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

In accordance with the motion to adjourn, the House, at 12:18 o'clock p.m., adjourned until 10:00 o'clock a.m. tomorrow.

NINETEENTH DAY
(Thursday, February 7, 1963)

The House met at 10:00 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  de la Garza
Adams  Doke
Alaniz  Dugan
Allen  Duncan
Atledge  Eckhardt
Atwell  Edwards
Bail  Esquivel
Baudield  Fairchild
Barnes  Finney
Bass of Bowie  Fletcher
Bass of Harris  Floyd
Beckham  Fondren
Berry  Foreman
Birkner  Garrison
Blaine  Gibbons
Boyce  Gladson
Bridges  Glenn
Brooks  Green
Brown of Galveston  Grover
Brown of Taylor  Guiffey
Butler  Gaines of Brazos
Calais  Haines of Brazos
Caldwell  Hallmark
Canales  Hardin
Cannum  Harring
Cannon  Harris of Galveston
Carville  Harris of Dallas
Carr  Haynes of Orange
Carrigan  Healy
Carrillo  Herndon
Cavness  Hinson
Chapman  Hollowell
Cherry  Houston
Clayton  Insacks
Cole  Jamison
Collins  Jarvis
Cook  Johnson of Dallas
Cory  Johnson of Bexar
Cotter  Kilpatrick
Couchran  Klagar
Cowden  Knaep
Cowlin  Kolba
Cram  Kochmann
Lack  Richardson
Lattimore  Ritter
Ligarde  Roberts
McClinton  Rodriguez
McDonald  Rosson
McDonald of Hidalgo  Satterwhite
McDonald of Rusk  Schiller
McGregor  Segrer
Mellhany  Shannon
McLaughlin  Shipley
McNutt  Shutt
Macatee  Simpson
Mann  Stack
Markgraf  Siler
Miller  Smith of Bexar
Morgan  Smith of Jefferson
Moyer  Stewart
Murray  Stollenwerk
Musco  Thompson
Nisemeyer  Ther mond
Nugent  Townsend
Parmer  Traeger
Parrish  Walker
Parsley  Ward
Peevy  Welden
Peeler  Wels
Pendleton  Whaley
Petty  Wheeler
Pipkin  Whitefield
Price  Wiesting
Quilliam  Wilson
Rapp  Woods
Richards  Hugh
Absent—Excused

Hughes

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 are thankful for this privilege of coming to Thee so freely, to share with Thee all that is in our hearts. Being deeply conscious of our own weakness, we pray for Thy strength and Thy power, that we may not fail to do what we should, in making our lives useful in the service of our fellowman. Teach us, O Lord, not to trust to our own cleverness, but to trust instead that inward faith which can never be denied. May we in this free land esteem more highly our liberties, in the light of the price others are called upon to pay. For we ask these blessings in Thy name.—Amen."
Mr. Hughes was granted leave of absence for today on account of important business, on motion of Mr. Macatee.

MEMORIAL RESOLUTION ADOPTED

H. B. No. 108, By Floyd, Base of Harris, Shutt, Duggan, Miller, Whitfield, Whatley, Brooks, Grover, Garrison, Eckhardt and Shipley: In memory of Herman and Margaret Root Brown.

On motion of Mr. Berry, the names of all Members of the House were added to the resolution as signers thereof.

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 Whatley, Parsley, Duggan, Shutt, Grover and Miller:

H. B. No. 467, A bill to be entitled "An Act providing that it shall be unlawful for any person to make, draw, utter or deliver, or to cause or direct the making, drawing, uttering or delivering of a check, draft, or order knowing that he does not have sufficient funds on deposit with the drawee; providing a presumption of knowledge of insufficient funds in certain instances; defining certain terms; providing penalties for violations of this Act; providing for service of process; providing a severability clause; repealing Chapter 17, Criminal Law Title, page 246, Acts of the 46th Legislature, General Laws, 1939, as amended, (compiled as Article 567b of Vernon's Texas Civil Statutes); and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Harris of Dallas and Stollenwerck:

H. B. No. 458, A bill to be entitled "An Act amending Article 27, Chapter 492, Acts of the 52nd Legislature, 1951, as last amended by Chapter 161, Acts of the 54th Legislature, 1958 (compiled as Article 6.01, Vernon's Texas Election Code) so as to eliminate the possibility of a candidate's name appearing more than once upon the official ballot in case he has been nominated for the office of President or Vice-President of the United States and also for an office requiring a state-wide vote for election; and declaring an emergency."

Referred to the Committee on Privileges, Suffrage and Elections.

By Rapp:

H. B. No. 459, A bill to be entitled "An Act permitting reliance and discharge based upon certain information pertaining to a recording or record in the payment of licensing or performing fees; and declaring an emergency."

Referred to the Committee on State Affairs.

