The House met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the Speaker.

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

Mr. Speaker; Adams; Alanis; Allen; Arledge; Atwell; Ball; Bankfield; Baresse; Bass of Bowie; Bass of Harris; Beckham; Berry; Birken; Blaine; Boren; Bridges; Brown of Galveston; Brown of Taylor; Butler; Cain; Caldwell; Canales; Canton; Carpenter; Carriker; Cavness; Chapman; Cherry; Clifton; Cole; Collins; Cook; Corr; Cotton; Coughran; Cowden; Cowles; Craig; Crews; de la Garza; Deke; Duggan; Duncan; Edwards; Esquivel; Fairchild; Finney; Fletcher;

Metacher; Shipley; Niemeyer; Shutt; Nugent; Simpson; Parker; Black; Farmer; Parsley; Smith of Bexar; Perry; Pendleton; Smith of Jefferson; Patty; Stein; Piipkin; Thomsen; Price; Thornmond; Quilliam; Townsend; Rapp; Traeger; Richards; Walker; Richardson; Ward; Ritter; Waldon; Roberts; Wals; Rodgers; Whatley; Rossen; Wheeler; Ratterman; Whitefield; Schiller; Wiesting; Segret; Wilson; Shannon; Woods

Absent—Excused

Eckhardt; Peeler; Jamison

A quorum of the House was announced present.

The invocation was offered by the Reverend I. W. Oliver, Chaplain, as follows:

"Our Heavenly Father, unite our hearts and minds to bear with patience the burdens and responsibilities this day shall demand from each of us. Give Thy strengthening grace unto all these who have been lifted into the ministry of public service. May they be given tallness of stature to see above the walls of prideful opinions the good of the largest number. Realizing the perils that face our state and nation, forbid, we pray Thee, that the precious oil of unity be spilled upon the ground to ignite selfish fires; instead may it still feed the flame of liberty's torch, as this state sets the example for our nation, and free men everywhere. For we ask it in Thy Holy name. Amen."

LEAVES OF ABSENCE GRANTED

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

Mr. Peeler for today on motion...
of Mr. Boysen.
Mr. Eckhardt, temporarily, for today on motion of Mr. Carriker.
Mr. Jamison, for today on motion of Mr. Hallmark.
MEMORIAL RESOLUTIONS
ADOPTED
H. S. R. No. 29, By Richards: In memory of George E. Darsey, Jr.
H. S. R. No. 31, By Fletcher: In memory of Ethel Thompson Lawrence Schofield.
H. S. R. No. 32, By Hendryx: In memory of Luke R. Snelson. On motion of Mr. Cook, the names of all Members were added to H. S. R. No. 32 as signers thereof.
H. S. R. No. 33, By Green, Gladwin, Parmer, Richardson and Finney: In memory of E. L. McDermott, Jr.
MESSAGE FROM THE SENATE
Austin, Texas, January 17, 1963
Hon. Byron Tunnell, Speaker of the House of Representatives.
Sir: I am directed by the Senate to inform the House that the Senate has passed the following:
S. C. R. No. 8, Congratulating the Texas Tech Choir for participation in the inaugural program.
Respectfully,
CHARLES A. SCHNABEL,
Secretary of the Senate.
CONGRATULATORY RESOLUTIONS
ADOPTED
H. S. R. No. 30, By Thompson: Congratulating the Borger High School Football Team.
H. C. R. No. 7, By Parsley, Quillian and Adams: Congratulating the Texas Tech Marching Band of Lubbock, Texas.
TO AUTHORIZE SURVEY RELATIVE TO PREVAILING WAGE RATES IN LOCALITIES WHERE PUBLIC WORKS ARE TO BE CONSTRUCTED
Mr. Finney offered the following resolution:
H. C. R. No. 8

Whereas, Under the provisions of Article 5159a of the Revised Civil Statutes of Texas, 1925, not less than the general prevailing rate of per diem wages for work of a similar character in the localities in which the work is performed, and not less than the general prevailing rate of per diem wages for legal holiday and overtime work, shall be paid to all laborers, workmen and mechanics employed by, or on behalf of the State of Texas, or by, or on behalf of any county, city and county, city, town, district or other political subdivision of the State, engaged in the construction of public works, exclusive of maintenance work, and each public body awarding any contract for public work on behalf of the State of Texas, county, city and county, city, town, district or other political subdivision is directed to ascertain the general prevailing rate of per diem wages in the locality in which the work is to be performed for each craft or type of workman or mechanic needed to execute the contract; and
Whereas, In the construction of those portions of the Interstate Highway System which come within the boundaries of the State of Texas, the United States Department of Labor sets the general prevailing wage rate to be paid in the execution of the labor performed, and in all other road and highway construction within the State of Texas the prevailing wage rate is determined by the Texas State Highway Commission pursuant to the aforesaid Article 5159a; and
Whereas, When in the course of events two or more public works are to be constructed within the same locality by different State agencies, public bodies or agencies, each such State agency, public body or agency, awarding a contract is directed by the aforesaid Article 5159a to ascertain the general prevailing wage rate in the locality; and
Whereas, The aforesaid Article 5159a provides no criteria or standards by which a determination of the prevailing wage rate in a locality is to be determined, nor is there any requirement that State agencies, public bodies or agencies, coordinate their determination of the prevailing wage rate in a given locality; now, therefore, be it
Resolved by the House of Rep-
shall be made to the 59th Legislature.

a comprehensive survey of existing locality, especially in relation to the tee, as follows:

the improvement of the present methods, criteria and standards used by the various State agencies, public bodies or agencies, in ascertaining the general prevailing wage rate in any given locality where a contract for public work is to be performed: to report upon the inequalities and inadequacies of the methods, criteria and standards now used by the various State agencies, public bodies and agencies, in determining the general prevailing wage rate; to make recommendations for the improvement of the present methods of determining the general prevailing wage rate in any given locality, especially in relation to the co-ordination of such determinations when made by two or more State agencies, public bodies or agencies, within the same locality.

Said report and recommendations shall be made to the 59th Legislature.

The resolution was referred to the Committee on State Affairs.

HOUSE JOINT RESOLUTIONS ON FIRST READING

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

By Murray, Pearcy and Rapp:
H. J. R. No. 1, A Joint Resolution
"Proposing the amendment of the Constitution of the State of Texas by repealing Sections 1 and 6 of Article VI of the Constitution so as to abolish payment of the poll tax as a prerequisite for voting and to authorize the Legislature to provide for registration of voters."

Referred to the Committee on Constitutional Amendments.

By Townsend, McIlhany and Wells:
H. J. R. No. 2, House Joint Resolution
"Proposing an amendment to Sections 8 and 9 of Article III of the Constitution of the State of Texas to provide for the election of a Speaker during the first week of any regular session to serve as Speaker whose term of office shall commence after the next general election; providing additional election in the event the Speaker is unable to serve."

Referred to the Committee on Constitutional Amendments.

By Whitefield, Floyd, Shippley, Garrison, Grover, Miller, Whaley Eack, Johnson of Dallas, Alains, Ball, Hughes, Baze of Harris, Brooks, Harris of Dallas, Rinquel, Duggan, Richardson, Shutt, Eckhardt, Cook and Mann:
H. J. R. No. 3, A Joint Resolution
"Proposing an amendment to Article III of the Constitution of the State of Texas by repealing Section 36a, which provides that no county shall have more than seven representatives unless the county's population exceeds seven hundred thousand (700,000), and provides for one additional representative for each additional one hundred thousand (100,000) people above seven hundred thousand (700,000)."

Referred to the Committee on Constitutional Amendments.

By Dungan, Morgan, Ball and Eckhardt:
H. J. R. No. 4, A Joint Resolution
"Proposing an amendment to Sections 4 and 9 of Article III of the Constitution of the State of Texas to provide for the date of commencement and date of expiration of the term of office of Members of the House of Representatives, and to provide for a special assembly of members-elect of the House of Representatives for the purposes of taking the oath of office and electing the Speaker."

Referred to the Committee on Constitutional Amendments.

By Cory and Collins:
H. J. R. No. 5, A Joint Resolution
"Proposing an amendment to the Constitution of the State of Texas by repealing Sections 43, 44 and 45 of Article III, Sections 5a and 7 of Article VII, Section 13 of Article VIII, Section 3 of Article IX, Sections 1, 2, 3, 4, 5, 6, 7 and 8 of Article X, Section 19 of Article XI, Sections 1, 2, 3, 4, 5, 6 and 7 of Article XII, Sections 1, 2, 3, 4, 5, 6 and 7 of Article XIII, Sections 1, 2, 3, 4, 5, 6, 7 and 8 of Article XIV, Sections 1, 2, 7, 13, 14, 22, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 57, 58 and 60 of Article XVI, which Sections have been determined by the 57th Legislature to be obsolescent, superfluous
or unnecessary, and, therefore, no longer need be included in the Constitution of the State of Texas.”

Referred to the Committee on Constitutional Amendments.

By Johnson of Bexar and Alanis:

H. J. R. No. 6, A Joint Resolution “Proposing an amendment to Subsection (a) of Section 26 of Article 16 of the Constitution of the State of Texas to empower the Legislature to regulate the sale of liquor in broken or unbroken containers for consumption, on or off the premises where sold.”

Referred to the Committee on Constitutional Amendments.

By Kilpatrick:

H. J. R. No. 7, A Joint Resolution “Proposing an amendment to Section 4 of Article III of the Constitution of the State of Texas to provide four-year terms for Members of the House of Representatives; to provide for the division of Members of the House of Representatives into two (2) classes after each apportionment, seats of the first class to be vacated at the expiration of the first two (2) years and those of the second class to be vacated at the expiration of four (4) years; and to provide that Members of the House of Representatives shall not be candidates for any other office at any regular primary or general election without first having resigned from the House of Representatives.”

Referred to the Committee on Constitutional Amendments.

By Cavness:

H. J. R. No. 8, A Joint Resolution “Proposing an amendment to Section 59 of Article XVI of the Constitution of the State of Texas establishing certain requirements relative to the organization, qualifications and authority of district directors, and operating procedures of conservation and reclamation districts.”

Referred to the Committee on Constitutional Amendments.

By Wilson and Atwell:

H. J. R. No. 9, A Joint Resolution “Proposing an amendment to Article VIII of the Constitution of the State of Texas, to be numbered Section 1d, providing that from and after January 1, 1968, no ad valorem property tax shall be levied for State purposes; donating all State ad valorem property taxes, penalties and interest delinquent on February 1, 1968, to the counties in which they were levied and assessed; providing that the delinquent taxes, penalties and interest donated to the counties may be used by receiving counties; providing for submission to the qualified electors and for the necessary proclamation by the Governor.”

Referred to the Committee on Constitutional Amendments.

By Melhany, Townsend, Markgraf, Wells, Hinton, Knapp, Cannon, Mutschler, Chapman, Fairchild, Crain, Price and Esquivel:

H. J. R. No. 10, A Joint Resolution “Proposing an amendment to Section 49-b, Article III of the Constitution of Texas so as to authorize an increase in the total amount of bonds or obligations that may be issued by the Veterans’ Land Board to Four Hundred Million Dollars ($400,000,000); providing for the issuance of said bonds or obligations and the conditions relating thereto and the use of the Veterans’ Land Fund; and providing for an election and the issuance of a proclamation therefor.”

Referred to the Committee on Constitutional Amendments.

By Cotten:

H. J. R. No. 11, House Joint Resolution “Proposing an amendment to Article VIII of the Constitution of the State of Texas by adding a new section so as to reduce the State ad valorem tax.”

Referred to the Committee on Constitutional Amendments.

By Berry, Smith of Bexar, Segrest, Kothmann, Esquivel, Johnson of Bexar, Alanis and Canales:

H. J. R. No. 12, A Joint Resolution “Proposing an amendment to Sections 1 and 2 of Article VI of the Constitution of the State of Texas so as to lower the minimum age required for voting to eighteen (18) years and to exempt persons under twenty (20) years of age from the operation of any provision imposing a poll tax or any type of registration fee as a prerequisite to voting.”

Referred to the Committee on Constitutional Amendments.
H. J. R. No. 13, A Joint Resolution
"Proposing an amendment to Section 4 of Article III of the Constitution of the State of Texas providing that the members of the House of Representatives shall be chosen by the qualified electors and their term of office shall be two (2) years beginning on the day and hour provided by law for the assembly of each biennial session of the Legislature; providing for the necessary election, form of ballot, proclamation and publication."

Referred to the Committee on Constitutional Amendments.

By Fondren:

By Mcllhany and Chapman:

H. J. No. 16, A Joint Resolution
"Proposing an amendment to the Constitution of the State of Texas by adding thereto another article so as to provide for pari-mutuel betting at horse races in Bexar County after local option election and prescribing powers, duties and procedure."

Referred to the Committee on Constitutional Amendments.

By Hinson:

H. J. R. No. 17, A Joint Resolution
"Proposing an amendment to Section 18 of Article V of the Constitution of the State of Texas to provide for the election of county commissioners from election precincts by the qualified voters of the county at-large."

Referred to the Committee on Constitutional Amendments.

By Alaniz, Johnson of Bexar, Esquivel, Kochmann, Segrest, Carriker, Bass of Harris, Brooks, Canales, Smith of Bexar, Eckhardt, McGregor, Bridges, Berry, Caldwell, Ligarde, Brown of Galveston, Rodriguez, Beckham, Gladden and Parmer:

H. J. R. No. 18, House Joint Resolution
"Proposing Senate Joint Resolution Number 23 of the Eighty-seventh Congress of the United States of America at the Second Session begun and held at the City of Washington on Wednesday, the tenth day of January, one thousand nine hundred and sixty-two, proposing an amendment to the Constitution of the United States so that the right to vote for certain electors to public office shall not be denied by reason of failure to pay any poll tax or other tax."

Referred to the Committee on Constitutional Amendments.

By Mc轧han:

H. J. R. No. 19, House Joint Resolution
"Proposing an amendment to Article III of the Constitution by adding a new section of the Constitution of the State of Texas exempting motor vehicles from all ad valorem taxes levied by any county, city, town, school district, or other political subdivision or instrumentality of the State."

