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. 24, 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.

APPENDIX

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, January 21, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 7, Congratulating the Texas Tech Marching Band, has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

TENTH DAY (Wednesday, January 23, 1963)

The House met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the Speaker.

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."

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

Mr. Speaker

Adams
Alans
Allen
Arledge
Atwell
Bail
Bannard
Barnes
Bass of Bowie
Bass of Harris
Beckham
Berry
Birchner
Blythe
Boyd
Bridges
Brooks
Brown
Brown of Galveston
Brown of Taylor
Butler
Cain
Caldwell
Canales
Cannon
Carriker
Cavness
Cherry
Cherry
Clayton
Collins
Cook
Cory
Cotten
Coushnan
Cowden
Cowles
Crain
Crews
Davis
de la Garza
Dike
Duggan
Dungan
Eckhardt
Esquivel
Fairchild
Finney
Fletcher
Floyd
Fouten
Foreman
Garrett
Gibbons
Gladden
Green
Grover

In accordance with the motion to adjourn, the House, at 10:30 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.
January 23, 1963

Haines of Brazos
Hallmark
Harding
Haring
Harris of Galveston
Harris of Dallas
Haynes of Orange
Hestate
Hefron
Hendryx
Hines of Galveston
Hollis
Holloway
Houston
Hughes
Isaacks
Jambon
Jarvis
Johnson of Dallas
Johnson of Bexar
Kilpatrick
Klager
Knapp
Koliba
Kolhann
Lack
Lattimore
Ligarde
Liggett
McClinton
McDonald of Hidalgo
McDonald of Rusk
McInerny
McLaughlin
McVey
McCarten
Mann
Markgraf
Miller
Morgan
Moyer
Murray
Nutscher
Niemeyer

Absent—Excused

Glenn
Guffey
Peeler

A quorum of the House was announced present.

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

"Our Heavenly Father, open our eyes, we pray Thee, to simple beauty all around us, and open our hearts to the nobility man often hides from us, because we do not try to understand them.

"Strengthen and refresh us, that we may seek Thee eagerly, find Thee surely, and serve Thee faithfully. Keep us at tasks too hard for us, that we may be driven to Thee for strength.

"Put Thine arm around these Thy servants, to give them strength. Speak to them, that they might have wisdom greater than their own.

"For we ask it in the Name that is above every 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. McGregor for today and the remainder of the week, on motion of Miss Isaacks.

Mr. Guffey for today on motion of Mr. Markgraf.

Mr. Glenn for today on motion of Mr. Brown of Taylor County.

MEMORIAL RESOLUTION ADOPTED

H. S. R. No. 38, By Thurmond:

In memory of Mr. Roger Gillis.

TO NAME RICHARD RAY MCLAUGHLIN AS MASCOT OF THE HOUSE

Mr. Gladden offered the following resolution:

H. S. R. No. 39

Whereas, We find Richard Ray McLaughlin, age seven, to be a proper candidate for Mascot of the House of Representatives; and

Whereas, He is the handsome and charming son of our esteemed fellow member, the Honorable Jack Mclaughlin, and his lovely wife, Claire Mclaughlin, now therefore, be it

Resolved, by the House of Representatives of the State of Texas, That Richard Ray McLaughlin be, and he is hereby, named Mascot of the House of Representatives of the Fifty-eighth Legislature, Regular Session, and, be it further

Resolved, That Richard Ray McLaughlin have his picture made and placed on the Picture Panel of the House of Representatives, Austin, Texas; and, be it further

Resolved, That a copy of this Resolution be sent to Richard Ray McLaughlin.
McLaughlin, and that the House go on record as extending to him its best wishes for his happiness and success throughout his entire life.

The resolution was referred to the Committee on Rules.

MESSAGE FROM THE SENATE

Austin, Texas, January 23, 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:

H. C. R. No. 7, Congratulating the Texas Tech Marching Band.

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

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 Dungan:
H. J. R. No. 35, A Joint Resolution "Proposing an amendment to Section 5 of Article III of the Constitution of the State of Texas to provide for annual sessions of the Legislature."
Referred to the Committee on Constitutional Amendments.

By Berry:
H. J. R. No. 36, House Joint Resolution "Amending the Constitution of the State of Texas by adding a new article to create out of the territory in Texas a new sovereign state of this Republic to be known as the State of South Texas."
Referred to the Committee on Constitutional Amendments.

By Walker:
H. J. R. No. 37, A Joint Resolution "Proposing an amendment to Article IV of the Constitution of the State of Texas by adding thereto a new section so as to require every person holding an elective office of this State or of the United States to resign from such office before being eligible to be a candidate for any other elective office."
Referred to the Committee on Constitutional Amendments.

By McLaughlin, Gladden, Richardson, Green, Finney, Shannon and Parmer:
H. J. R. No. 38, A Joint Resolution "Proposing an amendment to Section 52-b of Article III of the Constitution of the State of Texas so as to authorize the Legislature to provide for the acquisition of toll roads and turnpikes."
Referred to the Committee on Constitutional Amendments.

