May 25, 1961  HOUSE JOURNAL  2491

S. J. R. No. 9 to the Committee on Constitutional Amendments.

MOTION TO INTRODUCE A HOUSE JOINT RESOLUTION

Mr. Stewart of Galveston asked unanimous consent of the House to introduce this time and have placed on first reading, a House Joint Resolution.

There was objection offered.

Mr. Stewart of Galveston then moved to introduce this time and have placed on first reading a House Joint Resolution.

The motion was lost, not receiving the necessary four-fifths vote.

RECESS

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

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

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

Mr. Springer moved that the House recess until 9:30 o'clock a.m. tomorrow.

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

The motion to recess until 9:30 o'clock p.m. today was lost.

The motion to recess until 9:30 o'clock a.m. tomorrow was lost.

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

The Benediction was offered by the Honorable James M. Cotten, as follows:

"Father, bless us as we leave our labors of today. Bring us back safely on tomorrow. In Christ's Name we pray.—Amen."

In accordance with the motion to recess, the House at 12:51 o'clock p.m. took recess until 10:00 o'clock a.m. tomorrow.
with intent to murder; and declaring an emergency.

H. B. No. 373, Providing for the appointment of a stenographer by District Attorneys in certain judicial districts; and declaring an emergency. (with amendments)

H. B. No. 415, Regulating the tax, ins, transporting, and selling of minnows in Zavala County; and declaring an emergency.

H. B. No. 909, Relating to fishing with nets and seines in certain East Texas counties; and declaring an emergency.

H. B. No. 527, Providing annual salary of $16,500 for District Attorneys of certain counties; and declaring an emergency.

H. B. No. 568, Increasing the salaries of Commissioners of Drainage Districts covered by Article 515b, 50th Legislature; and declaring an emergency. (with amendments)

H. B. No. 618, Providing for additional notice in certain oil and gas hearings before the Railroad Commission; and declaring an emergency.

H. B. No. 687, Giving the Game and Fish Commission regulatory authority over wildlife resources in Walker County; and declaring an emergency.

H. B. No. 706, Relating to fees which county clerk and clerks of county courts shall receive for their services in certain counties; and declaring an emergency.

H. B. No. 733, Permitting certain incapacitated persons to hunt from vehicles upon certain conditions; and declaring an emergency.

H. B. No. 818, Providing that consolidated trust debentures issued by the Federal Intermediate Credit Bank and by the Bank for Cooperatives are lawful investments for fiduciary and trust funds; and declaring an emergency.

H. B. No. 923, Creating the Kerr County (Centerpoint) Water Control and Improvement District; and declaring an emergency.

H. B. No. 1044, Providing that members and employees of State Board of Insurance shall be subject to the same code of ethics and standards of conduct as members and employees of other State regulatory agencies; and declaring an emergency.

H. B. No. 1044, Authorizing the Commissioners Court of certain counties to fix the salaries of the deputies, clerks and assistants of any district, county or precinct officer; and declaring an emergency.

H. B. No. 1098, Fixing compensation for district and criminal district judges in certain counties; and declaring an emergency.

H. B. No. 1097, Relating to the open season for deer in Upshur and Wood Counties; and declaring an emergency.

H. B. No. 1102, Creating the Hull Fresh Water Supply District; and declaring an emergency.

H. B. No. 1106, Creating the Brown County Water Control and Improvement District-Holiday Hills; and declaring an emergency.

H. B. No. 1108, Creating regulatory authority over wildlife resources in Menard County to the Texas Game and Fish Commission.

H. B. No. 778, Relating to the capital stock of a domestic insurance company; and declaring an emergency.

H. B. No. 815, Relating to the taking of minnows and rough fish; and declaring an emergency.

H. B. No. 1023, Creating the Wichita County Hospital District; providing for an election on the subject; and declaring an emergency.

H. B. No. 1059, Relating to salaries of District Attorney and assistants in 41st Judicial District; and declaring an emergency. (with amendments)

H. B. No. 1084, Fixing the salaries to be paid certain officials in certain counties; and declaring an emergency.

H. B. No. 1047, Relating to the appointment by the court of interpreters for any person who is deaf or a deaf mute, in criminal prosecutions and cases in which such person may be committed to a mental institu-
H. B. No. 1076, Fixing the salaries to be paid certain officials in certain counties; and declaring an emergency.

H. B. No. 1081, Regulating the hunting, taking, or killing of wild turkey gobblers in Austin County; and declaring an emergency.

H. B. No. 1110, Creating "Escandon Watershed District"; and declaring an emergency.

H. B. No. 129, Removing the necessity to notarize claims for motor fuel tax refund; and declaring an emergency. (with amendments)

H. B. No. 288, Fixing minimum and maximum salary of official shorthand reporter for the 18th Judicial District; and declaring an emergency.

H. B. No. 436, Providing that jury determination of child custody may not be contravened by judgment of the court upon granting a divorce; and declaring an emergency.

H. B. No. 630, Enabling certain navigation districts to enact ordinances, rules, and regulations for the purpose of protecting their properties and promoting health; and declaring an emergency.

H. B. No. 650, Relating to registration of commercial vehicles used exclusively for disaster relief; and declaring an emergency. (with amendments)

H. B. No. 471, Providing for registration and protection of trademarks and service marks; and declaring an emergency. (with amendments)

H. B. No. 511, Authorizing the Governor to convey certain lands for the maintenance of public roads and highways in Orange County; and declaring an emergency.

H. B. No. 249, Amending Men's Compensation Laws by providing that liability of association for funeral benefits shall not exceed $500; and declaring an emergency.

H. B. No. 541, Selling certain State-owned submerged land to the City of Seadrift; and declaring an emergency. (with Amendments)

H. B. No. 324, Relating to motor vehicles furnished sheriffs and their deputies by counties; and declaring an emergency. (with Amendments)

H. B. No. 640, Relating to the taking and transportation of minerals in Ellis County; and declaring an emergency.
H. B. No. 665, Relating to legal rate of publication of notices, citations, etc., in newspapers; and declaring an emergency.

H. B. No. 671, Confirming and validating sale of certain submerged and unsubmerged land in the “Cayo Del Oso” to the City of Corpus Christi; and declaring an emergency.

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

CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

In accordance with a previous motion, the House proceeded to the consideration of local and uncontested bills.

