield asked unanimous consent of the House to introduce at this time and have placed on first reading House Bill No. 1079.

There was no objection offered and it was so ordered.

MOTION TO RECOMMEND

H. B. NO. 777

Mr. Healy moved that House Bill No. 777 be recommitted to the Committee on State Affairs.

Mr. Berry moved to table the motion by Mr. Healy.

A record vote was requested on the motion to table.

The motion to table the motion to recommit H. B. No. 777 to the Committee on State Affairs prevailed by the following vote:

Yeas—68

Adams of Titus
Allen
Andrews
Atwell
Barlow
Bartram
Bass
Berry
Bridges
Buchanan
Burgess
Butler
Caldwell
Cannon
Cole of Harris
Cowles
Curtington
de la Garza
Duncan
Dickard
Fairchild
Garrison
Gibbens
Glassing
Gofrey
Hall
Harding
Harington
Hughes
of Grayson
Stuve
Tunnell
Thurmond
Wilson of Trinity
Trevino

Nays—59

Adams of Lubbock
Ainsworth
Ballman
Bandfield, Mrs.
Barlow
Barrett
Blackshear
Boyson
Colin
Collins
Connell
Cory
Cotten
Crain
Duffy
Durst
Ehrie
Foreman
Foreman
Green
Gruner
Grover
Hale
Hallowell
Hansen, Miss
James
James
Jarvis
Jones
Jones
Jones
Jones
Jones
Jones
Jones
Koliba
Korioth
La Valle
Leaverton
Lewis
Longoria
McCoy
McGregor
Markgraf
Miller
Murray
Niemeyer
Nugent
Peeler
Pipkin
Rapp
Read
Richardson
Rosson
Royston
Sales
Spilman
Stewart
Stewart
Stewart
Tyrrell
Udall
Ward
Watson
Wells
White
Whitfield
Winters
Wheeler
Wheatley
Wilcox
Wilson
Wilson
Wilson
Wuellner
of Wichita
of Bexar
of Dallas
of Harris
of Hunt
of Lamar
of McLennan
of Patagonias
of Galveston
of Grayson

Present—Not Voting

Huebner

Absent

Bailey
Barfield, Mrs.
Barnett
Bartlett
Brown
Carr
Chapman
Chambers
Childress
Christensen
Clay
Clayton
Cody
Copeland
Cowen
Cook

Absent—Excused

McGregor
Town
of El Paso

CORRECTION AUTHORIZED IN

H. J. R. NO. 70

Mr. Caldwell asked unanimous consent to correct the ballot statement on H. J. R. No. 70 to conform with the body of the resolution, as follows:
Amend H. J. R. 70 by striking out all of Section 3 and in lieu thereof substituting the following:

"Sec. 3. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of this State at an election to be held on the first Tuesday after the first Monday in November, 1962, at which election all ballots shall have printed thereon the following:

"FOR the Constitutional Amendment authorizing the Legislature to create a hospital district coterminous with the West Columbia, Brazoria, and Damon Independent School Districts and another hospital district to be coterminous with the Sweeny Independent School District, which districts may elect to consolidate subsequent to their organization upon approval by majority vote of the qualified electorate of each district."

"AGAINST the Constitutional Amendment authorizing the Legislature to create a hospital district coterminous with the West Columbia, Brazoria, and Damon Independent School Districts and another hospital district to be coterminous with the Sweeny Independent School District, which districts may elect to consolidate subsequent to their organization upon approval by majority vote of the qualified electorate of each district."

There was no objection offered and it was so ordered.

EXPRESSING APPRECIATION TO CHANCELLOR KONRAD ADENAUER AND VICE-PRESIDENT LYNDON B. JOHNSON

Mr. Longoria offered the following resolution:

H. S. R. No. 522

Whereas, On the 17th day of April, 1961, the Texas Legislature in Joint Session was highly honored to receive in its midst the right Honorable Lyndon B. Johnson, a Native Son, Devoted Statesman, Diplomat, and Vice-President of these United States of America, accompanied by his lovely wife, Lady Bird Johnson, one of Texas' most gracious products; and

Whereas, We were also highly honored by being awarded the distinction of being the only state to receive and welcome one of the greatest of the world's statesmen, one of the greatest bulwarks of freedom known to the world today, to the person of the highly Honorable Chancellor of the Federal Republic of Germany, to wit, Dr. Konrad Adenauer, together with his lovely and gracious daughter and his full staff; and

Whereas, The Legislature was presented addresses from these two great and eminent statesmen, diplomats, and representatives of our free world; now, therefore, be it

Resolved, That we, the House of Representatives, express to these two distinguished statesmen our thanks for honoring us by their presence and wish for them both the maximum of success in their efforts for the free world.

The resolution was adopted.

MEMORIAL RESOLUTIONS ADOPTED

H. S. R. No. 525, By Mr. Bailey: In Memory of Mrs. Virgil L. Fulton.

H. S. R. No. 526, By Mr. Bailey: In Memory of J. M. (Doc) Davis.

CONGRATULATORY RESOLUTIONS ADOPTED

H. S. R. No. 523, By Mr. Schram: To recognize the fourth grade of the 12th Street Elementary School, Taylor, Texas.

H. S. R. No. 524, By Mr. Bailey: Commending Roddy Reynolds.

H. S. R. No. 527, By Mr. Townsend: Commending Mayor Rucker L. Northington.

EXPRESSION OF HOUSE ON CONSIDERATION OF HOUSE BILLS 590 AND 727

Speaker Turman stated that he would let the House decide as to when the House would consider two tax bills reported out of Committee on yesterday and asked the House as to whether it desired to consider the bills after the Senate Calendar had been completed on tomorrow, Thursday, stating that it was simply advisory to the Chair.

The House voted to take up House Bills 590 and 727 at the end of the Senate Calendar on tomorrow.