By Haynes of Orange County:
H. J. R. No. 39, A Joint Resolution "Proposing an amendment to the Constitution of the State of Texas to provide for an exemption of Three Thousand Dollars ($3,000) of the value of residence homesteads of all persons sixty-five years of age or older 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 Bass of Harris, Whitfield, and Brooks:
H. J. R. No. 40, A Joint Resolution "Proposing an amendment to Section 26 of Article III of the Constitution of the State of Texas, providing that when any county has more than sufficient population to be entitled to more than one representative, such
representatives shall be apportioned to such county and the Legislature shall have authority to subdivide the county into subordinate legislative districts."

Referred to the Committee on Constitutional Amendments.

COMMITTEE MEETINGS

Mr. Jarvis asked unanimous consent of the House that the Committee on Banks and Banking be permitted to meet at this time.

There was no objection offered.

Mr. Fairchild asked unanimous consent of the House that the Committee on Judicial Districts be permitted to meet at this time.

There was no objection offered.

Mr. Floyd asked unanimous consent of the House that the Committee on Common Carriers be permitted to meet at this time.

There was no objection offered.

Mr. Allen asked unanimous consent of the House that the Committee on State Affairs be permitted to meet at this time.

There was no objection offered.

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 Adams:

H. B. No. 121, A bill to be entitled "An Act amending Section 20 and Section 21; amending Section 16-B as added by Section 1 of Chapter 284, Acts of the 55th Legislature, Regular Session, 1957 (compiled as Section 16-B of Article 695c, Vernon's Texas Civil Statutes); and amending Chapter 1, Page 544, General Laws, Acts of the 46th Legislature, Regular Session, 1939, as amended by Chapter 562, Acts of the 47th Legislature, Regular Session, 1941, as amended (compiled as Article 695c, Vernon's Texas Civil Statutes) by adding thereto a new section so as to provide for monetary contributions to the support of certain recipients of public assistance by certain relatives of the recipient; providing powers, duties and procedures; and declaring an emergency."

Referred to the Committee on State Affairs.

By Adams:

H. B. No. 122, A bill to be entitled "An Act amending the Uniform Reciprocal Enforcement of Duties of Support Act, being House Bill No. 192, Acts of the Fifty-second Legislature, Regular Session, 1951, Page 643, as amended by House Bill No. 753, Acts of the Fifty-third Legislature, Regular Session, 1953, Page 907, as amended, and being codified as Articles 2328b-1 through 2328b-3, Vernon's Texas Civil Statutes, by adding three new sections to be known as Sections 21, 22 and 23; providing for the extension of the Act to cases wherein the petitioner and the respondent are residents of or domiciled in different counties within the State of Texas; providing for transfer of proceedings in such cases from one district court where previous orders had been entered to the responding county under this Act and defining the jurisdiction in the responding county; providing that the remedies in this Act are in addition to and not in lieu of other remedies, with certain exceptions thereto; providing a repealing clause, a saving clause; and declaring an emergency."

Referred to the Committee on Judiciary.

By Adams:

H. B. No. 123, A bill to be entitled "An Act establishing a Medical Assistance Program for certain recipients of Old Age Assistance, Aid to Dependent Children, Aid to the Blind and Aid to the Permanently and Totally Disabled, providing for financial responsibility of parents, children, sisters and brothers, spouses and counties and other governmental subdivisions, for medical costs of welfare recipients, defining certain terms, providing for administration by the Department of Public Welfare, providing for methods of administration and the authority to make rules and regulations; providing that patients in government institutions are not eligible for aid under this Act; making an appropriation for implementation of this Act and for administration of this Act, providing an effective date, a repealing
By Adams:
H. B. No. 124, A bill to be entitled “An Act making it unlawful for any sheriff or other officer to make any arrest for a violation of the speed laws of motor vehicles by designingly remaining in hiding or lying in wait unobserved to trap those suspected of violating the speed laws relating to motor vehicles; providing for a penalty; providing that any officer failing to take a complaint or prosecute any officer violating the provision of this Act shall be removed from office; providing for procedures for such removal; and declaring an emergency.”
Referred to the Committee on Appropriations.

By Adams:
H. B. No. 125, A bill to be entitled “An Act to provide for the creation and regulation of horizontal property regimes; repealing all laws in conflict; providing for severability; and declaring an emergency.”
Referred to the Committee on Municipal and Private Corporations.

By Adams:
H. B. No. 126, A bill to be entitled “An Act amending Chapter 1 of H. B. 11, Chapter 1, Acts of the 56th Legislature, 3rd Called Session, revising statutes levying the inheritance tax and the additional inheritance tax; providing for the Comptroller to have full authority and responsibility for administration of the inheritance tax and the additional inheritance tax; providing for the filling of returns and penalties for failure to file; providing for payment of the tax within fifteen (15) months and interest for failure to pay; providing a Lien; providing for a refund for overpayment; providing for additional information as the Comptroller may require; providing for the Comptroller to issue rules and regulations; providing for the Comptroller to examine records of estates; providing for the Comptroller and the Attorney General to enter into agreements with other states when the residence of a deceased is in question; providing a savings clause; providing a severability clause, repealing all laws in conflict herewith; providing for an effective date; and declaring an emergency.”
Referred to the Committee on Revenue and Taxation.

