ing Code of 1943, same being Chapter 97, Acts of the Forty-eighth Legislature, Regular Session, 1943, by adding new Article designated as Article 9a; providing for the appointment of bank examiners; for perpetual corporate existence for state banks; for preparation and filing of applications for charter and providing for removal from office for violation of the investigation of charter applications for the State Banking Board and payment of expenses thereof; for real estate loans, limitations and exceptions; authorizing bank stockholders and employees to take acknowledgments of instruments in which the bank is interested; defining "banking house;" providing for equal application of state law to state and national banks; providing for severability; providing that all laws or parts of laws, including specifically the provisions of Chapter 24, Article I, Section 1, Acts of the Fifty-seventh Legislature, First Called Session, 1961, and the provisions of Chapter 1, Section 1, Acts of the Fifty-sixth Legislature, Third Called Session, 1959, as amended, which are in conflict with this Act are repealed or modified to the extent of such conflict only; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

SHANNON, Chairman.

SENT TO GOVERNOR

April 18, 1963

H. B. No. 16.

FIFTY-SEVENTH DAY

(Continued)

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

Mr. Dungan for today on motion of Mr. Fondren.

Mr. Wheeler for today on motion of Mr. Fondren.

Mr. Green for today on motion of Mr. Finney.

Mr. de la Garza for today on motion of Mr. McDonald of Hidalgo.

Mr. Niemeyer for today on motion of Mr. Beckham.

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

Mr. Crain for today on motion of Mr. Cotten.

Mr. Floyd for today on motion of Mr. Miller.

HOUSE BILL NO. 31 ON PASSAGE TO ENGROSSMENT

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

H. B. No. 31, A bill to be entitled

"An Act amending subdivision (g) of Section 1 of Chapter 314, General Laws, 41st Legislature, Regular Session as heretofore amended (and now codified as subdivision (g) of Section 1 of Art. 911b Vernon's Civil Statutes) so as to re-define the term 'Motor Carrier,' providing that the terms 'Motor Carrier,' 'contract carrier' and 'specialized motor carrier' shall not include vehicles used exclusively in the transportation of sand, gravel, dirt, calciche, shell, ce-
The bill was read second time on April 4, and further consideration of the bill was postponed until 11:00 o'clock a.m., April 11.

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

Committee Amendment No. 1
Amend H. B. No. 31 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. Subsection (g) of Section 1 of Chapter 314 General Laws 41st Legislature, Regular Session as amended (and being now codified as subdivision (g) of Section 1 of Art. 911b, Vernon's Civil Statutes), is amended hereby so as to read hereafter as follows:

"(g) The term "motor carrier" means person, firm, corporation, company, co-partnership, association or joint stock association, and their lessees, receivers or trustees appointed by any court whatsoever owning, controlling, managing, operating or causing to be operated any motor propelled vehicle used in transporting property for compensation or hire over any public highway in this state; provided, that the term "motor carrier" as used in this Act shall not include, and this Act shall not apply to motor vehicles operated exclusively within the incorporated limits of cities or towns; provided, however, the Railroad Commission of Texas, under the provisions of this Act, is hereby authorized and directed to grant special limited certificates or permits to motor carriers, contract carriers and specialized motor carriers who were in bona fide operations prior to February 1, 1963, in transportation operations hereinafter deemed by the commission to be nonregulated because the transportation involved was not between two or more incorporated cities, towns or villages, pursuant to applications to be filed with and heard by the commission, under rules and regulations established by it, which will not require proof of public convenience and necessity, presently required, and in lieu thereof, proof of bona fide operations conducted on or before February 1, 1963, will be required; and provided further that such applications shall be made to the commission within one hundred twenty (120) days after the effective date of this Act; and, in the granting of special limited certificates or permits, the Railroad Commission of Texas shall restrict same to operations hereinafter deemed nonregulated, by the inclusion therein of provisions preventing operations between two (2) or more incorporated cities, towns or villages, and shall further restrict such special limited certificates and permits against the transportation of property for hire upon the roads and highways of this state where the distance from the point of origin of any commodity transported to the point of destination thereof is in excess of fifty (50) highway miles, and shall include therein such other restrictions as is in excess of fifty (50) highway miles, and shall include therein such other restrictions as the Railroad Commission determines proper to effectuate the purpose of limiting the authority granted hereunder to the operations actually conducted prior to February 1, 1963. Pending the determination of any such application, the continuance of such operation without a certificate or permit shall be lawful."

"Sec. 2. Chapter 314 General Laws 41st Legislature, Regular Session, as heretofore amended is amended hereby, by the addition of a new section hereinto to be numbered Section 1 ½ and reading as follows:"

"Sec. 1 ½. The terms "motor carrier," "contract carrier" and "specialized motor carrier" as defined in Section 1 of this Act shall not be held to include the following: (1) such vehicles as are used exclusively in the transportation of sand, gravel, dirt, caliche, shell, cement, ready-mix concrete, asphalt rock, aggregate, and other similar road-building substances ordinarily transported in bulk when such substances are being transported to or from the job site of any construction project, unless in the course of such transportation a highway between two (2) or more incorporated cities, towns or villages..."
is traversed; (2) such vehicles as are used exclusively in the transportation of water, drilling mud and petroleum products when transported in bulk, in tank trucks, when such substances are used in connection with the servicing of oil and gas wells, unless in the course of such transportation a highway between two (2) or more incorporated cities, towns or villages is traversed; (3) such vehicles as are used exclusively in the stringing of pipe for pipelines, unless in the course of such stringing a highway between two (2) or more incorporated cities, towns or villages is traversed; and (4) such vehicles as are used exclusively in the transportation of livestock and unprocessed agricultural products in their natural state, unless in the course of such transportation a highway between two (2) or more incorporated cities, towns or villages is traversed; but if, in the course of such transportation as set forth in (1), (2), (3) and (4) above, a highway between two (2) or more incorporated cities, towns or villages is traversed, then such vehicle shall be included in such definitions of "motor carrier," "contract carrier" and "specialized motor carrier.""

"Sec. 3. If any word, phrase, clause, paragraph, sentence, part, provision or provision of this Act or the application thereof to any person or circumstances shall be held to be invalid or unconstitutional the remainder of the Act shall nevertheless be valid, and the Legislature hereby declares that the act would have been enacted, and does hereby enact such Act, without such invalid or unconstitutional word, phrase, clause, sentence, paragraph, part, portion or provision.

"Sec. 4. The importance of this Act and the crowded condition of the calendar create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read in each house on three several days be suspended, and that the Act be in force and take effect from and after its passage, and it is so enacted."

