Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.
Austin, Texas, May 14, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. J. R. No. 73, House Joint Resolution proposing an amendment to Section 18 of Article V of the Constitution of the State of Texas to provide that in certain instances of inequitable distribution of voters among county commissioners precincts, the county commissioners for non-representative precincts shall be elected at large from the county and need not be residents of the precincts for which they are elected.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

Austin, Texas, May 14, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. J. R. No. 80, House Joint Resolution proposing an amendment to Section 26, Article IV of the Constitution of the State of Texas, to provide that the term of office of Notaries Public shall be four (4) years from the date of appointment.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

SIXTY-EIGHTH DAY
(Continued)
(Thursday, May 16, 1963)

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

The Invocation was offered by the Honorable Leroy J. Wieting.

CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

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

HOUSE BILL NO. 379 ON SECOND READING

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

H. B. No. 379, A bill to be entitled "An Act to amend the Harris County Road Law, Acts, 1913, Thirty-third Legislature, Special Laws, Chapter 17, Page 64, as amended, by amending Section 31-C of said Harris County Road Law, which said Section 31-C was added by Acts 1947, Fifteenth Legislature, Chapter 205, Page 388, amended by Acts 1952, Fifty-third Legislature, Chapter 385, Page 924, and amended by Acts 1959, Fifty-sixth Legislature, Chapter 48, Page 120; providing a severability clause; and declaring an emergency."

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

HOUSE BILL NO. 617 ON SECOND READING

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

H. B. No. 517, A bill to be entitled "An Act regulating the minnow industry, repealing all special minnow laws; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend H. B. 517 by striking all below the enacting clause and by substituting in lieu thereof the following:

"Section 1. This Act shall apply only to Llano, San Saba, Lampasas and Burnet Counties.

"Sec. 2. It shall be unlawful to take more than two hundred (200) minnows from any public waters in said counties unless such minnows are graded in the waters where taken in a minnow grader the bars of which are not less than eleven sixty-fourths (11/64") inch apart and all minnows capable of passing through such a minnow grader are returned to such waters.

"Sec. 3. It shall be unlawful, except in a minnow hatchery, to pos-
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H. B. No. 625

ON SECOND READING

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

"An Act prescribing allotment in certain types of school districts, establishing the salary for such positions, and declaring an emergency."

H. B. No. 643 was then passed to engrossment.

H. B. No. 644

ON SECOND READING

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

H. B. No. 644, A bill to be entitled "An Act relating to the abolishing of the office of county superintendent in all counties of this state having a population of not less than sixteen thousand, eight hundred and twenty (16,820) and not more than sixteen thousand, nine hundred and twenty (16,920) according to the last preceding federal census; and declaring an emergency."

The bill was read second time. Mr. McDonald of Rusk moved that House Bill No. 644 be laid on the table subject to call. There was no objection offered and it was so ordered.

H. B. No. 525

ON SECOND READING

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

H. B. No. 525, A bill to be entitled "An Act prescribing allotment in certain types of school districts, establishing the salary for such positions, and declaring an emergency."

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

H. B. No. 623

ON SECOND READING

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

H. B. No. 623, A bill to be entitled "An Act prescribing allotment in certain types of school districts, establishing the salary for such positions, and declaring an emergency."

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

H. B. No. 643

ON SECOND READING

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

H. B. No. 643, A bill to be entitled "An Act amending Section 1 of Chapter 103, Acts of the 56th Legislature, 1959, relating to the open season on squirrels in Rusk County; and declaring an emergency."

The bill was read second time. Mr. Birkner offered the following committee amendment to the bill:

"The bag limit to be five (5) per day from May 15th through June 30, both days inclusive, and with a penalty of twenty five ($25.00) to one hundred ($100.00) dollars for any person violating this act."
H. B. No. 644, A bill to be entitled "An Act amending Section 1 of Chapter 137, Acts of the 54th Legislature, 1955; to change the open season on quail in Panola County; and declaring an emergency."

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

H. B. No. 645 ON SECOND READING

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

H. B. No. 645, A bill to be entitled "An Act prescribing an open season on quail in Panola County; providing a penalty for hunting quail in such county during closed season; repealing conflicting laws; and declaring an emergency."

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

H. B. No. 664 ON SECOND READING

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

H. B. No. 664, A bill to be entitled "An Act abolishing the office of County School Superintendent; repealing conflicting laws; and declaring an emergency."

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

Amend House Bill No. 664 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. This Act shall apply to all counties in this state having a population of six hundred thousand (600,000) or more, according to the last preceding federal census, and having two or more common school districts.

Sec. 2. (a) The Commissioners court of every such county shall cause the following proposition to be placed on the ballot at the general election in November, 1994:

FOR abolishing the office of County School Superintendent;

AGAINST abolishing the office of County School Superintendent.

(b) If the majority of the votes cast by the qualified voters of any such county in such election are in the affirmative, the position of County Superintendent of Public Instruction shall cease to exist in such county, subject to the following provisions:

(1) Any person elected or appointed to the office of County Superintendent at or before such election shall serve until the expiration of the term for which he was elected or appointed.

(2) At the next regular meeting of the Board of County School Trustees following the expiration of such term of office, the President of the Board of County School Trustees shall be vested with all the powers, duties and functions of the County Superintendent, and thereafter he shall act as ex officio County Superintendent. He shall receive a salary not to exceed One Dollar ($1) per annum for his services in performing such duties, in addition to any other salary or expenses he may receive as President of the Board of County School Trustees.

Sec. 3. It is expressly provided that the office of Assistant Superintendent and other assistants shall not be affected by this Act.

Sec. 4. All laws or parts of laws in conflict with the provisions of this Act are repealed to the extent of such conflict only.

Sec. 5. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and in this end the provisions of this Act are declared to be severable.