SENATE BILL NO. 67 ON SECOND READING

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

S. B. No. 67, To permit contributions by employers to premiums for contracts insuring their employees; and declaring an emergency.

The bill was read second time.

Mr. Cotton offered the following amendment to the bill:

Amend S. B. No. 67 by changing the period on line 48 to a semi-colon and adding the following:

“provided, however, no state funds shall be used to procure such contracts, nor shall any state funds be used to pay premiums under said contracts of insurance.”

The amendment was adopted.

Senate Bill No. 67 was then passed to third reading.

SENATE BILL NO. 80 ON SECOND READING

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

S. B. No. 80, Authorizing Incentive Aid Payments to certain independent school districts; specifying the conditions for such incentive payments, and making other provisions relating thereto, containing a severability clause; and declaring an emergency.

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

SENATE BILL NO. 81 ON SECOND READING

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

S. B. No. 81, Providing for certification of Engineers-In-Training; and declaring an emergency.

(Mr. Collins in the Chair) The bill was read second time and was passed to third reading.

SENATE BILL NO. 115 ON SECOND READING

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

S. B. No. 115, Amending Sec. 92, H. B. No. 6, 56th Legislature, Mental Health Code, Art. 5647-92, VACB, allocating fees for applications for and licensing of private mental hospitals to expenses of administration of Mental Health Code by State Department of Health.

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

SENATE BILL NO. 152 ON SECOND READING

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

S. B. No. 152, Relating to petit juries in counties using the jury wheel, amending Article 2101, R. C.S. of Texas, 1919.

The bill was read second time.

Mr. Barlow offered the following amendment to the bill:

Amend S. B. No. 152 by striking quoted paragraph 4 of Section 1 of said bill and substituting in lieu thereof the following:

“4. Provided, however, that in any county of this state having a population in excess of nine hundred
thousand (900,000) according to the last preceding or any future United States census, it shall be permissible, after having been approved by a majority of the judges for the district courts of any such county, to draw from said jury wheel two separate jury panels for the week; one of which said jury panels for the week shall be drawn and be in attendance upon those criminal district courts and county courts which have a criminal docket, and the other said jury panel for the week shall be drawn and be in attendance upon those courts which have a civil docket."

The amendment was adopted.

S. B. No. 152 was passed to third reading.

SENATE BILL NO. 153 ON SECOND READING

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

S. B. No. 153, Relating to petit juries in counties using the jury wheel, amending Art. 2102, R. C. S.

The bill was read second time.

Amend S. B. No. 153 by striking all of Section 1 of said bill and substituting in lieu thereof the following:

"Section 1. Article 2102 of the Revised Civil Statutes of Texas, 1925, is hereby amended to read as follows:

"The Commissioners Court of each such county shall set apart for the use and convenience of said general panel or panels some room or rooms or place or places in or near to the court house, which shall be comfortably furnished and fitted up for them to stay when not required for actual jury service. Said quarters shall be occupied by said panel or panels when not in service and they shall remain in or conveniently near thereto so as to be at all times subject to duty in any court in accordance with the preceding Article when called for, without delaying the proceedings of such court. The sheriff shall assign one of his deputies to look after said panel, call them when needed by the judges, provide for their wants and to have general custody and control of them when not in actual service."

The amendment was adopted.

S. B. No. 153 was passed to third reading.

SENATE BILL NO. 156 ON SECOND READING

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

S. B. No. 156, Amending Art. 7322, R. C. S., of Texas, relating to attorney's fees in suits for delinquent taxes; and declaring an emergency.

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

SENATE BILL NO. 225 ON SECOND READING

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

S. B. No. 225, Regarding exemption from taxation of property owned by a church and used as a dwelling place for the ministry; and declaring an emergency.

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

SENATE BILL NO. 234 ON SECOND READING

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

S. B. No. 234, To provide for inclusion of military duty in World War I in calculating retirement benefits; and declaring an emergency.

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

SENATE BILL NO. 249 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading.
S. B. No. 249, Making unlawful the stealing of dogs; and declaring an emergency.

The bill was read second time.

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

Committee Amendment No. 1

Amend S. B. No. 249 by striking all above the enacting clause and inserting the following in lieu thereof:

Section 1. Whoever shall steal any dog shall, upon conviction thereof, be guilty of a misdemeanor and shall be confined in jail for not more than one (1) year or shall be fined not more than Five Hundred Dollars ($500) or by both such jail sentence and fine.

Sec. 2. The fact that the stealing of dogs in this State has become almost a business, with many valuable pets, and working dogs stolen and sold each year, and even mongrel dogs, beloved pets of children, not being overlooked by the thieves, and the further fact that present laws governing penalties for theft of personal property require that such property have monetary value, thereby allowing many thieves of dogs to escape without penalty, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

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

Amend Committee Amendment No. 1 to S. B. No. 249 by striking (1) year on line 29 and substituting in lieu thereof the following "(6) six months" and by striking Five Hundred Dollars ($500) on line 29 and substituting in lieu thereof the following, "Two Hundred Dollars ($200)."

The amendment was adopted.

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

Amend S. B. No. 249, by adding the words "or domestic cat" after the word "dog" on line 27 of S. B. No. 249.

Mr. Bailey moved to table the amendment by Mr. Townsend.

The motion to table prevailed.

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

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

Committee Amendment No. 2

Amend S. B. No. 249 by striking all above the enacting clause and inserting the following in lieu thereof:

"A BILL
To Be Entitled
An Act making unlawful the stealing of any dog; making such offense a misdemeanor and prescribing punishment therefor; and declaring an emergency."

The amendment was adopted.

S. B. No. 249 was passed to third reading.

SENATE BILL NO. 267 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading, S. B. No. 267, Regarding penalty for taking and carrying away of merchantable timber of value less than $100.00; and declaring an emergency.

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

SENATE BILL NO. 276 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading, S. B. No. 276, Authorizing county board of certain school districts to contain same territory contained in any city assumed or controlled school district; and declaring an emergency.

The bill was read second time and was passed to third reading.
SENATE BILL NO. 278 ON SECOND READING

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

SENATE BILL NO. 278, Amending Chapter 1 of House Bill No. 11, Article 20.01, Subsection b, Acts of 1959, 56th Texas Legislature, 3rd Called Session, defining "Component part"; repealing all laws or parts of laws in conflict therewith; and declaring an emergency.