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

Amend Committee Amendment No. 1 to H. R. 31 by striking out all of Section 1 and substituting in lieu thereof a new Section 1 to read as follows:

Section 1. Subsection (g) of Section 1 of Chapter 314 General Laws 1961, as amended (and being now codified as subdivision (g) of Section 1 of Art. 911b, Vernon's Civil Statutes), is amended hereby so as to read hereafter as follows:

"(g) The term 'motor carrier' means any person, firm, corporation, company, co-partnership, association or joint stock association, and their lessees, receivers or trustees appointed by any Court whenever owning, controlling, managing, operating or causing to be operated any motor propelled vehicle used in transporting property for compensation or hire over any public highway in this state; provided, that the term 'motor carrier' as used in this Act shall not include, and this Act shall not apply to motor vehicles engaged in local for hire transportation if such transportation from the point of origin to point of destination does not exceed twenty-five (25) miles, unless in the course of such operation the total highway distance between two or more incorporated cities, towns or villages is traversed; but if, in the course of such operation, the total highway distance between two or more incorporated cities, towns, or villages is traversed, then such vehicle shall be included in such definition of 'motor carrier'; provided, however, the Railroad Commission of Texas, under the provisions of this Act, is hereby authorized to and shall grant special limited certificates or permits to specialized motor carriers who were in bona fide operations in the servicing of oil and gas wells on February 1, 1963, in transportation operations herefore deemed by the Commission to be nonregulated because the transportation involved did not traverse the total distance between two or more incorporated cities, towns, or villages, pursuant to applications to be filed with and heard by the commission, under rules and regulations established by it, which rules and regulations shall not require proof of public convenience and necessity, presently required, and in lieu thereof, proof
of bona fide operations conducted on February 1, 1963 will be required, and provided further that such applications shall be made to the commission within six (6) months after the effective date of this Act; and in the granting of special limited certificates or permits, the Railroad Commission of Texas shall restrict the same to operations heretofore deemed non-regulated, by the inclusion thereof of provisions preventing operations that traverse the total distance between two (2) or more incorporated cities, towns or villages, and shall further restrict such special limited certificates and permits against the transportation of property for hire upon the roads and highways of this state where the distance from the point of origin of any commodity transported to the point of destination thereof is in excess of fifty (50) highway miles, and shall include therein such other restrictions as the Railroad Commission determines proper to effectuate the purpose of limiting the authority granted hereunder to the operations actually conducted on February 1, 1963. Pending the determination of any such application, the continuance of such operation without a certificate or permit shall be lawful."

Signed: Fairchild and Townsend.

Mr. Cotten moved that further consideration of House Bill No. 31 be postponed until 11:00 o'clock a.m. next Monday, April 22, and the motion was lost.

The amendment offered by Mr. Fairchild to Committee Amendment No. 1 was then adopted without objection.

Leave of Absence Granted

Mr. Hinson was granted leave of absence for the remainder of the day on account of important State business.

Mr. Fairchild offered the following amendment to Committee Amendment No. 1 to H.B. No. 31: Amendment No. 2 to Committee Amendment No. 1 of H.B. No. 31

Amend Committee Amendment No. 1 to H.B. No. 31 by striking out all of Section 2 and substituting in lieu thereof a new Section 2 to read as follows:

"Sec. 2. Chapter 314, General Laws, 41st Legislature, Regular Session, as heretofore amended is amended hereby, by the addition of a new section thereto to be numbered Section 1-1/2 and reading as follows:

"Sec. 1-1/2. The terms 'motor carrier', 'contract carrier' and 'specialized motor carrier' as defined in Section 1 of this Act shall not be held to include the following: (1) such vehicles as are used exclusively in the transportation of sand, gravel, dirt, calcite, shell, cement, ready-mix concrete, asphalt rock, aggregate, and other similar road-building substances ordinarily transported in bulk when such substances are being transported to or from the job site of any construction project, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; (2) such vehicles as are used exclusively in the transportation of water, drilling mud, petroleum and petroleum products when transported in bulk, in tank trucks, when such substances are used in connection with the servicing of oil and gas wells, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; (3) such vehicles as are used exclusively in the stringing of pipe for pipelines, unless in the course of such stringing the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; and (4) such vehicles as are used exclusively in the transportation of livestock and unprocessed agricultural products in their natural state, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; but if, in the course of such transportation as set forth in (1), (2), (3) and (4) above, the total highway distance between two (2) or more incorporated cities, towns or villages is traversed, then such vehicle shall be included in such definitions of 'motor carrier', 'contract carrier' and 'specialized motor carrier'."

Signed: Fairchild and Townsend,
Mr. Collins offered the following substitute amendment for the above amendment by Mr. Fairchild to Committee Amendment No. 1:

Substitute for Amendment No. 2 to Committee Amendment No. 1 for H. B. 31 and substituting the following:

Sec. 2. Chapter 314 General Laws 41st Legislature, Regular Session, as heretofore amended is amended hereby, by the addition of a new section thereto to be numbered Section 1-1/2 and reading as follows:

"Sec. 1-1/2. The terms "motor carrier," "contract carrier" and "specialized motor carrier" as defined in Section 1 of this Act shall not be held to include the following: (1) such vehicles as are used exclusively in the transportation of sand, gravel, dirt, cinders, coal, cement, ready-mix concrete, asphalt, rock, aggregate, and other similar road-building substances ordinarily transported in bulk when such substances are being transported to or from the job site of any construction project, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; (2) such vehicles as are used exclusively in the transportation of water, drilling mud, petroleum and petroleum products when transported in bulk, in tank trucks, when such substances are used in connection with the servicing of oil and gas wells, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; (3) such vehicles as are used exclusively in the stringing of pipe or pipeline lines, unless in the course of such stringing the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; and (4) such vehicles as are used exclusively in the transportation of livestock and unprocessed agricultural or timber products in their natural state, unless in the course of such transportation the total highway distance between two (2) or more incorporated cities, towns or villages is traversed; but if, in the course of such transportation as set forth in (1), (2), (3) and (4) above, the total highway distance between two (2) or more incorporated cities, towns or villages is traversed, then such vehicle shall be included in such definitions of "motor carrier," "contract carrier" and "specialized motor carrier."

Mr. Townsend moved to table the substitute amendment offered by Mr. Collins, and the motion to table was lost.

The substitute amendment offered by Mr. Collins was then lost.

The amendment offered by Mr. Fairchild to Committee Amendment No. 1 was then adopted without objection.

Committee Amendment No. 1, as amended, was then adopted without objection.

A record vote was requested on the passage of H. B. No. 31 to engrossment.

H. B. No. 31 was then passed to engrossment by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>77</th>
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<tr>
<td>Alanis Isaacks</td>
<td>Atwell Johnson of Bexar</td>
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<td>Bass of Harris Lack</td>
<td>Blaln Liguras</td>
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<td>Boyem McClinton</td>
<td>Bridges McGregor</td>
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<td>Carnes Parley</td>
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<td>Enqvist Ritter</td>
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<td>Fairchild Schiller</td>
<td>Finney Segrest</td>
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<td>Fitcher Shannon</td>
<td>Foreman Shipley</td>
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<td>Garrison Shutt</td>
<td>Gladden Simpson</td>
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<td>Guffey Slider</td>
<td>Haines of Brazos Smith of Bexar</td>
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<td>Haynes of Orange Stewart</td>
<td>Hefton Thompson</td>
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<td>Hendrix Thurmond</td>
<td>Houston Townsend</td>
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<td>Hughes Traeger</td>
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Walker  Whitefield
Weldon  Wilson
Wells  Woods
Whatley

Nays—51
Adams  Heatly
Allen  Hollowell
Arledge  Jamison
Ball  Jarvis
Banfield  Johnson of Dallas
Beckham  Kilpatrick
Berry  Kieper
Birkner  McDonald
Brown of Galveston  McDermott
Cain  McLaughlin
Carriker  McNutt
Clayton  Macias
Coins  Mann
Cotton  Morgan
Coughran  Murray
Cowies  Parker
Davis  Rapp
Edwards  Roberts
Fondren  Rodrigues
Glenn  Rosness
Grover  Satterwhite
Hallmark  Black
Haring  Smith of Jefferson
Harris  Stollenwerck
Harris of Galveston  Ward
Harris of Dallas  Westing

Present—Not Voting
Chapman  Cory
Cook  Farmer
Gibbens  Pikin
Harding  Richardson

Absent—Excused
Carpenter  Green
Cole  Hinson
Crain  Koliba
de la Garza  Nunez
Dungan  Paris
Floyd  Wheeler

FAIRED
Mr. Cory (present), who would vote Yea, with Mr. Arledge (absent) who would vote Nay.

