Austin, Texas, February 13, 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. 13, commending Chief
J. A. Stahl, Fireman Ken Biggs, Fire­
man Malcolm Coker, and Fireman
Arthur Centeno for their devotion to
duty and for their unselfish heroism.

Has carefully compared same and
finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, February 13, 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. 14, congratulating
The Progressive Farmer for its choice
of Mrs. Mabel Clare Thomas as
"Texas Woman of the Year" for 1962.

Has carefully compared same and
finds it correctly enrolled.

SHANNON, Chairman.

SENT TO GOVERNOR
February 13, 1963

H. B. No. 30.
H. B. No. 54.
H. C. R. No. 13.

TWENTY-THIRD DAY
(Thursday, February 14, 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:

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Knapp
MESSAGE FROM THE SENATE
Austin, Texas, February 14, 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. B. No. 6, Relating to the creation of Padre Island National Seashore containing a reverter clause; and declaring an emergency.
S. J. R. No. 6, Proposing an amendment to the Constitution removing authorization to transfer not exceeding one per cent annually of the total value of the permanent school fund to the available school fund, etc.
Respectfully,
CHARLES A. SCHNABEL, Secretary of the Senate.
MEMORIAL RESOLUTION ADOPTED
H. S. R. No. 148, By Barnes, Butler, Miller, Shipley and Grover: In memory of Mrs. Estelle Devoti.
On motion of Mr. Barnes, the names of all Members of the House were added to H. S. R. No. 148 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 Walker:
H. B. No. 522, 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 herewith; and declaring an emergency.” Referred to the Committee on Congressional and Legislative Districts.
By Moyer, Simpson, Knapp, Hallmark, Thompson, Wells and Mcllhany:
H. B. No. 523, A bill to be entitled “An Act authorizing the Board of
Regents of the State Teachers Colleges to accept gifts and donations in order to establish a research center to be known as the Killgore Research Center on the campus of West Texas State College; making provisions for the disbursement of the moneys received and for the maintenance and administration of the research center; granting the administration of the college authority to conduct a permanent research program, in conjunction with the donors; providing for severability; and declaring an emergency." Referred to the Committee on State Affairs.

By Whitfield, Grover, Alaniz and Morgan:
H. B. No. 524. A bill to be entitled "An Act amending the Revised Civil Statutes of Texas, 1925, by adding thereto a new article, to be known as Article 3752a, providing for competitive bidding on all purchases by a public school of a value over One Thousand Dollars ($1,000); providing for notice and publication; and declaring an emergency." Referred to the Committee on State Affairs.

By Lack:
H. B. No. 525. A bill to be entitled "An Act prescribing allotment of principal units, in certain types of school districts, establishing the salary for such positions, and declaring an emergency." Referred to the Committee on Appropriations.

By Butler:
H. B. No. 526. A bill to be entitled "An Act amending Section 1 of Chapter 427, Acts of the 54th Legislature, Regular Session, 1955, as amended (codified as Section 1 of Article 2881, Vernon's Texas Civil Statutes), so as to provide higher compensation for county officials of certain counties with low population and high assessed values for tax purposes; and declaring an emergency." Referred to the Committee on Counties.

By Peeler, Klager, Bridges and Lattimore:
H. B. No. 527. A bill to be entitled "An Act amending Acts 1959, 56th Legislature, Page 56, Chapter 31, to provide additional compensation for the Judge of the Court of Domestic Relations of Nueces County to be paid out of the General Funds of Nueces County; repealing all laws or parts of laws in conflict herewith; and declaring an emergency." Referred to the Committee on Counties.

By Whitfield, Floyd, Miller, Eckhardt, Brooks, Haas of Harris, Shutt, Duggan, Whatley, Garrison, Shipley and Grover:
H. B. No. 528. A bill to be entitled "An Act amending Chapter 135, Acts of the 46th Legislature, Regular Session, 1937, as amended (compiled as Article 2942, Vernon's Texas Civil Statutes), by adding thereto a new section requiring cities having a population of more than eight hundred thousand ($800,000), according to the last preceding federal census to make deductions from the monthly salaries of firemen and monthly contributions of specified amounts into the Firemen's Relief and Retirement Fund; providing for membership in such fund by persons becoming firemen and the allowance of service credits; also amending Section 23A of that Act to allow cities having a population of eight hundred thousand ($800,000) or more according to the last preceding federal census to invest surplus funds from the Firemen's Relief and Retirement Fund in federally secured F.H.A. home mortgages; also adding a new section numbered 23C, authorizing the Board of Trustees of the Firemen's Relief and Retirement Fund in cities having a population of eight hundred thousand ($800,000) or more according to the last preceding federal census, to hire an actuary periodically, providing for severability; and declaring an emergency." Referred to the Committee on Municipal and Private Corporations.

