foreign country but not from inter­
national waters of the United States
and such foreign country, shall be
lawful, so long as the taking of
these fish for sale is permitted in
the country from which they are
imported. No person shall sell or
attempt to sell any such black bass
in El Paso County, Texas, however
unless the fish bear a properly at­
tached tag as provided herein.

(b) Any licensed custom house
broker who desires to handle the
importation of black bass for sale
in El Paso County, Texas shall
notify the Texas Game and Fish
Commission, and the Commission
shall assign the broker a permanent
record number. The Commission
shall manufacture or cause to be
manufactured, on request by a
broker, any desired number of
metal tags. The cost of manufactur­
ing these tags shall be paid by the
broker who requests them, and each
tag shall bear the broker’s perm­
manent record number and a separate
number to identify the tag. One of
these tags shall be attached to the
gill, dorsal fin or tail of each black
bass to be sold in El Paso County,
Texas.

(c) Any person who sells or at­
ttempts to sell a black bass in El
Paso County, Texas which does not
bear a properly attached tag shall
be fined not less than Twenty-five
dollars ($25) nor more than Two
Hundred Dollars ($200).”

The amendment was adopted.

House Bill No. 579 was then
passed to engrossment.

ADJOURNMENT

Mr. Mann moved that the House
adjourn until 10:55 o’clock a.m.
today.

The motion prevailed.

In accordance with the motion to
adjourn, the House, at 10:44 o’clock
a.m., adjourned until 10:55 o’clock
a.m. today.

APPENDIX

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 11, 1963

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

Sir: Your Committee on Engrossed
Bills to whom was referred

H. B. No. 196, A bill to be entitled
“An Act amending Chapter 20, Title
122A, Taxation-General, Revised
Civil Statutes of Texas, 1925, as
last amended by Chapter 24, Acts,
Fifty-seventh Legislature, First
Called Session, 1961; imposing a
limited sales, excise and use tax on
the sale or use of certain tangible
personal property in this State and
providing for the administration and
enforcement of such tax and the
allocation of revenues therefrom;
amending Chapter 6 of Title 132A,
Taxation-General, of the Revised
Civil Statutes of Texas (Motor Ve­
hicle Retail Sales and Use Tax); amend­
ing Article 12.31, Title 122A,
Taxation-General, Revised Civil Stat­
utes of Texas, 1935, as last amend­
ed by Chapter 24, Acts of the Fift­
ysix Legisture, First Called
Session, 1961, so as to impose an
additional franchise tax for the
period from May 1, 1964, to and
including April 30, 1965; provid­
ing a saving clause; providing a
severability clause; providing for
an effective date; repealing laws in
conflict; and declaring an emergen­
y.”

Has carefully compared same and
finds it correctly engrossed.

NELSON COWLES, Chairman.

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

Sir: Your Committee on Engrossed
Bills to whom was referred

H. C. R. No. 60, House Concurrent
Resolution, Authorizing the Enrolling
and Engrossing Clerk to amend the
caption of House Bill No. 262 to
conform to the body of the bill.

Has carefully compared same and
finds it correctly engrossed.

NELSON COWLES, Chairman.

FIFTY-SIXTH DAY

(Wednesday, April 17, 1963)

The House met at 10:55 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
Ada ma Alaniz
Allen Arledge
Atwell Ball
Ballend Barnes
Bass of Bowle Bass of Harris Beckham
Berry Birken
Hilts Hollowell
Boyson Hughes Brooks
Brown of Galveston
Brown of Taylor
Butler
Cain
Caudwell
Canales
Cannon
Carriker
Clayman
Clark
Collins
Cook
Cory
Cotlan
Coughran
Cowan
Cowies
Crain
Crews
David
de la Garza
Doke
Duggan
Dungan
Eckhardt
Edwards
Esquivel
Fairchild
Finney
Fletcher
Floyd
Folland
Foreman
Garrison
Gibbons
Giddon
Giles
Green
Hosson
Johnson
Johnson
Johnson
Kilpatrick
Klagger
Knapp
Kothmann
Lack
Ligarde
McClinton
McDonald
McDonald of Rusk
McGregor
McHenry
McLaughlin
McVuit
Macatee
Mann
Maxgraf
Miller
Morgan
Moyer
Murray
Mutachar
Nie/T/ey
Nograi
Parker
Farmer
Parale
Peefer
Pett.
Pipkin
Price
Quilliam
Rapp
Richards
Richardson
Ritter
Robert
Rodrigue
Referred to the Committee on Criminal Jurisprudence.

By Whitfield, Brooks, Garrison, Bass of Harris, Shutt, Eckhardt, Miller, Shipley, Dagget, Whatley and Floyd:

H. B. No. 1029, A bill to be entitled "An Act amending Section 1 of Chapter 215, Acts of the 56th Legislature, Regular Session, 1959, to increase the compensation of court reporters in all counties having a population of one million (1,000,000) or more inhabitants according to the last preceding federal census; and declaring an emergency."

Referred to the Committee on Counties.

By Caldwell:

H. B. No. 1030, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Pearland Municipal Utility District of Brazoria County, Texas;' prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

Referred to the Committee on State Affairs.

(Mr. Hughes in the Chair)

PERMISSION GRANTED TO INTRODUCE A HOUSE BILL

Mr. Carriker moved to suspend the necessary rules in order to introduce H. B. No. 1031 at this time.

The motion prevailed without objection.

MOTION TO INSTRUCT THE COMMITTEE ON LABOR

Mr. Haynes of Orange moved to instruct the Committee on Labor to report on H. B. No. 402 by April 24, 1963.

Mr. Whatley moved to table the motion to instruct the Committee on Labor.

A record vote was requested on the motion to table.

The motion to table the motion to instruct the Committee on Labor to report on H. B. No. 402 prevailed by the following vote:

Year—82

Yeas-82

Adams

Alien

Axel

Atwell

Ball

Bandfield

Barney

Birken

Blaine

Broyer

Brown of Taylor

Reller

Cain

Cain

Clayton

Cole

Cook

Cory

Couchman

Dowins

Davis

Doke

Duggan

Dungan

Edwards

Fairchild

Fletcher

Ford

Fondren

Foreman

Garrison

Gibbons

Grover

Haines of Brazos

Hallmark

Harris of Dallas

Heddy

Hefton

Hendryx

Hollowell

Hollister

Nays-48

Alanis

Bass of Bowie

Bass of Harris

Berry

Bridges

Brooks

Brown of Galveston

Caldwell

Cannon

Carriker

Chapman

Cherry

Collins

de la Garza

Eckhardt

Equivel

Flaher

Gladden

Glenn

Guffey

Haring

Harris

Haynes of Orange

Isaacks

Johnson of Bexar

Johnson of Dallas

Klager

Knapp

Ligarde

McClinton

McDonald of Rusk

McNutt

Macatee

Mann

Mann

Moyer

Mutscher

Parsley

Perry

Quilliam

Richards

Ritter

Rosson

Satterwhite

Shannon

Shipleys

Shipley

Simpson

Slack

Slider

Stotlerwerck

Thurmond

Townsend

Traeger

Walker

Ward

Whatley

Wheeler

Wieting
Mr. Heatly offered the following resolution:

H. S. R. No. 402

Whereas, It has become traditional for the House of Representatives to reserve one day of each Regular Session to honor its presiding officer and his family; and

Whereas, The observance of Speaker's Day by the Fifty-eighth Legislature will be especially significant, for it is the consensus that Byron Tunnell, our respected colleague from Smith and Gregg Counties, has distinguished himself in this important governmental post; and