Mr. Chapman (present), who would vote Yea, with Mr. Arledge (absent) who would vote Nay.

Mr. Fairchild moved to reconsider the vote by which H. B. No. 31 was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

(Mr. Barnes in the Chair)

HOUSE BILL NO. 91 ON PASSAGE TO ENGROSSMENT

The Chair laid before the House, as postponed business, on its 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 possession and consumption of any alcoholic beverages in public places; amending Section 10 of Article II 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 on April 16, and further consideration of the bill was postponed until 10:30 o'clock a.m. today.

Mr. Boysen moved that House Bill No. 91 be laid on the table subject to call.

There was no objection offered and it was so ordered.

HOUSE BILL NO. 41 ON THIRD READING

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

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 third time.

A record vote was requested on the passage of H. B. No. 41.

H. B. No. 41 was then passed by the following vote:

Yea—130

Adams  Banfield
Alanis  Barnes
Allen  Bass of Bowie
Arledge  Bass of Harris
Atwell  Beckham
Ball  Berry
Mr. Duggan moved to reconsider the vote by which H. B. No. 41 was passed and to table the motion to reconsider.

The motion to table prevailed.

The Chair laid before the House, on its third reading and final passage, 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, 1969, 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, counterfeit or nonexistent credit card, or by use of a credit card which has expired or has been revoked; defining certain words and/or phrases; prescribing 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 third time.

Mr. Whatley offered the following amendment to the bill:

Amendment No. 1

Amend House Bill 116 by inserting before Section 1 of said bill the following:

"Section 1. Sections 1, 2, 3 and 4 of Acts, 1969, Fifty-sixth Legislature, Chapter 408 (codified as Article 1555b, Vernon's Texas Penal Code), are hereby amended to read as follows:"
and, by changing Sections 6 and 7 to read Sections 2 and 3.

The amendment was adopted without objection.

A record vote was requested on the passage of H. B. No. 116.

H. B. No. 116 was passed by the following vote:

**Yeas—135**

Adams  Glenn
Ahnaiz  Grover
Allen  Gufler
Arledge  Haines of Brazos
Atwell  Hallmark
Ball  Harding
Banhof  Haring
Barnes  Harris
Bass of Bowie  of Galveston
Bass of Harris  Harris of Dallas
Beckham  Haines of Orange
Berry  Healy
Birken  Heften
Blaine  Hendryx
Boysen  Hollowell
Bridges  Houston
Brooks  Hughes
Brown  Jamison
Brown of Galveston  of Galveston
Brown of Taylor  Jarvis
Butler  Johnson of Dallas
Cain  Johnson of Bexar
Caldwell  Kilpatrick
Calane  Kueger
Cannon  Knapp
Carriere  Kothmann
Cavness  Lack
Chapman  Ligarde
Cherry  McClinton
Clayton  McDonald
Cook  of Hidalgo
Cook  McDonald of Rusk
Corr  McGregor
Costen  McIlravy
Coughran  McLaughlin
Cowden  McNutt
Cowles  Macatee
Crews  Mann
Davis  Markgraf
Doke  Miller
Duggan  Morgan
Dickardt  Moyer
Edwards  Murray
Engelw  Muters
Fairchild  Nugent
Flanery  Parker
Fletcher  Parsley
Fendren  Peeler
Foreman  Pendleton
Garrast  Petty
Gibbens  Pinkin
Gladden  Price
Quilliam  Smith of Bexar
Rapp  Smith of Jefferson
Richards  Stewart
Richardson  Stoliersweck
Ritter  Thompson
Roberts  Thurmond
Rodriguez  Townsend
Rosson  Traeger
Satterwhite  Walker
Schiller  Ward
Sogrest  Weldon
Shannon  Wells
Shepley  Whatley
Shutt  Whitfield
Simpson  Wieting
Black  Wilson
Slader  Woods

**Absent—Excused**

Carpenter  Hinson
Coe  Koliba
Crain  Niemeyer
de la Garza  Parmer
Dungan  Pearcy
Floyd  Wheeler
Green  

Mr. Whatley moved to reconsider the vote by which H. B. No. 116 was passed and to table the motion to reconsider.

The motion to table prevailed.

**HOUSE BILL NO. 119 ON THIRD READING**

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

H. B. No. 119. 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 third time.

Mr. Gladden offered the following amendment to the bill:

Amend House Bill No. 119 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
Mr. Parmer was granted leave of absence for the remainder of the day on account of important business, on motion of Mr. Roberts.

A record vote was requested on the adoption of the amendment offered by Mr. Gladden.

The amendment offered by Mr. Gladden was lost by the following vote:

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<td>Stewart</td>
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<td>Glenn</td>
<td>Weldon</td>
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<td>Haines of Brazos</td>
<td>Woods</td>
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Mr. Brooks offered the following amendment to the bill:

Amend H. B. 159 by placing a period after the figure "($1,000)" in line 23 of the printed bill and striking the remainder of the sentence, and by placing a period after the figure "($2,500)" on line 31 of the printed bill and striking the remainder of the sentence.

A record vote was requested on the amendment.

The amendment offered by Mr.
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Brooks was lost by the following vote:

Yeas-33

Adams
Berry
Birkner
Brooks
Brown
of Galveston
Butler
Calhoun
Eskell
Fabe
of Galveston

Nays-94

Alaniz
Allen
Arledge
Atwell
Bail
Barnes
Bass of Bowie
Bass of Harris
Beckham
Boyson
Bridges
Brown of Taylor
Caldwell
Cannon
Chapman
Clayton
Collins
Cory
Cotlar
Cowden
Covias
Crews
Davis
Duggan
Eckhardt
Edwards
Fancher
Fitch
Fowles
Fondren
Garrison
Gibbons
Gleason
Grover
Guerra
Haines of Brazos
Hallmark

Segrest
Shannon
Shipley
Shutt
Sider
Stewart
Stullenwerk
Thompson
Thurmond
Traeger

Walker
Shaw
Shaw
Wells
Whaley
Whitfield
Wittling
Wilson
Woods

Absent-Excused

Carpenter
Coles
Cain
de la Garza
Dungan
Fry
G퀵
Green

H. B. No. 159 was then passed.

H. B. NO. 31 ORDERED PRINTED

Mr. Ward moved that H. B. No. 31 be printed as amended and laid on the Members' desks.

There was no objection offered, and it was so ordered.

HOUSE BILL NO. 180 ON THIRD READING

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

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's court; providing for conflict or concurrent jurisdiction in said Court; and declaring an emergency."

The bill was read third time.

