Since the Appropriation Bill was voted out, the Comptroller has revised his estimates 18½ million dollars—so that would give the extra money to appropriate.

J. E. WARD.

ADJOURNMENT

Mr. Mann moved that the House adjourn until 1:00 o'clock p.m. next Tuesday, April 16.

The motion prevailed.

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

In accordance with the motion to adjourn, the House, at 3:43 o'clock p.m., adjourned until 1:00 o'clock p.m. next Tuesday, April 16.

APPENDIX

STANDING COMMITTEE REPORTS

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


Labor: H. B. No. 860, S. B. No. 35.


REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 10, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 154, A bill to be entitled "An Act requiring the Texas Central Education Agency to develop a unit of study comparing the economic and political systems of the United States and those of Communist countries; providing for the content of such unit of study and method of presentation of the material included therein; providing the dates when such unit of study shall be included within the public high school curriculum; and repealing all laws in conflict."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 10, 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. 59, House Concurrent Resolution granting permission to the Southwest Area Council of the Young Men's Christian Association to use the House and Senate Chambers of the Capitol from December 12 to 15, inclusive, in 1963, and December 10 to 13, inclusive, in 1964.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

FIFTY-FIFTH DAY

(Tuesday, April 16, 1963)

The House met at 1:00 o'clock p.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  Butler
Adams  Allen
Allen  Caldwell
Arlidge  Canales
Atwell  Carr Killer
Ball  Carrasco
Bandeil  Chapman
Barnes  Cherry
Bass of Bowie  Clayton
Bass of Harris  Cole
Beckham  Collins
Berry  Cook
Birchner  Cory
Blaine  Cotton
Boyse  Cunningham
Bridges  Cowdren
Brooks  Cowles
Brown of Galveston  Crews
Brown of Taylor  Davis
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Doke
Dungan
Eckhardt
Edwards
Esquivel
Fairchild
Finney
Fletcher
Floyd
Fondren
Foreman
Garrison
Gibbens
Gladden
Glenn
Green
Groyer
Guffey
Haines of Brazos
Hallmark
Harding
Haring
Harris
Harris of Galveston
Harris of Dallas
Haynes of Orange
Heaty
Hinson
Houston
Hughes
Isaacks
Jamison
Jarvis
Johnson of Dallas
Johnson of Bexar
Kilpatrick
Klager
Knapp
Koehnmann
Labadie
Ligarde
McClintock
McDonald
McDonald of Hidalgo
McDonald of Bexar
McGregor
McIlhaney
McLaughlin
Mackie
Mackie—Absent—Excused
Carpenter
de la Garza

Mr. Pearcy for today on motion of Mr. Ward.
Mr. Rapp for today on motion of Mr. Knapp.

Mr. Koliba for today on motion of Mr. Shannon.
Mr. de la Garza for today on motion of Mr. McDonald of Hidalgo.
Mr. Carpenter for today and until his recovery, on motion of Mr. Collins.

Mr. Pearcy for today on motion of Mr. Pearcy.
Mr. Rapp for today on motion of Mr. Rapp.

The following Members were granted leaves of absence on account of illness:
Mr. Koliba for today on motion of Mr. Shannon.
Mr. de la Garza for today on motion of Mr. McDonald of Hidalgo.
Mr. Carpenter for today and until his recovery, on motion of Mr. Collins.

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

A quorum of the House was announced present.

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

“Our Heavenly Father, bring to pass, we pray Thee, the miracle of Thy transforming power in each of our lives. Let our personal relationship with Thee be seen in our every word and every action. If we are gentle, kind, or forgiving, let it be because we have known Thy gentleness. If we are kind and forgiving, may it be because Thy word has taught us ‘be ye kind one to another, tenderhearted, forgiving one another, even as God for Christ’s sake hath forgiven you.’

“May that which we are, be because of that which Thou has made us through faith in Him whose name we always pray. The name of Christ our Lord.—Amen.”

LEAVES OF ABSENCE GRANTED

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

Mr. Pearcy for today on motion of Mr. Ward.
Mr. Rapp for today on motion of Mr. Knapp.

The following Members were granted leaves of absence on account of illness:

Mr. Koliba for today on motion of Mr. Shannon.
Mr. de la Garza for today on motion of Mr. McDonald of Hidalgo.
Mr. Carpenter for today and until his recovery, on motion of Mr. Collins.

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 Barnes:

H. B. No. 1023. A bill to be entitled “An Act amending Chapter 78, Acts of the 57th Legislature, Third Called Session, 1963, by inserting a new Section 2A providing for the appointment of the Juvenile and Probation Officer of Runnels County by the Juvenile Board; describing his duties; providing for his compensation; and declaring an emergency.”

Referred to the Committee on Counties.
By Wilson:
H. B. No. 1023, A bill to be entitled "An Act restricting lands on which a person may hunt, take or kill wild fox in Angelina County; providing a penalty; and declaring an emergency."
Referred to the Committee on Game and Fisheries.

By Thompson:
H. B. No. 1024, A bill to be entitled "An Act relating to the creation, administration, and financing of a hospital district to be known as the Booker Hospital District, to be located in the western quarter of Lipscomb County, Texas; providing a severability clause; and declaring an emergency."
Referred to the Committee on Counties.

By Slider:
H. B. No. 1025, A bill to be entitled "An Act to amend Section 2 of ch. 113, Acts of the 52d Legislature, R. S., 1951, as last amended by ch. 99, Acts of the 54th Leg., R. S., relating to hunting deer in Marion County; and declaring an emergency."
Referred to the Committee on Game and Fisheries.