Whereas, Mr. Tunnell has shown both a gift for leadership and a judicial temperament that have admirably fitted him for this great responsibility; and

Whereas, His election to the speakership was by one of the largest majorities in Texas history and even the handful of dissenters in that election have recognized the fairness and justice of his decisions and of his committee appointments; and

Whereas, It takes a wise man to use great power with justice and honor and Byron Tunnell by his overwhelming victory had such power and has used it well; and

Whereas, Because of his orderly mind and his unquestioned competence, proceedings in the Fifty-eighth House of Representatives have been marked by harmony, dignity, and efficiency; and

Whereas, It is appropriate that Mr. Tunnell's personal history should be reviewed as this House prepares to do him honor. Byron Tunnell grew up in Tyler and had the legendary experience of boyhood, including the early morning paper route. The World was embroiled in its second great war when Mr. Tunnell was graduated from high school. He joined the Navy and served eleven months as a tail gunner in the European theater. Discharged in 1946, he returned to school at Tyler Junior College and then went on to get his law degree from Baylor University, paying his way by coaching football and basketball teams for the Waco parks department; and

Whereas, His love of the law and his gift for leadership asserted itself early. He was assistant district attorney for Smith County for three years and then entered private practice; and

Whereas, He has served his church in official capacity as well as the many organizations to which he belongs. He has won all the awards given by the Tyler Junior Chamber of Commerce, including the W. C. Windsor Award for Outstanding Young Man of Tyler, the only man in politics to be so honored. He also was a national finalist in a Jaycee-sponsored oratorical contest; and

Whereas, His photographic memory and his capacity for going without sleep when he faces a challenging assignment have accounted in part for his remarkable success; and

Whereas, His leadership is inspired by his belief in states rights, but not so much in states rights as in states responsibility; and

Whereas, It must not be overlooked that he has had beside him during his rapid rise a wife, Bette Lemons Tunnell, who has devoted herself to his interests, and two
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CONGRATULATORY RESOLUTIONS

ADOPTED
H. S. R. No. 394, By Foreman.

lovely daughters, Scharlaine and Leah Dawn who have been his inspiration, now, therefore, be it
Resolved By the House of Representatives of the Fifty-eighth Legislature of the State of Texas, that April 24th be designated as Speaker's Day in honor of Byron Tunnell, his attractive and popular wife, Bette, and their children Scharlaine and Leah Dawn.

The resolution was read and was unanimously adopted.

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

TO GRANT PERMISSION TO SUE THE STATE

Mr. Duggan offered the following resolution:

H. C. R. No. 81

Whereas, United Gas Pipe Line Company is a Delaware corporation doing business in the State of Texas in accordance with the laws of the State of Texas; and

Whereas, United Gas Pipe Line Company paid to the State of Texas severance beneficiary taxes in the amount of $88,459.69 for the month of September, 1959, such taxes having been levied by Articles 22.01-22.09, House Bill No. 11, Acts 1959, 56th Legislature, 3rd Called Session, page 187, Chapter 1, which Act has been declared unconstitutional by the Austin Court of Civil Appeals, the Texas Supreme Court having refused writ of error, in the case styled Calvert v. Transcontinental Gas Pipeline Corporation, 341 S.W. 2d 489 (Tex. Civ. App.—Austin, 1960, error refused); and

Whereas, The Austin Court of Civil Appeals, the Texas Supreme Court having refused writ of error, has held that taxes paid under the Act were unlawfully extracted and that said Act was void and of no force or effect; and

Whereas, There is no provision in the laws of the State of Texas to determine accurately and definitely what amount of taxes, if any, should be returned; and

Whereas, In order to determine definitely and accurately the same, it is the policy of the Legislature to

let a court of competent jurisdiction pass upon the same; and

Whereas, It is in the policy of the Legislature to give and grant to persons and corporations the right to litigate any allegedly valid claim against the State of Texas in a court of competent jurisdiction; now, therefore, be it
Resolved, By the House of Representatives of Texas, the Senate concurring, that United Gas Pipe Line Company be and it is hereby granted permission to bring suit against the State of Texas in any court of competent jurisdiction in Travis County, Texas, to recover judgment against the State of Texas for all amounts of money alleged to have been herefore illegally extracted and paid by United Gas Pipe Line Company under said unconstitutional law, and service of citation for the purposes herein granted may be served upon the State of Texas by serving the Attorney General, the State Treasurer and the Comptroller of Public Accounts; and, be it further
Resolved, That such suit may be filed within two years from the effective date of this Resolution; and, be it further
Resolved, That it is understood that the purpose of this Resolution is solely to grant permission to bring suit against the State of Texas and no admission of the liability on the part of the State of Texas or any fact is made by this Resolution, and it is specifically provided that the facts upon which they seek to recover must be proved in court as in other civil cases; and, be it further
Resolved, That no interest shall be paid to United Gas Pipe Line Company in the event a final judgment is obtained by it for recovery of taxes paid under Articles 22.01-22.09, House Bill No. 11, Acts 1959, 56th Legislature, 3rd Called Session, page 187, chapter 1; provided if a final judgment is obtained by United Gas Pipe Line Company, all increases in rates obtained on the basis of taxes paid under said Act shall be refunded in full to all those having paid such rate increases.

The resolution was referred to the Committee on State Affairs.
Ritter, Cain and Cavness: Recognizing the Third Grade Class of Casis Elementary School, Austin, Texas.


H. S. R. No. 399, By Alants, Johnson of Bexar, Kothmann, Esquivel, Berry, Segrest and Smith of Bexar: Recognizing the San Antonio Hemisfair of 1968.

H. S. R. No. 401, By Foreman: Commending the Texas Nursing Students Association.

on its third reading and final passage.

H. B. No. 447, A bill to be entitled "An Act to amend House Bill 92, Acts, Fifty-first Legislature, 1949, page 58, Chapter 35, 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 clause; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTE

Mr. Hollowell requested to be recorded as voting Nay on the passage of H. B. No. 447.

Mr. Johnson of Dallas moved to suspend all necessary rules in order to take up and consider at this time, on third reading and final passage, the bills on the Local and Uncontested Bill Calendar which were considered on the previous Legislative Day.

The motion prevailed without objection.

H. B. No. 289, By Foreman: Commending the Sunnyside Speech and Hearing Center.

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 33rd 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 third time and was passed.

H. B. No. 606, A bill to be entitled "An Act fixing a year-round open season on pheasants and chukars in Lee County; repealing all laws in conflict; and declaring an emergency."

The bill was read third time and was passed.
The bill was read third time and was passed.

HOUSE BILL NO. 626 ON THIRD READING

The bill was read third time and passed.

H. B. No. 626, A bill to be entitled "An Act permitting the taking of nutria in Marion and Morris Counties; amending Section 1 of Chapter 91, Acts of the 52nd Legislature, Regular Session, 1951, which prohibits the taking of nutria in certain waters in Harrison and Marion Counties, so as to remove Marion County from the scope of that Act; repealing Chapter 72, Acts of the 56th Legislature, Regular Session, 1959, which prohibits the taking of nutria in Morris County; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 777 ON THIRD READING

The bill was read third time and passed.

H. B. No. 777, A bill to be entitled "An Act amending Section 84, of Chapter 520, of Acts of the 51st Legislature, 1949, (Section 11, of Article 1970-11OA Vernon's Revised Civil Statutes of Texas), to provide for the execution of a bond in the sum of $100,000.00, by probate Judge of Harris County, Texas, and the taking of the oath, as provided for the County Judge of Harris County, Texas, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 688 ON THIRD READING

The bill was read third time and was passed.