By Crews:
H. B. No. 127, A bill to be entitled “An Act amending the Employer's Liability and Workman's Compensation Insurance laws of this State by amending Sections 12b and 12e of Article 8306, Revised Civil Statutes, 1925, as amended, to provide that a covered injury resulting in hernia shall be compensated as a general injury; providing procedures for obtaining surgical treatment in all injuries; providing a savings clause; and declaring an emergency.”
Referred to the Committee on Criminal Jurisprudence.

By Crews:
H. B. No. 128, A bill to be entitled “An Act amending Article 8309, Revised Civil Statutes of Texas, 1926, by adding a new Section to be known as providing a penalty for misrepresentation to obtain any benefit or payment under the workmen’s compensation law; and declaring an emergency.”
Referred to the Committee on Judiciary.

By Crews:
H. B. No. 129, A bill to be entitled “An Act relating to compensation payments and compromise settlement agreements; amending Section 12 of Part II of Chapter 103, Acts of the 35th Legislature, Regular Session, 1917, (codified as Section 12 of Article 8307 of Vernon’s Texas Civil Statutes) so as to provide that compromise settlement agreements approved by the Industrial Accident Board shall set out a certain, definite number of weeks of compensation at a stipulated amount per week which may be commuted to a lump sum; and declaring an emergency.”
Referred to the Committee on Judiciary.

By Berry, Smith of Bexar,Segrest,Kothmann, Alaniz, Canales, Esquivel and Johnson of Bexar:
H. B. No. 130, A bill to be entitled “An Act creating the Texas Horse Race Board; setting out its membership and their qualifications, duties
and powers: providing for the regulation of certain horse races and wagering thereon, herein legalized in Bexar County; providing for license revocation elections, prescribing certain offenses and penalties; setting out license fees for certain persons connected with racing; levying taxes on moneys wagered each day equal to seven per cent (7%) plus the breakage, and providing for allocation of such taxes, levying a tax of three per cent (3%) of the sales price of horses sold at claiming races; levying a tax on admission to licensed race tracks; providing for the administration, collection and enforcement of such taxes; providing for the issuance, by the board of licenses for track operators, and for the revocation of such licenses by Bexar County voters; creating the Texas Thoroughbred Racing Protective Bureau, and setting forth its powers and duties; repealing all laws in conflict; setting an effective date; providing that this law shall be effective until a Constitutional amendment is adopted: providing for severability; and declaring an emergency."

Referred to the Committee on Privileges, Suffrage and Elections.

By Lattimore:

"H. B. No. 133, A bill to be entitled "An Act amending Section 4 of Chapter 17, Acts of the 46th Legislature, Regular Session, 1939, General Laws, Vol. page 246, as amended, (compiled as Section 4 of Article 567b, Vernon's Texas Penal Code) to provide that punishment for a violation upon a first conviction shall be a fine not exceeding Two Hundred Dollars ($200) in the event the check, draft or order is returned dishonored; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Lattimore:

"H. B. No. 134, A bill to be entitled "An Act amending Article 1056 of the Code of Criminal Procedure of 1925, as amended, to increase the juror's fee in Justice of the Peace Courts from One Dollar ($1) to Three Dollars ($3) in each case; increasing the amount jurors in Justice of the Peace Courts may receive in any one day; and declaring an emergency."

Referred to the Committee on Judiciary.

By Pipkin:

"H. B. No. 135, A bill to be entitled "An Act amending Chapter 206, Acts of the 52nd Legislature, as amended, and Sections 1, 5 and 6 of Chapter 122, Acts of the 57th
Legislature as amended; creating in the office of the Governor a Division of Finance and Administration, establishing a system of budget preparation and budget execution on the part of the Governor, creating a Management Analysis Section for assistance in proper fiscal management, transferring and amending the functions of the Classification Officer so as to align closely this executive function with the Budgetary process, creating a State Classification Committee to assist the Personnel Officer in his duties and providing for appeals, providing for the continuation of the existing classification program until the effective date of this act, establishing a system of distribution of the Governor's budget documents and supporting information, providing for a system whereby the incumbent Governor and the Governor-elect may effectively utilize the staff of Division of Finance and Administration in preparing their fiscal requirements and messages to the Legislature; providing a sever ability clause; repealing all laws inconsistent with the provisions of this Act; providing a severability clause; and declaring an emergency."

Referred to the Committee on State Affairs.

By McIlhany:
H. B. No. 136, A bill to be entitled "An Act amending Acts 54th Legislature, chapter 497, page 1243; Acts 55th Legislature, chapter 216, page 436, codified as Article 5421c-7, V.A.C.S. of Texas; providing a severability clause; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Oil, Gas and Mining.