By Walker:
H. B. No. 1026, A bill to be entitled "An Act amending Section 9 of Chapter 276, Acts of the 56th Legislature, Regular Session, 1959 to require approval of all orders, rules and regulations of the Game and Fish Commission by the Commissioners Court of Liberty County in each precinct; and to provide for a waiting period upon disapproval by such commissioners court before a public hearing may be held on a similar proposal unless there is a material change in circumstances; and declaring an emergency."
Referred to the Committee on Game and Fisheries.

MOTION TO INSTRUCT COMMITTEE ON H. B. NO. 498

Miss Isaacks moved to instruct the Committee on State Affairs to report on H. B. No. 498 within seven calendar days.
A record vote was requested.

The motion to instruct the Committee on State Affairs was lost by the following vote:

Yeas—55

Alanis Jamison
Allen of Harris Johnson of Bexar
Bennett Kilpatrick
Blaine Kochmann
Bridges Lack
Brooks McClintock
Brown McDonald of Rusk
Brown of Galveston McGregor
Carlson Mass
Cates Markgraf
Cannon Parker
Carrillo Farmer
Carrvnes Pendergraft
Cherry Peeler
Davis Pendleton
Doke Petty
Dickson Phippin
Edwards Quillian
Esquivel Richards
Fletcher Ritter
Giddon Roberts
Glen Rodrigues
Guffey Smith of Jefferson
Haring Stewart
Harris of Galveston Velwood
Hays of Orange Wells
Hendryx Whitfield
Hollowell Wilson
Isaacks

Nays—77

Adams Dungan
Allen Fairchild
Arledge Finney
Atwell Floyd
Ball Fondren
Banks Foreman
Barnes Garrison
Bass of Bowie Gibson
Berry Groover
Birkner Haines of Brazos
Boyse Hallmark
Brown of Taylor Harding
Butler Harris of Dallas
Canale Healy
Clayton Houston
Collins Hughes
Cory Jarvis
Cotten Johnson of Dallas
Coughran Kinger
Cowden Knapp
Crawford McLaughlin
Crain McManus
Crews Mancaves
Davis Miller
Duggan Morgan
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Moyer  Mutscher  Niemeyer  Parsley  Price  Rosson  Satterwhite  Segrest  Shannon  Simpson  Slack  Chapman  Cook  Green  Hinson  Ligarde  McDonald  of Hidalgo  Chapman  McNutt  Cook  Green  Hinson  Ligarde  McDonald  of Hidalgo  Absent—Excused  Carpenter  de la Garza  Koliba  Absent

WHEREAS, House Bill No. 262 has passed both the House and Senate and is now in the office of the Enrolling Clerk of the House; and
WHEREAS, It is necessary that the caption of said House Bill No. 262 be further amended to conform to the body of the bill; now, therefore, be it
Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Engrossing and Enrolling Clerk of the House be authorized to amend the caption to conform to the body of the bill.

The resolution was read and was adopted without objection.

CONGRATULATORY RESOLUTIONS ADOPTED

H. S. R. No. 390, By Schiller: Congratulating the 1963 Senior Class of C. H. Yoe High School.


The motion prevailed without objection.

HOUSE BILL NO. 42 WITH SENATE AMENDMENTS

Mr. Fondren called up Senate H. S. R. No. 235, Relative to tax Amendments, for consideration at this time, H. B. No. 42.

The motion prevailed without objection.

ORDERED AMENDED

Mr. Smith of Bexar offered the following resolution:

H. C. R. No. 60
The resolution, as amended, was adopted without objection.

TO REQUEST CERTAIN STUDY RELATIVE TO THE RAILROAD COMMISSION OF TEXAS

The Speaker laid before the House, for consideration at this time,

H. S. R. No. 381, To request certain study relative to the Railroad Commission of Texas.

The resolution, having heretofore been referred to the Committee on State Affairs, was reported favorably by the Committee.

Mr. Hinson offered the following amendment to the resolution:

Amend H. S. R. No. 381 by striking the two resolving clauses and substituting in lieu thereof the following:

"Resolved, By the House of Representatives of the 59th Legislature of Texas, That the Texas Legislative Council be requested to study the Railroad Commission of Texas, taking into account its historical development and its present duties and functions, with particular emphasis on the possible need for realignment of functions to other or new agencies and to codification of all statutes relating to duties and policy-making authority of the Railroad Commission; and be it further

Resolved, That the Council be requested to report its findings and recommendations, together with drafts of such legislation as it deems desirable, to the Regular Session of the 59th Legislature, and to provide preliminary reports concerning the study to members of the 59th Legislature."

The amendment was adopted without objection.

The resolution, as amended, was adopted without objection.

HOUSE BILL NO. 72 ON PASSAGE TO ENGROSSMENT

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

H. B. No. 72, A bill to be entitled "An Act conditioned upon the adoption of a Constitutional Amendment abolishing payment of the poll tax as a prerequisite for voting and authorizing the enactment of a general registration law; amending the Election Code of the State of Texas to provide a permanent registration system for voters and to require registration as a prerequisite for voting in all elections; providing that the county clerk shall be the registrar of voters in each county; providing for the qualifications to be a registered voter; providing procedures for registration and for cancellation of registration; providing for identification of voters at the polls; providing for designation of party affiliation on the registration record of a voter, and limiting participation in the primary elections and conventions of a political party to voters currently registered as affiliated members of the party; making other provisions for effectuating the purposes of the Act; stating the effect of the Act on existing laws relating to poll taxes and exemption certificates; repealing Sections 41 through 56 of the Election Code of the State of Texas, and repealing all other conflicting laws to the extent of the conflict; providing for the effective date; providing for severability; and declaring an emergency."

The bill was read second time on April 8, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

Mr. Walker moved that further consideration of House Bill No. 72 be postponed until next Monday, April 22, at 11:00 o'clock a.m.