Referred to the Committee on Constitutional Amendments.

By Berry, Smith of Bexar, Segrest, Kochmann, Johnson of Bexar, Alaniz, Canales and Esquivel:

H. J. R. No. 20, House Joint Resolution
"Proposing an amendment to the Constitution of the State of Texas by adding thereto another article so as to provide for pari-mutuel betting at horse races in Bexar County after local option election and prescribing powers, duties and procedure."

Referred to the Committee on Constitutional Amendments.

By McLain and Chapman:

H. J. R. No. 21, House Joint Resolution
"Proposing an amendment to Article III of the Constitution of the State of Texas by adding a new section
By Markgraf, Bridges, Grover, Gladden and Eckhardt:

H. J. R. No. 22, A Joint Resolution "Proposing an amendment to Article III of the Constitution of the State of Texas to provide that any enabling Acts shall provide by law for the establishment of the Texas Student Loan Fund, to be available to all qualified resident students of all junior colleges, colleges, universities and graduate schools in the State of Texas; providing that any enabling Acts shall not be invalid because of their anticipatory character; prescribing the form of ballot and providing for the necessary proclamation and publication."

Referred to the Committee on Constitutional Amendments.

By Haring, Parker, Farmer, Wieting, Segrest, Cherry, Glenn, Edwards, Markgraf, Bridges, Grover, Giadden and Eckhardt:

H. J. R. No. 21, A Joint Resolution "Proposing an amendment to Sec- tion 5 la of Article III of the Constitution of the State of Texas to provide that no person elected Governor for two consecutive terms shall be eligible to succeed himself."

Referred to the Committee on Constitutional Amendments.

By Atwell:

H. J. R. No. 24, House Joint Resolution "Proposing an amendment to Section 14 of Article XVI of the Constitution of the State of Texas to authorize the Legislature to allow one member of the governing board of each State-supported college and university to be a nonresident of the State of Texas; providing for the submission of this amendment to the voters of this State; prescribing the form of ballot; and providing for the proclamation and publication thereof."

Referred to the Committee on Constitutional Amendments.

By Cavness:

H. J. R. No. 25, A Joint Resolution "Proposing an amendment to Article XVI of the Constitution of Texas by providing for the repeal of Section 21, which requires the approval of printing contracts by the Governor, Secretary of State and Comptroller."

Referred to the Committee on Constitutional Amendments.

By Whitefield:

H. J. R. No. 26, House Joint Resolution "Be it Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the 59th Legislature of Texas resolve itself into a Constitutional Convention during the final twenty days of the Regular Session of the 59th Legislature in 1945."

Referred to the Committee on Constitutional Amendments.

By Quilliam:

H. J. R. No. 27, House Joint Resolution "Proposing an amendment to Article VI of the Constitution of the State of Texas by adding a new
BILL AND RESOLUTION 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 bill and resolution:

S. B. No. 1, An Act authorizing moneys appropriated by S. B. No. 1, 57th Legislature, First Called Session, 1961, for the Senate of Texas, to be expended also for the additional purposes of paying any unpaid expenses and obligations incurred by the Senate during the fiscal year ending August 31, 1961; and declaring an emergency.

S. C. R. No. 7, Resolving that the Legislature recommend to the President that the Alibates Flint Quarries of Potter County be designated a National Monument or a National Park.

HOUSE BILLS ON FIRST READING

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

By Fondren and Crews:
H. B. No. 1, A bill to be entitled "An Act creating the Governor's Committee on Education Beyond the High School for the study of the needs of public and private education beyond the high school in this State and the formulation and recommendation of a comprehensive coordinated system of programs and facilities in education beyond the high school; setting a termination date for its work; providing for severability; and declaring an emergency."

By Kothmann, Alais, Esquivel, Berry, Smith of Bexar, Segrest, Canales and Johnson of Bexar:
H. B. No. 2, A bill to be entitled "An Act to protect and preserve rights of employees of Street Transportation systems which have been acquired by cities, towns or municipalities, declaring the public policy of the State; providing rights, duties, obligations, responsibilities and authorities, of such cities, towns and municipalities and such employees and their collective bargaining agents; and declaring an emergency."

Referred to the Committee on Constitutional Amendments.

Referred to the Committee on State Affairs.

By Parmer:
H. B. No. 3, A bill to be entitled "An Act to apportion the State of Texas into Congressional Districts, naming the Counties and parts thereof composing the same, and providing for the election of a Member of the Congress of the United States from each District; repealing all laws and parts of laws in conflict therewith; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Morgan, Macatee, Stollwicker, Johnson of Dallas, Harris of Dallas, Ball, Houston, Atwell and Hughes:
H. B. No. 4, A bill to be entitled "An Act amending Section 1 of Article 1533.2 Penal Code of Texas, 1925, as added by Section 1 of Chapter 143, Acts of the 60th Legislature, Regular Session, 1947, as last amended, relating to minimum wages and longevity pay of members of City Fire Departments and Police Departments; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Farmer:
H. B. No. 5, A bill to be entitled "An Act relating to the industrial
development of Texas; creating the Office of Economic Development; providing for a Director of Economic Development; providing duties and powers of the Office of Economic Development; creating a Development Advisory Council; providing duties of the Development Advisory Council; repealing Chapter 10 of Title 85, Revised Civil Statutes of Texas, 1925, as amended; repealing Chapter 193, Acts of the 56th Legislature, Regular Session, 1959; providing severability; and declaring an emergency.

Referred to the Committee on State Affairs.

By Price:

H. B. No. 6, A bill to be entitled "An Act repealing Chapter 24, Acts of the 56th Legislature, Second Called Session, 1959, as amended by Chapter 59, Acts of the 57th Legislature, First Called Session, 1961 (compiled as Article 820.243 of Vernon's Texas Civil Statutes) so as to raise the maximum amount allowed to be spent by the county commissioners courts on office buildings or jails from One Hundred Thousand Dollars ($100,000) to Two Hundred Thousand Dollars ($200,000) in cities other than the county seat; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Cory, Barnes, Gibbens and Parmer:

H. B. No. 8, A bill to be entitled "An Act creating the Commission on Tourism Research and Development. "

Referred to the Committee on State Affairs.

By Hinson, Cory, Woods, Cain, Chapman, Satterwhite and Roberts:

H. B. No. 9, A bill to be entitled "An Act providing an elective method for calculating and determining the standard annuity allowable to members of the Teacher Retirement System of Texas, and prescribing an additional minimum service retirement benefit payable to teacher members and teacher beneficiaries; deducting certain terms as used here-in; providing that the rights granted under this Act shall be in addition to and cumulative of those provided for under Chapter 476, Acts of the Regular Session, 45th Legislature (as heretofore amended) and other prior and existing laws, and shall not be construed as reducing any benefit heretofore granted; and declaring an emergency."

Referred to the Committee on State Affairs.

By Beckman and Hefston:

H. B. No. 10, A bill to be entitled "An Act amending Section 2 of Chapter 233, Acts of the 42nd Legislature, Regular Session, 1931, as amended by Section 1, Chapter 49, Acts of the 43rd Legislature, Regular Session, 1933, (compiled as Section 2, Article 3605a, Vernon's Texas Civil Statutes) so as to raise the maximum amount allowed to be spent by the county commissioners courts on office buildings or jails from One Hundred and Fifty Thousand Dollars ($150,000) to Two Hundred Thousand Dollars ($250,000) in cities other than the county seat; and declaring an emergency."

Referred to the Committee on Counties.

By Walker, Moyer and Miller:

H. B. No. 11, A bill to be entitled "An Act relating to the advertising of the scenic, historical, natural, agricultural, educational, recreational and other attractions of Texas; providing for the creation of the Texas Tourist Development Agency and its Administrator, prescribing its duties and powers; repealing Chapter 431, Acts 56th Legislature, 1959; providing for severability and declaring an emergency."

Referred to the Committee on State Affairs.

By Simpson, Wells, Thompson, Moyer, Keapp, McLain, Heffey and Clayton:

H. B. No. 12, A bill to be entitled "An Act relating to a change in the name of West Texas State College at Canyon, Texas; amending Section 1 of Chapter 225, Acts of the 51st Legislature, 1949, so as to change the name of West Texas State College to 'West Texas State University'; ratifying and confirming in behalf of 'West Texas State University' all legislative Acts and ap-
proprifications herebefore passed in behalf of West Texas State College, West Texas State Teachers College, or West Texas State University; and declaring an emergency." Referred to the Committee on State Affairs.

(Mr. Traeger in the Chair).

By Grover:

H. B. No. 13, A bill to be entitled "An Act establishing the extraterritorial jurisdiction of cities and towns, authorizing the exercise of certain powers by cities and towns in such extraterritorial jurisdiction, and regulation annexation by cities and towns both within and without such extraterritorial jurisdiction; invalidating certain annexation; providing for the disannexation of certain areas annexed by cities and towns after the effective date of this Act under certain conditions; providing cities and towns having conflicting claims over annexed territory may seek a declaration of lawful jurisdiction over same under the Uniform Declaratory Judgments Act, amending Subdivision 2 of Article 1175, Revised Civil Statutes of Texas, 1925; providing that the provisions of this Act shall be cumulative of all laws and parts of laws relating to this subject; providing for severability; providing for exclusion of annexations in litigation; and declaring an emergency." Referred to the Committee on Municipal and Private Corporations.

By Harding, Carriker, Nugent, Townsend, Barnes, Carpenter, Johnson, Bexar, Esquivel, Grover, Brey, Canales, Smith of Bexar, Kochmann, Segrest, Guffey, Miller, Floyd, Garrison, Shipley, Dugas, Rapp, Bass of Bowie, Bass of Harris, Brooks, Shultz, Ligarde and Cook:

H. B. No. 14, A bill to be entitled "An Act creating and establishing Angelo State College at San Angelo, Texas, as a coeducational institution of higher learning, providing that the organization, management and control of said College shall be vested in the Board of Regents of the State Teachers College; empowering the Board of Regents to appoint and to remove the President, any faculty member or other officer or employee of the College when it deems such appointment or removal necessary to the best interests of the College and to fix the salaries and prescribe the duties thereof by written order; providing for offering courses of higher learning in the arts and sciences, in business administration and in teacher training, establishing a standard four-year course for said College; providing for the awarding of bachelor's degrees; providing that higher degrees may be offered only on recommendation of the Board of Regents, with the approval of the Texas Commission on Higher Education; providing for special, short and terminal courses; providing for the transfer, gift and donation of all the assets, corporal properties and facilities of the Junior College District of Tom Green County, Texas, to the Board of Regents of its successors, of the Angelo State College, herein created on September 1, 1965, free and clear of any indebtedness or indebtednesses, encumbrances or encumbrances of any kind and authorizing the Board of Regents of the College herein created to accept such assets, corporal properties and facilities; providing for the Board of Regents to accept donations, gifts and endowments; vesting the management and control of the lands and minerals of the College in the Board of Regents of the same; authorizing and directing the Board of Regents to prescribe fees, rentals and charges for the use of the facilities of Angelo State College and for reporting thereof; vesting the management and control of the lands and minerals of the College in the Board of Regents; authorizing the Board of Regents to enter into contracts with the Department of Defense of the United States of America to establish and maintain courses in military training, for credit therefor, under certain conditions; providing for severability clause; and declaring an emergency." Referred to the Committee on State Affairs.

By Clayton, Crews, Rosson, Hargis, Fletcher, Whitfield and Miller:

H. B. No. 15, A bill to be entitled "An Act abolishing common law marriages; providing for the legitimacy of all children born or conceived prior to the effective date of this Act; providing for an effective date; and declaring an emergency." Referred to the Committee on Judiciary.
By Petty, Townsend, Cook, Thompson, Barnes, Pendleton, Knapp and Wells:

H. B. No. 16, A bill to be entitled "An Act amending Chapter II, Article 1, Chapter III, Article 4; Chapter III, Article 5, Chapter V, Article 4; Chapter IX, Article 8 of the Texas Banking Code of 1943, same being Chapter 97, Acts of the 48th Legislature, Regular Session, 1943, and amending Chapter V of The Texas Banking Code of 1943, same being Chapter 97, Acts of the 48th Legislature, Regular Session, 1943, by adding a new article designated as Article 9a; providing for the appointment of bank examiners; for perpetual corporate existence for state banks; for the investigation of charter applications for the State Banking Board and payment of expenses thereof; for real estate loans, limitations and exceptions; authorizing bank stockholders and employees to take acknowledgments of instruments in which the bank is interested; defining 'banking house'; providing for equal application of state law to state and national banks; providing for severability; providing that all laws or parts of laws, including specifically the provisions of Chapter 24, Article 1, Section 1, Acts of the 57th Legislature, 1st Called Session, 1941, and the provisions of Chapter 1, Section 1, Acts of the 56th Legislature, 3rd Called Session, 1959, as amended, which are in conflict with this Act are repealed or modified to the extent of such conflict only; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By de la Garza, McDonald of Hidalgo, Cougkan, Rodriguez, Murray, Koliba, Pipkin, Canales, Berry, Rapp, Floyd and Enriques:

H. B. No. 18, A bill to be entitled "An Act creating Pan American College as a state supported institution of higher education; providing for its management and administration; providing that General Laws affecting other state institutions of higher learning and not in conflict with this Act shall apply to Pan American College: repealing laws in conflict; providing for severability; and declaring an emergency."

Referred to the Committee on State Affairs.