BILL SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving
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due notice thereof and its caption had been read, the following enrolled bill:  
S. B. No. 39, An Act amending Chapter 1, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, by adding thereto a new Article to be known as Article 1.12; relating to penalties for certain false reports, returns or claims filed with the Comptroller under Title 122A; removing the requirement for oaths, verifications, acknowledgments or affirmations on reports, returns, declarations, claims for refund and other documents filed with the Comptroller under Title 122A; providing for severability; providing that this Act shall be cumulative but shall control over conflicts with other laws; and declaring an emergency.  

SENATE BILL NO. 69 ON SECOND READING  
The Speaker laid before the House on its second reading and passage to third reading, S. B. No. 69, Increasing fees charged for certified copies of records of Registrar of Vital Statistics; and declaring an emergency.  

The bill was read second time.  

Mr. James offered the following amendment to the bill:  
Amendment to S. B. No. 69  
Amend S. B. 69 by striking out the words "for each hour or fraction, at part of an hour of time of search" in Section 1 found on page 1, line 52 of the bill.  

The amendment was adopted.  

S. B. No. 69 was passed to third reading.  

SENATE BILL NO. 69 ON THIRD READING  
Mr. Pipkin moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 69 be placed on its third reading and final passage.  

The motion prevailed by the following vote:  
Year—127  
Adams of Lubbock Alaniz  
Adams of Titus Allen  
Andrews  
Atwell  
Ballman  
Bandfield, Mrs.  
Barlow  
Barres  
Bartram  
Bass  
Bell  
Berry  
Blaize  
Bosgan  
Bridges  
Buchanan  
Burgess  
Butler  
Caldwell  
Cannon  
Chapman  
Cole of Harris  
Cole of Hunt  
Collins  
Connell  
Cory  
Cotton  
Cowles  
Crain  
Crews  
Curington  
de la Garza  
Dewey  
Duff, Miss  
Dungan  
Dunning  
Eckhardt  
Ehrle  
Eckhardt  
Fairchild  
Poleman  
Garrison  
Gibbons  
Gladden  
Glisson  
Green  
Grover  
Guflcy  
Hale  
Harding  
Haring  
Harrington  
Haynes  
Healy  
Hinson  
Holloman  
Hughes  
Hughes of Galveston  
Isaacks, Miss  
James  
Jaminson  
Johnson of Dallas  
Johnson of Bexar  
Johnson of Bell  
Jones of Dallas  
Jones of Travis  
Kemp  
Kilpatrick  
Koliba  
Korten  
Lack  
Lailmer  
Le Valle  
Leaverton  
Lewis  
Longoria  
McCoppin  
McGregor  
McKean  
McLennan  
Mclmhan  
Markgraf  
Martin  
Miller  
Moore  
Mullen  
Murray  
Mutchler  
Niemeyer  
Oliver  
Osborn  
Parsons  
Pearcy  
Peeler  
Petty  
Piersatt  
Pipkin  
Preston  
Price  
Quilliam  
Rapp  
Batchiff  
Read  
Richards  
Larsong  
Roberts of Hill  
Roberts of Dawson  
Ross  
Ronson  
Sandahl  
Schram  
Shannon  
Shipley  
Sluder  
Smith of Bexar  
Smith of Jefferson  
Shuton  
Spear  
Spilman  
Springer  
Stewart  
Stewart of Galveston  
Streve  
Thurman  
Thurmond  
Townsend  
Trevino  
Tunnell  
Walker  
Walker
The Speaker then laid Senate Bill No. 69 before the House on third reading and final passage.

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

**Yeas-136**

Adams of Lubbock
Adams of Titus
Akins
Allen
Andrews
Atwell
Bailey
Ballman
Bansfield, Mrs.
Barlow
Barnes
Bartram
Bass
Bell
Baine
Boyce
Boyesen
Bridges
Buchanan
Burgess
Butler
Caldwell
Canon
Carriker
Chapman
Cole of Harris
Cole of Hunt
Collins
Connelly
Cory
Cotton
Cowles
Crain
Crews
Curington
de la Garza
Dewey
Duff, Miss
Duncan

La Valle
Leaverton
Lewis
Longoria
McCuin
McGregor
McMillan
Markgraf
Martin
Miller
Morse
Mullen
Murray
Mutchler
Niemeyer
Nugent
Oliver
Osborn
Parsons
Peery
Pettit
Pieratti
Preston
Price
Quilliam
Rapp
Read
Richards

**Nays-1**

Yezak

Mr. Pipkin moved to reconsider the vote by which S. B. No. 69 was passed and to table the motion to reconsider.

The motion to table prevailed.

RELATIVE TO H. B. NO. 427

Mr. Pipkin moved that House Bill No. 427 be laid on the table subject to call.

There was no objection offered and it was so ordered.

SENATE BILL NO. 92 ON SECOND READING

The Speaker laid before the House on its second reading and passage to third reading.
April 19, 1961

S. B. No. 92, Authorizing exemption of certain medical equipment from accounting responsibility of State Health Department; and declaring an emergency.

The bill was read second time.

(Mr. Hale In The Chair)

S. B. No. 92 was passed to third reading.

SENATE BILL NO. 92 ON THIRD READING

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

The motion prevailed by the following vote:

Yeas-132
Adams of Lubbock
Fletcher
Adams of Titus
Foreman
Allen
Gibbens
Andrews
Gladden
Atwell
Glass
Bailey
Glasing
Baugh, Mrs.
Green
Barnes
Grover
Bartram
Goffey
Bass
Harding
Bell
Haring
Berry
Harrington
Blaine
Haynes
Boyd
Healy
Bridges
Hinson
Burgess
Hollowell
Butler
Hughes
Caldwell
Hughes of Dallas
Cannon
Haas, Miss
Carriker
James
Carter
Jamison
Cole of Harris
Johnson of Dallas
Cole of Hunt
Johnson of Bell
Collins
Johnson of Bexar
Cook
Jones of Dallas
Cotrell
Jones of Travis
Cotrell
Kilpatrick
Crawford
Koliba
Curran
Korich
da la Garza
Lack
Dewey
Law
Duffy, Miss
Lay
Dungan
Latimer
Richardts
Leaverton
Ehrle
Lewis
Fairchild
Longoria