Mr. McGregor moved to table the motion to postpone further consideration of H. B. No. 72, and the motion to table was lost.

A record vote was requested on the motion to postpone H. B. No. 72.

The motion to postpone further consideration of H. B. No. 72 until 11:00 o'clock a.m. next Monday prevailed by the following vote:

Yea—49

Adams Ball
Allen Bannfield
Ari Hedgers Barry
Atwell Blaine
Brown of Taylor Klaiber
Butler Knapp
Canales McDonald of Rusk
Cárdenas McNiel
Clarkson Mann
Coffey Miller
Cotton Moyer
Coyden Niemeyer
Cowles Parsley
Crain Pendleton
Crews Petty
Davis Price
Duncan Quilliam
Fairchild Richards
Fletcher Roane
Floyd Sartlewhite
Fondren Schiller
Garrison Shibley
Gibbons Shutt
Grover Simpson
Haines of Brazos Slack
Hallmark Slider
Harding Stoltzewerck
Harris of Dallas Thompson
Healy Thurmond
Herndon Townend
Hollowell Traeger
Houston Walker
Hughes Whaley
Jarvis Woods
Johnson of Dallas

Nays—66

Alaniz Hendryx
Barnes Isacks
Bass of Bowie Jamison
Beckham Johnson of Bexar
Birnker Kilpatrick
Bissell Kothmann
Brooks Lack
Brown Ligarde
Browne of Galveston McClintock
Calder McDonald
Carrwell of Hidalgo
Cannon McGregor
Carricker McItibary
Cherry McLaughlin
Cole Markgraf
Collins Morgan
Cory Murray
Coughran Matzger
Duke Nugent
Douglass Parker
Eckhardt Parmer
Eguett Peel
Flennory Pipkin
Foreman Ritter
Gladen Roberts
Glenn Rodrigues
Goff Segret
Haring Shannon
Harris of Galveston Smith of Bexar
Haynes of Orange Stewart

Ward Whitefield
Weldon Wiething
Wells Wilson
Wheeler Present—Not Voting

Bass of Harris Absent

Bridges Hinson
Chapman Maulee
Edwards Richardson
Green Absent—Excused

Carpenter Peary
de la Garza Rapp
Koliba

Mr. Bass of Harris (present), who would vote Nay, with Mr. Macatee (absent) who would vote Yea.

(The above record vote was requested by Mr. Parmer, Mr. Parker and Mr. McGregor.)

PAIRED

Mr. Parmer, Mr. Parker and Mr. McGregor.)

HOUSE BILL NO. 164 ON THIRD READING

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

H. B. No. 164. A bill to be entitled

"An Act requiring the teaching of a course entitled 'capitalism vs. communism' in all public High Schools of the State; prescribing the duration and content of such course and the method of presentation of the material included therein; repealing all laws in conflict; setting an effective date; and declaring an emergency."

The bill was read third time.

Mr. Niemeyer offered the following amendment to the bill:

Amend H. B. 164 as engrossed by adding the following to Section 3 to be called Section 3A:

No such unit of study as prepared by the central education agency shall be instituted except by approval of the State Board of Education.

The amendment was adopted without objection.

Mr. Shannon offered the following amendment to the bill:
Amend H. B. 164 as engrossed by striking out the last sentence in Section 4 and substituting in lieu thereof the following:  

Such unit of study shall not be designed to indoctrinate the student, but to provide him with a thorough and factual examination of the achievements and values of the American system and the achievements of the communist system, and how the communist system is unparallel to the nature of the economic, political and social systems of the United States, permitting the student to form value judgments which will equip him for life with a real understanding of the things that make the United States, its economic, political and social institutions, the greatest in the history of civilization, and will instill in him a determination to meet those challenges and problems which arise in a free economic and political system.

The amendment was lost.

H. B. No. 164 was then passed.

HOUSE BILL NO. 41 ON SECOND READING

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

H. B. No. 41, A bill to be entitled "An Act to amend Chapter 16, Title 15, Article 1257b of the Penal Code of 1925, as amended in 1927, providing punishment for murder without malice: and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 91 ON SECOND READING

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

H. B. No. 91, A bill to be entitled "An Act amending paragraph (c) of Section 4, Article 1, of the Texas Liquor Control Act, establishing extension of certain hours for sale of beer; providing for enforcement and for penalties; and declaring an emergency."

The bill was read second time.

Mr. Boysen moved that further consideration of House Bill No. 91 be postponed until next Friday, April 19 at 10:30 o'clock a.m.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 116 ON SECOND READING

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

H. B. No. 116, A bill to be entitled "An Act to amend Sections 1, 2, 3 and 4 of House Bill No. 356, Chapter 408, Acts of the 56th Legislature, 1959, Regular Session, (Article 1555b of the Penal Code of the State of Texas); by defining the term 'credit card' and by making it unlawful to obtain or attempt to obtain credit or goods, property or services by the unauthorized use of a credit card or by use of a false, counterfeited or non-existent credit card, or by use of a credit card which has expired or has been revoked; defining certain words and/or phrases; prescribing certain penalties for conviction based upon the amount of credit or goods, property or services obtained and the number of prior convictions for the same offense; and declaring an emergency."

The bill was read second time.

Mr. Whatley offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend House Bill 116 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It shall be unlawful for any person to present a credit card or alleged credit card, with the intent to defraud, to obtain or attempt to obtain any item of value or service of any type; or to present such credit card or alleged credit card, with the intent to defraud, to pay for items, of value or services rendered.
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"Section 2. It shall be unlawful for any person to present a credit card, with the intent to defraud, which has expired or has been revoked with the knowledge of such expiration or revocation. The presentation of an expired or revoked card to obtain or attempt to obtain any item of value, service of any type, or to pay for such items of value or services rendered shall be prima facie evidence of knowledge that such credit card had expired or had been revoked, if the person making such presentation shall not have paid to the person so honoring or issuing the card the total amount charged for the items of value or services within ten (10) days after being given notice from such person so honoring or issuing the card that said credit card had expired or been revoked at the time the purchase was made, which notice shall also state the amount due on such purchase.