By McGregor, Eckhardt and Lack:

H. B. No. 16, A bill to be entitled "An Act to define and regulate the business of lending money at rates of interest exceeding ten per cent (10%) per annum; to prohibit any person engaged in the business of making loans with cash advances of Eight Hundred Dollars ($800) or less from charging rates of interest exceeding ten per cent (10%) per annum unless such person is licensed; to authorize the licensing and regulation of persons engaged in such business; to permit licensees to charge a greater rate of interest than lenders not licensed hereunder; to prescribe maximum rates of interest that licensees are permitted to charge; to provide for administration and enforcement of this Act and the issuance of regulations and orders thereof; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for the review of administrative acts hereunder; to provide penalties; to provide certain exemptions; to amend Chapter 144, Acts of the Forty-eighth Legislature, Regular Session, 1943, compiled as Article 4646b, Vernon's Annotated Civil Statutes, and Articles 5069, 5071 and 5073, Revised Civil Statutes of Texas 1911; to repeal Chapter 472, Acts of the Fifty-second Legislature, Regular Session, 1951, Compiled as Article 1534a-1, Vernon's Annotated Civil Statutes and Chapter 17, Acts of the Fortieth Legislature, First Called Session, 1927, as last amended by Chapter

Referred to the Committee on Banks and Banking.

By Dungan, Eckhardt, Davis and Niemeyer:

H. B. No. 17, A bill to be entitled "An Act regulating the authority of cities, towns, and villages to annex territory; establishing the extra-territorial jurisdiction of cities, towns, and villages; authorizing the exercise of certain powers by cities, towns, and villages; providing that the provisions shall be cumulative of all laws and parts of laws relating to this subject; exempting Articles 1183 to 1187, both inclusive, Title 28, Revised Civil Statutes of Texas, 1925, providing for severability; and declaring an emergency."

Referred to the Committee on Administration of Affairs.
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195, Acts of the Forty-ninth Legislature, Regular Session, 1945, compiled as Article 6165a, Vernon's Annotated Civil Statutes and Article 195, Vernon's Annotated Penal Code, and Subdivisions (5) and (6) of Article 195, Texas Revised Civil Statutes, and all other laws or parts of laws in conflict; to provide for severability; and declaring an emergency.

Referred to the Committee on Banks and Banking.

By Cook:

H. B. No. 29, A bill to be entitled "An Act creating Permian State College of Technology at Odessa, Texas, providing that the organization, management and control of said College shall be vested in a Board of Regents and nine members to be appointed by the Governor of the State of Texas; empowering the Board of Regents to appoint and to remove the President; any faculty member or other officer or employee of the College, upon the advice and recommendation of the President of said College, when it deems such appointment or removal necessary to the best interest of the College, and to fix the salaries and prescribe the duties thereof by written order; providing for offering courses of higher learning in the arts and sciences, in fine arts, in business administration and in teacher training; providing for offering courses in engineering; establishing a standard four-year course for said College; providing for the awarding of bachelor's degrees; providing that higher degrees may be offered only on recommendation of the Board of Regents, with the approval of the Texas Commission on Higher Education; providing for two year programs in technical education in such fields as recommended by the Board of Regents, with the approval of the Texas Commission on Higher Education; providing for special short, terminal and vocational courses; providing for the transfer, gift, and donation of all the assets, corporeal properties and facilities of the Odessa Junior College District, to the Board of Regents or its successors, of the Permian State College of Technology, herein created on September 1, 1965, or as soon thereafter as possible; free and clear of any indebtedness, encumbrance or encumbrances of any kind and authorizing the Board of Regents herein created to accept such assets, corporeal properties and facilities; providing for the Board of Regents to accept donations, gifts and endowments; vesting the management and control of the lands and minerals of the College in the Board of Regents; authorizing and directing the Board of Regents to prescribe fees, rentals and charges for use of the facilities of Permian State College of Technology and for reporting thereof; authorizing the Board of Regents to enter into contracts with the Department of Defense of the United States to establish and maintain courses in military training, for credit thereof, under certain conditions; providing authority for the Board of Regents to issue revenue bonds or obtain loans for the construction of dormitories, dining halls and student union buildings, such bonds and loans to be secured by income from rentals and services; providing for the construction of classrooms, laboratories, other facilities and equipment for the use of Permian State College of Technology through the issuance of revenue bonds or loans, such bonds or loans to be secured by the dedication of all or part of the income of tuition to be paid by students of the College; providing for the continuance and observation of all existing contracts having been entered into between the Board of Regents of Odessa Junior College District and individuals, organizations, corporations and foundations; providing a severability clause; and an emergency clause."

Referred to the Committee on State Affairs.

By Cotten:

H. B. No. 31, A bill to be entitled "An Act reducing the membership of the Game and Fish Commission to three members; reconstituting and changing the name of the Game and Fish Commission to the Game, Fish and Parks Commission; terminating the term of office of the present members of the Game and Fish Commission with the effective date of this Act; providing for the appointment, term of office, powers, duties and authority of the members of the Game, Fish and Parks Com-
mission; providing for the appointment of an executive director of the Game, Fish and Parks Department by the Game, Fish and Parks Commission; providing for the employment of heads of divisions, game and fish wardens, park managers, and other employees; making other provisions relating thereto; abolishing the State Parks Board; transferring all powers and duties of the State Parks Board prior to the effective date of this Act to the Game, Fish and Parks Department; prescribing the powers, duties and authority of the Game, Fish and Parks Department; providing the purposes for which the Special Game and Fish Fund can be expended; making other provisions relating to the organization, powers, duties and authority of the Game, Fish and Parks Department; repealing all laws in conflict; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Rosson, Crews, Haring, Fletcher, Whitfield, Grover and Miller:
H. B. No. 22, A bill to be entitled “An Act amending Article 4632 of the Revised Civil Statutes of Texas, 1925, as amended, so as to increase the period from the time a divorce petition is filed to the time it may be heard; amending Article 4640 of the Revised Civil Statutes of Texas, 1925, so as to make it a felony for any party to a divorce to marry anyone within six (6) months except the other party to the divorce; amending Section 1a of Chapter 39, Acts of the 44th Legislature, Regular Session, 1935, as amended, (compiled as Section 1 of Article 4639a of Vernon’s Texas Civil Statutes), to require that all child support payments shall be paid to the clerk of the court rendering the support judgment; to require the appointment of an attorney ad litem to represent children in every divorce suit except when waived for cause by the court; to require the defendant in a divorce suit involving children to be present when the cause is heard, and requiring certain sworn statements from the defendant if he or she is not present; amending Article 603 of the Revised Civil Statutes of Texas, 1925, so as to permit visitation at reasonable times and places by the parent not having custody of children, with certain exceptions; and declaring an emergency.”

Referred to the Committee on Judiciary.

By Eckhardt:
H. B. No. 23, A bill to be entitled “An Act making findings and declaring policies relating to occupational safety; defining terms of this Act; providing duties of employers as to occupational safety; creating within the Bureau of Labor Statistics an Occupational Safety Board; authorizing said Board, after public hearing, to make and publish in occupational safety rules for places of employment; creating within the Bureau of Labor Statistics a Division of Occupational Safety; providing for the enforcement and administration of such rules by the Commissioner of the Bureau of Labor Statistics; providing for judicial review of such rules; providing penalties; providing for cooperation with the State Department of Health; providing separability; repealing conflicting laws; and declaring an emergency.”

Referred to the Committee on Labor.

By Carriker:
H. B. No. 24, A bill to be entitled “An Act amending the Texas Motor Vehicle Safety-Responsibility Act relating to the deposit of security following certain accidents, the proof of financial responsibility in certain instances, the suspension of certain licenses, registrations and non-resident operating privileges and certain penalties; providing for severability; and declaring an emergency.”

Referred to the Committee on Insurance.

By Mutscher:
H. B. No. 25, A bill to be entitled “An Act amending Subsection (1) of Article 6.03 of Chapter 6, Title 122A, Revised Civil Statutes of Texas, 1925, by increasing the rate of the retail sales tax on motor vehicles; amending Article 6.05 of Chapter 6, Title 122A, Revised Civil Statutes of Texas, 1925, by increasing the rate of the use tax on motor vehicles; amending Article 6.05 of Chapter 6, Title 122A, Revised Civil Statutes of Texas, 1925, by defining certain terms used therein; repealing all laws in conflict; providing a
severability clause; and declaring an emergency.”

Referred to the Committee on Revenue and Taxation.

By Shannon: H. B. No. 26, A bill to be entitled “An Act changing the name of Bureau of Labor Statistics to the same Bureau of Labor: changing the name Commissioner of Labor Statistics to Commissioner of Labor; providing that wherever the phrase Bureau of Labor Statistics is used in the laws of this State, the same shall hereafter refer to the Bureau of Labor; providing that wherever the phrase Commissioner of Labor Statistics is used in the laws of this State, the same shall hereafter refer to the Commissioner of Labor; transferring all powers, duties and authority relating to the regulation of boxing and wrestling and the enforcement of laws relating to boxing and wrestling from the Bureau of Labor Statistics and the Commissioner of Labor Statistics to the Department of Public Safety; providing a severability clause and declaring an emergency.”

Referred to the Committee on State Affairs.

By Calz: H. B. No. 27, A bill to be entitled “An Act amending Acts, 1955, 54th Legislature, page 1392, Chapter 512, (Article 548b, Vernon’s Texas Statutes), pertaining to the regulation and sale of pre-need funeral merchandise and service contracts; deleting certain exemptions from the Act; making certain provisions and changes as to the character and type of contracts covered by the Act and the regulation of the same; regulating the solicitation of the designation of funeral services and merchandise desired by an individual; providing that delivery of merchandise prior to death shall not constitute performance; providing that the permit required by said Act shall be issued by the Banking Commissioner; repealing all laws in conflict herewith; and providing and declaring an emergency.”

Referred to the Committee on Banks and Banking.

By Garrison: H. B. No. 28, A bill to be entitled “An Act to classify loans and lend-
deceptive with reference to rates, terms or conditions of loans; provid­ing for the conduct of other business in the same office as licensee; fixing maximum interest rate for default and extension and relating them to maximum rate of interest permitted; prohibiting any other charges except those permitted; provid­ing for refunds in the event of prepayment in full before maturity and the method of calculating re­charges; providing for the making and paying of loans; prohibiting the splitting of loans; prohibiting the confession of judgments and incomplete instruments; prohibiting the taking of liens on real estate as security for loans except as created by law through the rendition or recording of a judgment; providing for the taking of chattel mortgages and requiring the joinder of the spouse in the case of married persons; permitting insurance to be required by licensee in connection with loans and defining the types and amounts of insurance; requiring the delivery of policy or certificate of insurance to the borrower; providing for the de­duction of premiums or identifiable charges from the proceeds of the loan; providing for additional loans by licensee to the same borrower, but prohibiting interest greater than would be permitted if not a licensee under this Act; providing that wage purchases be deemed loans; provid­ing for enforcement of loans made elsewhere enforceable in accordance with the laws of state where made; provid­ing for the right of appeal to a district court of Travis County and trial de novo as that term is used in appealing from the Justice of the Peace Court to the county court on appeal from any order or regulation of the commissioner; providing for the disposition of fees and revenues; providing that pre-existing contracts shall not be impaired or affected; providing for the amendment of Chapter 144, Acts of the 48th Leg­islature, Regular Session, 1943, compiled as Article 4646(b), Re­vised Civil Statutes of Texas, 1925, and Article 5069, Revised Civil Statutes of Texas, 1925, and Article 5073, Revised Civil Statutes of Texas, 1925, repealing of laws in conflict herewith to the extent of such conflict carry­ing into effect the amendment to Article XVI, Sec. 11, of the Constitu­tion adopted November 8, 1960; providing for penalties; providing for severability; and declaring an emergency.

Referred to the Committee on Banks and Banking.

By Johnson of Dallas:

H. B. No. 29, A bill to be entitled "An Act arranging the statutes of this state affecting Savings and Loan Association and their operations in appropriate chapters and Articles into a consistent whole and under a single act; defining certain terms; providing a method of forming associations; stating the powers, duties and qualifications of directors, officers and members of such associations; fixing the corporate power thereof; regulating the loans, investments and ownership of real property by such associations; providing for savings accounts and fixing rights and obligations in regard thereto; providing for the computation of earnings, transfers to loss reserves, dividends and surplus of such associations; providing for the supervision and regulation of such associations; their books and records, accounting practices, statements, reports, audits and examinations; pro­viding for discontinuance of violations and receivership, limiting the rights of foreign associations to do business as a savings and loan association in this state; providing for conversion to federal associations, reorganization, merger, consolidation and voluntary liquidation of such associations; exempting savings accounts from securities laws; authorizing acknowledgments to be taken before members and employ­ees of associations who are notaries public; providing for closing of places of business; permitting associa­tions to act to avoid losses; providing for fees to be collected by savings and loan commissioner; requiring all associations authorized to conduct a savings and loan busi­ness to conform to this act; providing that outstanding shares, stock, share accounts and investment certificates (except permanent reserve fund stock) shall be considered as savings accounts; prohibiting the is­sue of stock or shares not au­thorized by this Act; providing for ad valorem taxation of the property...
of such associations; permitting rule-making procedures to be instituted under certain conditions; providing hearing procedures; providing for judicial review; providing penalties for slander of an association, embezzlement, declaring greater dividends than earned, failing to comply with law, suppressing evidence and discovery by examiners; repealing all laws in conflict herewith; providing for severability of the different articles or parts of articles so that the unconstitutionality of one or more shall not affect the remainder of the act; providing an effective date; and declaring an emergency."

Referred to the Committee on Banks and Banking.

By Rapp:
H. B. No. 30, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Port Mansfield Public Utility District,' prescribing the rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its government, containing provisions as to its taxes and its tax assessor and collector; containing provisions relating to addition of land; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

Referred to the Committee on Conservation and Reclamation.

By Fairchild and Townsend:
H. B. No. 31, A bill to be entitled "An Act amending subdivision (g) of Section 1 of Chapter 314, General Laws, 1931, Legislature, Regular Session as heretofore amended (and now codified as subdivision (g) of section 1 of Art. 911 b Vernon's Civil Statutes) so as to re-define the term 'Motor Carrier;' providing that the terms 'Motor Carrier,' 'contract carrier' and 'specialized motor carriers' shall not include vehicles used exclusively in the transportation of sand, gravel, dirt, caliche, shell, cement, ready-mix concrete, asphalt, rock, aggregate, and other similar road building substances ordinarily transported in bulk, unless, in the course of transportation a highway between two or more cities, towns or villages is traversed; providing a savings clause; and declaring an emergency."