By McIlhany:
H. B. No. 137. A bill to be entitled "An Act amending Article 542-113 of the Texas Banking Code of 1943 so as to change the composition of the State Banking Board and broaden its powers; providing for severability; and declaring an emergency."

Referred to the Committee on State Affairs.

By Butler and Miller:
H. B. No. 138, A bill to be entitled "An Act creating the Commission of Excellence in Higher Education; providing for appointments of its members and their terms of office; providing for filling vacancies in its membership; providing rules and regulations for the transaction of its business; providing for expenses of members; prescribing times and place of meeting; authorizing employment of personnel and prescribing the qualifications of the Director; providing for an Advisory committee; prescribing the purpose, duties and functions of the Commission; providing for reports to the Governor and to the Legislature; imposing certain duties on all State-supported institutions of higher learning and other State agencies; providing for hearings before the Commission; repealing the provisions of Senate Bill 146, Acts of the 54th Legislature, Regular Session, 1955, chapter 487, page 1217, codified in Vernon's as Article 2919e-2, Vernon's Civil Statutes, and all other laws or parts of laws inconsistent with the provisions of this Act; providing a severability clause; and declaring an emergency."

Referred to the Committee on State Affairs.

By McIlhany:
H. B. No. 139, A bill to be entitled "An Act amending Articles 8255, Revised Civil Statutes of 1917, as amended by Chapter 37, Acts 41st Legislature, Fourth Called Session, 1930, as amended by Chapter 21, Acts 42nd Legislature, Second Called Session, 1931, as amended by Chapter 26, Acts 42nd Legislature, Third Called Session, 1932, as amended by Chapter 111, Acts 42nd Legislature, Regular Session, 1931, providing for the purchase of certain land of the State by Navigation Districts; the issuance of patents thereon; reserving all oil, gas and other minerals and providing for the leasing and exploration thereof under certain conditions; and declaring an emergency."

Referred to the Committee on State Affairs.

By McIlhany:
H. B. No. 140, A bill to be entitled "An Act making it unlawful to steal any oil or gas equipment or pipeline equipment or water well drilling equipment; making such offense a felony; prescribing punishment therefore; and declaring an emergency."

Referred to the Committee on State Affairs.
Referred to the Committee on Criminal Jurisprudence.

By Townsend and McLhany:
H. B. No. 141, A bill to be entitled "An Act regulating the operation of disposal plants or rendering plants and all equipment used therewith; authorizing the Texas Animal Health Commission to inspect and license such plants; providing procedures for the granting and revoking of licenses; providing for judicial review; providing for the restraining of plant operations; providing for the venue of certain actions; providing for representation of the Commission by the Attorney General or county attorney or district attorney; providing penalties for violations; providing for severability; providing a saving clause; repealing all laws in conflict; and declaring an emergency."
Referred to the Committee on Counties.

By Townsend:
H. B. No. 142, A bill to be entitled "An Act to prohibit the shooting or discharging of guns and firearms in, on, along or across any railroad right-of-way; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Beckham:
H. B. No. 143, A bill to be entitled "An Act amending Article 1659 of the Revised Civil Statutes of Texas, 1925, so as to raise to Five Hundred Dollars ($500) the amount of emergency purchases a county may make without advertising for competitive bidding; and declaring an emergency."
Referred to the Committee on Counties.

By Gladden, Shannon, Green and Parme:
H. B. No. 144, A bill to be entitled "An Act amending Section 1 of Chapter 159, Acts of the 54th Legislature, Regular Session, 1955, as amended, compiled as Article 989a, Vernon's Code of Criminal Procedure, so as to establish the office of Medical Examiner in all counties having a population of more than five hundred thousand ($500,000), according to the last preceding census; and declaring an emergency."
By Gladden:
H. B. No. 145, A bill to be entitled "An Act making it a misdemeanor for any person to enter the premises of another for the purpose of looking into any structure at any person without consent; prescribing a penalty; defining term; containing a severability clause; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Gladden:
H. B. No. 146, A bill to be entitled "An Act providing notice to parents who have not executed instruments consenting to adoption; amending Acts of the 45th Legislature, Page 1324, Chapter 490, Section 1, as amended by Acts of the 57th Legislature, Page 737, Chapter 344, Section 1, and creating an emergency."
Referred to the Committee on Judiciary.

By Gladden, Shannon, Richardson, Finney, Parme and McLaughlin:
H. B. No. 147, A bill to be entitled "An Act relating to the Criminal District Courts of Tarrant County; to change the name of the 'Criminal District Court of Tarrant County' to the 'Criminal District Court No. 1 of Tarrant County'; and to create an additional Criminal District Court in Tarrant County, to be known as the 'Criminal District Court No. 3 of Tarrant County'; to provide for the jurisdiction and organization of and procedure in said Court and to provide for the appointment and election, qualifications, jurisdiction, duties, powers and compensation of a judge for said Court; and declaring an emergency."
Referred to the Committee on Judicial Districts.