"Section 3. The term 'credit card' as used herein means an identification card, plate, coupon, book, device or number issued to a person, association of persons, or corporation by a person or business organization which permits such persons, associations of persons, or corporations to attempt to obtain, obtain, or pay for items of value or services of any type, irrespective of whether such items of value or services can be obtained or paid for by a credit card issued by the person or business organization offering the items of value or services or by another person or entity engaged in providing credit facilities for said person or business organization.

The terms 'to present a credit card or alleged credit card' and 'to present a credit card, with the intent to defraud, which has expired or has been revoked' shall mean not only physical presentation of such card but shall also include the presentation by the person attempting to obtain, obtaining or paying for items of value or services that such card is valid and exists, and the person so honoring such card relies on such statement from the person making its presentation.

"Section 4. (a) For the first conviction of a violation of this Act, in the event the amount of the credit obtained or the value of the items or services is less than Fifty Dollars ($50), punishment shall be by imprisonment in the county jail for not exceeding two (2) years, and by a fine not exceeding One Thousand Dollars ($1,000).

"(b) If it be shown upon the trial of a case involving a violation of this Act in which the amount of the credit obtained or the value of the items or services is less than Fifty Dollars ($50) that the defendant has been once before convicted of the same offense, he shall, on his second conviction, be punished by imprisonment in the county jail for not less than thirty (30) days nor more than two (2) years, and by a fine not exceeding Two Thousand Dollars ($2,000).

"(c) If it be shown upon the trial of a case involving a violation of this Act where the amount of the credit obtained or the value of the items or services is less than Fifty Dollars ($50), that the defendant has two (2) or more times before been convicted of the same offense, regardless of the amount of the credit obtained or the value of the items or services involved in the first two (2) convictions, upon the third or any subsequent conviction the punishment shall be by confinement in the penitentiary for not less than two (2) nor more than ten (10) years.

"(d) For a violation of this Act, in the event the amount of the credit obtained or the value of the items or services is Fifty Dollars ($50) or more, punishment shall be confinement in the penitentiary for not less than two (2) years nor more than ten (10) years.

"Section 5. In all prosecutions under this Act, process shall be issued and served in the county or
The bill was read second time.

Mr. Morgan offered the following committee amendment to the bill:

Committee Amendment Number 1. Amend House Bill 79 by striking all below the Enacting Clause and substituting in lieu thereof the following:

"Section 1. Article 3933, Revised Civil Statutes of Texas, 1925, as amended, is hereby amended so as to read hereafter as follows:

'The offense being prosecuted in the county wherein the prosecution is pending shall be compensated in like manner as though the offense were a felony in grade.

"Section 6. If any section, subsection, clause, phrase or sentence of this Act is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act. The Legislature hereby declares that it would have passed this Act and each section, subsection, clause, phrase or sentence thereof, irrespective of the fact that one or more of the sections, subsections, clauses, phrases or sentences be declared unconstitutional.

"Section 7. The fact that the changes made by this Act in existing law are needed and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended."

The amendment was adopted without objection.

H. B. No. 79 was then passed to engrossment.

HOUSE BILL NO. 79 ON SECOND READING

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

H. B. No. 79. A bill to be entitled "An Act fixing fees of the Sheriff, Constable and other peace officers in civil matters, amending Article 3933, Revised Civil Statutes of Texas, 1925, as amended; providing that such fees be paid into the County Treasury in accordance with the provisions of Section 61 of Article XVI of the Constitution of Texas, providing a repealing clause; providing a severability clause; and declaring an emergency."

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

H. B. No. 116 was then passed to engrossment.

H. B. No. 116. A bill to be entitled "An Act fixing fees of the Sheriff, Constable and other peace officers in civil matters, amending Article 3933, Revised Civil Statutes of Texas, 1925, as amended; providing that such fees be paid into the County Treasury in accordance with the provisions of Section 61 of Article XVI of the Constitution of Texas, providing a repealing clause; providing a severability clause; and declaring an emergency."