Sec. 6. The fact that the County Superintendent of Public Instruction in the metropolitan counties has few or no duties to perform, because the common school districts have largely become independent school districts outside the juris-
The amendment was adopted without objection.

House Bill No. 664 was then passed to engrossment.

House Bill No. 747 on Second Reading

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

H. B. No. 747, A bill to be entitled "An Act amending Section 3 under Section 1 of Chapter 316, Acts of the Fortieth Legislature, Regular Session, 1935, as amended by Chapter 146, Acts of the Forty-ninth Legislature, Regular Session, 1945, and Chapter 222, Acts of the Fifty-third Legislature, Regular Session, 1953 (codified as Section 3 of Article 3899b, Vernon's Texas Civil Statutes), to allow the commissioners court of the county to increase the allowance for the use of personally owned automobiles of the County Tax Assessor and Collector and his deputies, enacting other provisions related to the subject, and declaring an emergency."

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

House Bill No. 878 on Second Reading

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

H. B. No. 878, A bill to be entitled "An Act relating to the appointment, qualifications, duties and compensation of official shorthand reporters for the District Courts of the 117th, 94th, 28th and 105th Judicial Districts of Texas, and for County Court at Law No. 1 and County Court at Law No. 2 of Nueces County, Texas, fixing maximum salaries to be paid, in addition to compensation for transcripts, statements of facts and other fees, repealing all laws or parts of laws in conflict; providing a saving clause; and declaring an emergency."

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

House Bill No. 885 on Second Reading

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

H. B. No. 885, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of Texas, 1925, as last amended by Section 1 of Chapter 147, Acts of the 55th Legislature, Regular Session, 1957, relating to selection of jurors by the jury wheel system so as to make its provisions applicable to certain additional counties; and declaring an emergency."

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

House Bill No. 806 on Second Reading

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

H. B. No. 806, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of Texas, 1925, as last amended by Section 1 of Chapter 147, Acts of the 55th Legislature, Regular Session, 1957, relating to selection of jurors by the jury wheel system so as to make its provisions applicable to additional counties; and declaring an emergency."

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

House Bill No. 878 on Second Reading

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

H. B. No. 878, A bill to be entitled "An Act relating to the appointment, qualifications, duties and compensation of official shorthand reporters for the District Courts of the 117th, 94th, 28th and 105th Judicial Districts of Texas, and for County Court at Law No. 1 and County Court at Law No. 2 of Nueces County, Texas, fixing maximum salaries to be paid, in addition to compensation for transcripts, statements of facts and other fees, repealing all laws or parts of laws in conflict; providing a saving clause; and declaring an emergency."

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

House Bill No. 885 on Second Reading

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

H. B. No. 885, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of Texas, 1925, as last amended by Section 1 of Chapter 147, Acts of the 55th Legislature, Regular Session, 1957, relating to selection of jurors by the jury wheel system so as to make its provisions applicable to certain additional counties; and declaring an emergency."

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

House Bill No. 894 on Second Reading

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

H. B. No. 894, A bill to be entitled "An Act amending Sections 1 and 9 of Chapter 306, Acts of the 52nd Legislature, 1951, as last amended, which relates to the jurisdiction and composition of the 135th Judicial District, to provide that such District Court shall have exclusive criminal jurisdiction, as provided by the Constitution and general laws of this State to District Courts in Victoria County, and to provide for the
The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 981, A bill to be entitled "An Act relating to wild doe in Austin County; authorizing the taking of one wild doe during the open season for deer in said county; making it unlawful to hunt or take wild doe in said county without first obtaining a 'doe tag,' or to possess the carcasses of any wild doe killed in or taken from said county without attaching thereto a doe tag; making it unlawful to use in any season more than one doe tag issued under this Act or to use any such doe tag not issued to the user, or to use any such doe tag on more than one untimely deer; providing for the administration of the doe tags and the disposition of the fees and fines collected thereunder; providing certain exemptions; providing penalties for the violation of any of the provisions of this Act; repealing all laws in conflict herewith; and declaring an emergency."

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

HOUSE BILL NO. 981 ON SECOND READING

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

HOUSE BILL NO. 985 ON SECOND READING

H. B. No. 985, A bill to be entitled "An Act providing that in certain counties the county commissioners court may, under prescribed conditions, transfer money from one of the funds created by Section 3 of Chapter 86, Acts of the 51st Legislature, 1949, to the other fund; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1
Amend H. B. 983 by inserting between the words "the" and "fund" in the last sentence of Section 1 the word "general."

The amendment was adopted without objection.

House Bill No. 993 was then passed to engrossment.

HOUSE BILL NO. 1039 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1039, A bill to be entitled "An Act providing an open season and bag limit for deer in Bowie County; making it unlawful to take deer in said county by certain methods; making it unlawful to hunt..."
deer in said county at night; prescribing penalties for unlawful taking of deer in said county; providing a penalty for use of devices for taking fish in Bowie County in violation of rules and regulations of the Game and Fish Commission, and providing that possession of illegal devices on or near the public waters of said county is prima facie evidence of a violation; providing that the provisions of this Act relating to deer shall terminate on December 1, 1968, and shall be of no further force or effect thereafter, and suspending inconsistent laws during the operation of said provisions; providing for severability; and declaring an emergency."

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

HOUSE BILL NO. 1045 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1045, A bill to be entitled "An Act re-enacting and amending Chapter 76, Article 6243g-1 of the 50th Legislature, 1947, (compiled as Article 6243g-1 of Vernon's Texas Civil Statutes, as amended, relating to Pension Systems for policemen in cities of nine hundred thousand ($900,000) or more inhabitants which do not now have a police, firemen and fire alarm operators pension system organized under another law; and declaring an emergency."

