HOUSE JOURNAL

APPENDIX

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, January 21, 1963

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. B. 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.
January 22, 1963  HOUSE JOURNAL  119

Finney  Macon
Fletcher  Markgraf
Ford  Miller
Fondren  Morgan
Foreman  Moyer
Gaverson  Murray
Gibbons  Nuscher
Giddens  Parker
Gibbons  Farmer
Green  Parsley
Grover  Peers
Haines of Brazos  Peck
Hallmark  Petty
Harding  Piggin
Haring  Quillam
Harris of Galveston  Rapp
Harris of Dallas  Richards
Haynes of Orange  Ritter
Healy  Roberts
Hefton  Rodriguez
Hendry  Reason
Hinson  Satterwhite
Hollowell  Schiller
Houston  Seagrist
Hughes  Shannan
Iams  Shipley
Jamison  Shutt
Jarvis  Simpson
Johnson of Dallas  Slack
Johnson of Bexar  Sluder
Kilpatrick  Smith of Bexar
Kliger  Smith of Jefferson
Koapp  Stollenwerck
Koliba  Thompson
Kohmann  Thurmond
Lack  Townsend
Lattimore  Trang
Ligarde  Walker
McClintock  Ward
McDonald  Weldon
McDonald of Hidalgo  Wells
McGregor  Wheeler
McManey  Whitsfield
McLaughlin  Wimber
McNett  Wilson
Macatee  Woods

Absent—Excused
Birkner  Peeler
Niehuyer

A quorum of the House was announced present.

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

"Our Heavenly Father, we thank thee for lessons to learn and for work to do. May we apply ourselves to both. As Thy servants here sincerely seek to do right, make it plain unto them.

Knowing that criticism will come, help them to take from it what is helpful and to forgive what is unjust and unkind. Amid all the pressures brought upon them, may they ever hear Thy still small voice and follow Thy guidance for the good of all the people; that Thy will may be done in this state and nation, through Thy servants.

For we ask it in the name of our Saviour.—Amen."

LEAVES OF ABSENCE GRANTED

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

Mr. Niemeyer for today on motion of Mr. Dungan.

Mr. Birkner for today on motion of Mr. Petty.

Mr. Peeler for today on motion of Mr. Boysen.

MEMORIAL RESOLUTION

ADOPTED

H. S. R. No. 35, By Richards: In memory of McIntyre Eugene Gates.

CONGRATULATORY RESOLUTIONS

ADOPTED

H. S. R. No. 34, By Duggan, Grover, Miller, Ford, Shipley, Whatley, Markgraf, Bass of Harris, Garrison and Eckhardt: Expressing appreciation to the "Choralelettes" of Mirabeau B. Lamar High School of Houston.

On motion of Mr. Markgraf, the names of all Members were added to H. S. R. No. 34 as signers thereof.

H. S. R. No. 36, By Cain: Congratulating the University of Texas Longhorns.

S. C. R. No. 8, Congratulating the Texas Technological College Choir.

CONGRATULATING THE HONORABLE FRANKLIN SPEARS

Mr. Esquivel offered the following resolution:

H. S. R. No. 37

Whereas, The San Antonio Junior Chamber of Commerce on Wednes—
day, January 16, 1963, gave its distinguished service award to Senator Franklin Spears and named him San Antonio's "outstanding young man of the year" for 1963; and

Whereas, A Member of the House of Representatives in the Fifty-sixth and Fifty-seventh Legislatures, Senator Spears was elected to fill the vacancy caused by the resignation from the Senate of Congressman Henry B. Gonzales; and

Whereas, All leading civic organizations in San Antonio participated in the nomination for this award and Senator Spears was the unanimous choice of a notable judging board, representing business, the professions, the churches and other groups; and

Whereas, Senator Spears made an impressive record, well-known to most of the Members of this House when he was our colleague. He promises to distinguish himself further by an 18-point legislative program which he has begun already to introduce in the Texas Senate, and

Whereas, The award made by the San Antonio Junior Chamber of Commerce adds to growing evidence that Franklin Spears is destined to become a great figure in public life in this State. It is a career he began as an undergraduate at The University of Texas. In the few short years since that time, he has received an LL.B. degree from the University, has served in the United States Army, practiced law in Bexar County, and holds membership in civic, religious and fraternal organizations; now, therefore, be it

Resolved, That the House of Representatives of the Fifty-eighth Legislature congratulates Senator Spears upon his selection for this award. It is a choice in which the House can concour most heartily; and, be it further

Resolved, That a copy of this Resolution be sent to the Senator as a token of our pride in him.

ESQUIVEL, SEGREST, KOTHMANN, JOHNSON of Bexar, ALANIZ, BERRY, SMITH of Bexar.

The resolution was adopted.