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

SENATE BILL NO. 279 ON SECOND READING

The bill was read second time.

Mr. Glusing offered the following amendment to the bill:

Amend S. B. No. 279, Section 1, by inserting after the words "performing their duty shall" and before the words "be payable one-half", the following words, to-wit:

"not exceed the sum of two thousand ($2,000) dollars and shall."

The amendment was adopted.

S. B. No. 279 was passed to third reading.

COMMITTEE MEETING

Mr. McLoughlin asked unanimous consent of the House that the Committee on Agriculture be permitted to meet at this time.

There was no objection offered.

SENATE BILL NO. 352 ON SECOND READING

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

S. B. No. 352, Relating to over-time pay and hours of female employees in banks; and declaring an emergency.

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

SENATE BILL NO. 366 ON SECOND READING

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill No. 366 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. Any person who shall willfully refuse to immediately relinquish a party line when such line is needed for an emergency call to a fire department, or police department, or for medical aid or ambulance service, after having been informed that the line is needed for such emergency call, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than Twenty-five Dollars ($25) nor more than Five Hundred Dollars ($500), or shall be confined in the county jail for not more than one month, or both such fine and confinement.

Sec. 2. Any person who shall secure the use of a party line by falsely stating that such line is needed for an emergency call to a fire department or police station or for medical aid or ambulance service shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than Twenty-five Dollars ($25) nor more than Five Hundred Dollars ($500), or shall be confined in the county jail for not more than one month, or both such fine and confinement.

Sec. 3. 'Party line' as used in this section means a subscriber's telephone circuit, consisting of two (2) or more main telephone stations connected therewith, each station with a distinctive ring or telephone number. 'Emergency' as used in this
section, means a situation in which property or human life are in jeopardy and the prompt summoning of aid is essential.

Sec. 4. Every telephone directory hereafter distributed to the members of the general public in this State or in any portion thereof which lists the calling numbers of telephones of any telephone exchange located in this State shall contain a notice which explains the offense provided for in Sections 1 and 2 of this Act, such notice to be printed in type which is not smaller than the smallest type on the same page and to be preceded by the word "warning" printed in type at least as large as the largest type on the same page; provided, that the provisions of this section shall not apply to those directories distributed solely for business advertising purposes, commonly known as classified directories, nor to any telephone directory heretofore printed or distributed to the general public. Once each year there must be enclosed in each telephone bill mailed to persons using party line telephones a notice of substance of the provisions of Sections 1 and 2 of this Act. Any person, firm or corporation providing telephone service which distributes or causes to be distributed in this State copies of a telephone directory which is subject to the provisions of this section and from which the notice herein provided is willfully omitted or who willfully fails to enclose the notice required to be enclosed in bills by this section shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than Twenty-five Dollars ($25) nor more than Five Hundred Dollars ($500).

Sec. 5. The importance of this legislation and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

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

Committee Amendment No. 1

Amend Senate Bill No. 366 by striking all above the enacting clause and substituting in lieu thereof the following:

"A BILL
To Be Entitled
A Bill Making It a misdemeanor to maliciously obstruct emergency telephone calls, to secure the use of a party line by falsely claiming an emergency; providing penalties; and declaring an emergency."

The amendment was adopted.

S. B. No. 366 was passed to third reading.

SENATE BILL NO. 576 ON SECOND READING

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

S. B. No. 576, Amending Liquefied Petroleum Gas Code, removing certain salesmen from licensing provisions; and declaring an emergency.

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

SENATE BILL NO. 366 ON SECOND READING

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

S. B. No. 366, Relating to filing fee for candidates for all State-wide elections; and declaring an emergency.

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

SENATE BILL NO. 434 ON SECOND READING

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

S. B. No. 434, Requiring deposit of $250.00 to accompany petitions to Board of Water Commissioners for organization of water districts; and declaring an emergency.

The bill was read second time and was passed to third reading.
SENATE BILL NO. 428 ON SECOND READING

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

S. B. No. 428, Requiring governing boards of institutions of collegiate rank to follow rules of Commission on Higher Education respecting non-resident student fees; and declaring an emergency.

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

SENATE BILL NO. 437 ON SECOND READING

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

S. B. No. 437, Authorizing use of voting machine for absentee voting for school trustees in counties where voting machines have been adopted; and declaring an emergency.

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

SENATE BILL NO. 444 ON SECOND READING

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

S. B. No. 444, Authorizing Board of Engineers to make study of water-bearing formations and sources of underground water supply; and declaring an emergency.

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

SENATE BILL NO. 447 ON SECOND READING

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

S. B. No. 447, Relating to filing and docketing of cases in County Criminal Court of Tarrant County and County Criminal Court No. 1 of Tarrant County; and declaring an emergency.

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

SENATE BILL NO. 452 ON SECOND READING

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

S. B. No. 452, Changing the qualifications of certain members of the Finance Commission; and declaring an emergency.

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

SENATE BILL NO. 453 ON SECOND READING

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

S. B. No. 453, Granting authority to the State Department of Health to approve additional methods of disinfectant to be maintained in public swimming pools; and declaring an emergency.

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

SENATE BILL NO. 461 ON SECOND READING

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

S. B. No. 461, Relating to recording of subdivision plat in certain counties; and declaring an emergency.

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

SENATE BILL NO. 464 ON SECOND READING

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

S. B. No. 464, Authorizing an independent school district heretofore created by special law to select its own school depository and its own assessor and collector of taxes; and declaring an emergency.

The bill was read second time and was passed to third reading.
The Chair laid before the House on its second reading and passage to third reading, S. B. No. 465, Repealing Chapter 192, Acts of the 55th Legislature which provides for appointment of an assistant district attorney for district attorneys of 42nd and 104th Judicial Districts; and declaring an emergency.

The amendment was adopted. S. B. No. 385 was passed to third reading.

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 708, A bill to be entitled "An Act relating to fees charged by the Texas Game and Fish Commission; and declaring an emergency." The bill was read second time.

Mr. Jarvis offered the following amendment to the bill:

Amend H. B. No. 708, by adding a new paragraph at the end of Section 2 of said bill which shall read as follows:

"The provisions of this Act shall only apply to counties whose population is over five hundred thousand (500,000) according to the last Federal Census."

The amendment was adopted.

Mr. Mutschler offered the following amendment to the bill:

Amend H. B. No. 708 by striking out Section 2 of said bill and renumbering the remaining sections to conform.