Mr. Finney offered the following amendment to the bill:

Amendment No. 1

Amend House Bill No. 180 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. There is hereby created a county court to be held in and for Tarrant County, Texas, to be called the County Criminal Court Number 3 of Tarrant County, Texas.

Sec. 2. The County Criminal Court Number 3 of Tarrant County, Texas, shall have, and same is hereby vested with, the sole jurisdiction within said County of all appeals from criminal convictions had under the laws of the State of Texas and the municipal ordinances of the municipalities located in Tarrant County, Texas, in Justice Courts, Corporation Courts and other municipal courts in said county, and the said County Criminal Court Number 3 of Tarrant County, Texas, shall have, and same is hereby vested with, concurrent jurisdiction within said County of all criminal matters and causes, criminal and appellate, that are now vested in the county courts having jurisdiction in civil and criminal cases under the Constitution and laws of Texas, except as provided in Section 4 of this Act.

Sec. 3. On the first day of the initial term of the County Criminal Court Number 3 of Tarrant County, Texas, there shall be transferred to the docket of said court, under the direction of the Judge of the County Criminal Court of Tarrant County, Texas, and the Judge of the County Criminal Court Number 3 of Tarrant County, Texas, all such appeals from convictions had under the laws of the State of Texas and the municipal ordinances of the municipalities located in Tarrant County, Texas, in Justice Courts, Corporation Courts and other municipal courts in said County, now pending in the County Criminal Court of Tarrant County, Texas, and the County Criminal Court No. 1 of Tarrant County, Texas; and all writs and processes thereafter issued by or out of the said courts in such matters or proceedings shall be returnable to the County Criminal Court Number 3 of Tarrant County, Texas, as though originally issued therefrom. All such new appeals from convictions had under the laws of the State of Texas and ordinances of the municipalities located in Tarrant County, Texas, in Justice Courts, Corporation Courts and other municipal courts in said County, filed on said day or thereafter filed with the County Clerk of Tarrant County, irrespective of the court or judge to which said appeal is addressed, shall be filed by said Clerk in the County Criminal court.
Sec. 4. The County Court of Tarrant County, Texas, shall collect the same fee provided by law for county judges in similar cases, all of which fees are hereby created, who shall be well informed in the laws of the State and who shall hold his office until the next succeeding general election and until his successor shall have been elected and qualified. At the next succeeding general election there shall be elected a Judge of the County Criminal Court No. 3 who shall hold office for the unexpired term. The Judges of said Court elected at the general election in 1966 and thereafter shall hold office for four (4) years and until their successors shall have been duly qualified; provided that no person shall be eligible for Judge of said Court unless he shall be a citizen of the United States and of this State who shall have been a practicing lawyer of this State or a Judge of a court in said State for four (4) years next preceding his appointment or election, and who shall have resided in the County of Tarrant for two (2) years next preceding his appointment or election.

Sec. 5. The Judge of the County Criminal Court Number 3 of Tarrant County, Texas, or the Judge thereof, shall have the power to issue writs of habeas corpus and grant injunctions for the enforcement of the penal laws in cases where the offense charged is within the jurisdiction of said court or any court or tribunal inferior to said court, and shall also have power to punish for contempt under such provisions as are now or may be provided by the General Law governing County Courts throughout the State.

Sec. 6. The terms of the County Criminal Court Number 3 of Tarrant County, Texas, and the practice therein and appeals therefrom shall be as prescribed by law relating to the county courts. The terms of said Court Criminal Court Number 3 shall be held not less than four (4) times each year, and the Commissioners Court of Tarrant County, Texas, shall fix the time at which said Court shall hold its terms until the same may be changed according to law.
shall be paid by him monthly into the County Treasury, and the Judge of said Court shall receive a salary of Fourteen Thousand, Four Hundred Dollars ($14,400) per annum, to be paid monthly out of the County Treasury by the Commissioners Court; such Judge shall not engage in the practice of law while in office.

Sec. 12. The Judge of the County Criminal Court Number 3 of Tarrant County, Texas, may be removed from office in the same manner, and for the same causes as any other county Judge may be removed under the laws of this State.

Sec. 13. For the purpose of preserving a record in all cases for the information of the Court, jury and partiee, the Judge of the County Criminal Court Number 3 of Tarrant County, Texas shall appoint an official shorthand reporter, who shall be well skilled in his profession, shall be a sworn officer of the court and who shall hold his office at the pleasure of the court; the provisions of the General Laws of Texas relating to the appointment of stenographers for the District Courts shall, and is hereby made to, apply in all its provisions so far as they are applicable to the official shorthand reporter herein authorized to be appointed, and said reporter shall be entitled to the same fees and salary and shall perform the same duties and take the same oath as are in said laws provided for the stenographers of District Courts of this State, and he shall also be governed by any other laws covering the stenographers of the District Courts of this State; provided that the official shorthand reporter of said Court shall not be required to take testimony in cases where neither party litigant nor the Judge demands it, but where the testimony is taken by said reporter, a fee of Three Dollars ($3) shall be taken by the Clerk as costs in the case, the said Three Dollars ($3), when collected, shall be paid into the County Treasury of Tarrant County, Texas.

Sec. 14. As soon as may be after this Act takes effect, the Clerk of the County Criminal Court of Tarrant County, Texas, and the Clerk of the County Criminal Court No. 1 of Tarrant County, Texas, may transfer to the docket of the County Criminal Court Number 3 of Tarrant County, Texas, hereby created, any of the criminal cases then pending in the County Criminal Court of Tarrant County, Texas, and the County Criminal Court No. 1 of Tarrant County, Texas, and thereafter the Judge of either of said courts may, in his discretion, transfer any cause or causes that may at any time be pending in his court to the other courts by an order or orders entered in the Minutes of his court, and the Judges of the court to which such transfer or transfers are made shall dispose of said cause or causes in the same manner as if such cause or causes were originally instituted in said court.

Sec. 15. The Judge of the County Criminal Court of Tarrant County, Texas, and the Judge of the County Criminal Court Number 3 of Tarrant County, Texas, and the Judge of the County Criminal Court Number 1 of Tarrant County, Texas, may, in their discretion, exchange benches and sit and hear cases in the court to which the case or proceeding is then pending, and try or otherwise dispose of same.

Sec. 16. The Judge of the County Criminal Court of Tarrant County, Texas, and the Judge of the County Criminal Court Number 3 of Tarrant County, Texas, and the Judge of the County Criminal Court Number 1 of Tarrant County, Texas, may, in their discretion, exchange benches and sit and hear cases in the court to which the case or proceeding is then pending, and try or otherwise dispose of same.

Sec. 17. Section 10 of Chapter 375, Acts of the 53rd Legislature, Regular Session, 1973, (compounded as Sec. 10 of Article 1750-00 Vernon's Texas Civil Statutes) is amended to read as follows:

"Sec. 10. The Judge of the County Criminal Court of Tarrant County, Texas, shall collect the same fee provided by law for county judges of similar cases, all of which shall be paid by him monthly into the county
Sec. 18. Section 19 of Chapter 50, Acts of the 57th Legislature, Regular Session, 1961, as amended by Chapter 444, Acts of the 57th Legislature, Regular Session, 1961 (compiled as Section 16 of Article 1970-61b of Vernon's Texas Civil Statutes) is amended to read as follows:

"Sec. 10. The Judge of the County Criminal Court No. 1 of Tarrant County, Texas, shall collect the same fee provided by law for county judges in similar cases, all of which shall be paid by him monthly into the county treasury, and the Judge of said Court shall receive a salary of Fourteen Thousand Four Hundred Dollars ($14,400) per annum, to be paid monthly out of the county treasury by the Commissioners Court; such Judge shall devote his entire time to the duties of his office, and shall not engage in the practice of law while in office."