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

HOUSE BILL NO. 1053 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1053, A bill to be entitled "An Act amending Section 1 of Chapter 83, Acts of the 55th Legislature, 1957, by the addition of a new Section 3A; providing for the election of the Board of Directors of the Upper Guadalupe River Authority after the effective date of this Act; providing for staggered six (6) year terms for the Directors; and declaring an emergency."

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

HOUSE BILL NO. 1062 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1062, A bill to be entitled "An Act amending Article 79 of the Election Code of the State of Texas, as amended, (compiled as Article 7.14 of Vernon's Texas Election Code), by adding thereto a new Section 5a to provide for the use of various colors of ink in the printing of ballots in counties having a population in excess of one million (1,000,000) inhabitants; enacting other provisions relating to the last preceding federal census; enacting other provisions relating to the subject; and declaring an emergency."

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

The amendment was adopted without objection.

HOUSE BILL NO. 1046 was then passed to engrossment.

HOUSE BILL NO. 1063 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1063, A bill to be entitled "An Act amending Chapter 5 of the Water Title, Special Laws, p. 1062, Acts of the 46th Legislature, Regular Session, 1939, as amended by Section 1 of Chapter 82, Acts of the 55th Legislature, 1957, by the addition of a new Section 3A; providing for the election of the Board of Directors of the Upper Guadalupe River Authority after the effective date of this Act; providing for staggered six (6) year terms for the Directors; and declaring an emergency."

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

HOUSE BILL NO. 1062 ON SECOND READING

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 1066, A bill to be entitled "An Act providing for the creation of a hospital district to be known..."
as Caprock Hospital District with boundaries coextensive with the boundaries of Commissioners Precincts 1, 3 and 4 of Floyd County; providing for elections on the questions of the creation of such District and the levy of a tax not to exceed Seventy-five Cents (75¢) for its maintenance support, the indebtedness assumed, and the payment of bonds issued by it; providing the transfer of hospital facilities and assets; providing the District with power to issue bonds, and methods for authorizing same, for the purpose of the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping same for hospital purposes, and for any and all such purposes, and for the refunding of such bonds; providing that bonds issued by the District shall be lawful investments and security for certain funds; providing a governing body for such District, its powers and duties and the tenure of its members; withdrawing authority for the sale of bonds or levy of taxes for hospital purposes by any other municipality or political subdivision therein; enacting other provisions incident and germane to the subject and purpose of this Act; providing a severance clause and declaring an emergency."

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

HOUSE BILL NO. 1076 ON SECOND READING

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

H. B. No. 1076. A bill to be entitled "An Act relating to deer in San Saba County; and declaring an emergency."

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

HOUSE BILL NO. 1083 ON SECOND READING

Mr. Allen moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 1083 be placed on its second reading and passage to engrossment.

The motion prevailed by the following vote:
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Thompson  Wells
Thurmond  Whitaker
Townsend  Wheeler
Trager  Whitfield
Walker  Wieding
Ward  Wilson
Weldon  Woods
Nays-1

Hendryx

Absent
Bass of Harris  Houston
Cole  Roberts
Fletcher

Absent—Excused
Adams  McLaughlin
Koliba  Smith of Bexar

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

H. B. No. 1083, A bill to be entitled "An Act prescribing the minimum and maximum salary to be paid to the official shorthand reporter for the 124th Judicial District, prescribing the method of fixing and paying such salary; and declaring an emergency."

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

Mr. Allen moved to reconsider the vote by which H. B. No. 1083 was passed to engrossment, and the motion to reconsider prevailed without objection.

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

Amend House Bill No. 1083 by striking the words "Six Thousand Six Hundred Dollars ($6,600)." wherever they appear in the bill, and substituting in lieu thereof the words "Four Thousand Eight Hundred Dollars ($4,800)."

The amendment was adopted without objection.

Mr. Allen offered the following amendment to the bill:

Amend House Bill 1083 by striking the words "Eight Thousand Dollars ($8,000)" wherever they appear in the bill, and substituting in lieu thereof the words "Seven Thousand Six Hundred Dollars ($7,600)."

The amendment was adopted without objection.

House Bill No. 1083 was then passed to engrossment.

SENATE BILL NO. 310 ON SECOND READING

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

S. B. No. 310, A bill to be entitled "An Act relating to the abolishing of the office of county superintendent in all counties of this state having a population not less than sixteen thousand, eight hundred and twenty (16,820) and not more than sixteen thousand, nine hundred and twenty (16,920) according to the last preceding federal census, and declaring an emergency."

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

LEAVE OF ABSENCE GRANTED

Mr. McLaughlin was granted leave of absence for today and the remainder of the week on account of important business, on motion of Mr. Gladden.

HOUSING BILL NO. 1084 ON SECOND READING

Mr. Berry moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 1084 be placed on its second reading and passage to engrossment.

The motion prevailed by the following vote:

Yea—129

Alaniz  Bridges
Allen  Brooks
Arledge  Brown
Atwell  Brown of Galveston
Ball  Butler
Bannister  Butler
Bass of Bowie  Canal
Bass of Harris  Cannon
Beckham  Carpenter
Berry  Carrilker
Birkner  Carnes
Blaine  Chapman
Boysen  Clayton
The Speaker then laid before the House on its second reading and passage to engrossment:

H. B. No. 1084, A bill to be entitled "An Act amending Section 186a of the Election Code of Texas, as added by Section 1 of Chapter 494, Acts of the 84th Legislature, 1995, as amended, relating to filing fees for candidates for State Representative or State Senator in primary elections in certain counties; and declaring an emergency."