The amendment was adopted. House Bill No. 708 was then passed to engrossment.

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 763, A bill to be entitled "An Act amending Article 1170, Revised Civil Statutes of Texas, 1925, pertaining to submission to the qualified voters of a Home Rule City of amendments to an existing charter of such city; repealing Article 1171, Revised Civil Statutes of Texas; and declaring an emergency."

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

Mr. Ballman asked unanimous consent of the House that the Committee on Revenue and Taxation be permitted to meet at this time.

There was no objection offered.
The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 759, A bill to be entitled “An Act to provide that no State agency or any political subdivision of the State shall deny employment to elderly job applicants solely because of their age, provided the applicant's attained age does not exceed sixty-five (65) years; providing a penalty; and declaring an emergency.”

The bill was read second time.

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

Committee Amendment No. 1
Amend H. B. No. 759 by striking out all of Section 1 and substituting therefor the following:

“Section 1. No agencies which collectively constitute the government of the State of Texas or any of the political subdivisions of the State of Texas shall establish a maximum age of ineligibility for employment less than sixty-five (65) years. This requirement shall in no way interfere with other qualifications established as necessary conditions of employment. The provisions of this Act shall not be applicable to the following types of jobs: law enforcement, firemen, prison guards.”

The amendment was adopted.

House Bill No. 759 was then passed to engrossment.

H. B. No. 899, A bill to be entitled “An Act to amend Article 424 of the Code of Criminal Procedure of Texas of 1925, so as to permit a forfeiture of the recognizance, bail bond, or current money of the United States, in lieu thereof, of a defendant who fails to appear on the day set for a pre-trial hearing on pleadings and motions or any subsequent date

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

H. B. No. 899, A bill to be entitled “An Act amending Section 1 of Chapter 298, Acts of the 50th Legislature, Regular Session, 1947, codified as Article 307B, Vernon’s Texas Civil Statutes, to provide for the inclusion of all law schools situated within this State which are on the approved list of the Supreme Court of Texas, and declaring an emergency.”

The bill was read second time.

Mr. Martin offered the following amendment to the bill:

Amend H. B. No. 899 by striking the “one (1)” on line 24 and inserting in lieu thereof the following:

“Two (2).”

The amendment was adopted.

House Bill No. 899 was then passed to engrossment.

MESSAGE FROM THE SENATE

Austin, Texas, May 25, 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 refused to concur in House Amendments to S. J. R. No. 12 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

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

Senators: Martin, Moffett, Hardeman, Aikin, Creighton.

The Senate concurred in House amendments to S. B. 268 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has
refused to concur in House Amendments to Senate Bill No. 210 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

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

Senators: Martin, Alkin, Moffett, Karen, Roberts.

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

H. C. B. No. 116, Congratulating the Honorable Tom L. McCullough on his 92nd birthday.

H. B. No. 167, Providing that all cases to be heard by Boards of Adjustment will always be heard by a minimum number of four members; and declaring an emergency.

H. B. No. 168, Empowering certain political subdivisions to create a joint airport zoning board; and declaring an emergency.

H. B. No. 165, Making proof by either party to a civil suit of the existence of, or alongside any public thoroughfare of any traffic control device prima facie proof that such device had been lawfully installed by competent authority at the place of its location; and declaring an emergency.

H. B. No. 207, To establish the County Criminal Court No. 4 of Dallas County, Texas; and declaring an emergency.

H. B. No. 262, To provide that the term merchandise in the Bulk Sales Law shall be construed as including, but not limited to, meat and other edible foods furnished to restaurants, cafes and cafeterias; and declaring an emergency.

H. B. No. 432, Validating Calhoun County Drainage District No. 11; and declaring an emergency. (with amendments)

H. B. No. 593, Authorizing the State Parks Board to enter into lease agreements with local units of government under certain conditions; and declaring an emergency.

H. B. No. 600, Creating a Conservation and Reclamation District under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as Angleton Municipal Utility District; and declaring an emergency.

H. B. No. 616, Providing certain additional employees of the Probate Court of Tarrant County; and declaring an emergency. (with amendments)

H. B. No. 678, Relating to the operation of vending stands on State property by blind persons; and declaring an emergency.

H. B. No. 755, Providing for the sale of certain land to the City of Texas City; and declaring an emergency. (with amendments)

H. B. No. 758, Fixing the salaries of certain county officers of all counties having a population of not less than thirteen thousand, three hundred and eighty and not more than thirteen thousand, seven hundred; and declaring an emergency.

H. B. No. 860, Creating the “Red River Authority of Texas”; and declaring an emergency.

H. B. No. 912, Raising the maximum fees that may be retained by justices of the peace in certain counties; and declaring an emergency. (with amendments)

H. B. No. 913, To provide that antlerless deer shall not be hunted or taken without the written permission of certain persons; and declaring an emergency.

H. B. No. 975, Relating to the territory contained in the Matome Municipal Water Supply District; and declaring an emergency.

H. B. No. 1004, Providing additional compensation for the County Judge of Tarrant County for his service as a member of the Juvenile Board; and declaring an emergency. (with amendments)

H. B. No. 1017, Applying to certain incorporated cities and towns located on the coast of the Gulf of Mexico, owning and operating port facilities; and declaring an emergency.

H. B. No. 1026, Relating to certain cities bordering upon the Gulf of Mexico; and declaring an emergency. (with amendments)
H. B. No. 702, To provide for the exclusion of certain lands from Water Control and Improvement Districts; and declaring an emergency.

H. B. No. 712, Amending Chapter 7, Title 12, Penal Code, pertaining to dentists and narcotic drugs; and declaring an emergency.

H. B. No. 819, Placing wildlife resources of Harrison County under Game and Fish Commission; and declaring an emergency.

H. B. No. 838, Amending Section 17, 19 (A) and 21 of Title 36, Article 5421m, R.C.S., relating to the Veterans Land Program; and declaring an emergency.

H. B. No. 840, Providing the maximum salary for stenographers for county Judges in certain counties; and declaring an emergency. (with amendments)

H. B. No. 951, Defining the word "person"; and declaring an emergency.

H. B. No. 972, Validating Nueces County Drainage and Conservation District Number 2; and declaring an emergency.

H. B. No. 1037, Providing for the sale of certain surveyed unsold school land to the City of Dodson, in the County of Collingsworth; and declaring an emergency.