By Allen:

H. B. No. 460, A bill to be entitled "An Act to validate the actions and proceedings of common school districts in counties with a population of not less than sixty-eight thousand (68,000) nor more than seventy-three thousand (73,000) according to the last preceding federal census, in increasing their maintenance tax rate; providing that this Act shall have no application to any such districts involved in litigation now pending questioning the validity of such taxes, if such litigation is ultimately determined against the validity of matters hereby validated; and declaring an emergency."

Referred to the Committee on State Affairs.

By Refton:

H. B. No. 461, A bill to be entitled "An Act to apportion the State of Texas into Congressional Districts, naming the counties and parts thereof of composing the same, and providing for the election of a Member of the Congress of the United States from such District; providing that this Act shall not affect the tenure in office of the present delegation of Texas Congressmen, but that it shall be in effect for the General Election in 1964; repealing all laws and parts of laws in conflict; and declaring an emergency."

Referred to the Committee on Congressional and Legislative Districts.
By Hughes:
H. B. No. 462, A bill to be entitled "An Act amending Article IV, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (codified as Article 6687b of Vernon's Texas Civil Statutes) to add a new section providing for the issuance of an occupational license; providing for the payment of a fee for such license; providing for a court order relating to such occupational license; providing a penalty; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Knapp and Duggan:
H. B. No. 463, A bill to be entitled "An Act amending Articles 1688, 1970 and 1974 of the Code of Criminal Procedure of Texas, 1925, as amended, to provide for the abolishment of all court costs in justice courts where a defendant enters a plea of guilty in a prosecution for violation of any of the provisions of the Uniform Act Regulating Traffic on Highways; providing that all justices of the peace in the State of Texas shall be issued special license plates for a particular period, and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Parker:
H. B. No. 468, A bill to be entitled "An Act making illegal the soliciting of accepting pledges, promises or obligations for the office of Speaker of the House of Representatives prior to the general election immediately preceding that session of the Legislature during which candidates for said office would preside if elected, providing for penalties for violation thereof and declaring an emergency."
Referred to the Committee on State Affairs.

By Eckhardt:
H. B. No. 469, A bill to be entitled "An Act repealing Chapter 429, Acts of the 55th Legislature, 1957, as amended which defines and regulates the business of giving bail in criminal and quasicriminal cases in certain counties; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.
By Eckhardt:
H. B. No. 470, A bill to be entitled "An Act repealing Chapter 370, Acts of the 44th Legislature, First Called Session, 1935, which relates to the levy of a tax for purpose of advertising in and for certain counties; and declaring an emergency."
Referred to the Committee on Judiciary.

By Eckhardt:
H. B. No. 471, A bill to be entitled "An Act repealing Chapter 325, Acts of the 45th Legislature, First Called Session, 1937 which relates to credit allowed for working out fines in certain counties; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Eckhardt:
H. B. No. 472, A bill to be entitled "An Act repealing Chapter 29, Acts of the 41st Legislature, First Called Session, 1929, as amended, which relates to the selection of Jurors in certain counties; and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

CONGRATULATORY RESOLUTIONS ADOPTED
H. S. R. No. 105, By Stewart and Cole: Extending greetings to the youths and leaders of the Northwest Texas Council, Boy Scouts of America, as they visit Austin and the State Capitol.
H. S. R. No. 110, By Foreman, Ritter, Cavness and Caln: Commending the Boy Scouts of America.
H. S. R. No. 112, By de la Garza, McDonald of Hidalgo, Coughran and Rodriguez: To congratulate Miss Sally St. John as Cover Girl for the 24th annual Rio Grande Valley Livestock Show and Rodeo.

H. S. R. No. 113, By Simpson and Foreman: Congratulating Dr. Joseph H. Hill, Colonel A. Garland Adair and Mr. Karl Hoblitzelle.

TO NAME BILLIE NAN NORENE NUGENT AS MASCOT OF THE HOUSE
Mr. Gibbens offered the following resolution:

H. S. R. No. 107
Whereas, It is a custom of long-standing in the House of Representatives to honor children of Members; and
Whereas, Billie Nan Norene Nugent, born February 7, 1959, is a proper candidate for Mascot of the House of Representatives; and
Whereas, She is the lovely child of our fellow Member, James E. Nugent, and his charming wife, Billie, of Kerrville, District 78; and
Whereas, It is the desire of the House to give honor and recognition to the children of the Members of the House: now, therefore, be it
Resolved, That Billie Nan Norene Nugent be declared Mascot of the Fifty-eighth Legislature and that her picture be placed in the panel with Members of the House.

The resolution was referred to the Committee on Rules.