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

SENATE BILL NO. 332 ON SECOND READING

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

S. B. No. 332, A bill to be entitled "An Act amending Article 1660 of the Revised Civil Statutes of Texas, 1925, as amended, to provide six (6) assistants in addition to the first assistant to the county auditor in counties having between one hundred thousand (100,000) and one hundred and forty thousand (140,000) inhabitants, and to provide ten (10) such additional assistants in counties having between one hundred and twenty-five thousand (125,000) and two hundred and seventy-five thousand (275,000) inhabitants, in each instance according to the last preceding federal census; and declaring an emergency."

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

SENATE BILL NO. 393 ON SECOND READING

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

S. B. No. 393, A bill to be entitled "An Act amending Chapter 80, Acts of the 67th Legislature, Third Called Session, 1962, changing the manner of appointment and term of the members of the Old Galveston Co-
m ission; repealing the possible power of the Commission to charge non-resident admission fees to public places; changing the prerequisites for the election creating the Commission; repealing provisions for traffic control, prohibiting the issuance of bonds; amending the previous provisions for elections; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill 399 by substituting the following for Section 3 of the bill:

Section 3. Section 10 of the Old Galveston Quarter Act, Chapter 30, Acts of the 57th Legislature, Third Called Session, 1962, is hereby amended so as to read as follows:

“Section 10. The Commission may regulate the hours, types and location of business within the Quarter in accordance with the laws or ordinances of various historic periods of Texas History and may sell or lease, for periods not to exceed twenty (20) years, real or personal property for use within the Quarter which it may acquire by purchase or gift; provided that the Commission shall have no power of eminent domain.”

The amendment was adopted without objection.

Senate Bill No. 399 was then passed to third reading.

SENATE BILL NO. 399 ON SECOND READING

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

S. B. No. 399, A bill to be entitled “An Act amending S. B. 101, Acts of the 57th Legislature 1962, by providing a permissible salary increase for the Judge of said Court of Domestic Relations; providing free transfer of cases between the District Courts and the Court of Domestic Relations of Galveston County; amending the term of office of the Judge of said Court to correspond with the constitution of the State of Texas; and declaring an emergency.”

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill 399 by striking all after the enacting clause and substituting in lieu thereof the following language:

“Section 1. Section 2 of Chapter 64, Acts of the 57th Legislature, 1962, 3rd Called Session, codified as Article 2338-14, V.C.S., is hereby amended to read as follows:

“Section 2. The Judge of the Court of Domestic Relations shall be at least twenty-five (25) years of age and licensed to practice law in this State, who has been a practicing attorney for four (4) years and a resident of Galveston County for two (2) years next before his election or appointment. He shall reside in Galveston County during his term of office. He shall be paid a salary of not less than Fourteen Thousand Dollars ($14,000) per year nor more than Eighteen Thousand Dollars ($18,000) per year. His salary shall be paid out of the General Fund of Galveston County in twelve (12) equal monthly installments. The Juvenile Board shall be authorized to designate the Court of Domestic Relations as the Juvenile Court of Galveston County; Judges of the District Courts shall continue to receive such compensation for all judicial and administrative services required of them, from county funds as they are now entitled to receive or may hereafter be authorized to receive under General or Special law.”

Section 2. Section 4 of Chapter 64, Acts of the 57th Legislature, 1962, 3rd Called Session, codified as Article 2338-14, V.C.S., is hereby amended to read as follows:

“Section 4. The District Courts of Galveston County and the Court of Domestic Relations of Galveston County may transfer any and all cases, their respective courts, which the Court of Domestic Relations may have jurisdiction of herein, including all filed papers, reports, records, and certified copies of all orders theretofore entered in said cases, to any of the courts in Galveston County, Texas, having jurisdiction thereof.”

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Section 3. Section 7 of Chapter 64, Acts of the 57th Legislature, 1962, 3rd Called Session, codified as Article 2338-16, V.C.S., is hereby amended to read as follows:

"Section 7. The term of office of the Judge of said Court of Domestic Relations shall be for a period of four (4) years. Said Judge shall be elected as provided by the Constitution and laws of the State for the election of Judges of Courts of Domestic Relations. He shall be subject to removal from office for the same reason and in the same manner as is provided by the Constitution and laws of this State for removal of District Judges. Vacancies in the office shall be filled by appointment by the Governor."

Section 4. The fact that there is a present imperative need for amendment to Chapter 64, Acts of the 57th Legislature, 1962, 3rd Called Session, and the condition of the crowded calendar of both Houses, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and that this Act shall take effect from and after its passage, and it is so enacted.

The amendment was adopted without objection.

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

Committee Amendment No. 2
Amend Senate Bill 399 by striking all above the enacting clause and substituting in lieu thereof the following language:

A BILL
To Be Entitled
An Act amending Article 2338-16, V.C.S., Chapter 64, Acts of the 57th Legislature, 1962, 3rd Called Session, by providing a permissible salary increase for the Judge of said Court of Domestic Relations; providing free transfer of cases between the District Courts and the Court of Domestic Relations of Galveston County; amending the term of office of the Judge of said Court to correspond with the Constitution of the State of Texas; and declaring an emergency.

The amendment was adopted without objection.

S. B. No. 399 was then passed to third reading.

HOUSE BILL NO. 142 ON SECOND READING
The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 142, A bill to be entitled "An Act to prohibit the shooting or discharging of guns and firearms in, on, along or across any railroad right-of-way; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1
Amend House Bill No. 142 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. It shall be unlawful for any person to hunt any game while said person is on any railroad right-of-way, without the permission of the railroad company or an agent thereof who is authorized to give such permission. The provisions of this Act shall be cumulative and shall in no way limit or prohibit any statutory or common law remedy by the owner of the right-of-way or the adjacent property owners.

Sec. 2. Any person who violates any provision of this Act shall be fined not more than One Hundred Dollars.

Sec. 3. The importance of this legislation and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted without objection.