Sec. 19. Section 14 of Chapter 499, Acts of the 55th Legislature, Regular Session, 1957, as last amended by Section 1 of Chapter 485, Acts of the 57th Legislature, Regular Session, 1961 (compiled as Section 14 of Article 1970-345, Vernon's Texas Civil Statutes) is amended to read as follows:

"Sec. 14. The Judge of the Probate Court of Tarrant County shall collect the same fees as are now or hereafter may be established by law relating to county judges as to matters within the jurisdiction of said Court, all of which shall be paid by him into the county treasury as collected, and from and after the effective date of this Act, the Judge of said Court shall receive, upon qualifying, an annual salary of Fourteen Thousand Four Hundred Dollars ($14,400), payable out of the county treasury by the Commissioners Court."
H. B. No. 203, 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 is eligible to receive 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; specifically repealing subsection (e) (3) of Section 5; providing for an effective date for this Act; and declaring an emergency."

The bill was read third time.

Mr. Stollenwerck offered the following amendment to the bill:

Amend H. B. No. 203, Sec. 5 (g) by adding thereto the following language to wit:

Should any person draw unemployment compensation and within one year later, make application for social security payments, and such person when having drawn the unemployment compensation was eligible for the social security payments, this State of Texas shall have a lien upon all effects of such person except those effects exempt by the Constitution of this State, until the Texas Employment Commission shall have recovered from such person the unemployment compensation paid to such person, and such person shall repay to the Texas Employment Commission such unemployment compensation received.

Mr. Cannon raised a point of order on further consideration of the amendment offered by Mr. Stollenwerck on the ground that it is not germane to the bill.

HOUSE AT EASE
At 12:03 o'clock p.m., the Speaker stated that the House would stand at ease.

(Mr. Woods in the Chair)
Mr. Johnson of Dallas moved to reconsider the vote by which H. B. No. 203 was passed and to table the motion to reconsider.

The motion to table prevailed.

**HOUSE BILL NO. 204 ON THIRD READING**

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

H. B. No. 204, A bill to be entitled "An Act to amend the subject matter of the Texas Employment 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 third time and was passed.

Mr. Johnson of Dallas moved to reconsider the vote by which H. B. No. 204 was passed and to table the motion to reconsider.

The motion to table prevailed.

**RECORD OF VOTE**

Mr. Esquivel requested to be recorded as voting No on final passage of H. B. No. 204.

**HOUSE BILL NO. 126 ON SECOND READING**

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

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

The bill was read second time.

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

Committee Amendment No. 2
Amend House Bill Number 126 by striking out the words "corporate or incorporate" in the first sentence of Article 14.01(a) therein, being

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Provided, however, that this Article shall not apply to property passing to or for the use of the United States, or any exempt organization, which is, in writing and prior to the payment of the tax, irrevocably committed for use exclusively within the State of Texas or transferred to any exempt organization for use exclusively within this State.

Provided, further, that if the property so passing is to or for the use of any exempt organization which conducts its operations on a regional basis, one such region of which includes the State of Texas, or any part thereof, then a bequest, devise or gift to be used within such region shall be deemed to be used within this State. For purposes of this paragraph, a region shall comprises not more than five contiguous states, either in whole or in part, one of which is the State of Texas.

For purposes of this Article, an exempt organization includes, but is not limited to, a religious, educational or charitable organization, and...
a youth program of physical fitness, character development and citizenship training or like program. Such organization may be incorporated, unincorporated, or a trust. Jurisdiction means any state or territory of the United States or the District of Columbia."

Mr. Adams offered the following substitute amendment for Committee Amendment No. 3:

Amend Committee Amendment No. 3 to H. B. 126 by substituting in lieu thereof the following:

Amend House Bill Number 126

Given, however, that this Article shall not apply on property passing to or for the use of any religious, educational or charitable organization, incorporated, unincorporated or in the form of a trust, when such bequest, devise or gift is to be used within this State.

The exemption from tax under the preceding provisions of this Article shall, without limiting its application under other appropriate circumstances, apply to all or so much of any bequest, devise or gift to or for the use of the United States, or a religious, educational or charitable organization which is, in writing and prior to the payment of the tax, irrevocably committed for use exclusively within the State of Texas, as transferred to a religious, educational or charitable organization for use exclusively within this state.

Provided, further, that if the property so passing is to or for the use of a religious, educational, or charitable organization which conducts its operations on a regional basis, one such region of which includes the State of Texas, or any part thereof, then a bequest, devise or gift to be used within such region shall be deemed to be used within this state. For purposes of this paragraph a region shall comprise not more than five contiguous states, either in whole or in part, one of which is the State of Texas. For purposes of this paragraph, a religious, educational, or charitable organization shall include, but not be limited to, a youth program of physical fitness, character development, and citizenship training or like program.

Provided, further that this Article shall not apply to property passing to or for the use of any religious, educational, or charitable organization, incorporated, unincorporated or in the form of a trust, if (either at the time the property passes or at any time prior to the payment of the tax) the laws of the jurisdiction under which such organization is organized or operating provide an exemption from death tax of any character with respect to property passing (1) to or for the use of such an organization, or (2) to or for the use of such an organization organized or operating within the State of Texas, or (3) to or for the use of such an organization organized or operating within any other jurisdiction which grants a reciprocal exemption. For the purposes of this paragraph, jurisdiction means any state or territory of the United States or the District of Columbia."

The substitute amendment offered by Mr. Adams was adopted.

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

Committee Amendment No. 4
Amend House Bill Number 126 by striking out the second enumeration of "Art. 14.06" and substituting in lieu thereof the words and letters "Art. 14.07."

The amendment was adopted without objection.

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

Committee Amendment No. 5

Amend House Bill Number 126 by striking out all of Art. 14.08 subsection (e) and substituting in lieu thereof the following:

"(e) If the tax imposed by this Chapter is not paid when due, a penalty of five per cent (5%) of the amount of the tax shall be added and due, and after the first thirty days there shall be due an additional five per cent (5%) of such tax, provided said penalty shall never be less than One Dollar ($1). Delinquent inheritance taxes shall bear interest at the rate of six per cent (6%) per annum beginning sixty (60) days after fifteen months from the date of death of the decedent or within the time provided by Section (c) of this Article."

Committee Amendment No. 5 was adopted without objection.

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

Committee Amendment No. 6

Amend House Bill Number 126, Section 6, by striking out the words and numbers "September 1, 1961" wherever they appear and substituting in lieu thereof the words and numbers "September 1, 1963."

Committee Amendment No. 6 was adopted without objection.

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

Committee Amendment No. 7

Amend House Bill Number 126, Section 6, by striking out the words and numbers "September 1, 1961" and substituting in lieu thereof the words and numbers "September 1, 1963."

Committee Amendment No. 7 was adopted without objection.