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

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

H. B. No. 79, A bill to be entitled "An Act fixing fees of the Sheriff, Constable and other peace officers in civil matters, amending Article 3933, Revised Civil Statutes of Texas, 1925, as amended; providing that such fees be paid into the County Treasury in accordance with the provisions of Section 61 of Article XVI of the Constitution of Texas, providing a repealing clause; providing a severability clause; and declaring an emergency."
<table>
<thead>
<tr>
<th>Service</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Collection on Execution or Order of Sale:</td>
<td></td>
</tr>
<tr>
<td>First $100.00</td>
<td>5%</td>
</tr>
<tr>
<td>Second $100.00</td>
<td>4%</td>
</tr>
<tr>
<td>Over $200.00 but not exceeding $1,000.00</td>
<td>3%</td>
</tr>
<tr>
<td>Over $1,000.00 but not exceeding $5,000.00</td>
<td>1%</td>
</tr>
<tr>
<td>Over $5,000.00</td>
<td>½%</td>
</tr>
<tr>
<td>(When money is collected without a sale, one-half of the above rate shall be allowed.)</td>
<td></td>
</tr>
<tr>
<td>Deed:</td>
<td></td>
</tr>
<tr>
<td>Executing a deed to each purchaser of real estate under execution or order of sale</td>
<td>$3.00</td>
</tr>
<tr>
<td>Execution:</td>
<td></td>
</tr>
<tr>
<td>Levyng each execution issued out of county or district court</td>
<td>$1.50</td>
</tr>
<tr>
<td>Levying each execution issued out of a justice court</td>
<td>$1.00</td>
</tr>
<tr>
<td>Return of execution</td>
<td>$1.00</td>
</tr>
<tr>
<td>(Mileage at the rate of $.10 per mile shall be allowed when the execution is presented in person to the defendant or defendants)</td>
<td></td>
</tr>
<tr>
<td>Garnishment:</td>
<td></td>
</tr>
<tr>
<td>Serving each writ of garnishment issued out of county or district court</td>
<td>$1.50</td>
</tr>
<tr>
<td>Serving each writ of garnishment issued out of a justice court</td>
<td>$1.00</td>
</tr>
<tr>
<td>Homestead:</td>
<td></td>
</tr>
<tr>
<td>For service in designating a homestead.</td>
<td>$3.00</td>
</tr>
<tr>
<td>Injunction:</td>
<td></td>
</tr>
<tr>
<td>Serving each writ of injunction</td>
<td>$1.50</td>
</tr>
<tr>
<td>Jury Fee:</td>
<td></td>
</tr>
<tr>
<td>For each case tried in county or district court, a jury fee shall be taxed for the sheriff</td>
<td>$1.00</td>
</tr>
<tr>
<td>Writ of Possession:</td>
<td></td>
</tr>
<tr>
<td>Executing and returning each writ of possession</td>
<td>$3.00</td>
</tr>
<tr>
<td>Postings:</td>
<td></td>
</tr>
<tr>
<td>Posting the advertisements for sale under execution or any order of sale issued out of county or district court</td>
<td>$1.50</td>
</tr>
<tr>
<td>Posting the advertisements for sale under execution or any order of sale issued out of a justice court</td>
<td>$1.00</td>
</tr>
<tr>
<td>Posting any other notices required by law and not otherwise provided for</td>
<td>$1.25</td>
</tr>
<tr>
<td>Restitution:</td>
<td></td>
</tr>
<tr>
<td>Executing and returning each writ of restitution</td>
<td>$3.00</td>
</tr>
<tr>
<td>Sequestration:</td>
<td></td>
</tr>
<tr>
<td>Levyng and returning each writ of sequestration</td>
<td>$3.00</td>
</tr>
<tr>
<td>Witness:</td>
<td></td>
</tr>
<tr>
<td>For summoning each witness</td>
<td>$1.00</td>
</tr>
<tr>
<td>Traveling Fees:</td>
<td></td>
</tr>
<tr>
<td>For traveling in the service of any civil process, $.10 for each mile, going and coming; if two or more persons are mentioned in the writ, he shall charge for the distance actually and necessarily traveled in the service of same.</td>
<td></td>
</tr>
</tbody>
</table>

"Section 3. All of the fees and commissions earned and collected by the officials named in this Act shall be paid into the County Treasury in accordance with the provisions of Section 21 of Article XVI of the Constitution of Texas.

"Section 4. All laws or parts of laws in conflict with the provisions
of this Act are hereby repealed to the extent of conflict only.

"Section 4. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or application of the Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are declared to be severable.

"Section 5. The fact that the fees now provided for Sheriffs and Constables in civil matters are inadequate and insufficient to take care of the expenses of the respective offices in county government, thereby placing an extra burden on the already overburdened general funds of a great majority of the county governments of this State, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act be in force from and after its passage, and it is so enacted."

Mr. Cotton moved that further consideration of House Bill No. 79 be postponed until 10:00 o'clock a.m., April 29, 1962, and the motion to postpone prevailed.

**INTRODUCTION OF WIVES OF ASTRONAUTS**

In accordance with the provisions of H. B. No. 347, inviting the wives of the Astronauts to visit the House of Representatives, Speaker Tunnell stated that the House would now welcome the guests, who had been escorted to seats on the Speaker's rostrum.

The Speaker recognized the Honorable Ben Barnes, who addressed the House and introduced the following, wives of the Astronauts: Mrs. Frank Borman, Mrs. John Glenn, Jr., Mrs. Virgil Grissom, Mrs. James McDivitt, Mrs. Elliott See, Mrs. John Young, Mrs. Edward White, II, and Mrs. Howard Singer, the guest of Mrs. Carpenter.

Mr. Barnes then introduced Mrs. Scott Carpenter, who addressed the House.

Speaker Tunnell addressed the House briefly, expressing appreciation to the guests for their visit to the House of Representatives.

**HOUSE AT EASE**

At 2:09 o'clock p.m., the Speaker stated that the House would stand at ease pending departure of the guests.

The Speaker called the House to order at 2:11 o'clock p.m.

**BILLS AND A RESOLUTION SIGNED BY THE SPEAKER**

The Speaker signed in the presence of the House, after giving due notice thereof and their captions had been read several times, the following enrolled bills and a resolution:

**H. B. No. 460, "An Act amending Chapter 134, Acts of the Forty-seventh Legislature, Regular Session, as amended by Chapter 144, Acts of the Fifty-first Legislature, Regular Session, by creating a County Court at Law No. 1 of Travis County, Texas, in lieu of the present County Court at Law of Travis County, Texas; providing for the appointment, election, removal and salary of the Judge thereof; and making other provisions relative thereto, including provisions that such County Court at Law No. 1 shall have the same jurisdiction as the present County Court at Law of Travis County, Texas, and in addition concurrent jurisdiction with the County Court of Travis County and any other numbered County Court at Law of Travis County, now or hereafter created, as to all matters of eminent domain and as to all probate matters as may be assigned to it by the County Judge of Travis County; conforming the jurisdiction of the County Court of Travis County thereto; providing that the County Court of Travis County shall have and retain concurrent jurisdiction in all matters of probate and eminent domain; but not as to other matters civil or criminal; providing a sev-
H. B. No. 336, "An Act adding a new Subsection (t) to Section 1 of Chapter 58, Acts of the Forty-first Legislature, Second Called Session, 1929, as amended; to define the term 'fertilizer trailer;' amending Subsection (q) of Section 1 of Chapter 58, Acts of the Forty-first Legislature, Second Called Session, 1929, to define the term 'operated or moved temporarily upon the highways;' adding a new Subsection (e-1) to Section 2, Acts of the Forty-first Legislature, Second Called Session, 1929, as amended; to exempt certain fertilizer trailers and certain trailers hauling cotton seed from the requirement of registration of trailers; providing severability; and declaring an emergency."