House Bill No. 142 was then passed to engrossment.

RECORD OF VOTE
Mr. Crain and Mr. Rosson requested to be recorded as voting Nay
on passage to engrossment of H. B. No. 142.

HOUSE BILL NO. 1071 ON SECOND READING

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

"H. B. No. 1071, A bill to be entitled "An Act to amend Sections 3, 4, 5 and 6 of Chapter 343, Acts of the 57th Legislature, Regular Session, 1961 (compiled as Sections 3, 4, 5 and 6 of Article 4494q-5, Vernon's Civil Statutes of Texas), relating to the Wichita County Hospital District; and declaring an emergency.""

The bill was read second time.

Mr. Doke offered the following amendment to the bill:

Amend H. B. 1071 by striking out all of sub-paragraphs "a" and "b" of the quoted section 4 in Section 2 of the bill by inserting in lieu thereof:

"(f) No member of the Board of Directors elected to a full six (6) year term can succeed himself on such Board; provided, however, that if a member is appointed to fill a vacancy for an unexpired term, he will thereafter be eligible for election for a regular term."

The amendment was adopted without objection.

Mr. Doke offered the following amendment to the bill:

Amend the quoted section 6 of Section 4 of H. B. 1071 by striking all of the fourth paragraph therein and inserting in lieu thereof the following:

"(b) Members of the existing Board of Directors shall have the power and authority and it shall be its duty to levy taxes on all property, subject to taxation within the District, and said levy shall be made at the same time taxes are levied for County purposes. The Board of Directors shall use the assessed values of Wichita County, and shall have the authority to contract with the Commissioners Court of Wichita County for the assessment and collection of taxes, and to pay for such services, not to exceed one and one-half (1 1/2%) percent of all taxes assessed and collected by Wichita County for the benefit of Wichita County Hospital District. Taxes may be levied for the following purposes: (1) Pawning the interest on and creating a sinking fund for bonds which may have been assumed by the District or which may be issued by the District for hospital purposes, (2) to provide for the operation and maintenance of the Hospital or Hospital System, (3) for the purpose of making further improvements and additions to the Hospital System, and for the acquisition of necessary land therefor by purchase, lease or eminent domain."

The amendment was adopted without objection.

House Bill No. 1071 was then passed to engrossment.
The Speaker laid before the House its second reading and passage to engrossment.

H. B. No. 160, A bill to be entitled "An Act amending Subsection O of Article 20.04 of Chapter 20, Title 15, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, so as to exempt from taxes the receipts from the sale, lease or rental of and the storage, use or other consumption in this state of tangible personal property used for or in connection with the loading or unloading from or onto ships, vessels, or barges of freight or cargo imported from this state; and declaring an emergency."

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

RECORD OF VOTE

Mr. Crain and Mr. Rosson requested to be recorded as voting Nay on passage to engrossment of H. B. No. 160.

HOUSE BILL NO. 210 ON SECOND READING

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

H. B. No. 210, A bill to be entitled "An Act amending Paragraph 4, Section 1, Article III of Chapter 234, Acts of the 61st Legislature, Regular Session, 1969, as amended, so as to define emotionally disturbed children so as to include emotionally disturbed children; providing for special services permitted by law as an emotionally disturbed child without the consent or his parent or guardian, and providing that said child is 17 years of age and under."

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

Mr. Pearcy offered the following amendment to the bill:

Amend H. B. No. 210 Section 1a of the printed bill by striking the words and figures "seventeen (17)" on line 24 and inserting in lieu thereof the words and figures "twenty-one (21)".

The amendment was adopted without objection.

Mr. Woods offered the following amendment to the bill:

Amendment to House Bill 210 Amend H. B. 210 by adding a new sentence at the end of section 1a of the printed bill to read as follows: "Provided, no child shall receive special services permitted by law as an emotionally disturbed child without the consent of his parent or guardian, and that said child is 17 years of age or under."

The amendment was adopted without objection.

House Bill No. 210 was then passed to engrossment.

HOUSE BILL NO. 217 ON SECOND READING

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

H. B. No. 217, A bill to be entitled "An Act repealing Chapter 21 (Arbitration, Tax), as amended, of Acts 57th Legislature, Third Called Session, Chapter 1, providing an effective date and declaring an emergency."

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

H. B. No. 217 was then passed to engrossment.

HOUSE BILL NO. 231 ON SECOND READING

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

H. B. No. 231, A bill to be entitled "An Act relating to arbitration pursuant to written agreements of the parties, expressly excluding all arbitrations relating to any labor union contract and all affecting controversies between any employer and any employee of the employer or their respective representatives; being an Act which repeals Articles 224 through 238 of the Revised Civil Statutes of Texas of 1925, which deals with 'Arbitration in General,' subject to a savings clause; and providing the effective date of the repeal shall be January 1, 1984, and to provide that written agreements to arbitrate all
controversies shall be valid except those relating to labor union contracts and controversies between any employer and any employee or their respective representatives (this Act not applying to any labor union contracts or any agreements for arbitration between any employer and any employee of that employer or their respective representatives or any controversy thereunder); etc., and declaring an emergency."

The bill was read second time.

Mr. Harris of Galveston offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend H. B. 303 in Roman I, Article 224, by adding after the word "representatives" the following:

"or to any contract of insurance or any controversy thereunder."

The amendment was adopted without objection.

Mr. Hughes offered the following amendment to the bill:

Amend H. B. No. 303 by adding the following words to Roman I, Article 224:

"or to any construction contract or any document incorporated therein."

The amendment was adopted without objection.

Mr. Alaniz moved to table H. B. No. 231.

The motion to table H. B. No. 231 was lost.

House Bill No. 231 was then passed to engrossment.

RECORD OF VOTE

Mr. Crain and Mr. Rosson requested to be recorded as voting Nay on passage to engrossment of H. B. No. 231.