H. B. No. 688, A bill to be entitled "An Act authorizing and directing the Board for Texas State Hospitals and Special Schools, acting by the Executive Director thereof, to execute and deliver to Midwestern University of Wichita Falls, Texas, a State-owned University, all rights and title to certain tracts of land located in Wichita County, Texas, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 778 ON THIRD READING

The bill was read third time and passed.

H. B. No. 778, A bill to be entitled "An Act amending Section 84, of Chapter 520, of Acts of the 51st Legislature, 1949, (Section 11, of Article 1970-11OA Vernon's Revised Civil Statutes of Texas), to provide for the probate Judge to act as presiding Judge for the County Judge acting in probate matters in the event of absence, disqualification or incapacity."

The bill was read third time and was passed.

HOUSE BILL NO. 810 ON THIRD READING

The bill was read third time and passed.

H. B. No. 810, A bill to be entitled "An Act creating an additional Court of Domestic Relations for Harris County, Texas; fixing its jurisdiction; conforming the jurisdiction of other Courts thereto, fixing its terms; providing the manner of selection, tenure and compensation of the Judges and other officers of said Court; providing the manner of and grounds for the removal of the
Judge of said Court; providing for the membership of the Juvenile Board of Harris County, providing for appeals to higher Courts; providing the procedure of said Court; providing for the services of certain County and District Officers in said Court; containing a savings clause; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Hollowell requested to be recorded as voting Nay on the passage of H. B. No. 810.

HOUSE BILL NO. 343 ON THIRD READING
The Speaker laid before the House, on its third reading and final passage, H. B. No. 343, A bill to be entitled "An Act to amend Section 2 of House Bill No. 495, Chapter 309, Acts of the 53rd Legislature, Regular Session, 1953, and Sections 1 and 2 of House Bill No. 496, Chapter 187, Acts of the 54th Legislature, Regular Session (Article 2460a, Vernon's Annotated Civil Statutes), by providing that the jurisdiction of the Small Claims Court created by said Act shall be increased to include all actions for the recovery of money only where the amount involved exclusive of costs does not exceed $150.00 except claims for salary or wages, which claims shall not exceed $200.00; and by providing for a filing fee of $3.00 and a fee for service of citation of $2.00; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Hollowell requested to be recorded as voting Nay on passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Hollowell requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.

RECORD OF VOTE
Mr. Crain requested to be recorded as voting Nay on the passage of H. B. No. 369.

The bill was read third time and was passed.
The bill was read third time and was passed.

HOUSE BILL NO. 413 ON THIRD READING

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

H. B. No. 413, A bill to be entitled "An Act amending Chapter 461 of the 54th Legislature, Page 2182 of the Session Laws of 1955, known as Art. 511a of the Revised Civil Statutes of Texas; providing that in order to encourage county jail discipline, a distinction may be made in the term of prisoners so as to extend to all such as are orderly, industrious and obedient, comforts and privileges according to their deserts; granting authority to the sheriff to make a deduction in time not to exceed one third (1/3) of the original sentence when no charge of misconduct has been sustained against the prisoners; providing that all laws or parts of laws in conflict with the provisions of this Act are hereby repealed; providing a severability clause; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 493 ON THIRD READING

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

H. B. No. 493, A bill to be entitled "An Act making it unlawful except under the provisions of this Act, for any person to hunt, take, kill or attempt to kill, or possess, any game bird or game animal in Guadalupe and Nacogdoches Counties at any time; to take, kill or trap or attempt to take, kill or trap any fur-bearing animal in said counties or to take or attempt to take any fish or other aquatic life or marine animals from said counties by any means or method; providing the powers, duties and authority of the Game and Fish Commission; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources of said counties; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said counties; defining depletion and waste; providing for the issuance of the antlerless deer permit; providing for a public hearing, providing for the adoption of proclamations, orders, rules or regulations of the Game and Fish Commission and the effective period thereof; providing for the publication of the regulations; providing venue for suits to test the validity of this Act, or of the proclamations, rules, regulations or orders of the Commission; providing a penalty; providing for the forfeiture of licenses; defining wildlife resources; suspending certain laws; prescribing a period of time within which the Game and Fish Commission may conclude its investigations, hold its hearing and promulgate its proclamations, rules,
regulations and orders; providing a severability clause; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 499 ON THIRD READING

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

H. B. No. 499, A bill to be entitled "An Act providing a formula for distribution of textbooks on the subject of homemaking in certain grades and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 604 ON THIRD READING

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

H. B. No. 604, A bill to be entitled "An Act eliminating the requirement of separate and privy acknowledgment of a married woman to instruments purporting to be executed by her; amending Articles 1300, 6460, 1299 and 6607, Revised Civil Statutes of Texas, 1925; repealing Articles 6606 and 6608, Revised Civil Statutes of Texas, 1925, and all other laws or parts of laws to the extent only that they conflict with the provisions of this Act; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 524 ON THIRD READING

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

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 2752a, 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."

The bill was read third time and was passed.

HOUSE BILL NO. 551 ON THIRD READING

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

H. B. No. 551, A bill to be entitled "An Act relating to re-employment of retired auxiliary school employees; providing that they may be employed on a substitute basis for a period not to exceed eighty (80) days in any one school year; providing a penalty for employment in excess of eighty (80) days; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 573 ON THIRD READING

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

H. B. No. 573, A bill to be entitled "An Act declaring noxious certain aquatic plants in that portion of Caddo Lake situated in Harrison and Marion Counties; authorizing the Commissioner of the General Land Office to execute exclusive contracts for removal of noxious aquatic plants; prescribing contract requirements; passing title to noxious aquatic plants to contractor when removed pursuant to contract; establishing venue; containing a severability; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 621 ON THIRD READING

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

H. B. No. 621, A bill to be entitled "An Act amending Article 1689 of the Revised Civil Statutes of Texas, 1925, to provide that Commissioners Courts may contract with private libraries in certain cases to furnish county free library services in areas not adequately served by the county free library; and declaring an emergency."

The bill was read third time and was passed.
HOUSE BILL NO. 686 ON THIRD READING

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

H. B. No. 686, A bill to be entitled "An Act to amend Paragraph 3 of Section C of Part I of Article 23, Insurance Code of Texas, as amended, to permit life, health and accident insurance companies to invest not more than twenty-five (25) percent of their capital, surplus and contingency funds in the capital stock of any one affiliated fire and casualty company; providing for severability; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 697 ON THIRD READING

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

H. B. No. 697, A bill to be entitled "An Act authorizing district judges to draw a warrant on the appropriate county fund, in certain instances, to cover the cost of bringing meals into the jury room so that juries may be kept together for deliberation; limiting such expenditures to One Dollar ($1) per juror per meal; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 717 ON THIRD READING

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

H. B. No. 717, A bill to be entitled "An Act enabling each county to create a County Hospital Authority without taxing power; defining terms used in the Act; prescribing the procedure to be followed in creating such Authorities, the method of appointing directors and election of officers, their powers and duties, restricting the territory of an Authority to boundaries of the County creating it; providing for the issuance of Authority's revenue bonds after notice and opportunity for referendum election; prescribing the details for issuance, approval and sale of such bonds and the use to be made of the proceeds; providing for selection of depositories; exempting Authority's property from taxation; conferring the power of eminent domain; providing for investment of funds; conferring the power to accept donations; prescribing a severability clause; providing bonds issued by the Authority shall be lawful investments and security for deposits in certain instances; enacting other provisions related to the subject; and declaring an emergency."