H. B. No. 518, "An Act amending Chapter 185, Acts of the Forty-fifth Legislature, Regular Session, 1957, as amended (compiled as Article 6243e, Vernon's Texas Civil Statutes), by adding thereto a new Section numbered 16B 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 adding a new section numbered 23A-1 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 FHA 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; for severability; and declaring an emergency."

H. B. No. 57, "An Act amending Article 14.056, Title 122A, of Vernon's Revised Civil Statutes of the State of Texas, so as to provide an exemption of property passing to or for the use of any religious, educational, or charitable organization, incorporated, unincorporated, or in the form of a trust, if the laws of the jurisdiction under which such organization is organized or is operating provide an exemption from death tax of any character with respect to property passing (1) to or for the use of any such organization, or (2) to or for the use of any such organization organized or operating within the State of Texas, or (3) to or for the use of any such organization organized or operating within any other jurisdiction which grants a reciprocal exemption; providing a severability clause; and declaring an emergency."

H. B. No. 990, "An Act amending Section 6 of Chapter 233, Acts of the Fifty-ninth Legislature, Regular Session, 1959, relating to the filing and docketing of civil and criminal cases in the district courts of Ector County; and declaring an emergency."

H. B. No. 429, "An Act amending House Bill No. 81, Acts of the Fifty-fifth Legislature, Regular Session, 1957; creating the 147th Judicial District of Travis County; providing that the Criminal District Court of Travis County shall be designated as the 147th Judicial District Court; prescribing the jurisdiction of said Court; providing that the Judge of the Criminal District Court of Travis County shall be the Judge of said Court and prescribing the qualifications and term of office of said Judge; providing for the salary and expenses of the Judge of said Court; prescribing the terms of said Court and providing for the impaneling of grand juries and relieving the Judges of the District Courts of the manda­ tory duty of impaneling grand juries; providing that the Judge of said Court and the other District Courts of Travis County may exchange bench and bear cases for each other; making all process, writs, bonds, recognizances or other obligations issued by or returnable to the Criminal District Court of Travis County, returnable to the 147th Judicial District Court; providing for a seal for said Court; providing that the Sheriff, District Attorney, County Attorney and District Clerk of
Travis County shall be officers of said Court in their respective capacities; authorizing the Judge of said Court to appoint a Court Reporter; repealing all laws in conflict herewith; providing a severability clause; and declaring an emergency.

H. B. No. 384, "An Act fixing the maximum salary for the County Road Engineer in certain counties; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 143, "An Act amending Article 1658 of the Revised Civil Statutes of Texas, 1925, so as to raise to Three Hundred Dollars ($300) the amount of emergency purchases a county may make without advertising for competitive bidding; and declaring an emergency."

H. B. No. 292, "An Act relating to laboratory charges at state-supported institutions of higher education; amending Section 2 of Chapter 237, Acts of the Fortieth Legislature, 1927, as amended (compiled as Section 2 of Article 265A, Vernon's Civil Statutes of Texas); providing an effective date; and declaring an emergency."

H. B. No. 922, "An Act amending Section 1 of Chapter 144, Acts of the Fifty-seventh Legislature, Regular Session, 1961, compiled as Article 978, Vernon's Annotated Penal Code, so as to prohibit the possession of an alligator in Chambers County; providing for severability; repealing conflicting laws; and declaring an emergency."

H. B. No. 675, "An Act providing for the election of Liberty County Water Control and Improvement District Number Five directors to be held at the General Election every two (2) years on the first Tuesday after the first Monday in November; providing for the term of office of such directors; and declaring an emergency."

H. B. No. 39, "An Act to raise revenue for the State of Texas; amending Chapter 19, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, by adding a new Section (10) to Article 19.01 so as to levy an annual occupation tax upon billiard tables; defining billiard tables; permitting cities and towns to levy a tax and ban, prohibit, regulate, supervise, control or license owners and operators; providing a severability clause; repealing all laws in conflict; and declaring an emergency."

H. C. R. No. 58, Commending Dr. Charles W. Castner for his service to the State.

MESSAGE FROM THE SENATE
Austin, Texas, April 16, 1963
Hon. Byron Tunnell, Speaker of the House of Representatives.

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

S. C. R. No. 47, By Parkhouse: Commending Howard Payne College on planning the Douglas MacArthur Academy of Freedom.

The Senate has granted request of House for Conference Committee on H. B. No. 86:

Senators: Moffett, Chairman; Aikin, Dies, Hardeman and Hazlewood.

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

HOUSE BILL NO. 159 ON SECOND READING

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

The bill was read second time.

Mr. Nugent offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend House Bill No. 159 by striking all below the enacting clause and inserting in lieu thereof the following:

Section 1. Article 527 of Title 10, Penal Code of Texas, 1925, as last amended by chapter 461, Acts of the 57th Legislature, Regular
Session, 1961 is hereby amended to read as follows:

Art. 527, 803 Acts involving obscene articles, objects and materials; fines and penalties; exemptions.