By Blaine and Boysen:
H. B. No. 529. A bill to be entitled "An Act making it unlawful for any one, not being the owner thereof, and without lawful authority, to willfully injure, disfigure, remove or destroy any historical structure, monument, marker, medallion, or artifact; providing penalties; pro-
viding a severability clause; and declaring an emergency.”

Referred to the Committee on Criminal Jurisprudence.

By Blaine and Boysen:

H. B. No. 530, A bill to be entitled “An Act amending Chapter 148, Acts of the 42nd Legislature, 1931, as amended (compiled as Article 6081b of Vernon's Texas Civil Statutes), so as to allow cities and counties to acquire historical museums, buildings, sites and landmarks, and sites of archaeological or paleontological interest; and declaring an emergency.”

Referred to the Committee on Counties.

By Blaine and Boysen:

H. B. No. 531, A bill to be entitled “An Act amending Sections 9 and 12 of Chapter 500, Acts of the 55th Legislature, 1957 (compiled as Sections 9 and 12 of Article 6145, Vernon's Texas Civil Statutes); providing for duties of the Texas State Historical Survey Committee; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Blaine and Boysen:

H. B. No. 532, A bill to be entitled “An Act making it unlawful for anyone to wilfully excavate in or upon or to disturb, deface, disfigure, damage, destroy or remove any historic or prehistoric ruin, burial ground, archaeological or vertebrate paleontological site, or site including fossilized footprints, inscriptions made by human agency, or any other archaeological or paleontological feature, or any historical marker, medallion, monument or other historical feature, situated on lands owned or controlled by the State of Texas, or any agency thereof, without previously complying with the provisions of Chapter 32, Acts of the 42nd Legislature, First Called Session, 1931, and Chapter 1, Page 60, Archaeology Title, Acts of the 46th Legislature, General Laws, 1939 (compiled as Articles 147a and 147b, respectively, of Vernon's Texas Penal Code); providing penalties; providing a severability clause; and declaring an emergency.”

Referred to the Committee on Criminal Jurisprudence.

By Blaine and Boysen:

H. B. No. 533, A bill to be entitled “An Act to amend Sections 15 and 16 of Chapter 514, Acts of the 54th Legislature, Regular Session, 1955 (compiled as Article 678m, Vernon's Texas Civil Statutes); providing for the acquisition of lands upon which are located historic and prehistoric sites and other historical features by the State Building Commission, allowing certifications or authorization by the Texas State Historical Survey Committee, authorizing the erection and maintenance of historic monuments or memorials, the locating and marking of graves of former Texas heroes, the maintenance of monuments and memorials erected by the State of Texas to commemorate the Centenary of Texas Independence; repealing all laws in conflict; and declaring an emergency.”

Referred to the Committee on State Affairs.

By Blaine and Boysen:

H. B. No. 534, A bill to be entitled “An Act authorizing the commissioners court of each county to appropriate monies for the purpose of erecting historical markers, monuments, and medallions, and purchasing objects and collections of objects of any kind which are of historical significance to such county; and declaring an emergency.”

Referred to the Committee on Counties.

By Blaine and Boysen:

H. B. No. 535, A bill to be entitled “An Act authorizing the commissioners court in each of certain counties to furnish an automobile, including expenses of operation thereof, to each county commissioner for use in official business; repealing conflicting laws; and declaring an emergency.”

By Petty:

H. B. No. 536, A bill to be entitled “An Act authorizing the commissioners court in each of certain counties to furnish an automobile, including expenses of operation thereof, to each county commissioner for use in official business; repealing conflicting laws; and declaring an emergency.”
Referred to the Committee on Counties.

By Wilson:
H.B. No. 537, A bill to be entitled “An Act relating to per diem for members of the Board of Vocational Nurse Examiners; amending Article 4628c, Section 4 (d) so as to authorize per diem for each member of the Board in the amount of Twenty Dollars ($20.00) for each day of attendance; containing an emergency clause.”
Referred to the Committee on State Affairs.

CONGRATULATORY RESOLUTIONS
ADOPTED

H.S.R. No. 146, By Floyd Dugan, Shutt, Miller, Garrison, Whatley, Grover, Whitfield, Brooks, Eckhardt, Shippley and Bass of Harris:

To congratulate Mr. R. A. “Al” Parker as "Houston’s Man of the Year 1962."

H.S.R. No. 147, By Ward: Congratulating Mr. I. R. Buckner,

H.S.R. No. 148, By Traeger, Kuapp and Satterwhite: Congratulating Major General Everett Selden Simpson.

TO NAME SUSAN CLARE RITTER AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H.S.R. No. 129

WHEREAS, We find Susan Clare Ritter, age two years, to be a proper candidate as Mascot for the House of Representatives; and

WHEREAS, This charming child is the daughter of Honorable and Mrs. Jack Ritter, Jr., of Austin, Texas; now, therefore, be it

Resolved, That Susan Clare Ritter be declared a Mascot of the Fifty-eighth Legislature, and that she have her picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further

Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to her its best wishes for her happiness during her entire life.