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

Committee Amendment No. 8

Amend House Bill No. 126, Section 1, subsection (d) Deductions, by striking out that portion that reads "The only deductions permissible under this law are the debts due by the estate, funeral expenses, expenses incident to the last illness of the deceased, which shall be due and unpaid at the time of death," and substituting therefor the following: "The only deductions permissible under this law are the debts due by the estate, funeral expenses, expenses incident to the last illness of deceased which have accrued within six months prior to death."

Committee Amendment No. 8 was adopted without objection.

Mr. Adams offered the following amendment to the bill:

Amend H. B. 126 by adding a new Article, after Article 14.11, as follows:


The provisions of this Chapter shall not apply to money on deposit in any bank doing business in Texas or to shares or share accounts in any savings and loan association doing business in Texas owned by nonresidents of Texas who are citizens of a foreign country and who are not engaged in business in Texas, or owned by non-resident citizens of the United States who reside in a foreign country and who are not engaged in business in Texas."

The provisions of this Act shall apply in respect to a decedent dying before the effective date of this Act if the tax imposed by Chapter 14 of Title 122A, Taxation-General, Vernon's Texas Civil Statutes, has not been paid prior to the effective date of this amendment to the bill; and shall also apply in respect to a decedent dying after the effective date of this Act. The amendment was adopted without objection.

Mr. Harding offered the following amendment to the bill:

Amend H. B. No. 126, Art. 14.02,
Subsection (c), Class C, Page 3, Line 14, by inserting after the words, "of the decedent," the following words, "or a direct lineal descendant of a brother or sister of a deceased wife or husband of the decedent."

The amendment was adopted without objection.

H. B. No. 126 was then passed to engrossment.

MESSAGE FROM THE SENATE

Austin, Texas, April 19, 1963

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

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

S. B. No. 416, By Reagan: Authorizing refund of causeway revenue bonds and levy of an ad valorem tax to pay the principal and interest; and declaring an emergency.

S. B. No. 486, By Schwartz: Providing for additional compensation for the Criminal District Attorney of Galveston County; and declaring an emergency.

S. B. No. 488, By Word: Creating the City of Hillsboro Water and Sewer Authority; and declaring an emergency.

S. B. No. 469, By Bates: Relating to the shorthand reporters for the District Courts of the 92nd, 93rd and 139th Judicial Districts of Texas; and declaring an emergency.

S. B. No. 477, By Reagan: Amending Insurance Code to include certain office equipment as net assets of a life insurance company; and declaring an emergency.

S. B. No. 372, By Parkhouse: Providing for the creation of parking station authorities in counties of over 900,000 population; and declaring an emergency.

S. B. No. 424, By Rogers: Authorizing cities and towns to lease city-owned swimming pools; and declaring an emergency.

S. B. No. 250, By Parkhouse: Relating to the Insurance Code of Texas; and declaring an emergency.

S. B. No. 25, By Blanchard: Authorizing Texas Tech to convey certain land to the Inter-Fraternity Housing Corp. for fraternity and sorority lodges; and declaring an emergency.

S. B. No. 94, By Schwartz: Validating the incorporation of cities and towns heretofore incorporated under the general laws; and declaring an emergency.

S. B. No. 127, By Blanchard: Fixing the salaries of the official shorthand reporter for the 121st Judicial District; and declaring an emergency.

S. B. No. 219, By Herring: Relating to assessing and collecting of ad valorem taxes; and declaring an emergency.

S. B. No. 433, By Blanchard: Providing for the election of school trustees by separate positions in certain independent school districts; and declaring an emergency.

S. B. No. 440, By Harrington: Authorizing Orange County to pay 128th District Judge additional compensation; and declaring an emergency.

S. B. No. 445, By Herring: Relating to responsibilities, salary, etc., of 63rd Judicial District Attorney and his staff; and declaring an emergency.

S. B. No. 447, By Schwartz: Relating to salary of certain shorthand reporters in Galveston County; and declaring an emergency.

S. B. No. 448, By Watson: Relating to State travel regulations and determining amount of transportation reimbursement; and declaring an emergency.

S. B. No. 393, By Schwartz: Relating to appointment and terms of members of the Old Galveston Commission; and declaring an emergency.

S. B. No. 388, By Watson: Relating to rights of survivorship of corporate shares; and declaring an emergency.

S. B. No. 389, By Watson: Setting standard fees for Directors of river...
S. B. No. 390, By Harrington: Relating to the County Court of Jefferson County at Law; and declaring an emergency.

S. B. No. 392, By Schwartz: Authorizing University of Texas Medical Branch to purchase certain property in Galveston; and declaring an emergency.

S. B. No. 394, By Patman: Authorizing Game and Fish Commission to make certain repairs to Lavaca Bay Causeway Fishing Pier; and declaring an emergency.

S. B. No. 419, By Ratcliff: Amending Insurance Code authorizing association of insurance companies regarding medical plan for residents 65 or older; and declaring an emergency.

S. B. No. 430, By Kennard: Relating to salaries of official shorthand reporters in courts of record in Tarrant County; and declaring an emergency.

S. B. No. 237, By Harrington: Relating to compensation to be paid the Criminal District Attorney of Jefferson County; and declaring an emergency.

S. B. No. 246, By Blanchard: Fixing the salaries of the official shorthand reporter for the 106th Judicial District; and declaring an emergency.

S. B. No. 257, By Harrington: Relating to compensation to be paid the County Auditor of Jefferson County; and declaring an emergency.

S. B. No. 247, By Patman: Relating to Workmen's Compensation law applicable to employees of Texas Tech College; and declaring an emergency.

S. B. No. 281, By Rogers: Relating to purchase of certain school lands in the City of Dodson; and declaring an emergency.

S. B. No. 300, By Cole: Relating to measuring devices for the taxable volume of oil produced; and declaring an emergency.

S. B. No. 328, By Hardeman: Relating to distribution to shareholders of cash, etc., held in suspense, escrow or trust; and declaring an emergency.

S. B. No. 332, By Schwartz: To provide six assistants in addition to the first assistant to the county auditor in certain counties.

S. B. No. 247, By Patman: Abolishing the Office of Ex-Officio County School Superintendent and the County Board of Education in certain counties; and declaring an emergency.

S. B. No. 355, By Spears: Exempting from taxation any charitable corporation whose purpose is preventing cruelty to animals; and declaring an emergency.

S. B. No. 136, By Schwartz: Relating to the appointment of Public Weighers and Special Weighers; and declaring an emergency.

S. B. No. 337, By Cole: Relating to the Insurance Code; and declaring an emergency.

S. B. No. 366, By Watson: Providing that no State agency or subdivision shall take official notice of any Federal Decennial Census prior to Jan. 1 of the following year and declaring an emergency.

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

HOUSE BILL NO. 598 WITH SENATE AMENDMENTS

Mr. Gladden moved that all the necessary rules be suspended for the purpose of concurring in the Senate Amendments to H. B. No. 598, A bill to be entitled “An Act relating to the functioning of the Court of Domestic Relations in and for Tarrant County, Texas; amending Section 9 of Chapter 6, Acts of the Fifty-seventh Legislature, 1963, Third Called Session, by adding a sentence thereto providing that the Judge of such Court of Domestic Relations may sit and hear proceedings in the other District Courts of Tarrant County, Texas, of which such Court of Domestic Relations would have potential jurisdiction; and declaring an emergency.”