By Gibbens:
H. B. No. 148, A bill to be entitled "An Act to amend the subject matter of the Texas Unemployment Compensation Act, as amended; Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, and as embraced in subsection (d) of Section 4 providing for benefit eligibility conditions; providing for an effective date for this Act; and declaring an emergency."
An Act amending the subject matter of the Texas Unemployment Compensation Act, as amended, Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, and as embraced in subsection (e) of Section 4 providing for benefit eligibility conditions; providing for an effective date for this Act; and declaring an emergency.

Referred to the Committee on Insurance.

By Gibbens:

H. B. No. 154. A bill to be entitled "An Act to amend the subject matter of the Texas Unemployment Compensation Act, as amended, Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, and as embraced in Section 5 providing for disqualification for benefits by adding to Section 5 a new subsection to be known as (g) pertaining to the receipt of separation pay, severance pay, or termination pay; providing for an effective date for this Act; and declaring an emergency."

Referred to the Committee on Insurance.

By Gibbens:


Referred to the Committee on Insurance.

By Barnes and Hestly:

H. B. No. 157. A bill to be entitled "An Act making it unlawful for any person to kill, wound, shoot at, hunt or molest the roseate spoonbill; providing a penalty; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Miller:

H. B. No. 164. A bill to be entitled "An Act to amend the subject matter of the Texas Unemployment Compensation Act, as amended, Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, and as embraced in Section 6 providing for disqualification for benefits by adding to Section 6 a new subsection to be known as (g) pertaining to the receipt of separation pay, severance pay, or termination pay; providing for an effective date for this Act; and declaring an emergency."

Referred to the Committee on Insurance.
By Miller, Floyd and Garrison:
H. B. No. 155, A bill to be entitled
"An Act amending Section 16 and
repealing Section 17 of the Texas
Mental Health Code, Chapter 243,
Acts of the Fifty-fifth Legislature,
Regular Session, 1957, (compiled as
Articles 5547-18 and 5547-17, re-
spectively, of Vernon's Texas Civil
Statutes,) to prohibit bringing into
Texas from another state or taking
out of Texas to another state any per-
son who has been adjudged mentally
ill and hospitalized by the state in
which he was committed; and de-
claring an emergency."
Referred to the Committee on
Judiciary.

By Miller, Floyd, Whatley, Duggan
and Garrison:
H. B. No. 159, A bill to be entitled
"An Act to provide criminal penalties
for certain acts involving certain
motion pictures; defining obscene,
providing severability and general
repealing clauses; and declaring an
emergency."
Referred to the Committee on
Criminal Jurisprudence.

By Miller, Floyd, Duggan, What-
ley, Shutt, Grover and Garrison:
H. B. No. 160, A bill to be entitled
"An Act amending Subsection O of
Article 20.04 of Chapter 20, Title
125a, Taxation-General, Revised
Civil Statutes of Texas, 1925, as
amended, so as to exempt from taxes
the receipts from the sale, lease
or rental of and the storage, use or
other consumption in this state of
tangible personal property used for
or in connection with the loading or
unloading from or unto ships, ve-
sel, or barges of freight or cargo
imported from this state; and de-
claring an emergency."
Referred to the Committee on
Revenue and Taxation.

By Garrison and Miller:
H. B. No. 161, A bill to be entitled
"An Act authorizing the Game and
Fish Commission to issue permits
for the taking, carrying away or
disturbing of marr, gravel, sand,
shells or mudshell under certain
conditions; directing the Game and
Fish Commission to take into con-
sideration the industrial requirements
of the state as well as any injurious
effect to oysters, oyster beds and
fish inhabiting waters; requiring
findings of fact in orders on ap-
plications for permit; authorizing the
Game and Fish Commission to re-
move and replant oysters; and de-
claring an emergency."
Referred to the Committee on
Game and Fisheries.

By Garrison and Miller:
H. B. No. 162, A bill to be entitled
"An Act amending Subsection (1)
of Section 1 of the Uniform Narcotic
Drug Act, Chapter 159, Acts of the
Forty-fifth Legislature, Regular Ses-
Sion, 1947, as last amended by Chap-
ter 225, Acts of the Forty-eighth
Legislature, 1948 (compiled as Sub-
section (1), Section 1 of Article 725h,
Vernon's Texas Penal Code), so as to
place paregoric within the list of
narcotic drugs to be sold by pres-
cription only; and declaring an
emergency."
Referred to the Committee on
Criminal Jurisprudence.

By Dungan and Niemeyer:
H. B. No. 163, A bill to be entitled
"An Act limiting the liability of a
landowner or lessee of agricultural
lands, ranch lands or woodlands for
personal injury or property damage
suffered by any person while hunt-
ing, fishing or engaging in any other
type of recreational activity upon
the landowner's property, with or
without payment of compensa-
tion; and declaring an emergency."
Referred to the Committee on
Judiciary.