Section 1. Whoever shall knowingly photograph, act in, possess, make, for, print, sell, offer for sale, give away, exhibit, televise, publish, or offer to publish, or have in his possession or under his control, or otherwise distribute, make, display, or exhibit any obscene book, magazine, story, pamphlet, paper, writing, card, advertisement, circular, print, pictures, photograph, motion picture film, image, cast, slide, figure, instrument, statue, drawing, phonograph record, mechanical recording, or presentation, or other article which is obscene, shall be fined not more than Ten Thousand Dollars ($10,000) or imprisoned not more than one (1) year in the county jail or both.

Sec. 3. For purposes of this article the word "obscene" is defined as whether to the average person, applying contemporary community standards, the dominant theme of the material taken as a whole appeals to prurient interests. Provided, further, for the purpose of this article, the term "contemporary community standards" shall in no case involve a territory or geographic area less than the State of Texas.

Sec. 4. Whoever shall be convicted for the second time of a violation of this article shall be deemed guilty of a felony and shall be punished by confinement in the State penitentiary for not more than five (5) years or by a fine of not more than Ten Thousand Dollars ($10,000) or by both such fine and imprisonment.

Sec. 7. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or application of the act which can be given effect without the invalid provision or applications, and to this end the provisions of this act are declared to be severable.

Sec. 8. All laws or parts of laws in conflict with the provisions of this act are repealed to the extent of such conflict only.

Sec. 9. The importance of this legislation and the crowded condition of the calendar in both Houses, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this act take effect and be in force from and after its passage and is so enacted.

(Mr. Butler in the Chair)

Mr. Glenn offered the following amendment to Committee Amendment No. 1:

Amend H. B. 159 in Sec. 3 thereof by deleting all of the last sentence of Section 3.
Mr. Miller moved to table the amendment offered by Mr. Glenn.

(Speaker in the Chair)
The motion to table the amendment by Mr. Glenn prevailed.

Mr. Whitfield offered the following amendment to Committee Amendment No. 1:
Amend Committee Amendment to H. B. 159 by striking the sentence in line 49 of Section 5.
The amendment was adopted without objection.

Mr. Eckhardt offered the following amendment to Committee Amendment No. 1:
Amend Committee Amendment No. 1 to H. B. 159 by striking Section 5.

Mr. Miller moved to table the amendment offered by Mr. Eckhardt, and the motion to table prevailed.

Mr. Gladden offered the following amendment to Committee Amendment No. 1:
Amend Committee Amendment to House Bill No. 159 by adding a new paragraph to Section 5 as follows:
"The provisions of this Act shall not apply to any motion pictures produced or manufactured as commercial motion pictures which (1) have been approved and bear the seal of the Production Code of the Motion Picture Association of America, Inc., or (2) have been reviewed and legally admitted into this country by the Bureau of Customs, U. S. Treasury Department, at any port of entry."

Mr. Miller moved to table the amendment offered by Mr. Gladden, and the motion to table prevailed.

Committee Amendment No. 1, as amended, was adopted.

H. B. No. 159 was then passed to engrossment.

APPOINTMENT OF CONFERENCE COMMITTEE ON H. B. NO. 86
The Speaker announced the appointment of the following Conference Committee, on the part of the House, on H. B. No. 86:
Messrs. Heatly, Chairman; Pipkin, Mutscher, Grover and Johnson of Dallas.

HOUSE BILL NO. 180 ON SECOND READING
The Speaker laid before the House on its second reading and passage to engrossment.

H. B. No. 180, A bill to be entitled "An Act to establish the County Criminal Court of Appeals of Tarrant County, Texas, to define the jurisdiction thereof and to conform to such change the jurisdiction of the County Court of Tarrant County, the County Criminal Court of Tarrant County and 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 County 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 certain powers; providing for the practice and procedure in said 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 a seal for said court; establishing the fees and compensation to be paid the Judge thereof and providing for the payment of such compensation; providing for the 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 court; providing for conflict or unconstitutionality in said Act; and declaring an emergency.

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 203 ON SECOND READING

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

H. B. No. 273. 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 a new subsection to be known as (g) providing that an individual shall be disqualified for benefits for any benefit period with respect to which he is receiving, or has received, or has attained the age of sixty-five (65) and is eligible to claim remuneration in the form of old age benefits under Title II of the Social Security Act as amended, or similar payments under any Act of Congress, or a State Legislature; provided, that if such remuneration is less than the benefits which would otherwise be due under this Act, he shall be entitled to receive for such benefit period, if otherwise eligible, benefits reduced by the amount of such remuneration. If any such benefits, payable under this subsection, after being reduced by the amount of such remuneration, are not an even multiple of One Dollar ($1.00) they shall be adjusted to the next higher multiple of One Dollar ($1.00)."

Mr. Eckhardt offered the following amendment to Committee Amendment No. 1:

Amend Committee Amendment No. 1 of H. B. No. 203 by adding after the word "Legislature" on line 1 of page 2 of same the following words:

"and has applied for old age benefits or such similar payments."

Mr. Johnson of Dallas moved to table the amendment offered by Mr. Eckhardt.

A record vote was requested.

The vote of the House was taken on the motion to table the amendment offered by Mr. Eckhardt and the vote was announced Yeas 70, Nays 71.

A verification of the vote was requested, and was granted.

The roll of those voting nay was again called and the verified vote resulted as follows:

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Arlidge
Atwell
Bass of Bowie
Bass of Harris
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(The above record vote was requested by Mr. Eckhardt, Mr. Glad- den and Mr. Weldon.)

The Speaker stated that the motion to table the amendment offered by Mr. Eckhardt to Committee Amendment No. 1 was lost by the above vote.