Mc Coppin
Rosson
McGregor
Sandahl
of McLennan
Schram
McElhany
Shannon
Markgraf
Shippley
Martin
Slack
Miller
Slidell
Moore
Smith of Bexar
Mullen
Smith of Jefferson
Murray
Nelson
Mutchler
Spears
Niemeyer
Spillman
Oliver
Springer
Parsons
Stewart
Pearsall
of Galveston
Peeler
Struve
Petty
Thurman
Pirrotti
Thurmond
Pipkin
Trevino
Preston
Tunnel
Price
Walker
Quinn
Ward
Rapp
Watson
Hatcliff
Wheatley
Read
Whitefield
Richardts
Wilson of Trinity
Richardson
Wilson of Potter
Roberts of Hill
Woods
Roberts of Dawson
Yezak

Nays-3
Curington
Nugent
Jarvis

Present—Not Voting

Barlow
In The Chair

Hale

Absent

Ballman
Stewart
Buchanan
of Wichita
Huebert
Townsend
La Valle
Wells

Goborn

Absent—Excused

Cook
McGregor
Cowen
of El Paso
Floyd

The Chair then laid Senate Bill No. 92 before the House on third reading and final passage.

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

Yeas--136
Adams of Lubbock
Adams of Titus
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<td>Watson</td>
<td>Wilson of Potter</td>
<td>Walls</td>
<td>Walls</td>
<td>Whealdley</td>
<td>Whitfield</td>
<td>In The Chair</td>
<td>Hale</td>
<td>Absent</td>
<td>Berry</td>
<td>Jamison</td>
<td>Cole of Harris</td>
<td>La Vale</td>
<td>Hillson</td>
<td>Stewart</td>
<td>Hollowell</td>
<td>of Wichita</td>
<td>Huebner</td>
<td>Absent—Excused</td>
<td>Cook</td>
<td>McGregor</td>
<td>Cowen</td>
<td>Floyd</td>
<td>RELATIVE TO H. B. NO. 426</td>
<td>Mr. Pipkin moved that House Bill No. 426 be laid on the table subject to call.</td>
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<td>Yeas—131</td>
<td>Adams of Titus</td>
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<td>Alanis</td>
<td>Banfield, Mrs.</td>
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<td>Barber</td>
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April 19, 1961

<table>
<thead>
<tr>
<th>Yeas</th>
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<tbody>
<tr>
<td>Adams of Lubbock Jarvis</td>
<td>-3</td>
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Yeas—133

Nugent

In The Chair

Hale

Absent

Chapman

Read

Cole of Hunt

Stewart

Hinson

of Wichita

Huusner

Walker

Jamaison

Ward

La Valle

Absent—Excused

Cook

McGregor

Cowen

of El Paso

Floyd

The Chair then laid Senate Bill No. 170 before the House on third reading and final passage.

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

In the Chair.

Bell

Berry

Blaine

Boysen

Bridges

Buchanan

Burgess

Butler

Calderon

Cannon

Carriker

Collins

Connell

Cory

Cotten

Cowles

Craik

Cree

Curington

de Ia Garza

Dewey

Duff, Miss

Dungan

Eckhardt

Ehrie

Fairchild

Fletcher

Foreman

Garrison

Gilbess

Glidden

Glass

Ghising

Green

Grover

Guffey

Harding

Hartley

Harrington

Harrison

Harrington

Healy

Hollowell

Hughes

of Grayson

Hutches of Dallas

Isaacks, Miss

James

Johnson of Dallas

Johnson of Bexar

Johnson of Bell

Jones of Dallas

Jones of Travis

Kennard

Kilpatrick

Koliha

Kortch

Lack

Lahaye

Leaverton

Yeak

1 Jour.—40

Adams of Lubbock Jarvis
SENATE BILL NO. 324 ON THIRD READING

Mr. Jarvis moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 324 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yea—119

Adams of Lubbock
Adams of Titus
Isaacks, Miss
Adams of Titus
Allen
Andrews
Johnson of Dallas
Atwell
Johnson of Bell
Bailey
Jones of Dallas
Banfield, Mrs.
Jones of Travis
Barlow
Kearney
Barnes
Kilpatrick
Beard
Kolb
Bell
Lacy
Blalock
Lattimer
Boysen
La Valle
Bridges
Leaverton
Burges
Lewis
Butler
Longoria
Caldwell
McCoplin
Carriker
McGregor
Chapman
of McLennan
Cole of Harris
McLennan
Cole of Houston
Markgraf
Collins
Martin
Connell
Miller
Cory
Moore
Cotten
Mullen
Cowley
Murey
Crews
Mutschler
Curlington
Niemeyer
de la Garza
Oliver
Dewey
Osborn
Duff, Miss
Pearcy
Dungan
Peeler
Eckhardt
Ehrle
Fairchild
Fletcher
Floyd
Foreman
Price
Garrison
Quilliam
Gibbens
Hargrett
Gladden
Glaze
Glass
Glasg
Green
Green
Grover
Roberts of Hill
Harding
Harmon
Haynes
Healy
Hollowell
Hughes of Dallas

SENATE BILL NO. 324 ON SECOND READING

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

S. B. No. 324, To change the term of office of certain junior college trustees, and declaring an emergency. The bill was read second time and was passed to third reading.