TO NAME WILLIAM CLINT CLAY AND MATTHEW JAY PARSLEY AS MASCOTS OF THE HOUSE
Mr. Slack offered the following resolution:

H. S. R. No. 114
Whereas, It has been ascertained that William Clint Parsley, age eleven: Nash Clay Parsley, age ten, and Matthew Jay Parsley, age six, are proper candidates for Mascot of the House of Representatives; and
Whereas, They are the bright and energetic sons of our worthy colleague, the Honorable Bill J. Parsley of Lubbock, and his charming wife, Alice; now, be it therefore
Resolved, That William Clint, Nash Clay and Matthew Jay be, and they are hereby, named Mascots of the House of Representatives of the Fifty-eighth Legislature, Regular Session; and, be it furthermore
Resolved, That their photographs be placed on the picture panel of the House of Representatives and that each of the boys be given a copy of this Resolution as a memento of this occasion.

The resolution was referred to the Committee on Rules.

TO INVITE GEORGE JONES TO VISIT THE HOUSE OF REPRESENTATIVES

Mr. Kothmann offered the following resolution:

H. S. R. No. 106
Whereas, Texas is proud of one of its native sons, who through his country and western music, is spreading the fame of his great State; and
Whereas, No artist has so consistently maintained his prestige among Western music fans from 1956 until now as has George Jones, who lives at Vidor, near Beaumont, Texas; and
Whereas, His first big hit was "White Lightning," which he sang and recorded shortly after he was honorably discharged from the Marine Corps. Since that time he has toured and sung in cities and towns throughout the United States and Canada. He was named the No. 1 Country and Western artist in the business today, because his records outsell all others in the field; and
Whereas, Sometimes known as "The Beaumont Texas Warbler-Rider," Mr. Jones's more popular records are: "She Thinks I Still Care," "The Window Up Above," "When Your Heart Hurts No More," "Tender Years," "I Saw Mama Twisting With Santa Claus." His short career is considered parallel to that of the late and great Hank Williams. Both achieved success in a comparatively short time. Under United Artists' label are such albums as "George Jones Salutes Hank Williams," "The New Favorites of George Jones," "Songs from the Heart," "George Jones Salutes Bob Wills," and "Song Hits of His Country Cousins;" now, therefore, be it
Resolved, That the House of Representatives congratulates George Jones on his spectacular success and popularity; and, be it further
Resolved, That he be invited to the House of Representatives to receive in person a copy of this Resolution.


The resolution was referred to the Committee on Rules.

PROVIDING FOR THE APPOINTMENT OF A COMMITTEE TO STUDY PROBLEMS CONFRONTING EDUCATION IN TEXAS

Mr. Niemeyer offered the following resolution:

H. S. R. No. 111
Whereas, Increasing school population in the lower grades and particularly at the college level has become a crucial problem in the State of Texas with the consequent demand for better teacher training at the same time that a shortage of competent teachers exists; and
Whereas, Governor John Connally in his address to the Legislature stressed the necessity for improving the quality of education in Texas; and
Whereas, Demands in an increasingly complex industrial and economic society make imperative the adequate preparation of youth by the schools, demands that are expressed by a great public interest in education; and
Whereas, Severe unemployment problems exist among young people inadequately trained in schools; and
Whereas, The school children in Texas today will be the leaders of tomorrow and a survey shows many high school students who rank at the top scholastically go elsewhere for college; and
Whereas, The future of our great State and Nation may well be determined by the type and quality of educational opportunities provided for our children; and
Whereas, Texas youth deserves the best educational system that can be had; now, therefore, be it
Resolved by the House of Representatives of the State of Texas, That the Speaker of the House be authorized to appoint a five (5) member special committee to study problems confronting education in Texas, with a view to making recommendations for legislation; and, be it further
Resolved, That the committee shall have the authority, to inspect such records, documents and files as may be necessary for its study; and, be it further

Resolved, That it shall be the duty of educators and state school personnel to cooperate with the committee in supplying needed information and records; and, be it further

Resolved, That the committee shall be authorized to hold such meetings as it deems necessary to secure needed information; and, be it further

Resolved, That the necessary expenses of the committee shall be paid out of the Legislative Expense Fund of the Fifty-eighth Legislature;

Resolved, That the committee shall be instructed to report its findings, together with such recommendations as it considers necessary, to the Members of the House of Representatives of the Fifty-eighth Legislature.

Signed: Niemeyer, Rapp, Pilpkin, Nanfield, Cook, Guffey, Rosson, Hinson, Harding, Schiller, Duncan, Mutschler, Ball, Cowlis, Macatee, Hallmark, Birkner and Wieting.

The resolution was referred to the Committee on State Affairs.