By Dungan:
H. B. No. 164, A bill to be entitled
"An Act requiring the teaching of a
course entitled 'Capitalism vs. Com-
munism' in all public High Schools
of the State; prescribing the dura-
tion and content of such course and
the method of presentation of the
material included therein; repealing
all laws in conflict; setting an effec-
tive date; and declaring an emer-
gency."
Referred to the Committee on
Education.

By de la Garza:
H. B. No. 165, A bill to be entitled
"An Act amending Articles 1577 and
1578a, and adding Article 1578b,
Penal Code of Texas, 1915, concern-
ing employment of children, repeal-
ing Articles 5181, Revised Civil Statutes of Texas, 1925, and all other laws and parts of laws in conflict herewith; and declaring an emergency.

Referred to the Committee on Criminal Jurisprudence.

By Pipkin, de la Garza, Floyd and Coughran:

H. B. No. 166, A bill to be entitled "An Act relating to Real property; containing definitions applicable to this Act; providing for formation of Condominium Regimes; providing for conveyance of individual apartments and recording of such deeds; providing for common elements of the property; providing for recordation and items to be contained in recorded instruments creating the Condominium Regimes; providing for regrouping and merger of all estates; providing for council of co-owners, and administration of project; providing for contribution of co-owners toward expense of administration, maintenance and repairs of common elements; providing for Homestead exemption when applicable; providing for taxes on individual interests and not as a whole; providing for provisions of this Act to apply in case of conflict; providing that a holding of unconstitutionality of any part of this Act shall not affect the remainder; and declaring an emergency."

Referred to the Committee on Judiciary.

By Pipkin, de la Garza, McDonald of Hidalgo, Rodriguez and Coughran:

H. B. No. 147, A bill to be entitled "An Act authorizing the establishment of rehabilitation districts to provide education, training, special services and guidance for handi capped persons; providing for the financing and administration; and declaring an emergency."

Referred to the Committee on Public Health.

By Pipkin, Murray and Rapp:

H. B. No. 168, A bill to be entitled "An Act amending Section 4b of Chapter 119, Acts of the Fifty-third Legislature, Regular Session, 1953, as amended, relating to fishing in Laguna Madre in Cameron County, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Wieting:

H. B. No. 169, A bill to be entitled "An Act creating 'Aransas County Conservation and Reclamation District' under the provisions of Section 59, Article XVI of the Texas Constitution; prescribing the area and powers of the District; providing that a confirmation election or hearing on exclusion of lands or a hearing on adoption of the plan of taxation shall not be necessary; providing that the ad valorem plan of taxation shall be used by the District and limiting the amount thereof; specifying the purposes and powers of the District; providing for a Board of Directors to control and exercise the District's powers; authorizing the levy and assessment of taxes for improvements, maintenance, operation and administration of the District; providing that the district shall bear the expense of any necessary relocation, raising or rerouting of any facility or property of any utility; authorizing the issuance of bonds in the accomplishment of the District's purposes, and making such bonds eligible for certain investments and to secure the deposit of public funds; exempting the District and its bonds from taxation; enacting a savings clause; declaring the District essential; enacting other provisions relating to the subject and purpose of this Act; and declaring an emergency."

Referred to the Committee on State Affairs.

By Cotten, Harling, Roberts and Farmer:

H. B. No. 170, A bill to be entitled "An Act providing that no person, firm, or corporation shall hereafter construct any building on any land within one thousand (1,000) yards of the Capitol grounds, the top of which is more than ninety (90) feet above the natural ground level, providing that any citizen of Texas may petition any District Court of Travis County to enjoin construction of such buildings; establishing a penalty of One Thousand Dollars ($1,000) per day for violation; providing for severability; and declaring an emergency."

Referred to the Committee on State Affairs.

By Floyd:

H. B. No. 171, A bill to be entitled...
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"An Act amending Section 3 of Article II of the Texas Liquor Control Act, as amended, to provide for the licensing of certain agents and employees of Retail Beer Dealers; providing for severability; and declaring an emergency."

Referred to the Committee on Liquor Regulation.

By Floyd:
H. B. No. 172, A bill to be entitled "An Act relating to motor service clubs, defining certain terms, providing for a deposit of security prior to doing business and the issuance of a certificate of authority upon the giving of such security; exempting certain companies; providing for a solicitor's license; providing for filing of information with the State Board of Insurance and an annual license fee to be paid said Board; providing for revocation of suspension of licenses or certificates of authority; providing for regulations of service contracts; providing for penalties for violations of this Act; and declaring an emergency."

Referred to the Committee on Insurance.

By Floyd:
H. B. No. 173, A bill to be entitled "An Act prohibiting the State Board of Education from adopting any policy rule, regulation or other plan, as a prerequisite for accreditation or other approval, which would require any School District to hire or assign any guidance counselor or supervisor or require such as a part time duty of any superintendent, principal or teacher."

Referred to the Committee on State Affairs.