Adams of Lubbock
In the Chair

Hale

Abst

Ballman
Huscher
Boyson
Gosborn
Chapman
Fipkin
Crews
Stewart
Harrington
of Wichita
Hislop

Absent—Excused

Cook
McGregor
Cowen
of El Paso
Floyd
April 19, 1961  
**HOUSE JOURNAL** 1251

<table>
<thead>
<tr>
<th>In The Chair</th>
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<tbody>
<tr>
<td>The bill was read third time and was passed.</td>
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<tr>
<td>Mr. Jarvis moved to reconsider the vote by which S. B. No. 324 was passed.</td>
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<tr>
<td>The motion prevailed, S. B. No. 324 was then passed by the following vote:</td>
</tr>
<tr>
<td><strong>Yeas—137</strong></td>
</tr>
<tr>
<td>Adams of Lubbock</td>
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<td>Adams of Titus</td>
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<td>Bankhead, Mrs.</td>
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<tr>
<th>Absent—Excused</th>
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<tr>
<td>Cook</td>
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<td>Harrington</td>
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<td>Huebner</td>
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<td>Jarvis</td>
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<td>Gaffney</td>
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<td>Hughes</td>
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<td>Johnson of Bexar</td>
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<th>Yeas—137</th>
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<td>Adams of Lubbock</td>
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<td>Adams of Titus</td>
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<td>Ballman</td>
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<td>Bankhead, Mrs.</td>
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<td>Johnson of Bexar</td>
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<td>Bailey</td>
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<tr>
<td>Ballman</td>
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<tr>
<td>Bankhead, Mrs.</td>
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SENATE BILL NO. 330 ON SECOND READING
The Chair laid before the House on its second reading and passage to third reading, S. B. No. 330, Creating a Hospital District for Ochiltree County; and declaring an emergency.

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

SENATE BILL NO. 330 ON THIRD READING
Mr. Ballman moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 330 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131
Adams of Lubbock
Adams of Titus
Aladin
Allen
Andrews
Atwell
Bailey
Ballman
Bantefield, Mrs.
Barlow
Barras
Bartram
Bell
Berry
Blalke
Boyesen
Brooks
Buchanan
Burgess
Butler
Caldwell
Cannon
Carriker
Chapman
Cole of Harris

Harding
Harling
Haynes
Healy
Hinson
Hollowell
Hughes
Hughes of Dallas
Hays, Miss
Hollis
Johnson of Dallas
Johnson of Bell
Jones of Dallas
Jones of Travis
Kolpatock
Kolda
Koroth
Lack
La Vallo
LaValter
Lewis
Longoria
McCoppin
McGregor of El Paso
McGregor of El Paso
McGregor of El Paso
McLamb
Markgraf
Martin
Miller
Moore
Mullen
Murray
Mutscher
Niemeyer
Oliver
Osborn
Peeler

Nays—3

In The Chair

Hale

Absent

Cook

Cook of El Paso

Floyd

McGregor of El Paso

Yeak

Nugent

Nugent

Cook

McGregor

McGregor
The Chair then laid Senate Bill No. 330 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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<tr>
<td>Adams of Lubbock</td>
<td>Hollowell</td>
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<tr>
<td>Adams of Titus</td>
<td>Hughes</td>
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<tr>
<td>Alaniz</td>
<td>of Grayson</td>
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<td>Allen</td>
<td>Hughes of Dallas</td>
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<tr>
<td>Andrews</td>
<td>Isakacs, Miss</td>
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<tr>
<td>Atwell</td>
<td>James</td>
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<tr>
<td>Bailey</td>
<td>Jarvis</td>
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<tr>
<td>Ballman</td>
<td>Johnson of Dallas</td>
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<tr>
<td>Bannister, Mrs.</td>
<td>Johnson of Bexar</td>
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<td>Barlow</td>
<td>Johnson of Bell</td>
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<td>Barnes</td>
<td>Jones of Dallas</td>
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<td>Barron</td>
<td>Jones of Travis</td>
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<td>Koliba</td>
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<td>Berry</td>
<td>Koriot</td>
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<td>Blance</td>
<td>Lack</td>
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<td>Boyesen</td>
<td>Larry</td>
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<td>Bridges</td>
<td>Latimer</td>
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<td>Buchanan</td>
<td>La Valle</td>
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<td>Burgess</td>
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<td>Cole of Harris</td>
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<td>Cole of Hunt</td>
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<td>de la Garza</td>
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<td>Oliver</td>
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<td>Dungan</td>
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<td>Eckhardt</td>
<td>Peary</td>
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<td>Fairchild</td>
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<td>Fletcher</td>
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<td>Foreman</td>
<td>Pipkin</td>
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<td>Garrison</td>
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<td>Gibbons</td>
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<td>Roberts of Dawson</td>
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<td>Haynes</td>
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<td>Wells</td>
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<td>Springer</td>
<td>Whitfield</td>
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<td>Stewart</td>
<td>No. 1 Wilson of Trinity</td>
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<td>Stewart</td>
<td>Wilson of Potter</td>
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<td>Stewart</td>
<td>Woods</td>
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<tr>
<td>of Wichita</td>
<td>Yezak</td>
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</tbody>
</table>

In The Chair

Hale

Absent

Chapman

Harrington

Hubbs

Wheeler

Absent—Excused

Cook

McGregor

Cowen

of El Paso

Pfloyd

HOUSE BILL NO. 11 ON PASSAGE TO ENGROSSMENT

The Chair laid the House bill before the House, as unfinished business, on its passage to engrossment.

H. B. No. 11, Relative to creating the University of Houston as a state-supported institution of higher education.

The bill was read second time on yesterday with Committee Amendment No. 1 pending.

RECESS

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

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

Mr. Lewis moved that the House adjourn until 9:00 o'clock a.m. tomorrow.

Mr. Cole of Harris moved that the House recess until 2:00 o'clock p.m. today.

The motion to adjourn until 9:00 o'clock a.m. tomorrow was lost.
The motion to adjourn until 10:00 o'clock a.m. tomorrow was lost.

The motion to recess until 2:00 o'clock p.m. today was lost.

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

In accordance with the motion to recess the House at 12:07 o'clock p.m. to take recess until 2:30 o'clock p.m. today.

AFTERNOON SESSION

The House met at 1:30 o'clock p.m. and was called to order by the Speaker.