TO REQUEST CERTAIN STUDY RELATIVE TO MASS TRANSPORTATION FACILITIES AND INCREASING CONGESTION OF THE DOWNTOWN AREAS IN THE METROPOLITAN AREAS OF TEXAS

Mr. Grover offered the following resolution:

H. S. R. No. 105

Resolved, That the Texas Legislative Council be and it is hereby requested to request such additional funds as in its judgment are necessary (1) to meet the transportation crisis in Texas metropolitan areas and (2) to alleviate the congestion in the downtown areas of Texas cities; and, be it further

Resolved, That the Texas Legislative Council be and it is hereby requested to recommend such additional laws as in its judgment are necessary (1) to meet the transportation crisis in Texas metropolitan areas and (2) to alleviate the congestion in the downtown areas of Texas cities; and, be it further

Resolved, That the Texas Legislative Council be and it is hereby requested to make such study in cooperation with the Governor, the State Highway Department and all other interested State agencies as well as public and private transportation agencies and companies and all of such officials and agencies be and they are hereby requested to co-
operate with the Texas Legislative Council in the making of said study and in promulgation of such recommendations to the Fifty-ninth Legislature.

The resolution was referred to the Committee on State Affairs.

HOUSE BILL NO. 45 ON PASSAGE TO ENGROSSMENT

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

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 tags for same vehicle; placing the responsibility for the safe-keeping and for the distribution of all cardboard tags, etc.; repealing laws in conflict; and providing for severability." The bill was read second time on yesterday and further consideration of the bill was postponed until 10:30 o'clock a.m. today.

Mr. Gibbens offered the following amendment to the bill:

Amend House Bill 45, Section 1, subsection (15), by adding after the words and figures twenty-five dollars ($25) and before the words "nor more than two hundred dollars ($200)."

The amendment was adopted.

H. B. No. 45 was then passed to engrossment.

HOUSE BILL NO. 64 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, 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, nematicides, 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 official of certain organizations, providing a severability clause; repealing Chapter 98, Acts of the 48th Legislature, Regular Session, 1943, as amended, and all other conflicting laws to the extent of such conflict; and declaring an emergency."

The bill was read third time.

A record vote was requested on the passage of H. B. No. 64.

H. B. No. 64 was passed by the following vote:

Yeas—141

H. B. No. 294, A bill to be entitled "An Act authorizing the West Side Calhoun County Navigation District to sell certain water supply facilities and appurtenances to Guadalupe-Blanco River Authority; validating, ratifying and confirming an agreement herefore executed by and between said District and said Authority; and declaring an emergency."

The bill was read third time and was passed.

ADJOURNMENT

Mr. Kilah moved that the House adjourn until 11:00 o'clock a.m. next Monday.

The motion prevailed.

The Benediction was offered by Representative Leroy J. Wieting, as follows:

"Father, may we become more aware of the companionship of Him who walks beside us. May we know that Thou art more willing to be found than we are to seek. Put Thine arm of love around us and bring us safely back to this place prepared for another day of work and service.

For these blessings we will praise Thy name.—Amen."

In accordance with the motion to adjourn, the House, at 10:29 o'clock a.m., adjourned until 11:00 o'clock a.m. next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

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

Criminal Jurisprudence: H. B. No. 229.


State Affairs: H. B. No. 251.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 6, 1913

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

RUSSIAN

H. B. No. 294.

The Speaker laid before the House, on its third reading and final passage.
Sir: Your Committee on Engrossed Bills to whom was referred

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 provision for his consultation with appropriate officials of certain organizations; providing a severability clause; repealing Chapter 98, Acts of the Forty-eighth Legislature, Regular Session, 1943, as amended, and all other conflicting laws to the extent of such conflict; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, February 6, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 336, A bill to be entitled
"An Act authorizing the West Side Calhoun County Navigation District to sell certain water supply facilities and appurtenances to Guadalupe Blanco River Authority; validating, ratifying and confirming an agreement heretofore executed by and between said District and said Authority; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, February 6, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 320, A bill to be entitled
"An Act changing the terms of office of members of Board of Regents of Junior College Districts operating under Chapter 146, Acts of the Fifty-first Legislature, 1949 (compiled as Article 28150, Vernon's Texas Civil Statutes), to six (6) years; providing for the filling of vacancies; providing that this Act shall be cumulative of all other laws except in case of conflict; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, February 7, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 5, designating February of each year an American History Month,

Has carefully compared same and finds it correctly enrolled.

LEE DUGGAN, Acting Chairman.

SENT TO GOVERNOR

February 7, 1963

H. C. R. No. 5

TWENTIETH DAY

(Monday, February 11, 1963)

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
Boyles

Adams
Bridges

Alana
Brooks

Allen
Brown

Ardge
of Galveston

Atwell
Brown of Taylor

Banfield
Butler

Barnes
Cain

Bass of Bowie
Caldwell

Bass of Harris
Canales

Beckham
Cannon

Berry
Carpenter

Birkner
Carttiker

Blaine
Cavness