The bill was read third time and was passed.
houses or storage places operated by a common carrier or carrier holding a certificate or permit from the Railroad Commission of Texas; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 774 ON THIRD READING

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

H. B. No. 774, A bill to be entitled "An Act to make requirements for foreign fire insurance companies doing business in this State the same as for domestic fire insurance companies with respect to deposits by repealing Articles 6.09 and 6.10 of the Texas Insurance Code, as amended, Acts 1931, 52nd Legislature, Chapter 491, page 961 and repealing Articles 699 and 700 of Vernon's Texas Penal Code of 1925; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 776 ON THIRD READING

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

H. B. No. 776, A bill to be entitled "An Act amending Article 6949 of the Revised Civil Statutes of Texas, 1925, as amended, relating to qualifications for and appointment to the office of Notary Public, to provide that a person may receive such appointment to serve any number of counties in addition to his county of residence and establishing eligibility requirements, additional fees and bond and procedure relating to such appointments; amending Article 5960 of the Revised Civil Statutes of Texas, 1926, relating to the official seal of a Notary Public, to provide that the name of the county of residence of the Notary Public shall appear on the seal, and that all official acts of a Notary Public performed in a county to which he is appointed to serve, other than his county of residence, shall carry a statement that his commission is based upon his appointment as a Notary Public of his county of residence; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTES

Mr. Cory and Mr. Haring requested to be recorded as voting Nay on the passage of H. B. No. 776.

HOUSE BILL NO. 896 ON THIRD READING

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

H. B. No. 896, A bill to be entitled "An Act relating to the salary of the official shorthand reporter of the 29th Judicial District; providing for travel expenses; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTE

Mr. Hollowell requested to be recorded as voting Nay on passage of H. B. No. 896.

HOUSE BILL NO. 776, A bill to be entitled "An Act amending Article 6949 of the Revised Civil Statutes of Texas, 1925, as amended, relating to qualifications for and appointment to the office of Notary Public, to provide that a person may receive such appointment to serve any number of counties in addition to his county of residence and establishing eligibility requirements, additional fees and bond and procedure relating to such appointments; amending Article 5960 of the Revised Civil Statutes of Texas, 1926, relating to the official seal of a Notary Public, to provide that the name of the county of residence of the Notary Public shall appear on the seal, and that all official acts of a Notary Public performed in a county to which he is appointed to serve, other than his county of residence, shall carry a statement that his commission is based upon his appointment as a Notary Public of his county of residence; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTES

Mr. Cory and Mr. Haring requested to be recorded as voting Nay on the passage of H. B. No. 776.

HOUSE BILL NO. 972 ON THIRD READING

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

H. B. No. 972, A bill to be entitled "An Act authorizing any independ-
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ent school district having an assessed valuation for school tax purposes of Four Million Two Hundred Fifty Thousand Dollars ($4,250,000) or more but less than Six Million Dollars ($6,000,000), and lying within a county having a population of seventy-five thousand (75,000) or more but less than eighty thousand (80,000), according to the last preceding federal census, to levy a combined bond and maintenance tax not to exceed Two Dollars ($2) per One Hundred Dollars ($100) valuation of taxable property located therein; providing that such tax shall not be effective until authorized by majority vote of the qualified taxpayers residing in such districts; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 987 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 987, A bill to be entitled "An Act amending Section 29 of the Texas Trust Act, Chapter 148, Acts of the 48th Legislature (1943), Sec. 29, p. 232, codified as Article 7425b-29, Vernon’s Texas Civil Statutes, relating to the allocation of dividends and share rights; providing for severability; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 997 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 997, A bill to be entitled "An Act amending Section 66 of Chapter 27, Acts of the 42nd Legislature, Third Called Session, 1932, (compiled as Section 66 of Article 8263e of Vernon’s Texas Civil Statutes), so as to make the requirements governing advertising for bids by navigation districts coming within the purview of the Act conform with the requirements governing advertising for bids by counties and cities of this State; and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 988 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 988, A bill to be entitled "An Act amending Section 71 of Chapter 27, Acts of the 42nd Legislature, Third Called Session, 1932, (compiled as Section 71 of Article 8263e of Vernon’s Texas Civil Statutes), so as to authorize navigation districts coming within the purview of the Act to contract for improvements to be paid for in partial payments as the work progresses not to exceed the contract price of the total amount of work done under the contract; and declaring an emergency."

The bill was read third time.

Mr. Eckhardt offered the following amendment to the bill:

Amend H. B. 254 by adding a phrase in line 27 after the word "products" and before the word "except", to-wit, "obtained in the joint adventure."

The amendment was adopted without objection.

House Bill No. 254 was then passed.
The Speaker laid before the House, on its third reading and final passage, H. B. No. 734, a bill to be entitled “An Act validating certain levies for ad valorem taxes heretofore made by the governing bodies of certain cities and towns in this State; making other provisions relating thereto; providing that this Act shall not affect any suit pending in any court of this State on the effective date of this Act; providing a severability clause; and declaring an emergency.”

The bill was read third time.

Mr. Cotten offered the following amendment to the bill:

Amend H. B. 734 by adding a new sentence at end of Section One to read as follows: “Provided this Act shall not validate any taxes levied for street paving, sidewalk, curb and gutter work, or similar work, and no lines shall attach to any real property by virtue of such levy.”

The amendment was adopted without objection.

H. B. No. 734 was passed by the following vote:

Year—141  
Adams  Carlin  
Allen  Canavees  
Arledge  Cherry  
Atwell  Clayton  
Ball  Cole  
Baunfield  Collins  
Barnes  Cook  
Boothe  Cory  
Bose of Harris  Coutron  
Beckham  Cowdren  
Berry  Cowies  
Birkman  Crews  
Blaine  Davis  
Boyer  de la Garza  
Brooks  Deke  
Brooks  Dugan  
Brown  of Galveston  Eckhardt  
Brown of Taylor  Edwards  
Buchner  Esquivel  
Buller  Evans  
Buhman  Finch  
Burr  Fletcher  
Caldwell  Finney  
Canales  Fletcher  
Cannon  Floyd  
Fendren  Moyer  
Foreman  Murray  
Garrison  Nieser  
Gladden  Nogent  
Glen Arm  Parker  
Groover  Parley  
Guffey  Peeler  
Haline of Brazos  Petty  
Hallmark  Peeler  
Haring  Pipkin  
Harris  Price  
of Galveston  Quijano  
Harris of Dallas  Richards  
Haynes of Orange  Richardson  
Healy  Ritter  
Heffron  Roberts  
Hendryx  Rodriguez  
Hinton  Rosson  
Hollowell  Satterwhite  
Houston  Schiller  
Hughes  Segrest  
Ismacks  Shannon  
Jamison  Shipton  
Jarvis  Slutz  
Johnson of Dallas  Simpson  
Johnson of Bexar  Black  
Kilpatrick  Slider  
Klarer  Smith of Bexar  
Knope  Smith of Jefferson  
Kothmann  Stewart  
Lack  Stollenwerck  
Ligarde  Thompson  
McClintol  Townsend  
of Hidalgo  Trayer  
McDonald of Rusk  Walker  
McGregor  Ward  
Mellhany  Weldon  
McLaughlin  Wells  
McNutt  Whaley  
Mantley  Wheeler  
Man  Whited  
Markgraf  Wiesing  
Miller  Wilson  
Morgan  Woods  
Nays—3  
Cotten  Gibbens  
Crain  
Absent—Excused  
Carpenter  Pearcy  
Kolbus  Pendleton  

The Speaker laid before the House, on its third reading and final passage, H. B. No. 614, a bill to be entitled...
"An Act closing the season in Duval County for five (5) years on deer, javelina, bobwhite and bluetop quail, and dove; providing penalties for violations; and declaring an emergency."