LEAVES OF ABSENCE GRANTED

Mr. Kennard was granted leave of absence for this afternoon on account of important business, on motion of Mr. Gladden.

Mr. Oliver was granted leave of absence for this afternoon on account of illness in his family, on motion of Mr. Parsons.

HOUSE BILL NO. 11 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 11. Relative to creating the University of Houston as a state-supported institution of higher education.

The bill was read second time on yesterday, and was taken up on this morning, with Committee Amendment No. 1 pending.

Committee Amendment No. 1 was adopted.

Mr. James moved to lay H. B. No. 11 on the table subject to call. The motion was lost.

H. B. No. 11 was passed to engrossment.

Mr. Cole of Harris moved to reconsider the vote by which H. B. No. 11 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO PLACE HOUSE BILL NO. 11 ON THIRD READING

Mr. Cole of Harris moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 11 be placed on its third reading and final passage.

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

Year—56

Alanis
Allen
Andrews
Atwell
Bailey
Ballman
Banks, Mrs.
Barrow
Bartram
Bass
Bell
Berry
Boyden
Bridges
Caldwell
Cannon
Carr
Carr, Mr.
Cole of Harris
Collins
Connell
Cory
Crews
de la Garza
Eckardt
Ehle
Garrison
Gibbons
Gladden
Glass
Green
Grover
Guffey
Harding
Harrington
Haynes
Haynes
Healy
Hudson
Hudson
Hughes
Hughes
Hughes of Dallas
James
Jemison
Johnson of Brazoria
Johnson of Dallas
Johnson of Dallas
Jones of Dallas
Jones of Travis
Kennard
Kilpatrick
Koliba
Kortch
Lacy
La Valle
Leaverston
Longoria
McCoppin
McGregor
McCullough
Mackey
Mullen
Mullen
Murray
Mutchler
Peary
Peeler
Pierce
Preston
Rapp
Ratcliff
Richardson
Romas
Shannon
Shipley
Smith of Bexar
Smith of Jefferson
Spears
Springer
Stewart
Stewart
of Galveston
Stewart
Stewart
of Wichita
Townsend
Tunell
Walls
Wheatley
Whitfield
Wilson of Trinity
Wilson of Potter
Yes

May—48

Adams of Lubbock
Barrow
Adams of Titus
Blaisdell
Mr. Pipkin (present), who would vote "Nay", with Mr. Floyd (absent) who would vote "Yea."

REASON FOR VOTE

I wish to be recorded as voting "Nay" on the passage to engrossment of H. B. No. 11.

GEORGE T. HINSON.

HOUSE BILL NO. 409 ON FINAL PASSAGE

The provisions of this Act shall not apply if the water is used primarily for poultry or livestock.

Mr. James offered the following amendment to the amendment by Mr. Nugent:

Amend Healthy Amendment to H. B. No. 409 by adding the words "or lawns and shrubbery."
The amendment by Mr. James to the amendment by Mr. Nugent was lost.

The amendment by Mr. Nugent was lost.

Mr. Yezak offered the following amendment to the bill:

Amend House Bill 409 by adding in Section 7 the following:

"The provisions requiring a license for a water well driller under the terms of this Act may be suspended in "drought disaster areas," when declared such by the County Commissioners Court of each County concerned and by proclamation of the Governor of Texas."

The amendment was adopted.

Mr. Thurman offered the following amendment to the bill:

Amend Sub-section C of Sec. 2, line 59 of H. B. 409 by changing the word and number twenty-five ($25) to ten ($10).

The amendment was adopted.

H. B. No. 409 was then passed.

Mr. Adams of Lubbock moved to reconsider the vote by which H. B. 409 was passed and to table the motion to reconsider.

The motion to table prevailed.

REASON FOR VOTE ON H. B. 409

On final passage of H. B. 409 by voice vote—I voted "No" for several reasons—one of which is that I had no requests for such legislation.

YEZAK.

HOUSE BILL NO. 32 ON SECOND READING

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

H. B. No. 28, A bill to be entitled "An Act to amend the subject matter embraced in Section 3, Section 7 and Section 19, of the Texas Unemployment Compensation Act, as amended, (S.B. No. 5, Ch. 482, General and Special Laws of the Forty-fourth Leg. Third Called Session, 1936, as amended), providing for the payment of benefits; and the amount and duration thereof; providing an amended definition of 'wages'; providing for an effective date of this Act and its sections; providing for the repeal of all laws and parts of law in conflict herewith; providing for the severability of provisions; and declaring an emergency."

The bill was read second time.

Mr. Korioth moved that further consideration of House Bill No. 28 be postponed until next Tuesday, April 25, at 9:00 o'clock a.m.

The motion prevailed.

PRAYER BY THE HONORABLE W. S. HEATLY

Speaker Turman stated to the House that the son of the Hon. W. T. Oliver was seriously ill, and recognized the Hon. W. S. Heatly to lead the House in prayer for the son of Mr. Oliver and for Mr. Oliver and his family.

Mr. Heatly then offered the following prayer:

As we come now, thinking of one of our colleagues who has received a message of distress, it is only to our Maker that we can come, Dear Lord we do come to Thee, with bowed heads, asking Thee to help, to guide, and to comfort W. T. Oliver and his beloved wife and all of his boys and girls. We know Thou dost love Thy children even as we love our own. Guide the hands that are directing the care of Tom at this instant. Be with W. T. as he travels to his family. Comfort him and his entire family in this time of sorrow, and God grant him the serenity to accept those things he cannot change, and the courage to change those things he can, and the wisdom to know the difference.—Amen.

Mr. Alaniz moved that the prayer by Mr. Heatly be reduced to writing and printed in the Journal.

The motion prevailed.