The resolution was referred to the Committee on Rules.

TO NAME DIANE FRANCES RITTER AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H.S.R. No. 140

WHEREAS, We find Diane Frances Ritter, age five years, to be a proper candidate as Mascot for the House of Representatives; and

WHEREAS, This charming child is the daughter of Honorable and Mrs. Jack Ritter, Jr., of Austin, Texas; now, therefore, be it

Resolved, That Diane Frances Ritter be declared a Mascot of the Fifty-eighth Legislature, and that she have her picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further

Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to her its best wishes for her happiness during her entire life.

The resolution was referred to the Committee on Rules.

TO NAME CAROLYN BETH CAVNESS AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H.S.R. No. 128

WHEREAS, We find Carolyn Beth Cavness, age four years, to be a proper candidate as Mascot for the House of Representatives; and

WHEREAS, This charming child is the daughter of Honorable and Mrs. Don Cavness, of Austin, Texas; now, therefore, be it
Resolved, That Carolyn Beth Cavness be declared a Mascot of the Fifty-eighth Legislature, and that she have her picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further
Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to her his best wishes for her happiness during her entire life.

The resolution was referred to the Committee on Rules.

TO NAME RANDALL RAY CAVNESS AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H. S. R. No. 142

Whereas, We find Randall Ray Cavness, age eight years, to be a proper candidate as Mascot for the House of Representatives; and

Whereas, This charming child is the son of Honorable and Mrs. Don Cavness, of Austin, Texas; now, therefore, be it

Resolved, That Randall Ray Cavness be declared a Mascot of the Fifty-eighth Legislature, and that he have his picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further
Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to him its best wishes for his happiness during his entire life.

The resolution was referred to the Committee on Rules.

TO NAME MONTY PAT CAIN AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H. S. R. No. 144

Whereas, We find Monty Pat Cain, age one and one-half years, to be a proper candidate as Mascot for the House of Representatives; and

Whereas, This charming child is the son of Honorable and Mrs. Pat Cain, of Austin, Texas; now, therefore, be it

Resolved, That Monty Pat Cain be declared a Mascot of the Fifty-eighth Legislature, and that he have his picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further
Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to him its best wishes for his happiness during his entire life.

The resolution was referred to the Committee on Rules.

TO NAME APRIL LEIGH CAIN AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H. S. R. No. 145

Whereas, We find April Leigh Cain, age five years, to be a proper candidate as Mascot for the House of Representatives; and

Whereas, This charming child is the daughter of Honorable and Mrs. Pat Cain, of Austin, Texas; now, therefore, be it

Resolved, That April Leigh Cain be declared a Mascot of the Fifty-eighth Legislature, and that she have her picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further
Resolved, That a copy of this Resolution be sent to this child and this
House Journal

The resolution referred to the Committee on Rules.

TO NAME SUSAN KAY CAVNESS AS MASCOT OF THE HOUSE

Mr. Foreman offered the following resolution:

H. S. R. No. 151
Whereas, We find Susan Kay Cavness, age eleven years, to be a proper candidate as Mascot for the House of Representatives; and
Whereas, This charming child is the daughter of Honorable and Mrs. Don Cavness, of Austin, Texas; now, therefore, be it
Resolved, That Susan Kay Cavness be declared a Mascot of the Fifty-eighth Legislature, and that she have her picture placed on the picture panel with the Members of the Fifty-eighth Legislature; and, be it further
Resolved, That a copy of this Resolution be sent to this child and this House now go on record as extending to her its best wishes for her happiness during her entire life.

The resolution was referred to the Committee on Rules.

ESCORT COMMITTEE FOR SPECIAL JUNIOR CHAMBER OF COMMERCE GUESTS

The Speaker announced the appointment of the following Committee to escort the Special Junior Chamber of Commerce guests:

Messrs. Whatley, Barnes, Crews, Pendleton, Duggan and Cowden.