HOUSE BILL NO. 303 ON SECOND READING

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

H. B. No. 303, A bill to be entitled "An Act requiring approval by a majority of the board of trustees of certain independent school districts prior to detachment of any territory from such districts, in addition to the requirements of Chapter 47, Acts of the 41st Legislature, First Called Session, 1929, as amended (compiled as Article 2742f, Vernon's Texas Civil Statutes); repealing all laws in conflict and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend Section 1 of House Bill No. 303 by striking the words "Three Million, Five Hundred Dollars ($3,-500,000)") and substituting in lieu thereof the words "Five Million Dollars ($5,000,000)."

The amendment was adopted without objection.

House Bill No. 303 was then passed to engrossment.

HOUSE BILL NO. 309 ON SECOND READING

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

H. B. No. 309, A bill to be entitled "An Act making it unlawful to wilfully import or convey or to wilfully cause to be imported or conveyed false information concerning the presence of a bomb or other explosive or incendiary device in any public or private building or house or any portion thereof; prescribing the punishment; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend House Bill 309 by deleting all after the enacting clause and inserting in lieu thereof the following: "Section 1. Whoever wilfully imports or conveys or wilfully causes to be imported or conveyed false information concerning the presence at any place of a bomb or other ex-
The bill was read second time. Mr. Gladden offered the following amendment to the bill:

Amend H. B. 331 by striking the second paragraph of Section 1, which reads as follows:

"Article 2892. Every child . . . in which said child attends school."

and substituting in lieu thereof the following:

"Article 2892. Every child in this State who is seven (7) years and not more than sixteen (16) years of age, other than a high school graduate, shall be required to attend the public schools in the district of his residence, or in some other district to which it may be transferred as provided by law, a minimum of one hundred sixty-five (165) days of the regular school term of the district in which said child attends school."

The amendment was adopted without objection.

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

Committee Amendment No. 2

Amend H. B. 331 by striking from the second paragraph of Section 2 the following words:

"six (6) years and not more than sixteen (16) years of age prior to or on the beginning of the scholastic year."

and substituting in lieu thereof the following:

"seven (7) years and not more than sixteen (16) years of age."

The amendment was adopted without objection.

House Bill No. 331 was then passed to engrossment.

HOUSE BILL NO. 462 ON SECOND READING

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

H. B. No. 462, A bill to be entitled "An Act limiting the maximum working hours for Firemen and Peace Officers of all counties over five hundred thousand (500,000) population according to the last preceding Federal Census and declaring an emergency."

The bill was read second time. Mr. Gladden offered the following amendment to the bill:

Amend H. B. 462 by substituting in lieu thereof the following:

"Article 2892. Every child . . . in which said child attends school."

and substituting in lieu thereof the following:

"Article 2892. Every child who is seven (7) years and not more than sixteen (16) years of age, other than a high school graduate, shall be required to attend the public schools in the district of his residence, or in some other district to which it may be transferred as provided by law, a minimum of one hundred sixty-five (165) days of the regular school term of the district in which said child attends school."

The amendment was adopted without objection.
Amendment No. 1

Amend H. B. No. 452 by striking all below the enacting clause and inserting in lieu thereof the follow-ing:

Section 1. Except in cases of emergency it shall be unlawful for any county having more than five hundred thousand (500,000) inhabitants according to the last preceding Federal Census to require or permit any Peace Officer to work more hours during any calendar week than the number of hours in the normal work week of the majority of the employees of said County other than Peace Officers.

Section 2. The fact that in some counties Peace Officers are working excessive hours creates an emergency and an imperative public necessity requiring that the Constitutional Rule that bills be read on three several days in each House be suspended and such rule is hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

The amendment was adopted without objection.

House Bill No. 452 was then passed to engrossment.

Commitee Amendment No. Mr. Harris of Dallas offered the following committee amendment to the bill:

Committee Substitute

Committee Amendment No. 1

Amend House Bill No. 514, by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. Article 1551 of the Penal Code of the State of Texas, 1925, is hereby amended to read as follows:

"Art. 1551. Obtaining board or lodging by trick, etc.; failure or refusal to pay.

(a) Every person who shall obtain board or lodging in any hotel or boarding house by means of any trick or deception or false or fraudulent representations, or statement or pretense, and shall fail or refuse to pay therefor, shall be held to have obtained the same with the intent to cheat and defraud such hotel or boardinghouse keeper, and shall be fined not exceeding one hundred dollars, or be imprisoned in jail not exceeding one month or both.

(b) It shall be unlawful for any person who has obtained lodging, meals or other lawful service at any hotel, motor hotel, inn or tourist court to depart from the premises thereof with the intent not to pay. Failure of any person who has departed from such premises without paying the amount due for such services, to pay the amount due within ten (10) days after being given written notice of the amount due, shall be prima facie evidence of departure with intent not to pay for such services. Any person who violates any provision of this paragraph shall be punished by a fine of not more than Five Hundred Dollars ($500), or by confinement in the county jail for not more than one (1) year, or by both such fine and confinement."

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

Amend Committee Amendment to H. B. No. 514 by adding the following words after the word services on line 37:
and without personally appearing before the room clerk or other agent of the establishment before departing and protesting the amount alleged to be due."

The amendment was adopted without objection.

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

House Bill No. 514 was then passed to engrossment.

House Bill No. 537 ON SECOND READING

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

H. B. No. 537, A bill to be entitled "An Act relating to per diem for members of the Board of Vocational Nurse Examiners; amending Article 4528c, Section 4 (d) so as to authorize per diem for each member of the Board in the amount of Twenty Dollars ($20.00) for each day of attendance; containing an emergency clause."