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 concerning the payment of aid and compensation to persons who have paid fines or served sentences for crimes of which they are not guilty; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Committee Substitute for H. B. No. 32

Amend House Bill No. 32 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1. Legislative Finding and Statement of Policy. The Legislature finds that the people of Texas by adding to the Constitution of the State of Texas Article III, Section 51 (c), on November 6, 1956, have adopted the policy that persons who have been fined or have served sentences in prison for crimes of which they are not guilty should not bear the loss occasioned by this error, but that the people of the State should provide such persons with aid and compensation to reimburse and compensate them for their losses. It is the purpose of this Act to provide the means whereby such aid and compensation may be obtained by persons so wronged.

Section 2. Claimants Entitled to Aid and Compensation. A person is entitled to the aid and compensation provided by this Act:

(a) if he has paid a fine of not less than One Hundred Dollars ($100) or has served, in whole or in part, a sentence in prison under the laws of this State;
(b) if he pleaded "not guilty" to the charge for which he was convicted and which led to the fine or imprisonment; and
(c) if he is not guilty of the crime for which he was fined or sentenced; and
(d) if he has received a full pardon for the crime and punishment, then for which he was fined or sentenced.

Section 3. Permission to Sue State Granted—Venue—Service. Any person who by verified petition alleges that he is entitled to aid and compensation under this Act may bring suit against the State of Texas to determine whether he is so entitled. This Act grants permission to such persons to sue the State and the State's immunity from suit is hereby waived as to all actions brought under this Act. A person who suits the State under this Act shall bring suit in a court of competent jurisdiction either for the county of his residence at the time such suit is commenced or in a court of competent jurisdiction for Travis County. Service of citation upon the State shall be accomplished by service upon the Attorney General. The Attorney General shall represent the State in any proceeding brought under this Act.

Section 4. Proof Required. In order to obtain a judgment in his favor, a person who brings suit under this Act must establish by a preponderance of the evidence that he is entitled to aid and compensation under this Act and the amount of aid and compensation to which he is entitled. A portion of the evidence presented to establish that the person bringing suit is not guilty of the crime for which he was fined or imprisoned must be evidence which was discovered since his conviction, or evidence relating to circumstances which have arisen since his conviction. The judgment of conviction in the trial which resulted in the fine or imprisonment in question is not a defense on the part of the State to a suit brought under this Act.

Section 5. Admissible Evidence. The record of the trial at which the person bringing suit under this Act was convicted, and the pardon or proclamation, if any, issued to him by the governor are admissible as evidence in a trial brought under this Act as proof of the facts set out therein.

Section 6. Measure of Damages for Aid and Compensation. If the jury, or the judge where the cause is tried before the judge without a jury, finds that the claimant is entitled to aid and compensation, then the jury or the judge, as the case may be, shall assess the claimant's damages at such a sum of money as will fairly and reasonably compensate him:

(a) for the loss of capacity to earn money sustained by him as a prox...
immediate result of the erroneous conviction from the time of the conviction by the trial court and for so long thereafter as the same shall continue;

(b) for the shame, humiliation, embarrassment and disgrace suffered by him as a proximate result of the erroneous conviction from the time of the conviction by the trial court and for so long thereafter as he shall continue to suffer this shame, humiliation, embarrassment and disgrace;

(c) for the physical and mental pain and suffering sustained by him as a proximate result of the erroneous conviction from the time of the conviction by the trial court and for so long thereafter as he shall continue to suffer this pain and suffering;

(d) for all reasonable and necessary medical expenses incurred by him as a proximate result of the erroneous conviction from the time of the conviction by the trial court and for so long thereafter as he shall continue to sustain such medical expenses; and

(e) for all reasonable and necessary expenses incurred by him in defending himself against the charge which resulted in the erroneous conviction, in an appeal from such conviction, and in efforts to procure a pardon or parole.

It is provided, however, that the judge or jury, as the case may be, shall not assess the claimant’s damages under subsection (b) of this Section 6 at an amount greater than Twenty-Five Thousand Dollars ($25,000). It is further provided that the judge or jury, as the case may be, shall not assess the claimant’s damages under subsection (c) of this Section 6 at an amount greater than Twenty-Five Thousand Dollars ($25,000).

Section 7. Survival of Clause of Action. A cause of action arising under this Act shall not abate by reason of the death of the person erroneously fined or imprisoned; but in the case of the death of such person, the cause of action shall survive to and in favor of the surviving husband or wife and the children, but if such person should die leaving no surviving spouse or children, then in favor of the surviving parents.

Section 8. Limitation of Action. Any person claiming aid and compensation under this Act whose claim is based upon a fine paid or a sentence served, in whole or in part, before the effective date of this Act must bring his action within two (2) years after the effective date of this Act or within two (2) years after he discovered or should have discovered the evidence substantiating his innocence. Any person claiming aid and compensation under this Act whose claim is based upon a fine paid or a sentence served, in whole or in part, after the effective date of this Act must bring his action within two (2) years after he paid the fine or after he ceased serving the sentence of imprisonment, or within two (2) years after he discovered or should have discovered the evidence substantiating his innocence.

Section 9. Severability Clause. If any provision of this Act or the application thereof to any person or circumstance is held invalid, this invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared severable.

Section 10. Emergency Clause. The facts stated in Section 1 of this Act create an emergency and case of imperative public necessity; therefore the Constitutional Rule requiring bills to be read on three several days in each House is suspended and this Act shall take effect from and after its passage.

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

Amend Committee Substitute for H. B. No. 32 by adding a new section to be numbered Section 6A, to read as follows:

"Section 6A. Limitations on Attorney’s Fee.

Unless suit is filed no attorney’s fee for representing a claimant under this Act shall exceed an amount equal to 15% of the total recovery in addition to the reasonable expenses incurred by the attorney in the preparation and presentation of the claim. In the event a suit is filed an attorney’s fee for
such representation may be re-
covered in an amount not to ex-
ceed 33 1/3% of the amount re-
covered, such fee to be fixed and
allowed by the trial court in which
such matter may be heard and deter-
mimed."

The amendment by Mr. Bartram
was adopted.