A record vote was requested on the amendment offered by Mr. Eckhardt.

The amendment offered by Mr. Eckhardt was adopted by the following vote:

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Markgraf Schiller
Moyer Segrest
Murray Shannon
Nugent Simpson
Parker Smith of Brazoria
Parmer Smith of Jefferson
Peeler Stewart
Pendleton Townsend
Pipkin Truex
Price Ward
Richards Weldon
Richardson Wells
Ritter Wheeler
Roberts Whitefield
Rodriguez Wieting
Rosson Wilson

Nays—51
Arledge Hallmark
Atwell Harris of Dallas
Ball Hendrix
Banfield Houston
Barnes Hughes
Bass of Harris Jarvis
Blaine Johnson of Dallas
Boysen McNutt
Brown of Taylor Mann
Butler Miller
Cain Morgan
Canales Mutchener
Cavness Niemeyer
Clayton Parsley
Cook Petty
Crain Quilliam
Davis Satterwhite
Duggan Shipley
Dungan Shutt
Fairchild Slack
Floyd Silder
Garrison Stoltenwerk
Gilberts Tarleton
Glenner Walker
Grover Whatley
Haines of Brazos
Haines of Brazos

Absences

Adams Thompson
Macatee Woods

Present—Not Voting
McClintock

Absent—Excused
Carpenter Peary
de la Garza Rapp
Koliba

(The above record vote was requested by Mr. Eckhardt, Mr. Gladden and Mr. Finney.)

Committee Amendment No. 1, as amended, was then adopted.

H. B. No. 203 was then passed to engrossment.

RECORD OF VOTE
Mr. Walker requested to be recorded as voting Nay on the passage of H. B. No. 203 to engrossment.

HOUSE BILL NO. 204 ON SECOND READING

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

H. B. No. 204, 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 certain students; providing for an effective date for this Act; and declaring an emergency."

The bill was read second time.

Mr. Parker offered the following amendment to the bill:

Amend House Bill 204 by adding after the word "institution" in Sec. 5 (g) the words "if the Commission finds that such individual had taken the most recent full time job temporarily."

The amendment offered by Mr. Parker was lost.

A record vote was requested on the passage of H. B. No. 204 to engrossment.

H. B. No. 204 was then passed to engrossment by the following vote:

Year—111

Adams Boysen
Allen Bridges
Arledge Brooks
Atwell Brown of Taylor
Ball Butler
Banfield Cain
Barner Canales
Bass of Bowie Cavness
Bass of Harris Clayton
Beckham Cole
Berry Collins
Birnkr Cook
Blaine Cory
Mr. Cotten offered the following resolution:

H. S. R. No. 397

Whereas, Our friend and fellow Representative, the Honorable Homer L. Koliba, Sr., is in the Columbus Hospital at Columbus, Texas, convalescing after a heart attack Friday; and

Whereas, His presence is missed by Members of this House, who regard him with admiration and good will and who certainly hope for his early recovery; now, therefore, be it

Resolved, That the House of Representatives of the Fifty-eighth Legislature of the State of Texas, acting as he would have us do, under strict enforcement of the rules, extends to Homer L. Koliba, Sr., sincere wishes for his quick return to health and to his desk in this Chamber.

The resolution was read and was adopted unanimously.

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

CONGRATULATORY RESOLUTION ADOPTED

S. C. R. No. 47, Commending the Howard Payne College and Its administration and faculty, on planning the Douglas McArthur Academy of Freedom.

RECESS

Mr. Mann moved that the House recess until 9:00 o'clock a.m. tomorrow.
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The motion prevailed.

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

In accordance with the motion to recess, the House, at 4:31 o'clock p.m., took recess until 9:00 o'clock a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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

Examination of Comptroller's and Treasurer's Accounts: S. B. No. 287.

Game and Fisheries: H. B. No. 626.


FIFTY-FIFTH DAY
(Continued)

(Wednesday, April 17, 1963)

The House met at 9:00 o'clock a.m. and was called to order by the Speaker.

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

"Our Heavenly Father, in faith we turn to Thee, for Thou art God. Be Thou our refuge in time of need. May Thy Spirit call us to council with Thee when we are faced with decisions that involve our convictions and when we must stand for that which is right even when we must stand alone.

"When our children and our children's children come to stand in this great legislative hall, may they remember with pride what their fathers did here.

"Through Christ our Lord we pray.—Amen."

LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Pearcy for today and the remainder of the week, on motion of Mr. Ward.

The following Member was granted leave of absence on account of illness:

Mr. Koiba for today, and until further notice, on motion of Mr. Shannon.

Mr. Pendleton was granted leave of absence for today on account of a death in his family, on motion of Mr. Simpson.

CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

In accordance with a previous motion, the House proceeded to the consideration of local and uncontested bills.

HOUSE BILL NO. 359 ON SECOND READING

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

H. B. No. 359, A bill to be entitled "An Act amending Title 15, Acts of the 55th Legislature, as amended which is compiled as Article 326k-14 of Vernon's Texas Civil Statutes, providing that the District Attorney of the 53rd Judicial District shall represent the State in the Criminal District Court and all other District Courts of Travis County, providing for the appointment of a First Assistant District Attorney and other Assistant District Attorneys and secretaries with the consent and approval of the Commissioners' Court; providing for the minimum and maximum salaries to be paid; containing a severability clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 447 ON SECOND READING

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

H. B. No. 447, A bill to be entitled "An Act to amend House Bill 92, Acts, Fifty-first Legislature, 1949, Page 23, Chapter 55, codified as Article 52-160B, Code of Criminal Procedure of the State of Texas, relating to the compensation to be paid the Criminal District Attorney of Jefferson County, Texas, and the appointment of assistants and other personnel; containing a severability..."