RELATIVE TO ADOPTING "THE EYES OF TEXAS" AS THE STATE SONG FOR THE STATE OF TEXAS

Mr. Walker offered the following resolution:

H. C. R. No. 9

Whereas, The Forty-first Legislature, First Called Session, 1919, passed Senate Concurrent Resolution No. 6 in which it was resolved:

"That, Texas, Our Texas" by William J. Marsh and Gladys Yoakum Wright be adopted as the State Song for the State of Texas; and

Whereas, The song, "Texas, Our Texas," is difficult to sing, especially by large gatherings of the people of Texas; and

Whereas, The melody and the words of "Texas, Our Texas" are not known to the majority of the people of Texas; and

Whereas, "Texas, Our Texas" lacks the martial character needed and desirable in the state song of this great state of Texas; and

Whereas, The melody and the words of the song, "The Eyes of Texas" are known to most of the people of Texas; and

Whereas, "The Eyes of Texas" has the majesty and dignity so necessary to reflect the greatness of the State of Texas; and

Whereas, The melody and harmonic structure of "The Eyes of Texas" lends itself to being sung by large gatherings of Texans, and its words and melody inspire the dedication and devotion of those who sing and listen toward maintaining and creating a greater Texas; and

Whereas, "The Eyes of Texas" has become the unofficial song of our State and is well known beyond the borders of Texas; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That, "The Eyes of Texas" be adopted as the State Song for the State of Texas.

The resolution was referred to the Committee on State Affairs.

ADOPTING THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES FOR THE 58TH LEGISLATURE

The Speaker laid before the House
for consideration at this time the following resolution:

S. C. R. No. 9

Be it Resolved by the Senate, the House of Representatives concurring, That the Joint Rules of the Senate and the House of Representatives of the 56th Legislature, as printed in the Legislative Manual of the 56th Legislature, be and the same are hereby adopted as the Permanent Joint Rules of the Senate and the House of Representatives of the 56th Legislature.

The resolution was read and referred to the Committee on Rules.

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 Berry, Smith of Bexar, Segrest, Kohlmann, Johnson of Bexar, Alaniz, Canales, Bass of Harris and Esquivel:

H. J. R. No. 26, A Joint Resolution "Proposing an amendment to Sections 2 and 4 of Article VI of the Constitution, repealing the provisions making the payment of a poll tax a qualification of an elector, requiring the Legislature to pass a general registration law for voters; providing for the necessary election, proclamation and publication."

Referred to the Committee on Constitutional Amendments.

By Grover:

H. J. R. No. 28, A Joint Resolution "Proposing an amendment to Article VII of the Constitution of the State of Texas, to be numbered Section 19, providing for the taxation of the shares of stock of state and national banks, intangible personal property of insurance companies, valorem property taxation by the Legislature, be and the same are hereby adopted as the Permanent Joint Rules of the Senate and the House of Representatives of the 56th Legislature."

Referred to the Committee on Constitutional Amendments.

By Wilson and Atwell:

H. J. R. No. 31, A Joint Resolution "Proposing an amendment to Article VII of the Constitution of the State of Texas, to be numbered Section 19, providing for the abolition of the levy of ad valorem taxes for state purposes; prescribe the form of ballot and providing for the necessary proclamation and publication."

Referred to the Committee on Constitutional Amendments.

By Murray and Grover:

H. J. R. No. 32, A Joint Resolution "Proposing an amendment to Article VII of the Constitution of the State of Texas, to be numbered Section 19, providing that if the State ad valorem taxes levied for school and school free textbook purposes, for the payment of pensions to the widows of Confederate Veterans and eligible Texas Rangers and their widows and to pay the principal and interest on notes and bonds issued under Article VII, Section 17, the State of Texas are no longer levied the Legislature of Texas shall authorize the issuance of Seventy-five Million Dollars ($75,000,000) in general obligation bonds of the State of Texas to be called College Building Bonds; providing that the maximum interest rate on the bonds shall be Four Per Cent (4%); providing that the terms of the bonds shall not exceed ten (10) years; providing that the Legislature shall prescribe the terms of the bonds and the proportions of each eligible institution's share in the proceeds; for submission of the qualified electors and for the necessary proclamation by the Governor."

Referred to the Committee on Constitutional Amendments.

By Wilson and Atwell:

H. J. R. No. 33, A Joint Resolution "Proposing an amendment to Article VIII of the Constitution of the State of Texas, to be numbered Section 2a; providing an exemption from ad valorem property taxation by the State or any of its political or governmental subdivisions of certain intangible personal property; providing for the taxation of the shares of stock of state and national banks, intangible property of insurance companies,
reserves of savings and loan and building and loan associations and certain other intangible assets; providing for submission to the qualified electors and for the necessary proclamation by the Governor."

Referred to the Committee on Constitutional Amendments.

By Wilson and Atwell:
H. J. R. No. 34, A Joint Resolution "Proposing an amendment to Section 1, Article VIII of the Constitution of the State of Texas to provide that in lieu of two hundred and fifty dollars of household and kitchen equipment being exempt from ad valorem taxation that household equipment may be exempt from taxation as the Legislature may provide; providing further that all bonds or other evidences of indebtedness issued by the State of Texas, or its political or governmental subdivisions be exempt from ad valorem taxes; readopting the remainder of Section 1, Article VIII; providing for submission to the qualified electors and for the necessary proclamation by the Governor."

Referred to the Committee on Constitutional Amendments.

ADJOURNMENT

Mr. Barnes moved that the House adjourn until 10:30 o'clock a.m. tomorrow.

The motion prevailed.

The Benediction was offered by Representative John Allen of Longview, as follows:

"Our kind and gracious heavenly Father, let us be thankful that we have this opportunity to assemble as free men and women. Let us endeavor to do those things which would be pleasing in Thy sight.

Bless the Speaker, the Governor and the leaders of this body who would direct us in our work which should be beneficial and for the betterment of all the citizenry of this State.

Be with us now through the rest of this day and help us to be better men and women. These things we seek in Christ's name.—Amen."

In accordance with the motion to adjourn, the House, at 10:20 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.