By Floyd:
H. B. No. 174, A bill to be entitled "An Act to provide that a tax collector may issue to certain people under certain circumstances a certificate showing that neither their land nor themselves are liable for delinquent taxes and that the liability for such taxes is thereafter a personal liability of the person under whom the taxes became delinquent and thereby making a court action to accomplish the same thing unnecessary; requiring the tax collector to issue an affidavit certifying that there has been no fraud or collusion; and declaring an emergency."

Referred to the Committee on Judiciary.

By Floyd:
H. B. No. 175, A bill to be entitled "An Act appropriating money to the State Board of Control for the repair and reconditioning of the San Jacinto Memorial Tower and Building; providing for the expenditure of such monies by and under the supervision of the State Board of Control and declaring an emergency."

Referred to the Committee on Appropriations.

By Hinson:
H. B. No. 176, A bill to be entitled "An Act amending Article 2339, Revised Civil Statutes of Texas, 1925, so as to provide for the election of county commissioners from commissioner precincts by the qualified voters of the county-at-large; repealing conflicting laws; and declaring an emergency."

Referred to the Committee on Counties.

By Woods:
H. B. No. 177, A bill to be entitled "An Act providing for local option elections in certain counties of this state relating to the question of abolition and discontinuance of the office of county superintendent and providing that in the case of an affirmative vote on such question the office of county superintendent is abolished; and declaring an emergency."

Referred to the Committee on Education.

By Alaniz:
H. B. No. 178, A bill to be entitled "An Act establishing a state minimum wage, providing certain exemptions, making employers liable to employees for unpaid minimum wages, prohibiting discrimination against employees for exercising their rights to claim under this Act; authorizing employee suits including provision for damages for loss of wages, for liquidating damages, for reinstatements, for recovery of costs and attorneys' fees, establishing certain administrative procedures including rule making and process for witness and for obtaining documents and records, providing for enforcement and for penalties, and declaring an emergency."

Referred to the Committee on Labor and Industries.
declaring an emergency."  
Referred to the Committee on Labor.

By Albias:

H. B. No. 178, A bill to be entitled "The Texas Fair Employment Practices Act prohibiting certain practices of discrimination because of race, color, religious creed, ancestry, age, sex or national origin by the State of Texas and by all administrative agencies, boards and commissions, or departments thereof of the State of Texas and of any county, city or political subdivision thereof and by all public owned or operated transportation systems and public utilities of the State of Texas and of any county, city or political subdivision thereof as herein defined; creating the Texas Fair Employment Practices Commission; defining its function, powers and duties; providing for procedure and enforcement; providing for formulation of an educational program to prevent prejudice; providing for judicial review and enforcement; and imposing penalties."  
Referred to the Committee on Labor.

By Finney, Richardson, McLaughlin, Shannon, Gladden, Parmer and Green:

H. B. No. 180, A bill to be entitled "An Act to establish the County Criminal Court No. 1 of Tarrant County, providing for the transfer of pending appeals of convictions had under the laws of the State of Texas and Municipal Ordinances of the Municipalities located in Tarrant County, Texas, from the Criminal Court of Tarrant County and The County Criminal Court No. 1 of Tarrant County to the County Criminal Court of Appeals of Tarrant County; declaring the validity in the transferred cases of writs and processes extant at the time of such transfer; granting said Court authority to sit and act as a court for the terms of said court, for the election, qualification and appointment of a judge thereof, and for the execution of a bond and oath of office; providing for the removal of said judge; providing for a clerk of said court and for the duties of said clerk and the duties of the Sheriff as to such court; providing for the payment of appointment, qualifications and compensation of an official shorthand reporter for said court; conferring upon the judge of the County Criminal Court of Tarrant County and the judge of The County Criminal Court No. 1 of Tarrant County the power and authority to transfer matters and proceedings from their respective courts to the said County Criminal Court of Appeals of Tarrant County; conferring upon the judge of The County Criminal Court of Tarrant County, the Judge of the County Criminal Court No. 1 of Tarrant County and the judge of The County Criminal Court of Appeals of Tarrant County the authority to sit and act as judge of any of the other's court; providing for conflict or unconstitutionality in said Act; and declaring an emergency."  
Referred to the Committee on Judicial Districts.

By Parmer and Roberts:

H. B. No. 181, A bill to be entitled "An Act providing for the location and creation of adequate civil defense shelter areas in state and public school buildings; and declaring an emergency."  
Referred to the Committee on State Affairs.

By Roberts, Cherry, Collins, Parmer, Miller and Garrison:

H. B. No. 183, A bill to be entitled "An Act establishing and providing for a State Home for dependent and neglected children; regulating and providing for the operation of same; and declaring an emergency."  
Referred to the Committee on Appropriations.

By Eckhardt:

H. B. No. 185, A bill to be entitled "An Act to provide for voluntary and involuntary commitment for hospitalization and care for persons addicted to narcotics, providing for involuntary confinement, probation
and rehabilitation; repealing Chapter 237, Acts of the 53rd Legislature, Regular Session, 1953, relating to narcotics addicts and users; providing for severability; and declaring an emergency.