The bill was read third time and was passed.

RECORD OF VOTES

Messrs. Bridges, Caldwell, Walker, Haring, Price and Hollowell requested to be recorded as voting Nay on the passage of H. B. No. 614.

REASON FOR VOTE

We opposed House Bill 614 because it was not shown that a need existed for such an extended period to preserve the wildlife which may or may not be in jeopardy.

JAMES E. KLAGER,
TRAVIS PEELER.

REASON FOR VOTE

I voted against H. B. 614 because I believe when this question arises as to depletion of certain game or wildlife, the area should be under regulatory authority instead of closing the county for five years.

LEROY J. WIETING.

REASON FOR VOTE

Oppose House Bill 614 because they gave no biological reason for this action supported by biological finding.

OTHA BIRKNER.

HOUSE BILL NO. 682 ON THIRD READING

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

H. B. No. 682, a bill to be entitled "An Act relating to requiring the Commissioners Court of Lubbock County to supplement the salaries of the District Judges of the 72nd, 99th, and 140th Judicial Districts of Texas; making other provisions relating thereto; providing a severability clause; and declaring an emergency."

The bill was read third time.

A record vote was requested on the passage of H. B. No. 682.

The bill was passed by the following vote:

Year—142

Adams        Glenn
Alaniz-       Glenn
Arledge       Grover
Ariell        Gaffey
Hall          Haines of Brazos
Haskett        Hallmark
Haste          Harding
Hass of Bowie  Haring
Hass of Harris Harris
Heckham        Galveston
Herry          Harris of Dallas
Birkner       Haines of Orange
Bianco         Healy
Boyens         Heftin
Bridges       Hendryx
Brown          Hinson
Brown of Galveston  Hughes
Brown of Taylor  Isacks
Butler         Jamison
Call           Jarvin
Caldwell      Johnson of Dallas
Canales       Johnson of Bexar
Cannon         Kilpatrick
Carriker       Klander
Cavness        Knapp
Chapman        Kathmann
Cherry         Lack
Clayton        Ligger
Cole            McClintock
Collins        McDonald
Cook           McDonald of Rusk
Corr            McGregor
Cotton         McElhaney
Coughran       McNally
Coxen           McLaughlin
Cowles          McNutt
Creain           Macatee
Crews            Mann
Davis          Mackgraf
De la Garza      Miller
Doke            Morgan
Duggan         Moyer
Dungan         Murray
Eckhardt       Mutschler
Edwards         Niemeyer
Escuevet         Nugent
Falchold        Parker
Finney          Farmer
Fletcher        Parsley
Floyd          Peeler
Forden          Petty
Foreman        Pipkin
Garrison       Price
Gibbens         Quilliam
Gladden        Rapp
The Speaker laid before the House, on its third reading and final passage, 

H. B. No. 685, A bill to be entitled "An Act amending Section 23 of Chapter 66, Acts of the Regular Session of the Fifty-fourth Legislature, creating West Central Texas Municipal Water District, by providing that the regulatory powers conferred by that Section may be exercised to protect the District's reservoir from the inflow of salt and other chemicals, and that the District's regulatory powers may also be exercised as to any stream contributing water to the reservoir of the District, and providing that the District shall have the power to employ and constitute its own peace officers who shall have the same power to make arrests as is conferred upon any other duly constituted peace officer by said Section 23, and conferring on the District the rights, power and privileges conferred by general law on Water Control and Improvement Districts where not in conflict, and declaring an emergency."

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

<table>
<thead>
<tr>
<th>Yeas</th>
<th>114</th>
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<tr>
<td>Adams</td>
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<td>Peeler</td>
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<tr>
<td>Garrison</td>
<td>Petty</td>
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The Speaker laid before the House, on its third reading and final passage,  
H. B. No. 953, A bill to be entitled "An Act creating 'Dalby Springs Conservation District' under and in accordance with the provisions of Article XVI, Section 59, of the Constitution, comprising certain territory lying wholly in Bowie County, Texas, for the purpose of providing a source of water supply and the distribution thereof for municipal, domestic and industrial use, processing and transporting it, and in connection therewith to construct, establish and maintain storm and sanitary sewers; prescribing the rights, powers, duties, and authority of the District; providing that in the event that the District, in the exercise of the power of eminent domain or power of relocation, raising, rerouting or altering the grade of, or altering the construction of any highway, railroad, electric transmission line, telephone or telegraph properties and facilities, or pipeline, all such necessary relocation, raising, rerouting, changing of grade or alteration of conservation shall be accomplished at the sole expense of the District; providing for elections; defining the powers of the District, for taxes and collection of revenues, and authorizing the approval of bonds by the Attorney General; and declaring an emergency."

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

Yeas-143

Adams  Gladden
Allen  Green
Arledge  Grover
Arwyl  Guernsey
Bald  Haines of Brazos
Barnes  Hallmark
Bass of Bowie  Haring
Bass of Harris  Harris
Beckham of Galveston  Hays ofbay
Birken  Harris of Dallas
Bratton  Heffron
Boyd  Heffron
Bridges  Hendryx
Brooks  Hinson
Brown  Hollowell
Brown of Galveston  Houston
Brown of Taylor  Hughes
Butler  Insacker
Cain  Jamison
Caldwell  Jarvis
Canales  Johnson of Dallas
Cannon  Johnson of Bexar
Carrillo  Kilpatrick
Owens  Kliger
Chapman  Knapp
Cherry  Kohlmann
Clayton  Lack
Cole  Ligarde
Collins  McCutchen
Cook  McDonald
Corry  Mcllroy
Cotter  McDonald of Hidalgo
Coughran  McGregor
Cowden  McMilhan
Cowles  McLaughlin
Craws  McNatt
Davis  Mabans
De la Garza  Mann
Doke  Markgraf
Dugan  Miller
Dungan  Morgan
Eckhardt  Moyers
Edwards  Murray
Esquivel  Mutschler
Fairchild  Niemeyer
Finney  Nugent
Fitch  Parker
Floyd  Farmer
Fendren  Parsley
Foreman  Peeler
Forrest  Peeler
Garrison  Pettit
Gibbons  Pipkin

Absent—Excused

Carpenter  Peary
Koliba  Pendleton

HOUSE BILL NO. 953 ON THIRD READING

April 17, 1963
The Speaker laid before the House, on its third reading and final passage, H. B. No. 1003, entitled “An Act creating a conservation and reclamation district to be known as Clear Lake City Water Authority; describing the area of the Authority; finding that all of the land and other property within the Authority will be benefited; finding that the boundaries of said Authority form a closure; setting forth the rights, privileges, powers, authority and functions of the Authority; providing that it shall not be necessary to call a confirmation election, a hearing on the exclusion of lands, or a hearing on the plan of taxation; providing further rights, powers and authority; providing for the use of public roadways, streets, alleys or public easements; providing for contracts with municipal corporations and others relating to the development of lands; providing for a Board of Directors; making provision in the event of re-location, raising, re-routing or changing the grade of, or altering the construction of any highway, railroad, or similar facilities; providing that the bonds of the Authority are legal and authorized investments of certain entities; providing for a depository bank; providing for the keeping of a complete system of account; finding that the Authority will be performing an essential public function; finding that the enactment hereof is in fulfillment of a duty conferred by the Constitution of the State of Texas; providing a severability clause; and declaring an emergency.”