H. B. No. 1045, Placing wildlife resources of certain northeast portions of Matagorda Island under regulatory authority of the Game and Fish Commission; and declaring an emergency.

H. B. No. 1084, Closing the open season for hunting wild buck deer, wild turkey gobblers and collared peccary or javelina in Justice Precinct No. 1 in Kenedy County; and declaring an emergency. (with amendments)

H. B. No. 1085, Providing an open season for hunting, taking, or killing quail in Jim Hogg County; and declaring an emergency.

H. B. No. 1088, Authorizing the Board of Directors of A&M College of Texas to convey certain land; and declaring an emergency. (with amendments)

H. B. No. 1092, Placing wildlife resources of Webb County under the regulatory authority of the Game and Fish Commission; and declaring an emergency.

H. B. No. 1098, Providing higher compensation for county officials of certain counties; and declaring an emergency.

H. B. No. 1114, Authorizing City of Corpus Christi to lease certain submerged lands to any person, firm or corporation owning land adjacent to such lands; and declaring an emergency.

H. B. No. 1115, Relating to Hospital District co-extensive with Commissioners Precinct No. 4 of Comanche County; and declaring an emergency.

H. B. No. 1119, Validating the establishment and boundaries of Fannin County Water Control and Improvement District No. 3 (Lower Bois d'Arc Water District); and declaring an emergency.

H. B. No. 115, Relating to the appointment of official shorthand reporters for the District Courts of the 70th and 161st Judicial Districts of Ector County, Texas; and declaring an emergency.

H. B. No. 1217, Relating to the appointment of official shorthand reporters for the District Courts of the 38th Judicial District and the Second 38th Judicial District to supplement the salary of the District Attorneys of the 38th Judicial District and the Second 38th Judicial District; and declaring an emergency.

H. B. No. 141, To amend Articles 2.05 and 10.04 of the Texas Non-Profit Corporation Act; and declaring an emergency.

H. B. No. 1695, Authorizing the Commissioners Courts of the Counties of the 38th Judicial District and the Second 38th Judicial District to supplement the salary of the District Attorneys of the 38th Judicial District and the Second 38th Judicial District; and declaring an emergency.

H. B. No. 1071, Authorizing Tarrant County Water Control and Improvement District No. 1 to provide for and administer a retirement, dis-
H. B. No. 1075. Providing for the sale of certain surveyed unsold school land to the City of Dadelon; and declaring an emergency. (With Amendments)

H. B. No. 1080. Relating to Pension Systems for policemen in certain cities; and declaring an emergency.

H. B. No. 1103. Fixing the minimum and maximum salaries of certain officials in all counties of this State having a population of not less than nine hundred thousand nor more than one million; and declaring an emergency. (with amendments)

H. B. No. 1109. Issuing of bonds in certain cities for airport purposes; and as investments for certain funds; and declaring an emergency. (with amendments)

H. B. No. 1126. Excluding certain described lands from Hidalgo County Water Improvement District No. 2; and declaring an emergency.

H. B. No. 1131, Applicable to all cities contained in any county which has, in conjunction with an adjoining county, created a Joint Board of Park Commissioners; and declaring an emergency.

S. B. No. 52, Relating to management, control and disposition by a married woman of her separate property; and declaring an emergency.

S. B. No. 474, Making bonds issued by cities of $175,000 or more for airport purposes eligible as security for public funds and as investments for certain funds; and declaring an emergency.

S. B. No. 477, Authorizing certain counties to issue certificates of indebtedness for paying current operating expenses; and declaring an emergency.

S. B. No. 478, Authorizing certain Gulf Coast cities to construct port improvements; and declaring an emergency.

B. C. R. No. 57, Granting permission to Harold E. Kousnovski, Herbert J. Geiser, and Joseph Homochichi to use the State.

B. C. R. No. 73, Do it resolved by the Senate of Texas the House of Representatives concurring, that the joint rules be and they are hereby suspended to allow Senate Bill No. 132 to be considered by either House at any time.

H. C. R. No. 2, Memorializing Congress as to the adoption of House Joint Resolution No. 2, 31st Congress, First Session, known as the Housett-Lodge Amendment to the United States Constitution. (amended)

H. C. R. No. 94, Granting permission to Mr. C. Roy Davis, Mabel Lipcombe and husband, S. W. Lipcombe, Nell DeLodder and husband, George DeLodder, and Doris McCar, a fema sole, to sue the State of Texas. (amended)

H. C. R. No. 101, Granting permission to the Solar Construction and Engineering Company to use the State of Texas, the State Highway Engineer, and the State Highway Commission.

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

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

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

B. B. No. 42, "An Act regulating the sale and manufacture of foods, drugs, devices and cosmetics for the protection of public health in the State of Texas, defining adulteration and misbranding, repealing the following articles of the Revised Civil Statutes of Texas, Articles 4470, 4471, 4472 and 4473; repealing the following articles of the Penal Code of Texas, Articles 701, 702, 708, 709 and 717; and all other laws in conflict herewith; providing for appeals and trials de novo; defining certain authority of the Commissioner-
er of Health, prescribing penalties; and declaring an emergency.

S. B. No. 73, "An Act providing for Medical Assistance on behalf of recipients of public assistance; defining terms; designating the State Department of Public Welfare to administer the program; to cooperate with the Department of Health Education, and Welfare and to accept and expend moneys from the Federal Government; providing the requirements for receiving Medical Assistance; authorizing the Department to adopt rules and regulations for administering the program; authorizing the Department to determine the method of administration of Medical Assistance by establishing a direct vendor payment program administered by the Department and/or by an insurance plan or hospital service plan and/or a medical service plan authorized to do business in Texas; authorizing the Department to prorate claims if necessary; prohibiting the payment of Medical Assistance to or on behalf of persons hospitalized in Federal or State institutions; etc., and declaring an emergency."

S. B. No. 238, "An Act amending Section 1 of Chapter 427, Acts of the 54th Legislature, Regular Session, 1955, as last amended, which is codified as Section 2 of Articles 29a, Vernon's Texas Civil Statutes, so as to provide higher compensation for county officials of certain counties with low population and high assessed values for tax purposes; and declaring an emergency."