Mr. Adams of Lubbock offered the
following amendment to Committee
Amendment No. 1:

Amend H. B. No. 32 by substit-
uting Section 6 (a) stating the fol-
lowing: "for the loss of capacity
to earn money sustained by him as
a proximate result of the erroneous
conviction, provided the judge or
jury, as the case may be, shall not
assess the claimant's damages for an
amount greater than $25,000."

By adding to Section 6 (a) after
"medical expenses" and before, "and"
the following words: "provided that
the judge or jury, as the case may
be, shall not assess the claimant's
damages for an amount greater than
$5,000."

That the following be added to
Section 6 (d) after the word
"medical"
and before, "and"
the following words:
"provided that the judge or
jury, as the case may be, shall not
assess the claimant's
damages for an amount greater than
$5,000."

The amendment by Mr. Adams of
Lubbock was adopted.

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

H. B. No. 32 was passed to en-
grossment.

HOUSE BILL NO. 32 ON THIRD
READING

Mr. Allen moved that the con-
stitutional rule requiring bills to be
read on three several days be sus-
pended and that House Bill No. 32
be placed on its third reading and
final passage.

The motion prevailed by the fol-
lowing vote:

Year—125

Adams of Lubbock Ballman
Adams of Titus Banfield, Mrs.
Allen Andrews Bailey
Barlow Barons Bartram
Bell Longoria
Berry Mc Coppin
Borson McGregor
Buchanan Mc Guire
Burgess Mc Leod
Cutter of El Paso
Caldwell Mc Nabb
Cannon Markgraf
Carriker Martin
Chapman Miller
Cole of Hunt Moore
Collins Mullen
Cordell Murray
Cotten Nixmyer
Cowles Osborn
Crews Panacca
Curington Peary
Cryer Perrier
Duff, Miss Pipkin
Dungan Preston
Eckhardt Price
Fairchild Quillian
Fletcher Rapp
Foreman Ratcliff
Garrison Richards
Hibbitt Richardson
Gladden Roberts of Hill
Glass Ross
Glusing Rossen
Green Sandahl
Grover Schram
Guyer Shannon
Hale Shipley
Harding Slick
Harrington Slidell
Hayes Smith of Bexar
Healy Smith of Jefferson
Hinson Snelson
Hollowell Spears
Huebner Spilman
Hughes Springer
of Grayson Struve
James Thurman
Jamison Thumond
Johnson of Dallas Twinemd
Johnson of Bexar Trevino
Johnson of Bell Tennell
Jones of Dallas Walker
Jones of Travis Ward
Kilpatrick Wells
Koliba Wheatley
Kortoth Whitefield
Lack Wilson of Trinity
Larry Wilson of Potter
La Valle Woods
Leaverton Yezak

Nays—9

Blatte Isaacia, Miss
Crain Jarvis
Haring Latimer
Mr. Allen moved to reconsider the vote by which H. B. No. 32 was passed and to table the motion to reconsider. The motion to table prevailed.

MESSAGE FROM THE SENATE

Austin, Texas, April 19, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the Conference Committee report on S. B. No. 203 by the following vote:

Yea—129
Nays—5

Mr. Allen moved to reconsider the vote by which H. B. No. 32 was passed and to table the motion to reconsider. The motion to table prevailed.

29 yeas, 0 nays.
Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 186, Relating to award decisions in eminent domain proceedings; and declaring an emergency. (with amendments)

H. B. No. 554, Making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in Borden County at any time; and declaring an emergency.

H. B. No. 595, Relating to hunting, taking, or killing of deer and wild turkey in Throckmorton County; providing penalties; and declaring an emergency.

H. B. No. 751, Relating to the representation of the State by the District Attorney for Borden County in all criminal cases before the County Court of Borden County; providing for supplemental compensation by the Commissioners Court; and declaring an emergency.

Amend Paragraph 1, Section 2 of H. B. No. 29 by striking lines 21 to 25 Inc. of this section and substituting in lieu thereof the following:

2. If a city or town including any home rule city operating under Title 28, Revised Civil Statutes of Texas, 1925, as amended (hereinafter referred to as “City” or “such City”) having a population in excess of three hundred thousand as determined by the last United States census, has acquired a street transportation system pursuant to H. B. No. 386, Acts 1957, 55th Leg., Reg. Sess. Ch. 505, p 1471 prior to the enactment hereof;

Mr. Bell raised a point of order on further consideration of the amendment by Mr. Garrison on the ground that the amendment is not germane to the bill as it makes a local bill out of a general bill.

The Speaker overruled the point of order stating that the House could decide the question by its vote on the amendment.

Mr. Bell moved to table the amendment by Mr. Garrison.

The motion to table was lost.

The amendment by Mr. Garrison was adopted.

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

Amend H. B. No. 29 by adding a new section to be numbered Section 4 to read as follows:

"Section 4. If any provision of this Act, or the application thereof to any person or circumstance shall be declared to be invalid, such invalidity shall not affect any other provision or provisions of this Act, and to this end the provisions of this Act are declared to be severable."

The amendment was adopted.

Question recurring on the motion by Mr. Bell to table H. B. No. 29, yeas and nays were requested.

The motion to table H. B. No 29 was lost by the following vote:

Yeas-59

Adams of Lubbock Allen

Mr. Garrison offered the following amendment to the bill:

Amend Paragraph 1, Section 2 of H. B. No. 29 by striking lines 21 to 25 Inc. of this section and substituting in lieu thereof the following:

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<td>Andrews</td>
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Mr. Guffey (present), who would vote "yea", with Mr. Blaine (absent) who would vote "nay"

A record vote was requested on the passage of H. B. No. 29 to engrossment.

H. B. No. 29 was passed to engrossment by the following vote:

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<td>of Bexar</td>
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<td>Price</td>
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</table>

April 19, 1961

Mr. Markgraf (present), who would vote "yea", with Mr. Read (absent) who would vote "nay".

REASON FOR VOTE

We voted no on House Bill 29 because this bill was changed on the floor of the House from a general bill to a local bill. And further said bill was not published as provided by law.