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

Yeas—114

Adams
Alaiz
Allen
Arledge
Atwell
Bail
Banefield
Bass of Bowie
Bass of Harris
Beckham
Becker
Berry
Birkner
Blaine
Bohn
Brown of Galveston
Brown of Harris of Dallas
Brown of Taylor
Butler
Cain
Caldwell
Canales
Cannon
Carroll
Carreras
Chapman
Cherry
Clayton
Collins
Cook
Cory
Cotten
Coughran
Cowden
Cowie
Creek
Crow
Davis de la Garza
Doke
Dugan
Dugan
Eckhardt
Edwards
Esquivel
Fairchild
Finney
Fletcher
Floyd
Fondren
Foreman
Garrison
Gibbons
Gladden
Glenn
Green
Grover
Guffey
Halstead
Halsey of Branson
Hallmark
Harding
Harding
Haring
Harrell
Harris of Galveston
Harris of Harris County
Harris of Kaufman
Haynes of Bexar
Haynes of Orange
Healy
Heflin
Hendryx
Hines
Hollowell
Houston
Hughes
Iseachen
Jamison
Jarvis
Johnson of Dallas
Johnson of Bexar
Kilpatrick
Kilgore
Kilgore
Knap
Kochmann
Lack
Ligard
McClintock
McDonald
McDonald of Hidalgo
McDonald of Rusk
McGregor
McIlhany
McLaughlin
McNutt
Maceate
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Mann
Markgraf
Miller
Morgan
Murray
Mutterer
Nemec
Nevitt
Park
Parker
Parrish
Pawley
Pawley
Petty
Pipkin
Pike
Quilliam
Rapp
Richard
Richard
Ritter
Roberts
Rodrigues
Rosson
Satterwhite
Schiller

Absent—Excused
Carpenter
Koliba

HOUSE BILL NO. 757 ON THIRD READING

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

H. B. No. 757. A bill to be entitled

"An Act providing that any county not presently required to use the jury wheel system and having a population of thirty-one thousand (31,000) or more, according to the last preceding federal census, may upon a proper determination by the commissioners court adopt the use of the jury wheel for the selection of jurors; providing for the selection of those qualified to serve as jurors, and declaring an emergency."

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

Year—144

Adams  Base of Bowie
Allen  Base of Harris
Arlie  Beckham
Atwell  Birkner
Bell  Blake
Bancroft  Boren
Barnes  Bridges
Brooks  Johnson of Dallas
Brown  Johnson of Bexar
Brown of Galveston  Kilpatrick
Brown of Tyler  Knapp
Cain  Koehn
Campbell  Lark
Cannons  Laxton
Cannon  Metcalf
Carver  McDonald
Chambers  McDade
Cherry  McGuire
Chilton  Melbourn
Cook  McNutt
Corley  Mann
Cotten  Markgraf
Coughlin  Miller
Cowden  Morgan
Cowie  Murray
Crawford  O'Donnell
Crow  Nutcher
Denton  O'Neal
de la Garza  O'Neal
Duke  Parker
Dunlap  Parker
Dungan  Parsley
Erhard  Pender
Edwards  Petty
Exequiel  Pipkin
Fairchild  Price
Finney  Quilliam
Fletcher  Rapp
Floyd  Richards
Foudroy  Richard
Foreman  Ritter
Garson  Roberts
Gibbons  Rodriguez
Gladden  Rosen
Glenn  Satterwhite
Grose  Seagrave
Guffey  Shannon
Haines of Brazos  Shepard
Hallmark  Shutt
Harding  Simpson
Haring  Stack
Harris  Slater
Harris of Galveston  Smith of Bexar
Harris of Dallas  Smith of Jefferson
Haynes of Orange  Stewart
Healy  Stidham
Heaton  Thompson
Hendricks  Thorton
Hinson  Townsend
Holloway  Trager
Houchins  Walker
Huebsch  Ward
Hueckes  Weldon
Jamison  Wells
Jarvis  Whaley
The Speaker laid before the House, on its third reading and final passage, H. B. No. 736, A bill to be entitled “An Act to validate Independent school districts created under the provisions of Article 2757, Revised Civil Statutes of Texas of 1925, as amended, having less than two hundred (200) scholars and located in counties having two (2) or more artificial lakes constructed by the United States of America, under the direction of the United States Army Corps of Engineers, validating the boundaries of such Independent school districts and providing that no changes in boundaries shall be made by order of the County School Board unless previously approved by the Board of Trustees of such independent school districts; excepting certain districts in litigation; and declaring an emergency.”

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

Yeas—144
Adams
Allen
Arledge
Atwell
Ball
Banfield
Barnes
Bass
Bass of Bowles
Bass of Harris
Beckham
Berger
Birkner
Blaine
Bogue
Bouma
Brooks
Brown
Brown of Galveston
Brown of Taylor
Butler
Cain
Caldwell
Edwards
Espinoza
Fairchild
Flanagan
Fletcher
Floyd
Foreman
Garrison
Gibbons
Gladden
Ginn
Green
Grover
Guy
Haines of Brazos
Hallmark
Haring
Harris
Harris of Galveston
Harris of Dallas
Hays of Orange
Healy
Heflin
Hendrix
Hinson
Hollowell
Houston
Hughes
Isham
Jacks
Jamison
Jarvis
Johnson of Dallas
Johnson of Bexar
Johnson of Galveston
Johnson of Jefferson
Kilpatrick
Klager
Knapp
Kothmann
Lack
Laffer
Ligard
Ligarde
Logan
McClintock
McDonald
McDonald of Bexar
McGregor
McCubrey
McCullough
McCutcheon
Macatee
Mann

SENATE BILL NO. 315 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, S. B. No. 315, A bill to be entitled “An Act relating to the Firemen and..."
Policemen pension fund in cities of over one hundred thousand (100,000) inhabitants, providing for enlarging the membership in the board of trustees, increasing the maximum amount deductible, making participation compulsory within specified age limit, amending Article 6243B of Vernon's Texas Civil Statutes, as amended, amending Section 1 of Chapter 161, Acts of the Forty-third Legislature, First Called Session, 1933, as amended; and declaring an emergency."

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

Yea—143

Adams
Alaniz
Allen
Arledge
Atwell
Ball
Banfield
Barnes
Bass
of Bowle
Bass
of Harris
Beckham
Berry
Birkner
Blaine
Boyd
Bowers
Brown
of Galveston
Brown of Taylor
Butler
Cain
Caldwell
Canalies
Cannon
Carriker
Cavness
Chapman
Chevy
Clayton
Cole
Collins
Cook
Cory
Critle
Coughran
Cowden
Cowles
Cran
Crew
Davis
de la Garza
Doke
Dugan
Dugan
McGregor
McIlhany
McLaughlin
McNutt
Macatee
Mann
Markgraf
Miller
Morgan
Moyer
Murray
Muncieker
Niemeyer
Nagani
Parker
Parker
Pavers
Parsley
Peeler
Pipkin
Piper
Quilliam
Rapp
Richards
Richardson
Riter
Roberts
Rodriguez
Nays—1

Hollowell

Absent—Excused

Carpenter
Koliba

SENATE BILL NO. 172 ON PASSAGE

The Speaker laid before the House, as postponed business, on its passage, S. B. No. 172, Creating the Richmond State School Independent School District; and declaring an emergency. The bill was read third time on April 11, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

S. B. No. 172 was then passed.

SENATE BILL NO. 222 ON PASSAGE

The Speaker laid before the House, as postponed business, on its passage, S. B. No. 222, A bill to be entitled "An Act creating the Lufkin State School Independent School District; providing for its territorial limits;
providing for trustees; providing for taking census and certifying scholastics; and declaring an emergency."