S. B. No. 258, "An Act authorizing the Board of Directors of Texas Southern University for and on behalf of Texas Southern University, Houston, Texas, to acquire by purchase, exchange or otherwise, tracts of land in Harris County, Texas contiguous and/or adjacent to the campus of Texas Southern University when deemed necessary by the Board of Directors; and declaring an emergency."

S. B. No. 349, "An Act amending Chapter 156, Acts of the Fortieth Legislature, Regular Session, 1927, as amended, (codified as Article 200a, V.T.C.S.) by adding a section designated as Sec. 2a, providing for the calling of annual and other meet-

ings of the Presiding Judges of the Administrative Judicial Districts by the Chief Justice of the Supreme Court of Texas and providing for their expenses; outlining the purposes and objectives of such meetings; providing for the designation and assignment of district judges for service in other administrative Judicial Districts by the Chief Justice under certain conditions, etc., and declaring an emergency."

H. B. No. 645, "An Act relating to legal rule of publication in newspapers; amending Article 23 of the Revised Civil Statutes of Texas of 1925, as amended, to establish rates to be charged by newspapers for such publication; repealing all laws in conflict; and declaring an emergency."

S. B. No. 465, "An Act amending Chapter 197, Acts of the 54th Legislature, Regular Session, 1957, so as to add Keller Bay and Cox Bay to certain waters closed to netting; and declaring an emergency."

S. J. R. No. 35, Proposing an amendment to Section 49-b, Article III of the Constitution of Texas, permitting the resale of lands of the Veterans Land Fund remaining unsold after having been first offered for sale to veterans.

S. C. R. No. 42, Granting Nueces County permission to sue the State.

S. C. R. No. 58, Granting an easement to City of Austin for electric transmission and distribution line purposes.
H. B. No. 1099, A bill to be entitled "An Act authorizing political subdivisions to provide for Workmen's Compensation insurance for employees; defining words and phrases; providing jurisdiction, powers, duties and administration; and declaring an emergency."

The bill was read second time.

Mr. Adams of Lubbock offered the following amendment to the bill:

Amend H. B. No. 1099 by striking on line 84 the words "district board" and add therein the words "Governing Body of the Political Subdivision."

The amendment was adopted.

House Bill No. 1099 was then passed to engrossment.

HOUSE BILL NO. 1105 ON SECOND READING

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

H. B. No. 1105, A bill to be entitled "An Act authorizing political subdivisions to provide for Workmen's Compensation insurance for employees; defining words and phrases; providing jurisdiction, powers, duties and administration; and declaring an emergency."

The bill was read second time.

Mr. Speare offered the following amendment to the bill:

Amend House Bill 1105 by adding thereto a new section to be numbered as Section 3(a), which shall read as follows:

Section 3(a) This Act shall not apply to any law concerning firemen or policemen in this State. All laws concerning firemen or policemen, or both, including all laws concerning wages, hours, vacations, holidays, retirement, pensions, working conditions, civil service benefits and protection, for firemen or policemen, or both, are expressly excluded from the effect of any provision contained in this Act.

The amendment was adopted.

House Bill No. 1105 was then passed to engrossment.

INTRODUCTION OF GUESTS

The Chair recognized the Honorable Tom James of Dallas County who introduced the following guests of the Dallas Representatives, who were seated in the South Gallery:

Sabrina Lia of Formosa, daughter of Chang Kai-shek, General Lia; and Paul Papathanasou of Greece.

HOUSE BILL NO. 1117 ON SECOND READING

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

H. B. No. 1117, A bill to be entitled "An Act fixing the date for any reclassification under any law requiring reclassification based on the Federal Decennial Population Census establishing a moratorium for reclassification of certain laws according to the 1950 Federal Census; providing the mode for suspension of the moratorium; providing compilation of certain statutes affected by each decennial census by the Legislative Council; and declaring an emergency."

The bill was read second time.

Mr. Speare offered the following amendment to the bill:

Amend House Bill 1117 by adding thereto a new section to be numbered as Section 3(a), which shall read as follows:

Section 3(a) This Act shall not apply to any law concerning firemen or policemen in this State. All laws concerning firemen or policemen, or both, including all laws concerning wages, hours, vacations, holidays, retirement, pensions, working conditions, civil service benefits and protection, for firemen or policemen, or both, are expressly excluded from the effect of any provision contained in this Act.

The amendment was adopted.

House Bill No. 1117 was then passed to engrossment.

HOUSE BILL NO. 1118 ON SECOND READING

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

H. B. No. 1118, A bill to be entitled "An Act making an appropriation to the Runnels County Water Improvement District and authorizing disbursement of the unexpended balance of certain funds and extending the date for the payment of certain
The bill was read second time.

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

Committee Amendment No. 1

Amend House Bill No. 1118 by striking out all below the enacting clause and in lieu thereof substituting the following:

"Section 1. The unexpended balance of the funds provided by Chapter 444, Acts of the 55th Legislature, Regular Session, 1957, which was heretofore reappropriated by Chapter 217, Acts of the 56th Legislature, Regular Session, 1959, is appropriated for the use of the Runnels County Water Improvement District for the period from August 22, 1961, to August 22, 1963, and such funds shall be disbursed in the manner and for the purpose designated by Chapter 444, Acts of the 55th Legislature, Regular Session, 1957.

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

The amendment was adopted.

House Bill No. 1118 was then passed to engrossment.

HOUSE BILL NO. 1122 ON SECOND READING

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

H. B. No. 1122, A bill to be entitled "An Act providing for the creation of countywide hospital districts under the provisions of Article IX Section 9 of the Constitution of Texas; providing for an election in the county in question to create a countywide hospital district; providing for the levy of a tax for the district for the purpose of maintaining and operating the district, paying indebtedness assumed by such district and bonds issued by the district; providing a severance clause and declaring an emergency."

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

(Speaker In The Chair)

RECESS

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

The motion prevailed.

In accordance with the motion to recess, the House at 12:26 o'clock p.m., took recess until 2:30 o'clock p.m. today.

AFTERNOON SESSION

The Speaker laid before the House, on its second reading and passage to third reading, S. B. No. 327, Amending Art. 17.05, Chap. 1, 56th Legis. 3rd Called Session, to exempt showrooms and
display rooms from the mercantile store license fee; and declaring an emergency.

The bill was read second time.