Referred to the Committee on Criminal Jurisprudence.

By Eckhardt:
H. B. No. 184, A bill to be entitled "An Act providing for the punishment of a corporation found guilty of a crime by fine in lieu of punishment by imprisonment."

Referred to the Committee on Criminal Jurisprudence.

By Eckhardt:
H. B. No. 185, A bill to be entitled "An Act providing for the issuing, service and return of process in all courts upon corporations charged by indictment, information, or complaint with the commission of a criminal offense, providing for the appearance of the corporation, or upon failure of the corporation to appear, that a plea of not guilty shall be entered and the corporation shall be deemed continuously present in said court, after the plea of not guilty is entered, or appearance made, until final disposition is made of the case; further providing that if a corporation shall be found guilty and a fine imposed, a judgment shall be entered having the same force and effect and shall be enforced against such corporation in the same manner as if the judgment were recovered in a civil action; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Eckhardt:
H. B. No. 186, A bill to be entitled "An Act amending Article 19 of the Penal Code, 1925, and defining the words 'whoever,' 'person,' 'any person,' and 'anyone,' the pronouns 'he,' 'it,' and 'they,' referring to these terms, and similar words to include public and private corporations unless Acts or an express declaration to the contrary; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Cory:
H. B. No. 187, A bill to be entitled "An Act defining and regulating the business of giving bail in criminal and quasi-criminal cases, actions or proceedings; providing for the licensing of persons, firms and corporations who engage in that business in any county; providing certain penalties; providing certain exemptions from this Act; providing for appeal from the decision of the Securities Commissioner; providing for administration of this Act by the successor to the Securities Commissioner; providing for licensing fees; declaring legislative intent and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Cory:
H. B. No. 188, A bill to be entitled "An Act concerning uniform reciprocal enforcement of support; repealing Chapter 377, Acts of the 52nd Legislature, 1951, as amended; and declaring an emergency."

Referred to the Committee on Judiciary.

By Cory:
H. B. No. 189, A bill to be entitled "An Act amending Article 4591, Revised Civil Statutes of Texas, 1925, as last amended by Chapter 205, Acts of the 55th Legislature, 1957, and Section 1c of Chapter 290, Acts of the 56th Legislature, 1947, as added by Chapter 16, Acts of the 54th Legislature, 1955, and last amended by Chapter 205, Acts of the 55th Legislature, 1957, so as to designate May 30 (Memorial Day) a legal holiday in Texas and to further provide that said date shall be a legal holiday for banking purposes; and declaring an emergency."

Referred to the Committee on State Affairs.

By Cory:
H. B. No. 190, A bill to be entitled "An Act amending Paragraph (1) of Article 20.05 of Chapter 20, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

(Speaker In The Chair)
RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence
of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

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

ADJOURNMENT

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

The motion prevailed.

The Benediction was ordered by Representative Jack Woods of McLennan County.

In accordance with the motion to adjourn, the House, at 11:31 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, January 23, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. C. R. No. 10, congratulating the President of Mexico on the project, "National Frontier Program."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

ELEVENTH DAY

(Thursday, January 24, 1963)

The House met at 10:30 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
Alaniz
Allen
Artedge

Bass of Harris
Beckham
Birken
Blaine
Boyce
Bridges
Brooks
Brown

of Galveston
Brow of Taylor
Butler
Cain
Caldwell
Canales
Cannon
Carpenter
Carricker
Cavness
Chapman
Chess
Clayton
Cole
Collins
Cook
Cory
Cotten
Coughran
Cowden
Cowntes
Culb

Davis
De La Garza
Duke
Dugan
Dugan
Dickard
Edwards
Exquiel
Fairchild
Finney
Fletcher
Floyd
Pondra
Pondra
Harrison
Gibbens
Gladdens
Green
Groover

Haines of Brazos
Hammack
Harding
Harris
of Galveston
Harris of Dallas
Hayes of Orange
Healy
Hefton
Hendryx
Hinson

Hollowell
Houston
Hughes
Iasacks
Jansine
Jarvis
Johnson of Dallas
Johnson of Bexar
Kilpatrick
Klager
Knapp
Koliba
Kothmann
Lack
Lattimore
Ligarde
McClinton
McDonald
of Hidalgo
McDonald of Hock
McIlhany
McLaughlin
McNutt
Mann
Markgraf
Miller
Morgan
Mover
Murray
Matachek
Niemeier
Nugent
Parker
Parmer
Parsley
Perry
Pendleton
Perry
Price
Quilliam
Rapp
Richards
Richardson
Ritter
Roberts
Rodrigues
Rossen
Satterwhite
Schiller
Segrest
Shannon
Shipley
Smith of Bexar
Smith of Jefferson
Stevens
Stollwerck
Thompson
Thurmond
Townsend
Trager
Walker