The bill was read third time on April 11, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

S. B. No. 232 was then passed.

SENATE BILL NO. 234 ON PASSAGE

The Speaker laid before the House, as postponed business, on its passage, S. B. No. 234, Authorizing the Chairman of the Directors of Texas Technological College to execute and deliver a proper conveyance granting certain easements to the City of Lubbock; and declaring an emergency.

The bill was read third time on April 11, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

S. B. No. 234 was then passed.

SENATE BILL NO. 236 ON PASSAGE

The Speaker laid before the House, as postponed business, on Its passage, S. B. No. 236, Authorizing the Chairman of the Board of Directors of Texas Technological College to execute and deliver a proper conveyance granting certain easements to the City of Lubbock; and declaring an emergency.

The bill was read third time on April 11, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

Mr. Adams offered the following amendment to the bill:

Amend Senate Bill No. 236 by striking all above the enacting clause and substituting in lieu thereof the following:

"A bill to be entitled An Act providing for the conveyance by the Chairman of the Board of Directors of Texas Technological College, on behalf of the State of Texas, to the City of Lubbock, of an easement for street, road and sewer line purposes in order to reconstruct, widen and improve and maintain, and construct a sanitary sewer line force main under Indiana Avenue between Fourth Street and Brekiney Road, and a permanent drainage easement to be located west of Quaker Avenue, both locations being in the City of Lubbock, Lubbock County, Texas, out of Section 31, Block A, being a part of the lands of Texas Technological College; authorizing the Chairman of the Board of Directors of Texas Technological College to execute and deliver on behalf of said Board of Directors and the State of Texas proper conveyances granting such easements to the City of Lubbock; and declaring an emergency."

The amendment was adopted without objection.

S. B. No. 236 was then passed.

SENATE BILL NO. 279 ON PASSAGE

The Speaker laid before the House, as postponed business, on its passage, S. B. No. 279, A bill to be entitled "An Act amending and revising Chapter 3, Title H. of the Revised Civil Statutes of Texas, 1926, as amended, relating to the National Guard and other State Military Forces and amending and revising certain other laws, as amended, relating to the National Guard and veterans affairs and incorporating such laws within Chapter 3, Title 94, of the Revised Civil Statutes of Texas, 1925, providing for severability; and repealing certain enumerated laws and all other laws in conflict."

The bill was read third time on April 11, and further consideration of the bill was postponed until 10:00 o'clock a.m. today.

S. B. No. 279 was then passed.

SENATE BILL NO. 23 ON PASSAGE TO THIRD READING

The Speaker laid before the House, as postponed business, on Its passage to third reading, S. B. No. 23, Providing for protection and policing of the Capitol, Governor's Mansion, State Office Buildings, etc., and declaring an emergency.
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The bill was read second time on April 17, and further consideration of the bill was postponed until 11:00 o'clock a.m. today.

Mr. Adams offered the following amendment to the bill:

Amend S. B. 23 by striking Section 1 thereof and substituting in lieu thereof the following:

Section 1. It shall be unlawful for any person to trespass upon the grass plots or flower beds, or to damage or deface any of the buildings, or cut down, deface, mutilate or otherwise injure any of the statues, monuments, memorials, trees, shrubs, grasses or flowers on the grounds or commit any other trespass upon any property of the state, real or personal, located on the grounds of the State Capitol or other property owned by the State of Texas bounded by Eleventh Street, Nineteenth Street, San Jacinto Street and Colorado Street in the City of Austin; or on the grounds of the Governor's Mansion bounded by Tenth Street, Eleventh Street, Colorado Street and Lavaca Street in the City of Austin; or on the State Cemetery grounds bounded by Seventh Street, Comal Street, Eleventh Street and Navasota Street in the City of Austin; or on the Board of Control warehouse and storage area bounded by First Street, Trinity Street, Walker Creek, and the alley in Block No. 182 in the City of Austin. The performance of construction, landscaping, and gardening work authorized by the Legislature, the Board of Control, or the State Building Commission shall not be construed to be prohibited under the provisions of this act.

The amendment was adopted without objection.

Mr. Miller offered the following amendment to the bill:

Amend S. B. 23 by striking Section 2 thereof and substituting in lieu thereof the following:

Sec. 2. Except on Saturdays, Sundays and holidays it shall be unlawful for any person, other than state officials, state employees, visitors, and persons having lawful business in the buildings, to park upon and within property owned by the State of Texas within the bounds set forth in Section 1, between the hours of 7:00 a.m. and 6:00 p.m., whenever the buildings are open for business.

The amendment was adopted without objection.

Mr. Cain offered the following amendment to the bill:

Amend S. B. 23 by striking the first sentence of Section 4 thereof and substituting in lieu thereof the following:

Sec. 4. It shall be unlawful for anyone to park any vehicle except in the spaces and manner now marked and designated or that may be hereafter marked and designated by the State Board of Control, or to block or impede traffic through the driveways upon any property owned by the State of Texas within the bounds set forth in Section 1.

The amendment was adopted without objection.

Mr. Cain offered the following amendment to the bill:

Amend S. B. 23 by striking Section 5 thereof and substituting in lieu thereof the following:

Sec. 5. It shall be unlawful to operate a motor vehicle upon any property owned by the State of Texas within the bounds set forth in Section 1 at a speed in excess of fifteen (15) miles per hour. All laws regulating traffic upon highways and streets shall apply to the operation of motor vehicles within the prescribed area, except as modified hereby.

The amendment was adopted without objection.

Mr. Miller offered the following amendment to the bill:

Amend S. B. 23 by striking all of the words preceding the first comma in the first sentence of Section 7 thereof, and by substituting in lieu thereof the following:

Section 7. The State Board of Control is authorized to employ watchmen for the purpose of carrying out the provisions of this act and may commission such watchmen as it deems necessary as peace officers only after such watchmen have been approved for such duty by the Di-
rector of the Department of Public Safety; and declaring an emergency.

The amendment was adopted without objection.

Mr. Cain offered the following amendment to the bill:

Amend S. B. 23 by striking the words "and streets" from the third sentence of Section 12 thereof.

The amendment was adopted without objection.

Mr. Hendryx offered the following amendment to the bill:

"Section 7a. Such officers shall not have the authority to carry firearms."

The amendment was adopted without objection.

S. B. No. 23 was then passed to third reading.

Mr. Cavness asked unanimous consent of the House that the caption of S. B. No. 23 be amended to conform with the body of the bill.

There was no objection offered and it was so ordered.

MESSAGE FROM THE SENATE

Austin, Texas, April 17, 1963
Hon. Ben Trussell, Speaker of the House of Representatives.

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

H. B. No. 638, By Duggan: Creating the County Criminal Court at Law No. 4 of Harris County; and declaring an emergency.

H. C. R. No. 60, By Smith of Bexar: Authorizing the Enrolling and Engrossing Clerk to amend the caption of House Bill No. 267 to conform to the body of the bill.

H. B. No. 267, By Walls: Providing for inspection of all shipments of livestock or livestock products into or through the State of Texas; and declaring an emergency.

H. B. No. 588, By Bass of Harris: Relating to promotional examinations for firemen and policemen under civil service; and declaring an emergency.