SENATE BILL NO. 171 ON THIRD READING

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

S. B. No. 171. A bill to be entitled "An Act amending Article 892, Penal Code, 1935, to add Desert Bighorn sheep and Aoudad sheep to the list of game animals and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—136

Adams
Alman
Allen
Atlee
Atwell
Ball
Barnes
Harris
Hewitt
Hines
Hollower
Hussey
Isaacs
James
Jarvis
Johnson of Dallas
Kilpatrick
Kilgore
Koliba
Kothmann
Lack
Lattimore
McClinton
McDonald
of Hidalgo
McLain
McNatt
McNatt
McNatt
Mann
Markgraf
Miller
Morgan
Moyer
Murray
Mutcher
Niemeyer
Nugent
Parker
Parmer
Parmer
Parmer
Patterson
Penny
Price
Quilliam
Rapp
Rapp
Richard
Rittet
Roberts
Rodriguez
Rossen
Satterwhite
Schiller
Segrest
Shannon
Shipley
Simpson
Smith
Stallworth
Stallworth
Stallworth
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Thompson    Wells
Thurmond    Whatley
Townsend    Wheeler
Treager      Wieting
Walker       Wilson
Ward         Woods
Weldon
Weidon  
Whitfield   
Wells       
Whatley
Wheeler     
Wieting     
Wilson
Woods

Nays-1
Absent

Houston
Johnson of Bexar
Smith of Bexar
Richardson
Stewart

Absent—Excused

Cotten
Hallmark
Hefton
Ligard
Macatee

HOUSE BILL NO. 15 ON THIRD READING

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

H. B. No. 15, 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 223, 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 appropriations heretofore passed in behalf of West Texas State College, West Texas State Teachers College, or West Texas State University; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 173 ON THIRD READING

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

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."

The bill was read third time and was passed.

PRESENTATIONS TO SPEAKER

Byron M. Tunnell

At 10:55 o'clock a.m., in accordance with the provisions of H. S. B. No. 135, Mr. J. Robert Sheehy, President of the Texas Junior Chamber of Commerce, and party were announced at the Bar of the House, and being admitted, were escorted to the Speaker's rostrum by Representatives Whatley, Barnes, Crews, Pendleton, Duggan and Cowden.

Speaker Tunnell recognized the Honorable Ben Barnes, who introduced Jaycees seated in the gallery.

Mr. Barnes then introduced Mr. J. Robert Sheehy, President of the Texas Junior Chamber of Commerce.

Mr. Sheehy addressed the House and presented Speaker Tunnell a Life Membership in the Texas Junior Chamber of Commerce.

Speaker Tunnell addressed the House expressing appreciation for the Life Membership.

Mr. Barnes then introduced Mr. Lewis Timberlake, Past President of the Texas Junior Chamber of Commerce, and now serving as Vice-President of the National Junior Chamber of Commerce.

Mr. Barnes introduced Mr. John Peavy, President of the Tyler Junior Chamber of Commerce. Mr. Peavy presented Speaker Tunnell a Life Membership in the Junior Chamber of Commerce International.

Speaker Tunnell addressed the House, expressing appreciation for the award.

HOUSE AT EASE

At 11:06 o'clock a.m., Speaker Tunnell stated that the House would stand at ease.

Speaker Tunnell called the House to order at 11:06 o'clock a.m.

HOUSE BILL NO. 260 ON SECOND READING

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

H. B. No. 260, A bill to be entitled "An Act requiring all meetings of
the governing bodies of municipalities, county commissioners, boards of education and school trustees, and all other boards, commissions, or organizations, except grand juries, supported in whole or in part by public funds or expending public funds, to be public meetings; providing a penalty for violation of the provisions of this Act; providing for severability; repealing all laws in conflict; and declaring an emergency."

The bill was read second time.

Mr. Brooks moved that further consideration of House Bill No. 260 be postponed until 11:00 o'clock, a.m., February 26, 1963, and the motion prevailed.

ADJOURNMENT

Mr. Kolba moved that the House adjourn until 10:00 o'clock a.m. next Monday.

Mr. Whitfield moved that the House adjourn until 11:00 o'clock a.m. tomorrow.

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

The motion to adjourn until 11:00 o'clock a.m. tomorrow was lost.

The motion to adjourn until 10:00 o'clock a.m. next Monday was lost.

The motion to adjourn until 11:00 o'clock a.m. next Monday then prevailed.

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

In accordance with the motion to adjourn, the House, at 11:13 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:

Conservation and Reclamation: H. B. No. 385.


Criminal Jurisprudence: H. B. No. 55, H. B. No. 58.


Municipal and Private Corporations: H. B. No. 249.


State Hospitals and Special Schools: H. B. No. 248.

TWENTY-FOURTH DAY

(Monday, February 18, 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
Adams
Alanis
Allen
Arledge
Atwell
Ball
Banfield
Barnes
Bass of Bowie
Beckham
Birkner
Bland
Bridges
Brooks
Brown
Brown of Galveston
Brown of Taylor
Butler
Cain
Calwell
Carr
Carrillo
Cavness
Chapman
Cherry
Clayton
Cole
Collins
Cook
Cory
Cottin
Cook
Cowden
Cowles
Craft
Crews
Davis
de la Garza
Duke
Dugan
Dungan
Edwards
Edwards
Eskrich
Fairchild
Finney
Fletcher
Floyd
Fondren
Foreman
Garrick
Gibbons
Gibbs
Giam
Green