The motion to suspend all necessary rules and to concur in the Senate Amendments to H. B. No. 598 prevailed by the following vote:
TEXT OF SENATE AMENDMENTS TO HOUSE BILL NO. 598

Senate Amendment No. 1

Amend House Bill No. 598 by striking out Section 1 and substituting in lieu thereof the following:

"Section 1. Section 9 of Chapter 6, Acts of the Fifty-seventh Legislature, Third Called Session, 1962, is hereby amended to read as follows:

'Sec. 9. All cases, applications, complaints, and all other matters over which the Court of Domestic Relations is herein given jurisdiction may be transferred to or instituted in said court; said court and the judge thereof may transfer any such cases, complaints, or other matters to any District Court or Criminal District Court of Tarrant County having jurisdiction thereof under the laws of the State of Texas, with the consent of the judge of such court, and the judge of such district court or criminal district court may try all such cases, complaints, or other matters which may be so transferred. Any judge of a District Court or Criminal District Court of Tarrant County may in his discretion preside as Judge of the Juvenile Court and of the Court of Domestic Relations and hear and determine all such cases, complaints, or other matters over which the Judge of such District Courts has jurisdiction under the laws of the State of Texas, with the same authority to act as presiding judge over all such cases, complaints, or other matters for all purposes, and..."
to the same extent as the judge of the Court of Domestic Relations, and such judge of a District Court or Criminal District Court of Tarrant County, Texas, may sit in his own courtroom, the Juvenile Court Room, the courtroom of any other district court within the county, or the Court of Domestic Relations and hear and determine any case, complaint, or matter pending in the Court of Domestic Relations, and such judge of a district court or criminal district court may at his discretion transfer any such case, complaint, or other matter over which his court has jurisdiction under the laws of the State of Texas from the Court of Domestic Relations to his own court for trial and disposition. In the event of disqualification of the judge of the Court of Domestic Relations to try a particular case or because of illness, inability, failure or refusal of said judge to hold court at any time, the Juvenile Board may select a special judge who shall hold the court and proceed with the business thereof, or said Juvenile Board may request the Presiding Judge of the Eighth Administrative Judicial District of Texas to assign a judge to handle the business of said court pursuant to the provisions of Article 209a of the Revised Civil Statutes of Texas, and said judge so selected by the board or assigned by the presiding judge shall be paid for his services in the same manner as provided by the Constitution and laws of this state for the payment of district judges assigned to sit for other district judges. The judge of such Court of Domestic Relations may, in any case, matter or proceeding pending in any district court of Tarrant County, or which case, matter or proceeding said Court of Domestic Relations would have potential jurisdiction, in the courtroom of such Court of Domestic Relations, or in the Juvenile courtroom, or in the courtroom of any district court of Tarrant County, sit and hear and determine any such case, matter or proceeding pending therein, and enter any order or judgment or do any other thing, which the judge of such district court would have authority under law to do."

Senate Amendment No. 2
Amend caption to conform to body of bill.

HOUSE BILL NO. 152 ON SECOND READING
The Speaker laid before the House on its second reading and passage to engrossment.
H. B. No. 152, 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 55th Legislature, Third Called Session, 1936, as amended, and as embraced in the subsections (t), (b), (c) and (f) of Section 6 providing for disqualification for benefits; providing for an effective date for this Act; and declaring an emergency."

The bill was read second time.
Mr. Gibbens moved that further consideration of House Bill No. 152 be postponed until 10:00 o'clock a.m., next Tuesday, April 23.
The motion prevailed without objection.

VOTE RECORDED
By unanimous consent of the House, Mr. Kothmann was granted permission to be recorded as voting Yea on the passage of H. B. No. 204 to engrossment, the vote being on April 16.

ADJOURNMENT
Mr. Mann moved that the House adjourn until 11:00 o'clock a.m. next Monday.
The motion prevailed.
The Benediction was offered by the Reverend I. W. Oliver, Chaplain.

In accordance with the motion to adjourn, the House, at 12:14 o'clock p.m., adjourned until 11:00 o'clock a.m. next Monday.

APPENDIX

STANDING COMMITTEE REPORTS
The following Committees have filed favorable reports on bills, as follows:
Conservation and Reclamation: H. B. No. 1017 and H. B. No. 1021.
April 19, 1963  HOUSE JOURNAL 1231

Criminal Jurisprudence: H. B. No. 463.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 186, 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; scotting said Court certain powers; providing for the practice and procedure in said Court, for the terms of said Court, for the election, qualifications 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's court; providing for conflict or unconstitutionality in said Act; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 254, A bill to be entitled "An Act making it unlawful for a fisherman engaged commercially in a joint adventure or other undertaking whereby he receives a percentage of proceeds of sale of catch, or a share of the catch, or who is employed on a salary or other basis, to sell, or to offer for sale, except in the regular course of business, or without the consent of his employer, fish, shrimp, oysters or other seafood; and making it unlawful for any person to purchase from any such fisherman any such fish, shrimp, oyster or other seafood; providing penalties and venue and a saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 343, A bill to be entitled "An Act to amend Section 2 of House Bill No. 495, Chapter 369, Acts of the Fifty-third Legislature, Regular Session, 1953, and Sections 1 and 2 of House Bill No. 491, Chapter 157, Acts of the Fifty-Fourth Legislature, Regular Session (Articles 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 by any person, association of persons, corporation, or by any attorney for such parties, or other legal entity, where the amount involved exclusive of costs does not exceed One Hundred and Fifty Dollars ($150) except claims for salary or wages, which claims shall not exceed Two Hundred Dollars ($200), and by providing for a filing fee of Three Dollars ($3); and a fee for service of citation of Two Dollars ($2); and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 403, A bill to be entitled "An Act to remove the disabilities of coverture of a married woman in connection with her contracts and her management and control of the separate property; amending Articles 4614, as amended, 4618, 4621, 4624 and 4626, as amended, Revised Civil Statutes of Texas, 1925; repealing Article 4623, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 404, A bill to be entitled "An Act repealing three (3) Articles of the Revised Civil Statutes of Texas, 1925; namely, Article 1389, which requires joinder of the husband and privy acknowledgment of the wife in any conveyance of the separate lands of the wife; Article 1605, which requires a prior examination in case of an acknowledgment of a married woman; and Article 1606, which specifies the required form of the certificate of acknowledgment of a married woman; repealing all other laws and parts of laws to the extent of conflict; also amending Article 1800..."
so as to eliminate the requirement of a separate acknowledgment of the wife in the sale of a homestead owned by the husband, and to require consent and joinder of the husband in any conveyance of a homestead owned by the wife; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed
Bills to whom was referred

H. B. No. 413, A bill to be entitled
"An Act amending Section 1 of
Chapter 461, Acts of the Fifty-fourth
Legislature, Page 1182 of the
Session Laws of 1955, known as Article
5118a 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed
Bills to whom was referred

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

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed
Bills to whom was referred