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

Committee Amendment No. 1
Amend S. B. No. 327 of printed Senate bill, line 5, page 2, by adding the following: "or any grower, producer, itinerant retailer or wholesaler of Agricultural Food Products who sells such produce in any stall or space rented or leased on a daily basis in a municipally owned or operated produce market.

After the first semi-colon and before the word "or."

The amendment was adopted.

Mr. James offered the following amendment to the bill:

Amend S. B. No. 327 by inserting in line 13 on page 2 of the printed bill following the words "trading union supplies," the following:

"or any place or places of business operated by non-profit religious or charitable institutions and organizations;"

Amend S. B. No. 327 by adding the following section as section 2 and renumbering the sections following accordingly:

Section 2. That subsection (c) of Article 17.05 is amended and shall hereafter read as follows:

"(c) All those establishments, except religious bookstores, non-profit religious or charitable stores, or mercantile establishments owned and operated by religious or charitable organizations, exempted from the above schedule by this Chapter shall file an application as required by Articles 17.02 and 17.04 of this Chapter. If they meet the requirements of this Chapter for exemption, they shall pay an exemption fee of Four Dollars ($4), and for one (1) store and Nine Dollars ($9) for each additional store in excess of one (1).

The amendment was adopted.

S. B. No. 327 was passed to third reading.

MOTION TO PLACE SENATE BILL NO. 206 ON SECOND READING
Mr. Koroth moved that all necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 206.

The motion was lost, not receiving the necessary two-thirds vote.

MOTION TO PLACE SENATE BILL NO. 298 ON SECOND READING
Mr. Martin moved that all the necessary rules be suspended for the purpose of taking up and considering at this time Senate Bill No. 298.

The motion was lost.

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

H. J. R. No. 32, "Proposing an amendment to the Constitution of the State of Texas to authorize the Legislature to provide for trial de novo on all appeals to the courts from actions, rulings or decisions of administrative agencies and executive departments of the State of Texas or any of its political subdivisions."

H. C. R. No. 46, To grant Jack Worley, N. O. Worley and O. C. Dickenson permission to sue the State.

MOTION TO PLACE HOUSE BILL NO. 987 ON SECOND READING
Mr. Struve moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 987.

Mr. Read raised a point of order on further consideration of H. B. No. 987 at this time on the ground that a House bill cannot be con-
sidered on Senate Bill day without a suspension of the Joint Rules, and same has not been done in regard to H. B. No. 987.

The Speaker sustained the point of order.

MOTION TO PLACE HOUSE BILL NO. 1007 ON SECOND READING

Mr. Bartram moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 1007.

Mr. Butler raised a point of order on further consideration of H. B. No. 1007 at this time on the ground that a House bill cannot be considered on Senate bill day without a suspension of the Joint Rules, and same has not been done in regard to H. B. No. 1007.

The Speaker sustained the point of order.

MOTION TO PLACE HOUSE BILL NO. 1010 ON SECOND READING

Mr. Townsend moved that all necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 1010.

Mr. Butler raised a point of order on further consideration of H. B. No. 1010 at this time on the ground that a House bill cannot be considered on Senate bill day without a suspension of the Joint Rules, and same has not been done in regard to H. B. No. 1010.

The Speaker sustained the point of order.

ADJOURNMENT

Mr. Berry moved that the House adjourn until 2:15 o’clock p.m. today.

The motion prevailed.

In accordance with the motion to adjourn the House at 2:15 o’clock p.m., adjourned until 3:15 o’clock p.m. today.

APPENDIX

STANDING COMMITTEE REPORTS

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

Agriculture: S. B. No. 63
Appropriations: H. B. No. 251, H. B. No. 906 and S. B. No. 22
Banks and Banking: H. B. No. 505.
Claims and Accounts: S. B. No. 321
Game and Fisheries: S. B. No. 124
Judiciary: S. B. No. 116
Rules: H. C. R. No. 122.

The Judiciary Committee has filed an adverse report on S. B. No. 179, with a minority favorable report.

The Revenue and Taxation Committee has filed an adverse report on S. B. No. 182.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, May 24, 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. 77, granting permission to George T. Odom to sue the State of Texas and the Lower Colorado River Authority.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 1961
Hon. James A. Turman, Speaker of the House of Representatives.
Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1108, A bill to be entitled "An Act amending Section 8 of Chapter 887, Acts of the Fifty-fourth Legislature, Regular Session, 1955, as amended, codified as Section 8 of Article 38831, Vernon's Texas Civil Statutes, so as to fix the minimum and maximum salaries of certain officials in all counties of this State having a population of not less than nine hundred thousand (900,000) nor more than one million (1,000,000) and certain officials whose precincts lie in cities of populations of six hundred thousand (600,000) population, or more, according to the last preceding Federal Census; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1105, A bill to be entitled "An Act amending Section 1 of Chapter 188, Acts of the Fifty-fifth Legislature, Regular Session, 1957, relating to the hunting and taking of squirrel in Lamar County; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1094, A bill to be entitled "An Act relating to the terms of office of school trustees in certain school districts; choosing terms by lot; providing for subsequent elections and filling of vacancies; providing that provisions of this Act shall be cumulative; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 1961
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1017, A bill to be entitled "An Act applying to certain incorporated cities and towns located on the coast of the Gulf of Mexico, or any channel, canal, bay, or inlet connected therewith, owning and operating port facilities, (referred to hereafter as 'City'); authorizing such city to build, construct, purchase, acquire, improve, enlarge, extend, repair, maintain, or replace any and all improvements and facilities which the governing body thereof deems to be necessary or convenient to the proper operation of the ports or harbors of such city, and providing certain things that said improvements and facilities shall include; authorizing the issuance of tax bonds and revenue bonds for the purpose of providing funds for any of such improvements and facilities, and containing provisions relating to said bonds and said improvements and facilities and the revenues of income thereof; authorizing and providing for the placing of the management and control of such improve-
ments and facilities in the governing body of the city or in a board of trustees; authorizing the issuance of tax refunding bonds and revenue refunding bonds, and containing provisions relating thereto; providing that this Act is cumulative of existing laws, but providing that the provisions of this Act shall govern and prevail over such existing laws; validating revenue bonds heretofore issued, but excepting from such validation certain pending litigation; providing a severability clause; containing other provisions relating to the subject; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 22, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 480, A bill to be entitled "An Act amending paragraph 1 of Section 4 of Article II of Chapter 173, Acts of the Forty-seventh Legislature, Regular Session, 1941, as last amended, which is codified as paragraph 1 of Section 4 of Article 6687b, Vernon's Texas Civil Statutes, relating to certain minors under sixteen (16) years of age who may be licensed by the Department of Public Safety; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 23, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 1133, A bill to be entitled "An Act prescribing the lawful period for hunting quail in Bee County, Texas; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 23, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 652, A bill to be entitled "An Act amending and re-enacting Chapter 173, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended, relating to the issuance, expiration, renewal, cancellation, suspension and revocation of operator's, commercial operator's, and chauffeur's driver's licenses, and relating to violations, remitting of fees, penalties, reporting requirements and other general provisions; providing rules of construction; providing a saving clause; repealing laws in conflict; providing for severability; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 23, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 315, A bill to be entitled "An Act regulating the solicitation and collection of funds for charitable purposes; requiring registration of certain charitable organizations and professional fund raisers and solicitors; providing penalties; providing for severability; repealing all laws in conflict; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 23, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 130, A bill to be entitled "An Act to establish a State Water Pollution Control Board, and to provide for the control, prevention and abatement of pollution of the surface and underground waters of the
State; repealing Articles 4444, 7621a, and 7577, Revised Civil Statutes of Texas, and Article 988b, Penal Code of Texas, effective January 1, 1962; providing a saving clause; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 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. 113, Suspending the Joint Rules of the two Houses so that either House may take up and consider House Bill No. 730 at any time.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 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. 123, Suspending the Joint Rules of the two Houses so that either House may take up and consider Senate Bill No. 10 at any time.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 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. 114, Suspending the Joint Rules of the two Houses so that either House may take up and consider House Bill No. 251 at any time.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 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. 115, Granting permission to Ed Tate and his wife, Norma Tate, to sue the State of Texas as and Texas Highway Department.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 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. 116, Granting permission to L. B. Nash, resident of Trinity County, Texas, to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