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

House Bill No. 537 ON SECOND READING

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

H. B. No. 538, A bill to be entitled "An Act relating to per diem for members of the Texas State Board of Medical Examiners; amending Article 5740, Acts 1907, page 224; Acts 1953, 53rd Legislature, page 1029, chapter 425 § 6 so as to authorize per diem for each member of the Board in the amount of Thirty Dollars ($30.00) for each day of attendance; containing an emergency clause."

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

House Bill No. 541 ON SECOND READING

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

H. B. No. 541, A bill to be entitled "An Act amending Chapter 166, Acts of the 40th Legislature, Regular Session, 1927, as amended (codified as Article 200a, V.T.C.S.), by amending Section 2 thereof so as to provide for the appointment of retired judges as presiding judges of the administrative judicial districts as well as regular judges, in the discretion of the Governor; and declaring an emergency."

The bill was read second time.

Mr. Duggan offered the following amendment to the bill:

Amendment No. 1

Amend H. B. 541 by adding after the last sentence of Section 1 an additional sentence reading as follows:

"Provided, however, that no judge shall be designated to serve in such capacity who has been retired from office by being defeated for re-election to such office."

The amendment was adopted without objection.

House Bill No. 541 was then passed to engrossment.

Committee Meetings

Mr. Chapman asked unanimous consent of the House that the Committee on Judiciary be permitted to meet at this time.

There was no objection offered.

Mr. Foreman asked unanimous consent of the House that the Committee on Public Lands and Buildings be permitted to meet at this time.

There was no objection offered.

Mr. Dungan asked unanimous consent of the House that the Committee on Agriculture be permitted to meet at this time.

There was no objection offered.

House Bill No. 658 ON SECOND READING

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

H. B. No. 658, A bill to be entitled "An Act relating to fees to be charged by the State Board of Insurance;
amending Article 4.07 of Chapter Four of the Insurance Code to provide that the State Board of Insurance shall set and collect a sales charge for making copies of any paper or record, except that the Board may make and distribute copies of papers containing rating information without charge or for such charge as the Board shall deem appropriate to administer premium rating laws by proper dissemination of rating information; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1
Amend the next to last paragraph of Section 1 of H. B. 658 to read as follows:

"The State Board of Insurance shall set and collect a sales charge for making copies of any paper or record, such charge to be in an amount deemed sufficient to reimburse the State for the actual expense; provided, however, that the State Board of Insurance may make and distribute copies of papers containing rating information without charge or for such charge as the Board shall deem appropriate to administer the premiums rating laws by properly disseminating such rating information; and provided further that Article 5.29 of the Insurance Code of Texas, Acts 1951, 52nd Legislature, Chapter 491, shall remain in full force and effect without amendment."

The amendment was adopted without objection.

House Bill No. 658 was then passed to engrossment.

HOUSE BILL NO. 665 ON SECOND READING

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

H. B. No. 665, A bill to be entitled "An Act authorizing the establishment of residential institutions for custodial care of severely physically handicapped persons under the jurisdiction of the Board for Texas State Hospitals and Special Schools; setting out the powers and duties of the Board in the establishment and operation of such institutions; providing requirements for admission to such facilities; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1
Amend H. B. 740 by striking out all below the enacting clause and
Section 1. There is hereby authorized the establishment of residential facilities for custodial care of severely physically handicapped persons under the jurisdiction of the Board for Texas State Hospitals and Special Schools.

Section 2. The Board for Texas State Hospitals and Special Schools is hereby authorized to accept donations, gifts, and grants, and to do all other things necessary and requisite in providing custodial care for severely handicapped persons under provisions of this Act.

Section 3. Each of these facilities shall be so located that regular hospital facilities are convenient and available.

Section 4. The facilities authorized and created by this Act shall be used to care for, treat, train, and rehabilitate severely handicapped persons in this State for whom care and treatment is not otherwise available in a State-operated facility. These facilities are to be designed and operated primarily for the purpose of providing residential care for persons who are so severely handicapped as to require supervision, treatment, and care on an extended basis, to conduct research, and to gather and disseminate information concerning the extent, nature, treatment, and prevention of ailments which cause severe physical disabilities.

Section 5. The Board for Texas State Hospitals and Special Schools shall have general superintendence, management, and control of the institutions, of the grounds and buildings, of the officers and employees thereof, of the patients therein, and all matters relating to the government, contracts, and fiscal concerns thereof, and may make such rules and regulations as may seem to it necessary and desirable for carrying out the purposes of the institutions herein authorized to be created. The Board shall appoint a superintendent of each institution created hereunder, who shall be a person of professional training and experience in the care and treatment of severely physically handicapped persons, and may fix the compensation of the superintendent, subject to limitations of the appropriations provided by the Legislature. A superintendent may be discharged at any time for cause.

Section 6. The Board for Texas State Hospitals and Special Schools is hereby authorized to promulgate such rules, regulations and conditions of admission of patients to such institutions that may be needed in addition to those set forth herein. Persons admitted to these institutions shall have resided in the State of Texas for at least one (1) year next preceding such admission.

Section 7. The Board for Texas State Hospitals and Special Schools is hereby authorized and empowered to make necessary investigations, and to establish all necessary regulations concerning the admission of patients, and to make necessary financial arrangements with the patients or persons responsible for the support of such patients. It is provided, however, that in establishing any conditions of admission, the Board shall not exclude any patient otherwise qualified for admission because of inability to pay, and all indigent patients otherwise eligible for admission, shall be received without regard to their indigent condition.

Section 8. Admission to these institutions shall be made on written application of parent or guardian of the person for whom admission is sought, to a committee composed of the superintendent, the staff psychologist, the staff social worker and the head of the medical staff. It shall be the duty of this committee to evaluate the applicant and establish terms of admission. The committee, based on its findings, may accept an applicant for placement in this facility. A parent or guardian of a person admitted may, at any time on written application, secure their child's or ward's release from this facility.