Referred to the Committee on Motor Traffic.

By Gibbens:
H. B. No. 22, A bill to be entitled "An Act relating to the industrial development of Texas; creating the Office of Economic Development; providing for a Director of Economic Development; providing duties and powers of the Office of Economic Development; creating a Development Advisory Council; providing duties of the Development Advisory Council; repealing Chapter 10 of Title 83, Revised Civil Statutes of Texas, 1925, as amended; repealing Chapter 193, Acts of the 56th Legislature, Regular Session, 1959; providing severability; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mutchers:
H. B. No. 33, A bill to be entitled "An Act amending Section (b) of Article 20.01 of Chapter 20, Title 122A, Revised Civil Statutes of Texas, 1925, as amended, by redefining the term 'Sale for Resale' as used therein; repealing laws in conflict; providing a severability clause; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Requivil, Berry, Canales, Giddens, Johnson of Bexar, Smith of Bexar, Segrest, Kothmann, Alaniz, de la Garza, Whitfield, Pipkin, Ligarde, Rodrigues, Traeger, Bridges, Miller, Wilson and Caldwell:
H. B. No. 34, A bill to be entitled "An Act creating San Antonio College at the City of San Antonio, Bexar County, Texas, providing for work at said College suitable to a College of the first class; providing for courses of study to be offered; providing for the work, control and management thereof, the appointment of a Board of Regents and the selection of a president; providing for the granting of appropriate degrees and the giving of special courses; providing for the acquisition of additional land where necessary for the enlargement of the work of said College; granting to said College the right of eminent domain;
empowering the Board of Regents to accept donations, gifts and endowments and the conditions thereof; requiring biennial reports to the Legislature; providing that the College hereby created shall not situate or offer any education courses herein provided for unless and until suitable arrangements are made with the San Antonio Union Junior College District of Bexar County, Texas, for the acquisition or use by gift of its corporate properties and facilities; providing all necessary details to accomplish the purpose of this act, repealing all laws and parts of laws in conflict with this act, providing a saving clause and declaring an emergency.”

Referred to the Committee on State Affairs.

By Jarvis, Cannon, Floyd and Johnson of Dallas:
H. B. No. 35, A bill to be entitled “An Act amending Chapter 125 of the 45th Legislature, 1937, as last amended by Chapter 275, Acts of the 55th Legislature, 1957 (compiled as Article 2458, Vernon’s Texas Civil Statutes), providing in all cities of less than 150,000 inhabitants according to the last preceding federal census, for the hiring of an actuary, providing for the investment of fund proceeds in certain cities; providing for the creation, appointment and duties of an Investment Advisory Committee in all cities; providing for the hiring of an actuary in cities with a population 800,000 or less according to the last preceding federal census; providing a severability clause; and declaring an emergency.”

Referred to the Committee on Municipal and Private Corporations.

By Richardson, Grover, Farmer, Bridges, Parker, Bass of Harris, Gladden, Cherry, Carrick, Esquivel, Hefton, Brown of Taylor, Caldwell, West and Johnson of Dallas, Cavness, Smith of Bexar, McLaughlin, Chapman, Brooks, Niemerer, Hall, Thompson, Collins, Richards, McRegor, Kilpatrick, Cannon, Green, Finney, Hinton, Ward and Satterwhite:
H. B. No. 36, A bill to be entitled “An Act amending Article 20.02, Article 20.03 and Paragraph (B) of Article 20.05 of Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended by Section 1, Article I, Chapter 24, Acts 57th Legislature, 1st Called Session, 1961, so as to exclude sales of tangible personal property having a value of twenty-four cents (24¢) or less from the Limited Sales, Excise and Use Tax; providing for severability; repealing conflicting laws and declaring an emergency.”

Referred to the Committee on Revenue and Taxation.

By Caldwell:
H. B. No. 37, A bill to be entitled “An Act providing for a ‘Texas Labor Code’ by amending, revising, rearranging, modifying, superseding and supplanting existing laws now contained in Title 83 ‘Labor’ of the Revised Civil Statutes of Texas, as amended, and certain specified provisions of the Penal Code of Texas; creating a Department of Labor and transferring to it duties and functions of the Bureau of Labor Statistics now provided by law, and providing further and additional duties and functions of the Department of Labor including a State Mediation Service, and a Labor Management Representation Election Service; reenacting with amendments, Chapter 2, 4, 10, 15, 16 and 18 of said Title 83; repealing all laws in conflict, and providing severability.”

Referred to the Committee on State Affairs.

By Hollowell and Murray:
H. B. No. 38, A bill to be entitled “An Act regulating the drilling of oil and gas wells; prohibiting the drilling of a well for the purpose of taking oil or gas by starting said well on a tract of real property owned by one or more persons and directionally deviating said well (from vertical) so that it crosses the boundary line of said tract of real property onto another tract of real property not owned by identically the same person or persons owning the tract on which said well was started without previously obtaining a special permit from the Railroad Commission of Texas; making other provisions relating thereto; providing penalties for violation; defining the offense; and prescribing the punishment for violation; prohibiting the production of oil or gas from a well...
H. B. No. 49, A bill to be entitled "An Act relative to the regulation of rates for certain casualty insurance including motor vehicle insurance and fidelity, guaranty and surety bonds, and to standard motor vehicle insurance policy forms; amending Articles 5.13 and 6.14 of the Insurance Code; adding a new Article to be designated Article 5.19A to Chapter 5 of the Insurance Code; repealing subchapter A of Chapter 5, being Articles 5.01 to 5.12 inclusive of the Insurance Code, as amended; and declaring an emergency."

Referred to the Committee on Insurance.

By Duggan, Floyd, Bass of Harris, Miller, Shutt, Grover and Shipley.

H. B. No. 41, A bill to be entitled "An Act to amend Chapter 16, Title 19, Article 157b of the Penal Code of 1925, as amended in 1937, providing punishment for murder without malice; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Butler and Fondren.

H. B. No. 43, A bill to be entitled "An Act amending certain sections of the Securities Act, Senate Bill No. 294, Chapter 269, 56th Legislature, and codified as Articles 581-1, to 581-39, Vernon's Annotated Civil Statutes of 1925, as amended, by amending Subsections B, G, H, L, and O of Section 9; by adding a new Subsection D to Section 7; by amending Subsection B of Section 9; by amending Section 13; by adding a new Subsection G to Section 14; by repealing Subsection G of Section 23; and by amending Section 33; providing for severability; saving pending proceedings; and declaring an emergency."

Referred to the Committee on Judiciary.

By Segrest.

H. B. No. 48, A bill to be entitled "An Act levying an occupation tax on the business done within this State of selling, issuing or delivering trading stamps or other similar devices; providing an effective date;
providing a severability clause; and declaring an emergency.''
Referred to the Committee on Revenue and Taxation.

By Kilpatrick:

H. B. No. 44, A bill to be entitled "An Act providing for determination, establishment and payment of prevailing scale of wages and wage area and to administer and enforce provisions of this Act; providing for judicial review of the Commissioner's determination; creating duties of employers on public works and of public bodies awarding contracts for public works; defining offenses and penalties necessary and incident thereto; providing severability; repealing conflicting laws; and declaring an emergency."
Referred to the Committee on State Affairs.

By Gibbens:

H. B. No. 45. A bill to be entitled "An Act amending Section (a) and repealing the first paragraph of Section (b) of Article 6686 of the Revised Civil Statutes of Texas, 1925, as amended, relating to dealer's and manufacturer's license plates for their un-registered motor vehicles, motorcycles, house trailers, trailers, or semi-trailers; defining the terms 'dealer' and 'manufacturer;' limiting the use of manufacturer's test plates to new vehicles; providing for dealers to issue dated cardboard tags to buyers; specifying a validity time period for each buyer's tag so issued; providing for the form, color, and specifications of such buyer's cardboard tag to be prescribed by the Department; prohibiting the issuance of excessive buyer's cardboard tags for same vehicle; placing the responsibility for the safe-keeping and for the distribution of all cardboard tags; placing the responsibility for showing certain information in ink on the buyer's cardboard tag; providing for the issuance of dealer's cardboard tags for the operation of un-registered vehicles owned by such dealers; providing for the form, color, and specifications of such dealer's tag to be prescribed by the Department; exempting certain vehicles from inspection; specifying the Department's authority to cancel dealer's or manufacturer's license plates for just cause; providing for dealers and manufacturers to submit upon demand certain pertinent information; providing under certain conditions for the surrender of dealer's and manufacturer's license plates including all facsimile cardboard tags thereof; prohibiting the use of dealer's or manufacturer's license plates on certain vehicles and providing an exemption therefor; providing for applications for dealer's and manufacturer's license plates and specifying the fees thereof; authorizing the Department to examine certain papers relative to all vehicles owned or controlled by dealers; defining the terms 'vehicle' and 'Department;' specifying that out of state license plates must be immediately removed from vehicles purchased by dealers; authorizing the promulgation of reasonable rules and regulations; providing for dealers and manufacturers to notify the Department within ten (10) days of a change of address; providing for the display of dealer's license plates; prohibiting the unauthorized production of cardboard tags; providing for a penalty; repealing laws in conflict; and providing for severability."
Referred to the Committee on Motor Traffic.

By Woods and Grover:

H. B. No. 46, A bill to be entitled "An Act to provide a sick leave policy for all teachers employed in the Texas Public Free Schools, setting out the Minimum Sick Leave Program, providing for reports to and administration through the Central Education Agency; providing for financing through the State Foundation School Fund; to take effect for the 1963-64 school year and thereafter; providing a severability clause, and declaring an emergency."
Referred to the Committee on Appropriations.

By Whitfield:

H. B. No. 47, A bill to be entitled "An Act making it unlawful for any person employed in the Executive
branch of the State Government, or any agency or department thereof, to use his official authority or influence for the purpose of interfering with, or influencing the passage of legislation; providing certain exceptions to the Act; providing a penalty for violations of this Act; and declaring an emergency."

Referred to the Committee on State Affairs.

By Fairchild, Cowles, Crews, Chapman, Heflin, Butler, Garrison, Heath, Cook, Wilson, Gladden, Caldwell, Walker, Thurmond, Wells, Grover, Shannon, Haines of Brazos, Green, Cavness, Adams, Black, McDonald of Rusk, Koliba, Haynes of Orange, Ratliff, Segrest, Jamison, Schiller, Blaine, Richards, and Bledsoe:

H. B. No. 49, A bill to be entitled "An Act amending the Texas Motor Vehicle Safety-Responsibility Act relating to the deposit of security following certain accidents, the proof of financial responsibility in certain instances, the suspension of certain licenses, registrations and non-resident operating privileges, and certain penalties; providing for severability; and declaring an emergency."

Referred to the Committee on Insurance.

By Parker:

H. B. No. 49, A bill to be entitled "An Act amending certain parts of Acts 1933, 43rd Leg., p. 843, ch. 2, by Acts 1933, 43rd Leg., 2nd C. S., p. 63, ch. 51, by Acts 1961, 47th Leg., p. 625, ch. 577, by Acts 1943, 48th Leg., p. 33, ch. 31, and by Acts 1961, 57th Leg., p. 264, ch. 133, §1, particularly subsection (a) thereof, by providing for transfer to and vesting in the Department of Public Safety of the State of Texas all authority and power hereunto delegated and granted by said Acts to the Commissioner of Labor Statistics with respect to boxing contests and wrestling matches; providing for transfer of personnel, property, equipment and records now a part of and the duties, functions and responsibilities of the Bureau of Labor Statistics to and placement under jurisdiction of the Department of Public Safety; further defining its power and duties; repealing all conflicting laws but retaining in full force and effect existing provisions regulating boxing and wrestling; providing for transfer of funds credited to the Bureau of Labor Statistics to the credit of the Department of Public Safety; providing severability; and declaring an emergency."

Referred to the Committee on State Affairs.

By Harding, Brown of Taylor, Arledge, Atwell, Clayton and Glenn:

H. B. No. 6, A bill to be entitled "An Act amending Chapter 421, Acts of the 60th Legislature, Regular Session, 1947, as last amended by Chapter 259, Acts of the 57th Legislature, Regular Session, 1961, (which is compiled as the 'Uniform Act Regulating Traffic on Highways, Article 6701d, Vernon's Texas Civil Statutes') by adding thereto a new article relating to speed of vehicles, rules of enforcement and admissibility of evidence; repealing Section 8 of Chapter 42, Acts of the 41st Legislature, Second Called Session, 1929, as amended, (compiled as Section 8, Article 827a, Vernon's Texas Penal Code); and declaring an emergency."

Referred to the Committee on Highways and Roads.

By Peeler, Murray, Pipkin, de la Garza, Klagé, Lalitmore, Bridges, Wieting, Cory, Haring, Rupp, McDonald of Hidalgo, McLaughlin and Rodriguez:

H. B. No. 51, A bill to be entitled "An Act reorganizing the State of Texas into Supreme Judicial Districts for the purpose of constituting and organizing Courts of Civil Appeals therein; creating and establishing the Twelfth Supreme Judicial District of Texas with Corpus Christi as the site of said court; removing certain counties from the first and Fourth Supreme Judicial Districts; Amending Articles 138 and 1317, Revised Civil Statutes of Texas of 1925, as amended; providing that the Court of Civil Appeals for the Twelfth Supreme Judicial District shall come into existence on January 1, 1965; providing that the Commissioners Court of Nueces County shall provide and equip suitable space and a library; authorizing present Justices of the Fourth Supreme Judicial District to elect whether to serve in the Fourth or the Twelfth District and prescribing the method of exercising such election; providing for
the election in 1964 of the Justices of the Twelfth District and prescrib­ing the procedure for such election; providing that Title 39, Revised Civil Statutes of Texas of 1925, as amended, shall apply to and govern the new court; providing for the transfer of cases to the Twelfth District; providing for compensation of the new Justices; authorizing the appropriation of necessary State funds; providing for severability of the parts hereof; repealing all laws in conflict herewith; and declaring an emergency.

Referred to the Committee on Judicial Districts.