J. COLLIER ADAMS of Lubbock, BARTRAM, BARNES, PARSONS.

REASON FOR VOTE

I voted for H. B. No. 29 because I feel that city employees should not have the right to strike. H. B. No. 29 provides for this safeguard.

SCOTT BAILEY

HOUSE BILL NO. 34 ON SECOND READING

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

H. B. No. 34, A bill to be entitled "An Act relating to duties of the county health officer amending Article 4427 of the Revised Civil Statutes of Texas, so as to further amplify such duties and provide the right of inspection."

The bill was read second time.

Mr. Harrington offered the following amendment to the bill:

Amend H. B. No. 34 by adding on page one, in line 26, after the word "conditions" the following:

"... as may have been or may hereafter be established by the State Board of Health or by law."

and by adding, after the word "pollution" on page one, in line 29, the following:

"Nothing contained herein shall be construed as giving to the county health officer any rule making powers."

The amendment was adopted.

H. B. No. 34 was passed to engrossment.
HOUSE BILL NO. 44 ON SECOND READING

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

H. B. No. 44, A bill to be entitled "An Act providing for determination, establishment and payment of prevailing scale of wages to all workers who perform labor on public work and for maximum hours of work by all such workers; declaring public policy and purpose of such provisions; defining terms; providing rights of workers on public work; providing duties of Commissioner of Bureau of Labor Statistics to determine prevailing scale of wages and wage area and to administer and enforce provisions of this Act; providing for judicial review of such determinations; creating duties of employers on public work and of public bodies awarding contracts for public work; defining offenses and penalties necessary and incident thereto; providing severability; repealing conflicting laws; and declaring an emergency."

The bill was read second time.

Mr. Springer moved that further consideration of House Bill No. 44 be postponed until next Tuesday, April 25, at 10:30 o'clock a.m.

The motion prevailed.

RELATIVE TO HOUSE BILL NO. 469

Mr. Thurman asked unanimous consent of the House to amend H. B. No. 469 by changing the words and figures "Twenty-five Dollars ($25)" to "Ten Dollars ($10)" wherever they appear in said bill.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 52 ON SECOND READING

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

H. B. No. 52, A bill to be entitled "An Act providing for the issuance of certificates of title on boat motors and prohibiting sale of boat motors in this State after the first sale except through use of the certificates of title issued therefor; placing the administration of the Act in the Texas Highway Department and prescribing procedures for its administration; placing certain duties on county tax collectors; making further provisions relative to liens upon and transfer of title to boat motors; providing for the collection of certain fees; making an appropriation; prescribing offenses; and fixing the effective date of this Act."

The bill was read second time.

Mr. Atwell moved that further consideration of House Bill No. 52 be postponed until next Tuesday, April 25, at 10:00 o'clock a.m.

The motion prevailed.

HOUSE BILL NO. 67 ON SECOND READING

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

H. B. No. 67, A bill to be entitled "An Act amending Article 680 of the Code of Criminal Procedure of Texas, 1925, to provide for alternate jurors in felony cases and for procedure in felony cases when a juror becomes unable or disqualified to continue; and declaring an emergency."

The bill was read second time.

Mr. Miller moved that further consideration of House Bill No. 67 be postponed until May 3, at 11:00 o'clock a.m.

The motion prevailed.

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. 414 to the Committee on Counties.
S. B. No. 197 to the Committee on Judiciary.

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:
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By Mr. Heatly:
H. B. No. 1079, A bill to be entitled
"An Act making it a felony offense
to fraudulently take certain docu-
ments or papers of the Senate and
House of Representatives of Texas
or any committee thereof or certain
corporeal personal property or break
into any room or building containing
certain documents or papers, provid-
ing a penalty, and declaring an
emergency."
Referred to the Committee on
State Affairs.

By Mr. Whitfield:
H. B. No. 1080, A bill to be entitled
"An Act relating to Pension
Systems for
Policemen in certain cities,
amending Section 9 of Chapter 76,
Acts of the Fiftieth Legislature, as
last amended (codified as Section
9 of Article 6243g-1 of Vernon's Tex-
as Civil Statutes), relating to eligible
investments for surplus pension
funds; and declaring an
emergency."
Referred to the Committee on
Municipal and Private Corporations.

RECESS

Mr. Lewis moved that the House recess until 9:30 o'clock a.m. to-
morrow.
Mr. Berry moved that the House adjourn until 9:00 o'clock a.m. to-
morrow.
Mr. Jones of Dallas moved that the House recess until 9:00 o'clock a.m. to-
morrow.
Mr. Koliba moved that the House recess until 8:00 o'clock a.m. to-
morrow.
Mr. Wilson of Potter moved that the House recess until 8:00 o'clock a.m. to-
morrow.

APPENDIX

STANDING COMMITTEE REPORTS

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


Criminal Jurisprudence: S. B. No. 23, S. B. No. 27.


REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 19, 1961

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

Sir: Your Committee on Engrossed Bills to which was referred
H. J. R. No. 16, proposing an Amendment to the Constitution of the State of Texas,
Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Hon. James A. Turman, Speaker of the House of Representatives.
Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 35, granting permission to William Wendell Carroll to sue the State of Texas and the Teacher Retirement System of Texas.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 66, granting permission to Mrs. Carmen Gutierrez to sue the State of Texas and the Texas Highway Department.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 67, granting permission to Raymond Renfro and Stella Renfro to sue the State of Texas and the State Highway Department.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, April 18, 1961

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

Sir: Your committee on Engrossed Bills to whom was referred H. C. R. 78, congratulating Captain Joe B. Jordan. The Speaker laid before the House on its second reading and passage to third reading, S. B. No. 26, Authorizing student union fee at East Texas State College; and declaring an emergency.

The bill was read second time.

Mr. Cole of Hunt moved that further consideration of Senate Bill No. 26 be postponed until 9:00 o'clock a.m., April 26.

The motion prevailed.