H. G. WELLS, Chairman.

Austin, Texas, May 24, 1961

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 566, An Act to create a second County Civil Court at Law for Harris County, Texas, to be known as "County Civil Court at Law No. 2; setting out the jurisdiction of said Court, the terms, practice, providing for the appointment of a Judge, elections and appointment to fill vacancies; the bond and oath of said Judge, providing for the ap-
Hon. James A. Turman, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. R. No. 32, An Act amending Section 2 of Chapter 88, Acts of the Forty-First Legislature, Second Called Session, 1929, as amended (compiled as Article 447a-2, Vernon's Texas Civil Statutes), by exempting owners from registering and paying the regular registration fee for certain farm trailers, farm semitrailers, water well drilling and road construction machinery used for certain purposes and under certain conditions but requiring payment of an annual fee of Five Dollars ($5); providing for instances of special plates and exemption of such vehicles from certain inspection requirements; providing that exemptions from registration and from payment of regular fees shall apply to farm trailers and farm semitrailers owned by cotton gins under certain conditions; defining certain conditions under which exemptions and payment of special fees for farm trailers and farm semitrailers shall not apply and providing consequences for violation of such conditions; amending Subsection 3 of Section 132 of the Uniform Act Regulating Traffic on Highways (compiled as Article 6701d of Vernon's Texas Civil Statutes), by exempting from the provisions of such Subsection farm trailers and farm semitrailers whose gross weight does not exceed ten thousand (10,000) pounds provided they are operated in accordance with certain requirements; defining "gross weight"; providing a severability clause; repealing conflicting laws; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, May 25, 1961
Sir: Your Committee on Enrolled Bills to whom was referred H. C. R. No. 46, Granting permission to Jack Worley, W. O. Worley and O. C. Dickerson d/b/a D & W Investment Company to sue the State of Texas in any court of competent jurisdiction within the County of Lubbock. Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

Austin, Texas, May 25, 1961

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

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 655, An Act relating to legal rate of publication in newspapers; amending Article 29 of the Revised Civil Statutes of Texas of 1925, as amended, to establish rates to be charged by newspapers for such publication; repealing all laws in conflict; and declaring an emergency. Has carefully compared same and finds it correctly enrolled.

JAMES V. ADAMS, Chairman.

SENT TO GOVERNOR

May 25, 1961

H. B. No. 666.
H. B. No. 1082.
H. B. No. 666.
H. C. R. No. 46.
H. J. R. No. 33.

SEVENTY-FIRST DAY
(Thursday, May 26, 1961)

The House met at 3:15 o'clock p.m., pursuant to adjournment, and was called to order by the Speaker.

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

Mr. Speaker Andrews
Adams of Lubbock Atwell
Adams of Tioga Bailey
Allens Ballman

Hanksfield, Mrs.
Barlow
Barnes
Bartram
Bass
Bell
Berry
Blaine
Boyd
Bridges
Buchanan
Burgess
Butler
Caldwell
Carroll
Carr
Carriger
Chapman
Cole of Harris
Cole of Hunt
Collins
Connell
Cook
Corry
Cullen
Cowan
Cowles
Craw
Crews
Curtin
de la Garza
Dewey
Duff, Miss
Dungan
Eckhardt
Ehrl
Fairchild
Fletcher
Floyd
Foreman
Garr
Gibbons
Gibson
Gillman
Glass
Golding
Green
Grover
Guay
Hale
Hargill
Harrill
Harrington
Hays
Hoots
Hinson
Hollaway
Humphrey
Hughes
Hughes of Dallas
Hussey, Mice
James
Jamieson
Jarvis
Johnson of Dallas
Johnson of Bell
Jones of Dallas
Jones of Travis
Kern
Kilpatrick
Kolka
Korinth
Lack
Lary
La Velle
Lewie
Longoria
McFarland
of McLellan
McGivern
of El Paso
McMillan
McNulty
McNutt
Mears
Miguet
Miller
Mullen
Murray
Mutchler
Niemeyer
Nugent
Oliver
Osburn
Parsons
Peeler
Pent
Piersat
Pipkin
Preston
Price
Quilliam
Rapp
Ragid
Read
Richards
Richardson
Roberts of Hill
Roberts of Dawson
Rosa
Ross
Schram
Shannon
Shippley
Sick
Sliger
Smith of Bexar
Smith of Jefferson
Sinkham
Sprague
Springs
Stewart
Stewart
of Galveston
Stewart
Stewart
of Wichita
Stewart
Thurman

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