By Woods and Grover:

H. B. No. 52, A bill to be entitled "An Act to make available to school districts of Texas applying theretofore a summer school educational program partially supported by State grants to the extent herein provided, subject to certain duties, re­quirements and conditions prescribed and the approval of the locally de­veloped program by the Central Edu­cation Agency; requiring also financ­ing of such local program from funds of the participating district and re­quired tuition fees; authorizing the payment of the State's share out of the Minimum Foundation School Fund; defining total cost of the district's program for allocation pu­rposes of this Act; making this Act effective for the school year 1963-64 and thereafter; fixing maximum al­locations of classroom teacher units for the next biennium only, 1963-64 and 1965-66; and declaring an emer­gency."

Referred to the Committee on Education.

(Speaker in the Chair)

By Bass of Bowie:


Referred to the Committee on State Affairs.

By Isaacks, Blaine, McNutt, Mc­Gregor and Mann:

"An Act abolishing the office of county superintendent in all coun­ties in this State having a population of not less than three hundred thou­sand (300,000) nor more than three hundred and fifty thousand (350,-000); providing that the duties of county superintendents on the effec­tive date of this Act shall be perform­ed by the county judges of such counties; providing compensation for the duties of such county judges; repealing all laws and parts of laws that conflict herewith; and declaring an emergency."

Referred to the Committee on Judicial Districts.

By Isaacks, Blaine, McNutt, Mc­Gregor and Mann:

H. B. No. 54, A bill to be entitled "An Act relating to the establish­ment, operation and maintenance of a public fishing pier from the old causeway across Copano Bay in Aransas County; and declaring an emergency."

Referred to the Committee on State Affairs.

By Crews, Mcilhany and Caldwell:

H. B. No. 55, A bill to be entitled "An Act amending Article 14.06, Acts of the 51st Legislature, 1949; and declaring an emergency."

Referred to the Committee on State Affairs.

By Wieting and Haring:

H. B. No. 56, A bill to be entitled "An Act amending Chapter 12, Acts of the 53rd Legislature, Regular Session, 1953, as amended (compiled as Article 3886h of Vernon's Texas Statutes), so that in the Thirty­fourth Judicial District of Texas the maximum salary of the District At­orney shall be fixed at not to exceed Fourteen Thousand ($14,000) Dol­lars, and the maximum salary of the Assistant District Attorneys and Investigators shall not exceed Eleven Thousand ($11,-000) Dollars for the First Assistant District Attorney and Eighty Five Hundred ($8,500) Dollars for other Assistant District Attorneys and In­vestigators in said District; contain­ing a severability clause; and de­claring an emergency."

Referred to the Committee on Counties.

By Wieting and Haring:

H. B. No. 57, A bill to be entitled "An Act relating to the establish­ment, operation and maintenance of a public fishing pier from the old causeway across Copano Bay in Aransas County; and declaring an emergency."

Referred to the Committee on State Affairs.
Title 122A of Vernon's Revised Civil Statutes of the State of Texas, so as to provide an exemption of property passing to or for the use of any religious, educational, or charitable organization, if the laws of the jurisdiction under which such organization is organized or is operating provide an exemption from death tax of any character with respect to property passing (1) to or for the use of any such organization, or (2) to or for the use of any such organization, or (3) to or for the use of any such organization organized or operating within the State of Texas, or (3) to or for the use of any such organization organized or operating within any other jurisdiction which grants a reciprocal exemption; providing a severability clause; and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

By Gladden:

H. B. No. 58, A bill to be entitled "An Act amending Article 1439 of the Penal Code of Texas, 1925 relating to conversion by a bailee; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Thompson and Hallmark:

H. B. No. 59, A bill to be entitled "An Act amending Subdivision 84 of Article 1539, Title 8, Revised Civil Statutes of the State of Texas, 1925, as amended, to change the terms of the Supreme Court of the 84th Judicial District, and to give the judge discretion as to the number of sessions he holds in any county of the district during any term; determining all process, bonds and recognizances, and all grand and petit juries of the old terms; repealing all laws in conflict; and declaring an emergency.

Referred to the Committee on Judicial Districts.

By Fletcher, Rosson, Crews, Harling and Whitfield:

H. B. No. 60, A bill to be entitled "An Act amending Paragraph B of Article 4605, Revised Civil Statutes of Texas, 1925, as amended by Section 1 of Chapter 20, Acts of the 44th Legislature, 2nd Called Session, 1925, so as to provide that no marriage license shall be issued until it is shown on file in the County Clerk's office for a period of not less than five (5) days, repealing all laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Judiciary.

By Quilliam, Schiller and Barnes:

H. B. No. 61, A bill to be entitled "An Act amending Section 1 of Chapter 442, Acts of the 44th Legislature, Second Called Session, as last amended, which is codified as Article 3880.5, Vernon's Texas Civil Statutes, to increase the salary of district attorneys in all judicial districts to Ten Thousand Dollars ($10,000); placing all county attorneys performing the duties of district attorney on a salary basis of compensation and fixing the minimum amount of such salary; providing for deposit of fees in the county treasury; providing for payment by the state into the Office's Salary Fund of each county having a county attorney performing the duties of district attorney: stating the effect of this Act on other laws and repealing all laws and parts of laws in conflict; setting an effective date; and declaring an emergency.

Referred to the Committee on Appropriations.

By Bledsoe:

H. B. No. 62, A bill to be entitled "An Act amending Paragraph (1) of Section 1 of Chapter 514, Acts of the 41st Legislature, Regular Session, 1929, as added by Chapter 442, Acts of the 47th Legislature, Regular Session, 1941, as amended, compiled as Section 1 of Article 514A, Vernon's Texas Civil Statutes, so as to exclude certain wreckers of vehicles from the term 'specialized carrier'; repealing all laws in conflict; providing for a severability; and declaring an emergency.

Referred to the Committee on Motor Traffic.

By Woods:

H. B. No. 63, A bill to be entitled "An Act authorizing incorporated cities, towns, and villages to raise revenue by levying a limited sales tax on the sale of certain tangible personal property in such cities, towns and villages; providing methods of imposing such tax; providing methods of abolishing such tax; providing that the Commissioner of Public Accounts of the State of Texas shall have authority to establish a
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bracket system formula for the joint collection of the taxes authorized by this Act and the taxes authorized by the Limited Sales, Excise and Use Tax Act of the State of Texas, and for the administration, collection and enforcement of such tax by the State of Texas; providing for the allocation of revenues therefrom; providing penalties; repealing all laws in conflict; providing for the severability of provisions; and declaring an emergency.''

Referred to the Committee on State Affairs.

By McIlnany and Rapp:

H. B. No. 64, A bill to be entitled "An Act regulating the distribution, sale, or transportation of insecticides, fungicides, rodenticides, defoliants, desiccants, plant regulators, nematocides, and other economic pesticides and devices; regulating traffic therein; providing for labeling, registration, and examination of such materials; defining certain terms; imposing penalties, and for other purposes; providing other provisions relating thereto; prescribing the powers and duties of the Commissioner of Agriculture including provisions for his consultation with appropriate officials of certain organizations; providing a severability clause; repealing all laws in conflict; and declaring an emergency.''

Referred to the Committee on Agriculture.

By Harris of Galveston, Brooks and Brown of Galveston:

H. B. No. 65, A bill to be entitled "An Act to amend Section 2, Chapter 255, Acts of the Fifty-Fifth Legislature, Regular Session, 1955, as amended, and all other conflicting laws to the extent of such conflict; and declaring an emergency.''

Referred to the Committee on Games and Fisheries.

By McDonald of Rusk:

H. B. No. 66, A bill to be entitled "An Act to establish and fix a minimum monthly salary that shall be paid school bus drivers employed by public school district entities or proper county school authorities for such regular services performed; permitting the payment of a higher salary; effective for the scholastic year, 1963-64 and thereafter; and declaring an emergency.''

Referred to the Committee on Appropriations.

By Johnson of Dallas, Butler, Floyd, Miller, Garrison, Shipley, Bass of Harris, Whitfield, Eckhardt, Dugan, Whaley, Shutt and Haynes of Orange:

H. B. No. 67, A bill to be entitled "An Act authorizing cities of more than ten thousand (10,000) inhabitants, according to the last preceding federal census to adopt a program whereby upon consent of any fireman or policeman a stipulated amount will be withheld from his monthly salary or wages to be forwarded to this bona fide employees association in payment of membership dues; providing penalties for violation; and declaring an emergency.''

Referred to the Committee on Municipal and Private Corporations.

By Jarvis:

H. B. No. 68, A bill to be entitled "An Act amending Article 198 of the Revised Civil Statutes of Texas, 1925, as last amended by Chapter 421, Acts of the 47th Legislature, Regular Session, 1941, and Article 1817 of the Revised Civil Statutes of Texas, 1925, as last amended by Chapter 421, Acts of the 55th Legislature, Regular Session, 1957, so as to create the Twelfth Supreme Judicial District, comprised of the counties of Smith, Van Zandt, Henderson, Anderson, Houston, Freestone, Cherokee, Rusk, Nacogdoches, Shelby, Panola, Angelina, Rains, San Augustine, Sabine, Wood, Upshur, Kaufman, Navarro, Leon and Trinity, and to locate the court of civil appeals thereof in the City of Tyler; providing for jurisdiction of cases; and declaring an emergency.''

Referred to the Committee on Judicial Districts.

By Hefton:

H. B. No. 69, A bill to be entitled "An Act amending Articles 20.02, 20.03 and 20.04 of Chapter 20, Title 123-A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended so as to reduce the rate of the retail sales and use tax (20.03, 20.04) to ten percent (10%) for the benefit of school denominational and parochial school districts of the State of Texas, the Taxation, Education and Extension Fund, and the General Fund; and declaring an emergency.''

Referred to the Committee on Education.
crong the sale and use of tangible personal property; eliminating cer-
tain exemptions; providing for sev-
erability; and declaring an emer-
gency.

Referred to the Committee on Revenue and Taxation.

By Adams:

H. B. No. 70, A bill to be entitled
"An Act amending Chapter 1, page 944, General Laws, Acts of the 46th
Legislature, Regular Session, 1939, as amended (compiled as Article
691c, Vernon's Texas Civil Statutes) by adding thereto two sections so as to
provide for a lien on all real prop-
erty belonging to applicants for or
recipients of public assistance pursu-
ant to programs provided for by
the Public Welfare Act of 1941, as
amended, and their respective
spouses; and to prohibit under cer-
tain conditions the payment of public
assistance to persons who transfer
property so as to qualify for or in-
crease their need for assistance; and
declaring an emergency."

Referred to the Committee on State Affairs.

By Shutt, Miller, Shipley, Duexes,
Harrison, Grover and Whatley:

H. B. No. 71, A bill to be entitled
"An Act amending Sections 512 and
217a of the Election Code of the
State of Texas (Articles 13.34 and
13.40 of Vernon's Texas Election
Code) so as to change the basis for
determining the number of delegates
to be elected to the county and state
canvases of a political party, and
the number of votes to which a coun-
cy is entitled in the state canvases,
from the number of votes cast for
the party's candidate for Gov-
ernor at the preceding general elec-
tion to the total number of votes cast
for the office of Governor in the
party's general primary election
preceding the last general election;
and declaring an emergency."

Referred to the Committee on
Privileges, Suffrage and Elections.

By McIngvor, Foeier, Eckhardt
and Bridges:

H. B. No. 72, A bill to be entitled
"An Act conditioned upon the adop-
tion of a Constitutional Amendment
abolishing payment of the poll tax
as a prerequisite for voting and
authorizing the enactment of a gen-
eral registration law; amending the
Election Code of the State of Texas
to provide a permanent registration
system for voters and to require
registration as a prerequisite for
voting in all elections; providing
that the county clerk shall be the reg-
istrar of voters in each county;
providing for the qualifications to be
a registered voter; providing pro-
cedures for registration and for can-
cellation of registration; providing
for identification of voters at the
polls; providing for designation of
party affiliation on the registration
record of a voter, and limiting par-
ticipation in the primary elections
and conventions of a political party
to voters currently registered as af-
iliated members of the party; mak-
ing other provisions for effectuating
the purposes of the Act; stating the
effect of the Act on existing laws re-
lating to poll taxes and exemption
certificates; repealing Sections 41
through 56 of the Election Code of
the State of Texas, and repealing all
other conflicting laws to the extent
of the conflict; providing for the
effective date; providing for sev-
erability; and declaring an emer-
gency."

Referred to the Committee on
Privileges, Suffrage and Elections.

By de la Garza:

H. B. No. 73, A bill to be entitled
"An Act to carry into effect the pro-
visions of the Amendment adding
Section 45d to Article III of the
Texas Constitution adopted at the
General Election held on November
9, 1961; authorizing the acquisition
and development of storage facilities
by the Texas Water Development
Board under certain conditions;
defining certain terms; authorizing
the Texas Water Development Board
under certain conditions to execute
long-term contracts with the United
States or any of its agencies for the
acquisition and development of stor-
age facilities in reservoirs con-
structed or to be constructed by the
Federal Government; limiting expen-
situres by the Texas Water Devel-
opment Board for acquiring storage
facilities as to principal obligations
of $50,000,000 and not to exceed
$15,000,000 for storage facilities in
any single project; prescribing condi-
tions for approval of Texas Water
Commission for Texas Water De-
velopment Board to acquire and de-
vlop storage facilities or to con-
recreational facilities; authorizing acquisition of storage facilities and upon storage facilities; providing for collection, deposit, transfer and use of money received from any sale, transfer or lease of acquired storage facilities; authorizing the Texas Water Development Board to store unappropriated public waters of the state in acquired storage facilities and to sell any of said public waters under prescribed conditions and provisions; providing for use of money received from sale of water and standby service; authorizing the Texas Water Development Board to release unappropriated storage facilities and to relieve an emergency condition under certain conditions; affording political subdivisions a preferential right to purchase, acquire or lease storage facilities or to purchase water in storage from the Texas Water Development Board; authorizing the Texas Water Development Board to contract with political subdivisions or agencies of the State and with the United States and its agencies for the development and operation of recreational facilities at reservoirs in which the State has acquired storage facilities and providing for the use of income derived therefrom; and authorizing the Legislature to make appropriations for developing and operating such recreational facilities; requiring approval by the Attorney General of Texas as to legality of any resolution or contract of the Texas Water Development Board relating to the acquisition and development of recreational facilities, any sale, lease or transfer of acquired storage facilities, any sale of impounded impounded water and for the development and operation of recreational facilities; authorizing the Texas Water Development Board and the Texas Water Commission to prepare rules and regulations which shall be approved by the Attorney General of Texas and filed with the Secretary of State; providing a repealing clause; prescribing a severability clause; and declaring an emergency.