H. B. No. 29, By Johnson of Dallas: Relating to savings and loan institutions; and declaring an emergency.

S. C. R. No. 49, By Parkhouse: Giving honor and recognition to the City of Grand Prairie.

S. C. R. No. 50, By Cole: Authorizing and requesting the Governor to issue certain proclamations.

The Senate has granted the request of the House for a Conference Committee on H. B. No. 523 by viva voce vote.

The Senate has granted the request of the House for a Conference Committee on H. B. No. 50 by viva voce vote.

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

SENATE BILL NO. 35 ON SECOND READING

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

S. B. No. 35, A bill to be entitled "An Act amending Chapter 436, Acts of the Forty-fifth Legislature, Regular Session, 1937, as amended, (compiled as Article 522lc, Vernon's Texas Civil Statutes), by adding thereto a new section so as to provide for the extension of the period between internal inspections of certain stationary and unfired boilers; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 145 ON SECOND READING

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

S. B. No. 145, A bill to be entitled "An Act relating to Brazoria County Water Control and Improvement District-Lake Alaska; providing for the repeal of Chapter 46, Acts of the 57th Legislature, third Called Session, 1962, creating said water control and improvement district; and declaring an emergency."
The bill was read second time and was passed to third reading.

SENATE BILL NO. 151 ON SECOND READING

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

S. B. No. 151, A bill to be entitled "An Act to transfer to the Board for Texas State Hospitals and Special Schools all land, funds and property belonging to or purchased for the Texas Blind, Deaf and Orphan School; providing that the Board for Texas State Hospitals and Special Schools shall have exclusive jurisdiction and control over the Texas Blind, Deaf and Orphan School; prescribing certain duties of the Executive Director and Administrator of Special School; providing for jurisdiction over all physical assets; providing that all appropriations, grants, and gifts made for the benefit of the Texas Blind, Deaf and Orphan School shall be administered and expended by the Board for Texas State Hospitals and Special Schools and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 231 ON SECOND READING

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

S. B. No. 231, A bill to be entitled "An Act providing for additional compensation to the judge of the 85th Judicial District in addition to the compensation paid by the state; providing that the additional compensation shall be paid by the commissioners court of Brazos County; and declaring an emergency."

The bill was read second time.

Mr. McDonald of Hidalgo offered the following committee amendment to the bill:

Committee Amendment No. 1
Amend S. B. 231, Sect. 1, by striking the word "shall" after the words "Brazos County" and substituting in lieu thereof the word "may."

The amendment was adopted without objection.

S. B. No. 231 was then passed to third reading.

ADJOURNMENT

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

The motion prevailed without objection.

The Benediction was offered by Representative Don Cavness, as follows:

"Our Heavenly Father, we are grateful for the privilege of meeting together this day and for your guidance in our proceedings. We pray..."
for your continued guidance and care over us as we leave, that we might return safely tomorrow.

"In Christ's name, Amen."

In accordance with the motion to adjourn, the House, at 12:31 o'clock p.m., adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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

- Commerce and Manufactures: H. B. No. 1007.
- Criminal Jurisprudence: H. B. No. 481.
- Education: S. B. No. 169.
- Oil, Gas and Mining: S. B. No. 101.
- State Hospitals and Special Schools: S. B. No. 50.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, April 17, 1983
Hon. Byron M. Tunnell, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 47, An Act amending Article 14.08, Title 122A, 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 or organization operating within the State of Texas, or (3) to or for the use of any such organization or organization operating within any other jurisdiction which grants a reciprocal exemption; providing a severability clause; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1983

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 143, An Act amending Article 1559 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 adver-
April 17, 1963

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 230, An Act amending Acts, 1955, Fifty-fourth Legislature, page 88, Chapter 55, Section 236, the Texas Probate Code, so as to permit Probate and County Courts to approve expenditures by guardians from the corpus of ward's estates for support and maintenance for emergency purposes under certain circumstances; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 386, An Act adding a new Subsection (t) to Section 1 of Chapter 88, 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 88, 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 and from the regular registration fee of trailers; providing severability; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred

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 of Travis County shall be 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 time of said Court and providing for the impaneling of grand jury.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963
juvenes and relieving the Judges of the District Courts of the mandatory duty of impaneling grand juries; providing that the Judge of said Court and the other District Courts of Travis County may exchange benches and hear cases for each other; making all processes, 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.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Sir:

Your Committee on Enrolled Bills to whom was referred H. B. No. 528, An Act amending Chapter 136, Acts of the Forty-seventh Legislature, Regular Session, as amended by Chapter 166, Acts of the Fifty-first Legislature, Regular Session, 1937, as amended (compiled as Article 6243c, 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.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

Hon. Byron M. Tunnell, Speaker of the House of Representatives.
April 17, 1963

Sir: Your Committee on Enrolled Bills to whom was referred 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.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 922, An Act amending Section 1 of Chapter 144, Acts of the Fifty-seventh Legislature, Regular Session, 1961, compiled as Article 978j, 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.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Enrolled Bills to whom was referred H. B. No. 990, An Act amending Section 6 of Chapter 233, Acts of the Fifty-sixth 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.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

Austin, Texas, April 17, 1963

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

Electrician's Mate Edgar S. Bobbitt
Quartermaster Julius F. Marullo, Jr.
and
Seaman Michael Schiewe

Mr. Harris of Galveston offered the following resolution:

H. S. R. No. 398. In Memory of Electrician's Mate Edgar S. Bobbitt, Quartermaster Julius F. Marullo, Jr., and Seaman Michael Schiewe.

Whereas, With deep sorrow, the House of Representatives learns of the death of Electrician's Mate Edgar S. Bobbitt, of Midland, Texas; of Quartermaster Julius F. Marullo, Jr., of Galveston, Texas; and of Seaman Michael Schiewe, of Houston, Texas, in the tragic loss of the nuclear submarine Thresher in the depths of the Atlantic; and

Whereas, These young American patriots have made the supreme sacrifice in behalf of their country in a time of international crisis, thus joining the list of immortals who have laid down their lives, that their country might live and that freedom and democracy shall not perish from the earth; and

Whereas, These brave men have joined their comrades, 1600 of whom were lost in submarines during the last World War; and

Whereas, With increasing sense of the loss suffered in the passing of these noble and promising Texas citizens, the House of Representatives of the Fifty-eighth Legislature desires thus to record its sorrow, and to the surviving members of the families and loved ones of the deceased expresses its sincere sympathy and hopes that its appreciation and recognition of their useful lives may in some measure, lighten the burden of their bereavement; now therefore be it

Resolved, That enrolled copies of this resolution be mailed to Mr. and Mrs. James A. Bobbitt, the bereaved parents of Eddie; and to his brother Jim and his sister Martha; and to his fiancée, Miss Dorothy Tsolas; to Mr. and Mrs. Julius F. Marullo, the bereaved parents of Julius, Jr., and to his wife Deborah, and their children Marcye and Julius, III; and to Mrs. Joe I. Hairler, bereaved mother of Michael, and to his wife Joan, now expecting a child; and be it further

Resolved, That a page of the House Journal of today be dedicated to the memory of Electrician's Mate Edgar S. Bobbitt, Quartermaster Julius F. Marullo, Jr., and Seaman Michael Schiewe, and that when the House adjourns today It do so in solemn tribute to their names.

Signed: Harris of Galveston, Davis and Bass of Harris.
The resolution was unanimously adopted by a rising vote.

Mr. Berry moved that the names of all Members of the House be added to H. R. No. 398 as signers thereof and that all necessary rules be suspended in order to print the resolution in full in the Journal.

There was no objection offered and it was so ordered.