H. B. No. 488, A bill to be entitled
"An Act amending Section 10 of
Chapter 76, Acts of the Forty-third
Legislature, 1933, as amended (complied as Section 10 of Article 7807d, Vernon's Texas Civil Statutes), relating to Board of Directors of Water Power Control districts and the terms of such Directors, to provide that Directors shall receive compensation for their services in the sum of Twenty-five Dollars ($25) for each and every day taken in the discharge of their duties plus actual expenses of travel, food, lodging and incidentals in the discharge of such duties; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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, DeWitt, Gonzales, Midland and Madison 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 investigations 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; requiring the Game and Fish Commission to make investigations, hold its hearings and promulgate its proclamations, rules, regulations and orders; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 504, 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, 5460 and 6607, Revised Civil Statutes of Texas, 1925; repealing Articles 6605 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Hon. Byron M. Tunnell, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 579, A bill to be entitled "An Act amending Chapter 6 of Title 13 of the Penal Code of Texas, 1925, by adding thereto a new Article 978e-1; permitting the sale in El Paso County, Texas, of black bass imported from without the United States, which were caught in inland waters of a foreign country but not from international waters of the United States and such foreign country, so long as the taking of these fish for sale is permitted in the country from which they are imported, and so long as the fish are tagged according to the provisions of this Act; providing a penalty for the sale of black bass not properly tagged; repealing Section 4 of Chapter 176, Acts of the Thirty-ninth Legislature, Regular Session, 1925 (compiled as Article 933a of Vernon's Texas Penal Code, which Article is identical to Article 978e of the Penal Code of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

April 19, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Sir: Your Committee on Engrossed Bills to whom was referred 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 72, Acts of the Fifty-sixth Legislature, Regular Session, 1959, which permits the killing of nutria in Morris County, so as to place Marion County within the scope of that Act; repealing Chapter 91, Acts of the Fifty-second Legislature, Regular Session, 1951, which prohibits the taking of nutria in certain waters in Harrison and Marion Counties; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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 99th and 140th Judicial Districts of Texas; requiring the Commissioners Courts of Lubbock and Crosby Counties to supplement the salary of the District Judge of the 72nd Judicial District of Texas; making other provisions relating thereto; providing a severability clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 686, A bill to be entitled "An Act to amend Paragraph 3 of Section C of Part I of Article 33, Insurance Code of Texas, as amended, to permit life, health and accident insurance companies to invest not more than twenty-five per cent (25%) 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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, being the Act 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 declaring 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred 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; further authorizing said Board for Texas State Hospitals and Special Schools to transfer certain land to Midwestern University; providing that any land disposed of shall first be offered to Midwestern University before being offered for sale and providing said University shall have the right to lease any of such lands in accordance with its needs; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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; consolidating 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 727, A bill to be entitled "An Act authorizing the Commissioners Courts of Castro, Hale and Swisher Counties to pay the District Judge of the 64th Judicial District compensation in addition to the compensation paid by the State; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred
Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 726, 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) scholarships and located in counties having two or more artificial lakes constructed by the United States 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 district; excepting certain districts in litigation; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 737, A bill to be entitled

"An Act amending Chapter 17 of House Bill No. 11, Acts, Third Called Session, Fifty-sixth Legislature (codified as Chapter 17 of Title 122A, Vernon's Civil Statutes) by adding thereto a new Section providing that a warehouse or storage place operated by a common carrier or carrier holding a certificate or permit from the Railroad Commission shall not be considered a store or mercantile establishment under the Chain Store Sales Tax Act, and shall be and remain unaffected by any other provision of Chapter 17; providing that the provisions of this Article shall apply only to warehouses 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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 or twenty-nine thousand (29,000) 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

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
Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 776, A bill to be entitled "An Act amending Article 5949 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, 1925, 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 for his county of residence; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

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

Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 777, A bill to be entitled "An Act amending Section 9 of Chapter 520 of Acts of the Fifty-First Legislature, 1949 (Section 9 of Article 1970-110a, Vernon's Revised Civil Statutes of Texas), to provide for the execution of a bond in the sum of One Hundred Thousand Dollars ($100,000), by the 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

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

Sir: Your Committee on Engrossed Bills to whom was referred
H. B. No. 778, A bill to be entitled "An Act amending Section 11 of Chapter 520, Acts of the Fifty-First Legislature, 1949 (compiled as Section 11 of Article 1970-110a, Vernon's Revised Civil Statutes of Texas), to provide for the Probate Judges to act as presiding Judge for the County Judge acting in probate matters in the event of absence, disqualification or incapacity; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

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

Sir: Your Committee on Engrossed Bills to whom was referred
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 Judge and other officers of said Court; providing the manner of and grounds for the removal of the Judge of said Court; providing for 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 to said Court; containing a saving clause; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 916, A bill to be entitled "An Act to amend Section 3 of Chapter 88, Acts of the Forty-first Legislature, Second Called Session, 1929, as amended (compiled as Article 6675a-3, Vernon's Civil Statutes of Texas), by adding a new Subsection (I) to provide that motor vehicles of certain organizations shall be required to register such vehicles but shall not be required to pay registration fees but shall pay a fee of Five Dollars ($5); and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 972, A bill to be entitled "An Act authorizing any independent school district having an assessed valuation for school tax purposes of Four Million, Two Hundred and 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 a majority vote of the qualified taxing voters residing in such districts; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 987, A bill to be entitled "An Act amending Section 66 of Chapter 27, Acts of the Forty-second 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, April 17, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1003, A bill to be 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 of 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 relocation, raising, rerouting 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 accounts; 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."

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

FIFTY-EIGHTH DAY
(Monday, April 22, 1963)

The House met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the Speaker.

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

Mr. Speaker Cory
Allen Cotten
Arledge Cowden
Atwell Creagh
Ball Crews
Barnes Davis
Bass of Bowie de la Garza
Bass of Harris Doke
Bickham Duncan
Berry Dungan
Birkster Eckhardt
Blaine Edwards
Boyd'en Esquivel
Bridges Fairchild
Brooks Finney
Brown Fletcher
Brown of Galveston Floyd
Brown of Taylor Foard
Butler Foreman
Cain Garrison
Calwell Gibbens
Canales Gladden
Carr, Jr. Glenn
Carrithers Grover
Cave場 Guffey
Chambers Haislip
Cherry Halmark
Collins Harding
Cook Hare

Harris of Galveston Pealey
Harris of Dallas Pearcy
Haynes of Orange Pederson
Healy Petty
Hefton Pidgin
Hendryx Price
Hinson Quilliam
Hollowell Rapp
Houston Richards
Hughes Richardson
Jacobs Ritter
Jamison Roberts
Jarvis Rodrigues
Johnson of Dallas Rosen
Johnson of Bexar Satterwhite
Klager Schiller
Knapp Segrest
Kothmann Shannon
Lack Shippley
Ligarde Shutt
McClintock Simpson
McDonald Slack
of Hidalgo Sluder
McDonald of Hays Smith of Jefferson
McGregor Stewart
McLarney Stollenwarck
McLaughlin Thompson
McNutt Thurmond
Macatee Townsend
Mann Transier
Markgraf Walker
Miller Ward
Morgan Welden
Moyer Wells
Murray Whaley
Mutscheller Wheeler
Niemeyer Whitfield
Nugent Wieting
Parker Wilson
Parmeley Woods

Absent—Excused

Adams Koliha
Carpenter Smith of Bexar
Kilpatrick

A quorum of the House was announced present.

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

“Our Heavenly Father, as each day brings increased responsibility, and as pressures are brought to bear upon our lives, we pray for strength that will not fail.

“May we find in Thee a strong foundation for our lives, that cannot be shaken by the storms of anger or the pettiness of prejudice.

“Grant us this day, the power to

...