Referred to the Committee on Conservation and Reclamation.

By Bridges, Pedler, Carrilker, Alanin, Eulichardt and Johnson of Bexar:

"An Act authorizing the creation of a National Seashore Area on part of Padre Island and the surrounding submerged lands; withdrawing from sale the surface lands of all state-owned lands in the area and vesting title thereto in the State of Texas for park purposes only; reserving the mineral estate with right of occupation and use for reasonable development; directing the Commissioner of the General Land Office to inventory State lands in said area; placing such lands under supervision and control of the Texas State Parks Board; directing the Governor of Texas to execute a conveyance to the United States Government covering all state-owned lands in the National Seashore Area; reserving concurrent jurisdiction to the State of Texas for execution and service of all legal process and the right to levy and collect state taxes within such area; reserving to the residents thereof the right to vote; providing for the reservation by the State of Texas and by private owners of mineral interests with right of occupation and use for reasonable development; authorizing the United States Government through purchase or condemnation to acquire surface estate within the National Seashore Area from private owners thereof; recognizing the rights of the Willacy County Navigation District and requesting the United States Government to consider such rights; providing for severability; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Referred to the Committee on State Affairs.

By Rodrigues:

H. B. No. 75, A bill to be entitled "An Act authorizing the Board of Directors of the Texas College of Arts and Industries to acquire land in Hidalgo County; to pledge future
revenue of land acquired and book-
store revenue to secure a lien on
land acquired; containing a sever­
ability clause; and declaring an
emergency."
Referred to the Committee on
State Affairs.

By Canales:
H. B. No. 76, A bill to be entitled
"An Act amending the Texas Liquor
Control Act, Chapter 467, Acts of
the 44th Legislature, Second Called
Session, 1935, as amended, so as
to redefine the term 'open saloon' and
to provide for the issuance of Liquor
Retailer's Permits for the sale of
liquor by the drink or in broken or
unsealed containers for consumption
on or off the premises, where sold,
under certain regulations; to pre­
scribe the fees for the permit; and
to provide for local option elections
on the issue of the sale of liquor
in sealed or unsealed containers
for consumption on the premises; and
declaring an emergency."
Referred to the Committee on
Liquor Regulation.

By Cherry, Roberts, Eckhardt,
Haynes of Orange, Wilson and
Brooks:
H. B. No. 77, A bill to be entitled
"An Act to protect the right of pub­
lic employees to exercise all rights
and privileges of citizenship and to
prohibit certain boards from affect­
ing tenure of certain public em­
ployees, providing remedies, provid­
ing a penalty for breach of its terms,
repealing all conflicting laws, pro­
viding for severability, and declar­
ing an emergency."
Referred to the Committee on
State Affairs.

By Guffey:
H. B. No. 78, A bill to be entitled
"An Act amending Article 4629
of the Revised Civil Statutes of Tex­
a to require the filing of Logs, Elec­
trical Surveys and other Drilling
Records; declaring an emergency
and providing an effective date."
Referred to the Committee on
Oil, Gas and Mining.

By Grover:
H. B. No. 79, A bill to be entitled
"An Act fixing fees of the Sheriff,
Constable and other peace officers
in civil matters, amending Article
3933, Revised Civil Statutes of Texas,
1935, as amended; providing that
such fees be paid into the County
Treasury in accordance with the
provisions of Section 81 of Article
XVI of the Constitution of Texas;
providing a repealing clause; pro­
viding a severability clause; and
declaring an emergency."
Referred to the Committee on
Counties.

By Walker, Haynes of Orange,
Kilpatrick, Weldon, Banfield, Par­
tr, Guffey, Lack, Caldwell and
Brown of Galveston:
H. B. No. 80, A bill to be entitled
"An Act amending Article 5.01 of
Chapter 5, Title 32A, Taxation-Gen­
eral, Revised Civil Statutes of Texas,
being Article 6.01 of Chapter 5, of
House Bill 11, 54th Legislature,
Third Called Session, 1959, hereby
lifting an occupation tax on sulphar
pro­
ducers; providing the tax imposed
shall be in lieu of the tax imposed
by said Article 6.01; repealing all
laws in conflict herewith; and de­
claring an emergency."
Referred to the Committee on
Revenue and Taxation.

By Grover:
H. B. No. 81, A bill to be entitled
"An Act amending Section 3 of
Chapter 204, Acts of the 48th Legis­
lature, Regular Session, 1949, as
last amended by Chapter 431, Acts
of the 54th Legislature, Regular
Session, 1959 (compiled as Article
2335-1 of Vernon's Texas Civil Sta­
tutes) to provide lower age limits
for definition of 'delinquent child';
and declaring an emergency."
Referred to the Committee on
Judiciary.

By Birkner:
H. B. No. 82, A bill to be entitled
"An Act amending Chapter 22, Acts
of the 56th Legislature, Third Called
Session, 1959, relating to the Jack­
son County Flood Control District
by adding a new section thereto,
authorizing the District to exercise
all powers, rights, privileges, and
functions which are now, or here­
after may be, conferred by General
or Special Law upon Water Improve­
ment Districts and Water Control
and Improvement Districts created
pursuant to Section 59 of Article
XVI of the Constitution of Texas;
and declaring an emergency."
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Referred to the Committee on Conservation and Reclamation.

By Haring, Parmer, Wieland, Seigrist, Parker, Cherry, Glenn, Edwards, Markgraf, Bridges, Grover and Eckhardt:
H. B. No. 83, A bill to be entitled "An Act relating to the creation and operation of the Texas Student Loan Fund, to be available to qualified resident students of accredited Texas junior colleges, colleges, universities, and graduate schools; and declaring an emergency."

Referred to the Committee on Appropriations.

By Collins:
H. B. No. 84, A bill to be entitled "An Act amending Article 6014 of the Revised Civil Statutes of Texas requiring that all oil and gas wells be assigned production allowable which yield a reasonable profit over well costs; declaring an emergency and providing an effective date."

Referred to the Committee on Oil, Gas and Mining.

By Green, Finney, Richardson, Gladden, Shannon, Parmer and McLaughlin:
H. B. No. 85, A bill to be entitled "An Act providing that no municipality shall require residence within the city as a condition of employment by the city government; excepting from the provision elected officials of the city; requiring that employees reside within the continental limits of the United States; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Heatly:
H. B. No. 86, A bill to be entitled "An Act appropriating money for the support of the Judicial, Executive and Legislative Branches of the State Government, for the construction of state buildings, the payment of claims against the State, and for state aid to public junior colleges for the two-year period beginning September 1, 1963, and ending August 31, 1965; authorizing and prescribing conditions, limitations, rules and procedures for allocating and expending the appropriated funds; and declaring an emergency."

Referred to the Committee on Appropriations.

By Niemeyer:
H. B. No. 87, A bill to be entitled "An Act 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."

Referred to the Committee on Appropriations.

By Lattimore:
H. B. No. 88, A bill to be entitled "An Act providing a maximum speed limit in county parks and prohibiting the littering of county parks; excluding beaches from the applicability of such provisions; providing a penalty for violations; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Johnson of Bexar and Alaniz:
H. B. No. 89, A bill to be entitled "An Act amending Chapter 427 of the Acts of the 44th Legislature, 2nd Called Session, 1935, as amended, by amending Subsection (a) of Section 3 of Article I, as amended, and adding a new Subsection (17a) to Section 15 of said Article I, and adding a new Subsection (f-1) to Section 40 of said Article I, to redefine the term 'open saloon' and to provide for the issuance of liquor retailer's permits for sale of liquor on or off the premises under certain conditions; providing regulations, fees, and penalties; defining a type of liquor; providing for an election; prescribing issues; providing for the levy and collection of an excise tax; repealing Subsection (c) of Section 3 of Article I thereof; and declaring an emergency."

Referred to the Committee on Liquor Regulation.

HOUSE BILL NO. 150 ON THIRD READING

Mr. McGregor moved that all the necessary rules be suspended for the purpose of taking up and considering at this time House Bill No. 150.

The motion prevailed by unanimous consent.

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

H. B. No. 160, A bill to be entitled "An Act making supplemental appropriations to the Governor and the Attorney General; transferring funds from appropriations to the Commission on Higher Education to the Governor; repealing any laws in conflict; and declaring an emergency."

The bill was read third time.

Mr. Hollowell raised a point of order on further consideration of House Bill No. 150 at this time on the ground that it is in violation of the following Sections of the Constitution: Section 30, Article III; Section 35, Article III; Section 44, Article III and Section 49, Article III.

At 2:53 o'clock p.m., the Speaker called the House to order.

Mr. Pipkin moved that the House adjourn until 2:00 o'clock p.m., today.

Mr. Cotten moved that the House recess until 2:00 o'clock p.m., tomorrow.

The motion to adjourn was lost.

The Speaker overruled the points of order, as follows:

"Mr. Hollowell has raised a series of points of order referring to Article 3 of the Constitution. The Chair wishes first to announce that there is long-standing precedent which provides that it is not the duty of the Chair to decide hypothetical points of order or to anticipate questions which may be suggested in advance of regular order; nor is it the duty of the Chair to construe the Constitution as affecting proposed legislation. For this reason the Chair will not place himself in the position nor will he presume himself qualified to construe the constitutionality of proposed legislation. With this in mind, we take up the first point of order which refers to Article 3, Section 30 of the Constitution which provides "no law shall be passed except by bill and no bill shall be so amended in its passage through either House as to change its original purpose." Mr. Hollowell stated that the bill in its original form provided for certain of the funds to be therein"
appropriated to be taken from the Director’s salary of the Commission on Higher Education, that thereafter on second reading and before the bill was engrossed it was amended deleting the taking of these funds from that source. He insists that this changes the purpose of the bill. The Chair interprets the purpose of this bill to appropriate certain funds, the source from which it is to be appropriated being merely incidental to the main purpose of the bill. Therefore the amendment which alters only the source from which the money will be appropriated in no way alters or changes the main purpose of the bill, and for these reasons this point of order is respectfully overruled.

The next point of order is directed to Section 35 of Article 3 of the Constitution which provides in part as follows: No bill (except the General Appropriation Bills which may embrace the various subjects and accounts for and on account of which moneys are appropriated) shall contain more than one subject which shall be expressed in its title. Mr. Hollowell raised a point of order that this bill contains more than one title and is thus in violation of the Constitution. In an attempt to arrive at the correct interpretation and purpose of this provision, I refer you to Volume 3, Sutherland on Statutory Construction as follows: The dominant objective of the provision is to impose the tiling of legislative accounts in a manner that will give reasonable notice of the purview to the members of the assembly, and to the people. All that is necessary is that anyone interested in or affected by the subject matter of the bill be put upon inquiry. The general test is whether the title is uncertain, misleading or deceptive to the average reader and if the court feels that the title is sufficient to direct a person of ordinary reasonably inquiring mind to the body of the Act, compliance with the Constitution has been affected.” Reference is then made to the title of this Act, calling for a supplemental appropriation to the Governor and to the Attorney General and thus cause him to make reference to the body of the bill. However, since obviously to sustain a point of order on this point would be to rule this bill as drafted unconstitutional, this not being the duty of the Chair and the Chair not wishing to assume this prerogative, this point of order is respectfully overruled.

The next point of order is directed to Section 44 of Article 3 of the Constitution which provides in part that the Legislature shall not grant by appropriation or otherwise any amount of money out of the Treasury of the State to any individual on a claim, real or pretending, when the same shall not have been provided for by pre-existing law: nor employ anyone in the name of the State unless authorized by pre-existing law. Mr. Hollowell raises a point of order that certain personnel have already been engaged by the Governor to which a portion of the money herein appropriated will be utilized and that there is no pre-existing law authorizing such employment. In answer to this point the Chair hastens to point out that as to whether or not certain personnel have in fact already been employed by the Governor is a matter about which this Chair is uninformed and cannot presume. As to the existing law the Chair refers to Senate Bill No. 1, General Appropriations Bill for the Fifty-seventh Legislature which grants to the Governor the right to make certain additions to his Staff. For these reasons, this point of order is respectfully overruled.

The next point of order is directed to Section 48, Article 3 of the Constitution which provides in part that the Legislature shall have the authority to levy taxes to the support of public schools in which shall be included colleges and universities established by the State; and the maintenance and support of the Agricultural and Mechanical College of Texas. Mr. Hollowell’s point of order as stated is that with reference to public schools and higher education this is the only purpose for which the Legislature could levy taxes and that a study of higher education would not qualify as a support of said institutions. In answer to this point of order, I refer to the
entire Section 48 which provides that the Legislature shall not have the right to levy taxes or impose burdens upon the people except to raise revenue sufficient for the economical administration of the Government, in which may be included the purpose referred to by Mr. Hollowell with reference to public schools. A reading of Section 48 therefore makes it readily obvious that the Legislature may act for the economical administration of government for all purposes, including the support of higher education but not limited to this purpose. The Chair might add at this point that he sincerely hopes that we are not levying additional taxes, but for the reasons heretofore stated, the Chair respectfully overrules this point of order.

The next and last point of order raised by Mr. Hollowell is directed to Section 49, Article 3 of the Constitution which provides "no debt shall be created by or on behalf of the State except to supply casual deficiencies of revenue, repel invasion, suppress insurrection, defend the State in war or pay existing debt; and the debt created to supply deficiencies in the revenue shall never exceed in the aggregate at any one time two hundred thousand dollars." With reference to this point of order, Mr. Hollowell says that we are in fact creating a debt for this purpose in violation of the Constitution. As to whether or not we are in fact creating a debt the Chair is uniformed. This appropriation bill, as all appropriation bills which are finally passed are passed subject to Section 49-A, Article 3, of the Constitution of Texas which requires the Comptroller to certify the funds. If and when this bill is finally passed, it, like all others will be passed subject to this constitutional provision. For this reason this point of order is respectfully overruled."

Mr. Mutscher offered the following amendment to the bill:

Amend House Bill No. 150 by striking out all of the words after the words "sum of" in Section 2 and in lieu thereof substituting the following: "Sixty-five Thousand Dollars ($65,000.00)."

The amendment was adopted without objection.

A record vote was requested on the passage of H. B. No. 150.

H. B. No. 150 was then passed by the following vote:

Yeas--121
Adams
Alanis
Atwell
Barnes
Beall
Beckham
Berry
Birkan
Blalke
Boyce
Brooks
Brown
Brown
Brown
Brown
Butler
Cahm
Canales
Canady
Carriker
Cherry
Clayton
Collins
Cook
Coyle
Cowan
Cowlies
Crain
Crews
de la Garza
Doggan
Dunham
Eckhardt
Edwards
Esquivel
Finley
Fisher
Floyd
Foss
Foster
Foreman
Garrett
Gibbons
Giddens
Gillen
Green
Grouver
Haines
Hallmark
Harrington
Haynes
Healy
Hefley
Hendryx
Hines
Hughes
Jarvis
Johnson
Johnson
Johnson
Joy
Kilpatrick
Klager
Kothmann
Lack
Lattimore
Ligarde
McClinton
McGregor
McLaughlin
McNutt
Mann
Markgraf
Miller
Moyer
Murray
Mutschler
Niemeyer
Nugent
Parker
Parmer
Pastor
Patterson
Peavy
Perry
Pettigrew
Petit
Quilliam
Raggs
Richards
Richardson
Ritter
Roberts
Rooney
Stratfield
Stutsworth
Schipper
Scherblom
Segrest
Schanne
Shipley
Shutts
Simpson
Slack
Sluder
Smith of Bexar
Stewart
Thompson
Thurmond
Townsend
Trager
Walker

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Amend House Bill No. 150 by striking out all of the words after the words "sum of" in Section 2 and in lieu thereof substituting the following:

"Sixty-five Thousand Dollars ($65,000.00)."

The amendment was adopted without objection.
5. The manner to which the money is to be expended by the Attorney General's Office violates and abrogates the provisions of the Employees Classification Plan in that under the contemplated expenditures as submitted by the Attorney General, the four Attorneys General to be hired would be paid at a rate of $18,300 per year and there is no Attorney General presently employed in the Attorney General's Office including the First Assistant Attorney General, who receives within $5,000.00 of this salary.

BOB JOHNSON.
REASON FOR VOTE

On record vote No. 2, I want to qualify my vote as follows in the House Journal:

"I voted for this emergency appropriation bill primarily because of the imperative necessity of continuing processing and eventual prosecution of the scandalous 'slant hole' cases by the Attorney General's Department."

JIM MARKGRAF.
REASON FOR VOTE
January 21, 1963

I voted "No" on the final passage of H. B. 150 for the following reasons:

1. The bill increases the Governor's administrative staff by 44%.
2. The bill increases the Governor's budget for his administrative staff by approximately 35%.
3. No testimony or other justification for the subject increase was ever presented to the Committee on Appropriations before the bill was considered and passed out of committee.
4. The manner to which the money is to be expended violates and abrogates the provisions of the Employees Classification Plan inasmuch as the salaries to be paid to the Governor's staff, almost without exception, are much higher than salaries paid to other State employees in comparable positions.

Respectfully submitted,
O. H. HARRIS,
District 51—Place 3.
REASON FOR VOTE

I registered vote against House Bill 150 because I believe it is unconstitutional.

MAURICE R. BALL,
Dallas County.

MESSAGE FROM THE SENATE

Austin, Texas, January 21, 1963

Hon. Byron Tunnell, Speaker of the House of Representatives,

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

S. C. R. No. 9, Adopting Joint Rules of the Senate and the House of Representatives for the 58th Legislature.

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

HOUSE BILLS ON FIRST READING

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

By Smith of Jefferson:
H. B. No. 90, A bill to be entitled "An Act establishing the Gulf Coast Hospital and School for Mentally Retarded Children; placing jurisdiction thereof under the Board for Texas State Hospitals and Special Schools; providing for the acquisition of a site and for the construction and equipping of buildings and facilities for the institution; making other provisions relative to the operation of the institution; making an appropriation; providing for severability; and declaring an emergency."
Referred to the Committee on Appropriations.

By Booyes:
H. B. No. 91, A bill to be entitled "An Act amending Section 8 of Chapter 325, Acts of the 60th Legislature, 1947, as amended (compiled as Article 1269'm of Vernon's Texas Civil Statutes), to provide a minimum differential of ten per cent hours for sale of beer; providing for enforcement and for penalties; and declaring an emergency."
Referred to the Committee on Liquor Regulation.

By Lattimore, Klager, Pipkin, Murray, Hopps, Birkenr, Bridges, Harris of Galveston, Brown of Galveston, Wieling, Kilpatrick, Weldon, Parker and Haynes of Orange:
H. B. No. 92, A bill to be entitled "An Act implementing the provisions of Article IX, Section 1-a, of the Constitution of the State of Texas, authorizing the commissioners courts of any county bordering on the Gulf of Mexico or the tide water limits thereof to regulate and restrict the speed, parking and travel of motor vehicles on beaches available to the public by virtue of public right and the littering of such beaches; defining the term 'littering'; fixing a penalty of not more than Two Hundred Dollars ($200) for the violation of such regulations governing motor vehicles and the offense of 'littering' of such beaches; repealing the provisions of Section 8, Chapter 19, Acts of the 56th Legislature, 2nd Called Session, 1959, insofar as same may conflict with the provisions of this Act, and any other laws or parts of laws in conflict herewith; providing that the fact that any such commissioners court has adopted a regulation restricting speed within a designated area shall be prima facie evidence that such portion of the beach is a public beach within the terms of this Act; providing that peace officers of adjoining counties and state law enforcement officers may enforce the provisions of this Act when authorized to do so by the commissioners court of the adjoining county; providing for receptacles for such litter, and posting of signs; providing for severability; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Smith of Bexar, Segrest and Alaniz:
H. B. No. 93, A bill to be entitled "An Act amending Section 4, Article I, of the Texas Liquor Control Act, establishing extension of certain hours for sale of beer; providing for enforcement and for penalties; and declaring an emergency."
Referred to the Committee on Liquor Regulation.
An Act, to be entitled "An Act fixing the salaries to be paid certain officials in certain counties; repealing all laws in conflict therewith; and declaring an emergency." Referred to the Committee on State Affairs.

By Hendryx:
H. B. No. 95. A bill to be entitled "An Act relating to professional sanitarians; providing for the establishment of a State Board of Registration for Professional Sanitarians and prescribing its powers and duties; providing for appointment of professional sanitarians and sanitarians in training; for issuance, renewal, revocation, and reinstatement of certificates of registration, and fixing fees therefor; providing for expenditure of funds collected under provisions of the Act and fixing purposes for which such funds may be used; prohibiting use of the title or designation of 'sanitarian' in any public or private employment in this State unless the person employed is registered hereunder and providing a penalty for violations; providing for severability; and declaring an emergency." Referred to the Committee on State Affairs.

By Townsend, Wells and Cannon:
H. B. No. 96. A bill to be entitled "An Act to be known as 'The Vocational Rehabilitation Act of Texas'; providing for vocational rehabilitation of the mentally and physically handicapped, except the legally blind; authorizing the acceptance of gifts and donations for vocational rehabilitation purposes; providing for confidentiality of records concerning recipients of vocational rehabilitation services; transferring all personnel, property, and funds of the Division of Vocational Rehabilitation of the Central Education Agency to the Texas Vocational Rehabilitation Council; designating the Council as successor to said Division of Vocational Rehabilitation; and providing it shall assume all statutory duties, obligations and responsibilities of said Division; providing that personnel of the Division of Vocational Rehabilitation, Central Education Agency, hereby transferred to the Texas Vocational Rehabilitation Council shall have the option of retaining membership in the Teacher Retirement System of Texas or becoming members of the Employees Retirement System of Texas; providing a severability clause; repealing Sections 2, 2-a, and 15-b of Chapter 23, Acts of the 41st Legislature, First Called Session, 1929, as amended by Chapter 99, Acts of the 43rd Legislature, First Called Session, 1933, and all other laws and parts of laws in conflict with this Act; setting an effective date; and declaring an emergency." Referred to the Committee on Public Health.

By Murray, Lattimore, Klager and Wieting:
H. B. No. 97. A bill to be entitled "An Act relating to the creating of Padre Island National Seashore, and declaring an emergency." Referred to the Committee on State Affairs.

(10%) in base salary of firemen and policemen between job classifications; repealing Section 25 of said Act, which was repealed by Section 2 of Chapter 391, Acts of the 55th Legislature, 1957, providing penalties for the failure or refusal of city officials to appoint the officers provided for in said Act or for the failure or refusal to put said Act into operation or for obstruction of the operation and enforcement of said Act; and declaring an emergency." Referred to the Committee on Municipal and Private Corporations.

By Markgraf, Cavanaugh, Lattimore, Methany, Johnson of Dallas, Richard, Thompson, Atwell, Beckham and Collins:
H. B. No. 94. A bill to be entitled "An Act relating to professional sanitarians; providing for the establishment of a State Board of Registration for Professional Sanitarians and prescribing its powers, duties and functions; dealing with qualifications, appointment, removal, compensation and expenses of members thereof; providing for registration of professional sanitarians and sanitarians in training; and for issuance, renewal, revocation, and reinstatement of certificates of registration, and fixing fees therefor; providing for expenditure of funds collected under provisions of the Act and fixing purposes for which such funds may be used; prohibiting use of the title or designation of 'sanitarian' in any public or private employment in this State unless the person employed is registered hereunder and providing a penalty for violations; providing for severability; and declaring an emergency." Referred to the Committee on State Affairs.

Referred to the Committee on State Affairs.
An Act amending Article 6014 of the Revised Civil Statutes of Texas, limiting the size of oil and gas production units; declaring an emergency and providing an effective date.

Referred to the Committee on Oil, Gas and Mining.

By Quilliam and Cavness:
H. B. No. 29, A bill to be entitled “An Act relating to Real Estate Brokers and Salesmen; amending the Real Estate License Act, House Bill No. 17, Acts of the 46th Legislature, 1935, as amended (Codified as Article 4573a, Vernon’s Texas Civil Statutes); amending the Penal Code of the State of Texas by adding thereto a provision making it unlawful for any person to violate the provisions of the Texas Real Estate License Act or any order, permit, decision, demand or requirement of the Texas Real Estate Commission authorized by the Real Estate License Act, and providing penalty for such violation; providing for a repealing clause; providing for a severability clause; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Haines of Brazos:
H. B. No. 160, A bill to be entitled “An Act authorizing the governing board of the Board of Education, the State Institutions of Higher Learning, as State agencies, which are, or will be constructing and operating atomic energy reactors, or otherwise performing experiments in the field of nuclear science, in cooperation with and licensed by the Atomic Energy Commission, or its successor in function, to purchase liability insurance in any amount not to exceed $250,000 and to pay the premium therefor from any funds appropriated for that purpose; providing that the defense of sovereign immunity shall not be available to or asserted by the insurer in any claim against it or in any cause of action arising thereon or growing out of a nuclear incident; and declaring an emergency.”

Referred to the Committee on Insurance.

By Quilliam:
H. B. No. 101, A bill to be entitled “An Act to create and establish an Educational Research and Development Foundation under the jurisdiction of the State Board of Education in the Central Education Agency; setting out its purposes, responsibilities and functions; authorizing the establishment of the position and duties of Assistant Commissioner for Educational Research and Development, the use of appointive commissions, committees and work groups in its activities and the engagement of the services of others in carrying out its functions; providing for and authorizing the financing of the Foundation’s program from State funds and acceptable funds from other public or private sources or grants; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Cavness:
H. B. No. 102, A bill to be entitled “An Act to provide for the orderly planning, construction and inspection of buildings constructed by the Board of Control; providing for maintenance of State buildings; authorizing the Board of Control to recommend condemnation of any state building, structure or equipment which it finds unsafe or hazardous; repealing Article 681, Revised Civil Statutes of Texas, 1925, as amended, and repealing all laws and parts of laws in conflict; providing severability; providing certain exceptions; providing an effective date; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Ward:
H. B. No. 103, A bill to be entitled “An Act amending Subsection 4 of Section 2 of Chapter 27, Acts of the 57th Legislature, Regular Session, 1961 (compiled as Article 108a of Vernon’s Texas Civil Statutes), known as the ‘Texas Commercial Fertilizer Control Act of 1961,’ by amending the definition of the term...
'commercial fertilizer'; and declaring an emergency."
Referred to the Committee on Agriculture.

By Brooks, Duggan, Brown of Galveston and Cherry:
H. B. No. 104, A bill to be entitled
"An Act providing that city governments may institute suits to enforce deed restrictions in subdivisions which have the endorsed approval of the City Planning Commission or the governing body of the city; providing that no municipal funds shall be used for such purpose if such restrictions are in violation of the Constitution of the United States or of this State; and declaring an emergency."
Referred to the Committee on Municipal and Private Corporations.

By Caldwell, Garrison, Fairchild, Quilliam, Riegseck, Alaniz, McIlhany, Brown of Galveston, Barnes, McGregor, Townsend, Ritter and Finney:
H. B. No. 115, A bill to be entitled
"An Act abolishing the Rule in Shelley's Case, the Rule Forbidding a Remainder to the Grantor's Heirs, and the Doctrine of Worthier Title; and declaring an emergency."
Referred to the Committee on Judiciary.

By Atwell and Wilson:
H. B. No. 116, A bill to be entitled
"An Act amending Chapter 30, Title 122A, Taxation-General, Revised Civil Statutes of Texas, being Section 1, Article 1, Chapter 24, Acts 56th Legislature, First Called Session, 1961; imposing a limited sales, excise and use tax on the sale or use of certain tangible personal property in this State and providing for the administration and enforcement of such tax and the allocation of revenues therefrom; repealing Chapter 6 of Title 122A, Taxation-General, of the Revised Civil Statutes of Texas, being Chapter 6 of Chapter 1, Acts 55th Legislature, Third Called Session, 1959 (Motor Vehicle Retail Saleder Use Act); providing a savings clause; providing a severability clause; providing for an effective date; repealing laws in conflict; and declaring an emergency."
Referred to the Committee on Revenue and Taxation.

By Floyd, Whitfield and Duggan:
H. B. No. 107, A bill to be entitled
"An Act amending Article 689 of the Code of Criminal Procedure of Texas, 1925, to provide for alternate juries in felony cases and for procedure in felony cases when a juror becomes unable or disqualified to continue; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Johnson of Bexar and Kothmann:
H. B. No. 108, A bill to be entitled
"An Act relating to the construction, maintenance, and regulation by the State Highway Department of pedestrian walkways, fishing walks or fishing bays on bridges and causeways; and declaring an emergency."
Referred to the Committee on State Affairs.

By Pipkin, Murray, Rapo, McDonald of Hidalgo and de la Garza:
H. B. No. 109, A bill to be entitled
"An Act repealing Section 10 and amending Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14 of Chapter 187, Acts of the 56th Legislature, Regular Session, 1959, to clarify the research, investigations and studies to be conducted by and under the direction of the Game and Fish Commission, to change the definition of certain words and phrases; to eliminate certain words, phrases and definitions; to add certain words, phrases and definitions; to make certain acts illegal; to prescribe various enforcement and licensing procedures and regulations; to prescribe certain conditions, times and places under which shrimp may be caught or taken, and exceptions thereto; to regulate the selling and disposition of certain shrimp; to prescribe certain penalties and forfeitures; to provide for venue in certain cases; to repeal all laws or parts of law in conflict to the extent of such conflict; to provide a savings clause; and declaring an emergency."
Referred to the Committee on Game and Fisheries.

By Green, Richardson, Caldwell, Eckhardt, Finney, Brown of Taylor, Gladden, Farmer, McLaughlin and Haynes of Orange:
H. B. No. 110, A bill to be entitled
"An Act amending Section 181 of the Election Code of the State of
Texas (compiled in Vernon's Annotated Texas Statutes as Election Code Article 13.03) so as to provide for the holding of the first and second primary elections on the second Saturday in August and the second Saturday in September, respectively, in every even numbered year, and amending Sections 177, 179a, 186, 190, 192, 195, 205, 212, 213, 214, 216, 222, 224, 227, 229 and 235 of the Election Code of the State of Texas (compiled in Vernon's Annotated Texas Statutes as Election Code Articles 12.02, 13.01a, 13.08, 13.12, 13.14, 13.15, 13.27, 13.34, 13.35, 13.36, 13.38, 13.45, 13.47, 13.50, 13.52 and 13.58, respectively,) and Section 52 of Chapter 44, Acts of the 52nd Legislature, 1951 (compiled as Article 3158a of Vernon's Revised Civil Statutes, 1925), so as to change the dates and other matters relating to the various precinct, county, district, state and national political party meetings, conventions and election procedures to conform to the change in the dates of the primary elections; providing for the effect of this Act on other Acts passed at the same session of the Legislature; providing a severability clause; and declaring an emergency."

Referred to the Committee on Privileges, Suffrage and Elections.

By Bass of Harris, Garrison, Duggan, Richard and Brooks:

H. B. No. 111, A bill to be entitled "An Act relating to use of voting machines and other types of automatic ballot-tabulating equipment at elections in this State; amending Article 19 of the Election Code of the State of Texas (compiled as Article 1.14 of Vernon's Texas Election Code) to authorize use of additional types of voting and ballot-tabulating equipment and to provide procedures for their use; providing for approval of such equipment by the Secretary of State and for adoption of approved equipment by county commissioners courts; prescribing requirements for approval revising provisions regulating the elections at which voting equipment is to be used after adoption; revising provisions relating to appointment and duties of election officers and watchers, procedures for the conduct of voting at polling places, and procedures for the conduct of absentee voting at elections where voting machines are used; adapting present provisions to make them applicable to the conduct of elections where other types of voting equipment are used, and making additional provisions relative to use of other types of voting equipment; making other provisions to effectuate the purposes of the Act; providing for severability; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Klager and Lattimore:

H. B. No. 112, A bill to be entitled "An Act declaring strikes and collective bargaining by policemen and firemen to be against the public policy and to provide in all cities of more than ten thousand (10,000) inhabitants according to the last preceding federal census, for the setting up of a local Commission of Arbitration which shall hear and determine grievances and disputes which may arise between the governing body of the city and its policemen or firemen; providing for the appointment of members to the Commission, the procedure for the Commission, and the effect of its decision upon the parties involved; providing a penalty for the wilful violation of this Act; providing a savings clause; providing that this Act shall be cumulative; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Roberts and Cherry:

H. B. No. 114, A bill to be entitled "An Act providing rules governing the amount of time students in the accredited public schools of the State may spend participating in school-sponsored evening activities and the amount of time the students may be absent from classes as a result of school-sponsored activities; providing for loss of accreditation..."
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and Foundation Program Funds in cases of violation of this Act by the board of school trustees; and declaring an emergency." Referred to the Committee on Education.

By Johnson of Dallas:
H. B. No. 115, A bill to be entitled "An Act repealing Section 3a of Senate Bill 448, Chapter 358, page 784, Acts of the 56th Legislature, 1959, Regular Session, the Uniform Act for Fiduciary transfers, and amending Section 3 thereof, by adding a new sub-section to be numbered Section 3d providing that signatures on the transfer of securities coming within the terms of this Act shall be guaranteed by an officer of certain banks; and declaring an emergency."
Referred to the Committee on Judiciary.

By Whatley, Miller, Floyd, Duggan, Parsley, Grover, Shipley, Garrison and Johnson of Dallas:
H. B. No. 116, A bill to be entitled "An Act to amend Sections 1, 2, 3 and 4 of House Bill No. 354, Chapter 609, Acts of the 56th Legislature, 1959, Regular Session, (Article 155b of the Penal Code of the State of Texas), by defining the term 'credit card' and by making it unlawful to obtain or attempt to obtain credit or goods, property or services by the unauthorized use of a credit card or by use of a false, counterfeit or non-existent credit card, or by use of a credit card which has expired or has been revoked; defining certain words and/or phrases; prescribing penalties for conviction based upon the amount of credit or goods, property or services obtained and the number of prior convictions for the same offense; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Atwell:
H. B. No. 117, A bill to be entitled "An Act to require registration with the Texas State Department of Health, Division of Veterinary Public Health, of any person, firm or corporation who shall slaughter cattle, calf, sheep, swine, goat, poultry or domestic rabbit for human consumption; authorizing the issuance of registration certificates; authorizing the charging of registration fees appropriated the use of fees to the Department; providing certain exceptions; providing for penalty for non-registration; and declaring an emergency."
Referred to the Committee on State Affairs.

By Berry, Smith of Bexar, Segret, Kothmann, Johnson of Bexar, Alaniz, Canales and Esquivel:
H. B. No. 118, A bill to be entitled "An Act amending the Texas liquor laws to allow later sales of beer and liquor, by amending three provisions of the Texas Liquor Control Act, as amended—namely, Section 19 of Article 11, Acts of the 44th Legislature, Second Called Session, 1935, as last amended by Section 49 of Chapter 448, Acts of the 45th Legislature, 1937 (compiled as Article 467-19 of Vernon's Texas Penal Code), to change the hours of the day during which the sale of beer is prohibited; Section 25 of Article 1 of said Act, as last amended by Section 2 of Chapter 221, Acts of the 45th Legislature, 1943 (compiled as Article 466-12 of Vernon's Texas Penal Code), to change the hours of the day during which the sale or delivery of liquor is prohibited and to provide for sales and deliveries on Sunday; Section 15 of Article 1 of said Act, as last amended by Section 2 of Chapter 543, Acts of the 51st Legislature, 1949 (compiled as Article 466-12 of Vernon's Texas Penal Code), to remove sales or deliveries of liquor on Sunday as grounds for cancellation or suspension of permits and to change the provision relating to sales during prohibited hours; and Subparagraph (1) of Paragraph (c) of Section 4 of said Act, as added by Section 1 of Chapter 221, Acts of the 48th Legislature, 1943 (compiled as Article 666-4 of Vernon's Texas Penal Code), to change the hours during which the consumption of alcoholic beverages is prohibited in public places, and to apply this provision also to private clubs; and declaring an emergency."
Referred to the Committee on Liquor Regulation.

By Miller, Bass of Harris, Shutt, Whatley, Brooks, Whitfield, Shipley, Grover, Garrison, Floyd, Duggan and Eckhardt:
H. B. No. 119, A bill to be entitled

and Foundation Program Funds in cases of violation of this Act by the board of school trustees; and declaring an emergency." Referred to the Committee on Education.

By Johnson of Dallas:
H. B. No. 115, A bill to be entitled "An Act repealing Section 3a of Senate Bill 448, Chapter 358, page 784, Acts of the 56th Legislature, 1959, Regular Session, the Uniform Act for Fiduciary transfers, and amending Section 3 thereof, by adding a new sub-section to be numbered Section 3d providing that signatures on the transfer of securities coming within the terms of this Act shall be guaranteed by an officer of certain banks; and declaring an emergency."
Referred to the Committee on Judiciary.

By Whatley, Miller, Floyd, Duggan, Parsley, Grover, Garrison and Johnson of Dallas:
H. B. No. 116, A bill to be entitled "An Act to amend Sections 1, 2, 3 and 4 of House Bill No. 354, Chapter 609, Acts of the 56th Legislature, 1959, Regular Session, (Article 155b of the Penal Code of the State of Texas), by defining the term 'credit card' and by making it unlawful to obtain or attempt to obtain credit or goods, property or services by the unauthorized use of a credit card or by use of a false, counterfeit or non-existent credit card, or by use of a credit card which has expired or has been revoked; defining certain words and/or phrases; prescribing penalties for conviction based upon the amount of credit or goods, property or services obtained and the number of prior convictions for the same offense; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Atwell:
H. B. No. 117, A bill to be entitled "An Act to require registration with the Texas State Department of Health, Division of Veterinary Public Health, of any person, firm or corporation who shall slaughter cattle, calf, sheep, swine, goat, poultry or domestic rabbit for human consumption; authorizing the issuance of registration certificates; authorizing the charging of registration fees appropriated the use of fees to the Department; providing certain exceptions; providing for penalty for non-registration; and declaring an emergency."
Referred to the Committee on State Affairs.

By Berry, Smith of Bexar, Segret, Kothmann, Johnson of Bexar, Alaniz, Canales and Esquivel:
H. B. No. 118, A bill to be entitled "An Act amending the Texas liquor laws to allow later sales of beer and liquor, by amending three provisions of the Texas Liquor Control Act, as amended—namely, Section 19 of Article 11, Acts of the 44th Legislature, Second Called Session, 1935, as last amended by Section 49 of Chapter 448, Acts of the 45th Legislature, 1937 (compiled as Article 467-19 of Vernon's Texas Penal Code), to change the hours of the day during which the sale of beer is prohibited; Section 25 of Article 1 of said Act, as last amended by Section 2 of Chapter 221, Acts of the 45th Legislature, 1943 (compiled as Article 466-12 of Vernon's Texas Penal Code), to change the hours of the day during which the sale or delivery of liquor is prohibited and to provide for sales and deliveries on Sunday; Section 15 of Article 1 of said Act, as last amended by Section 2 of Chapter 543, Acts of the 51st Legislature, 1949 (compiled as Article 466-12 of Vernon's Texas Penal Code), to remove sales or deliveries of liquor on Sunday as grounds for cancellation or suspension of permits and to change the provision relating to sales during prohibited hours; and Subparagraph (1) of Paragraph (c) of Section 4 of said Act, as added by Section 1 of Chapter 221, Acts of the 48th Legislature, 1943 (compiled as Article 666-4 of Vernon's Texas Penal Code), to change the hours during which the consumption of alcoholic beverages is prohibited in public places, and to apply this provision also to private clubs; and declaring an emergency."
Referred to the Committee on Liquor Regulation.
Honorable Byron M. Tunnell, Speaker of the House of Representatives.
Sir: Your Committee on Enrolled Bills to whom was referred "An Act amending Section 6 of Chapter 38, Acts of the 49th Legislature, 1945, as amended, compiled as Article 1585-1, Section 6, Vernon's Annotated Penal Code, providing for a reduction of maximum working hours and limiting the number of hours in each work shift of firemen employed in cities of more than ten thousand (10,000) inhabitants; providing minimum and maximum work shift hours in cities of more than eight hundred thousand (800,000) inhabitants; and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Richards:

H. R. No. 120, A bill to be entitled "An Act amending Title 102 of the Revised Civil Statutes of Texas by the addition thereto of Article 6014-1 providing all rules of the Railroad Commission entered and promulgated by said commission before January 1, 1962, determining the method of division of the daily allowable production of gas among individual wells completed in a non-associated gas reservoir of any field shall remain in force and effect until changed by statute; that all rules of said commission entered and promulgated before January 1, 1962, determining the method of division of the daily allowable of oil among Individual wells in any field shall remain in force and effect until changed by statute; said provision to apply equally to any such rules involved in litigation, declaring an emergency; and providing an effective date."

Referred to the Committee on State Affairs.

ADJOURNMENT

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

The motion prevailed.

The Benediction was offered by the Reverend I. W. Oliver, Chaplain.

In accordance with the motion to adjourn, the House, at 3:48 o'clock p.m., adjourned until 10:00 o'clock a.m. tomorrow.