(a) Primary consideration shall be given to persons otherwise qualified for admission, who have suffered the loss of one (1) or both parents, or are from a broken home, or where the family is unable to care for the individual, and for whom no other State-operated facility is available.

(b) Admission shall be limited to the individuals suffering from such
chronic physical disabilities as cerebro palsy, cystic fibrosis, poliomyelitis, muscular dystrophy, multiple sclerosis, and/or other incapacitating congenital or acquired deformities and/or physical disabilities.

Section 9. The Board for Texas State Hospitals and Special Schools is authorized to contract with other agencies and groups, public and private, to provide additional or supplementary facilities for the care and treatment of persons admitted to the institutions created under the provisions of this Act and to provide for research and investigations concerning the diseases with which they are afflicted.

Section 10. The fact that there is an urgent need in this State for facilities to provide residential care for persons who are so severely physically handicapped as to require constant supervision and attendance, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

H. B. No. 758, A bill to be entitled "An Act amending Articles 3937 and 3939 of the Revised Civil Statutes, 1925, as amended to allow the County Tax Assessor-Collector to charge additional fees for the assessment and collection of taxes on behalf of drainage districts, road districts, or other political subdivisions of the county, and water control and improvement districts; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1 to H. B. 758
Amend House Bill 758 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. Article 3937 of the Revised Civil Statutes of Texas, 1925, as last amended by Section 1, Chapter 204, Acts of the Fifty-second Legislature, Regular Session, 1951, (compiled as Article 3937 of Vernon's Texas Civil Statutes) is amended to read as follows:

"Art. 3937. Each Assessor of taxes shall receive the following compensation for his services, which shall be estimated upon the total value of the property assessed as follows: For assessing the state and county taxes on all sums for the first Five Million Dollars ($5,000,000) or less, five cents (5¢) for each One Hundred Dollars ($100) of property assessed; on all sums in excess of Five Million Dollars ($5,000,000) but not in excess of Ten Million Dollars ($10,000,000), two and one-half cents (2½¢) on each One Hundred Dollars ($100) of property assessed; on all sums in excess of Ten Million Dollars ($10,000,000) but not in excess of One Hundred Million Dollars ($100,000,000), three and one-half cents (3½¢) on each One Hundred Dollars ($100); One-half of the above fee shall be paid by the state and one-half by the county. For assessing the taxes in all drainage districts, road districts, common or independent school districts, water improvement districts, water control and improvement districts, navigation districts, or other political subdivisions of the county, wherein the County Tax Assessor and Collector assesses and collects
taxes of said districts or other political subdivisions. If assessed by the County Tax Assessor, the Assessor shall receive only one percent (1%) for collecting such railroad taxes, and two per cent (2%) on all such taxes collected on the first Ten Thousand Dollars ($10,000) collected, and two per cent (2%) on all such county taxes collected over said sum. For collecting the taxes in all drainage districts, road districts, common or independent school districts, water improvement districts, water control and improvement districts, navigation districts, or other political subdivisions of the county, wherein the County Tax Assessor and Collector assesses and collects taxes of said districts or other political subdivisions, if collected by the County Tax Collector, the Tax Collector shall be paid a fee that shall reasonably relate to the actual cost of performing such services, provided, however, that, for collecting the taxes of such districts or subdivisions that are less than county-wide in area, the Collector shall be paid no more than one cent ($0.01) for each One Hundred Dollars ($100) over Three Million Dollars ($3,000,000), and one cent ($0.01) for each One Hundred Dollars over Three Million Dollars ($3,000,000) of such districts or subdivisions, and for assessing the taxes of such districts or subdivisions that are county-wide in area, the Assessor shall be paid no more than one cent ($0.01) for each One Hundred Dollars ($100) of the assessed values of such districts or subdivisions; provided such compensation as is paid to the Assessor shall be pro-rated among the various districts or other political subdivisions of the county, wherein the County Tax Assessor and Collector assesses and collects taxes of such districts or subdivisions, according to the value of the property assessed in such district, or other political subdivision, and for assessing the poll tax, five cents ($0.05) for each poll, and which shall be paid by the state. The commissioners court shall allow the Assessor of Taxes such sums of money to be paid monthly from the county treasury as may be necessary to pay for clerical work, taking assessments, making out the tax rolls of the county (such sums so allowed to be deducted from the amount allowed to the Assessor as compensation upon the completion of said tax rolls); provided the amount allowed the Assessor by the commissioners court shall not exceed the compensation that may be due by the county to him for assessing."
for issuing statement of ad valorem taxes due, the Collector shall not be entitled to charge any fee; and for each ad valorem tax certificate issued, to bear his seal of office, the Collector shall charge one dollar ($1) to be paid by the applicant therefor."

"Section 3. The importance of this legislation and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended."

The amendment was adopted without objection.

House Bill No. 728 was then passed to engrossment.

**HOUSE BILL NO. 817 ON SECOND READING**

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 817, A bill to be entitled "An Act providing that in all counties having a population of two hundred thousand (200,000) inhabitants or more according to the last preceding federal census, an annual audit shall be made of all books, records, and accounts of district, county, and precinct officials, agents, or employees, including all governmental units of the county, county hospitals, farms, and other institutions of the county, and all matters pertaining to the fiscal affairs of the county; providing the method of contracting for the annual audit report and payment therefor; providing that this audit shall be in addition to the audit reports of the regular county auditors or other special audit reports that are made pursuant to Articles 1638 and 1641, as amended, of the Revised Civil Statutes of Texas and Chapter 124, Acts of the 55th Legislature, 1957, and all other laws in conflict; and declaring an emergency."

The bill was read second time.

**HOUSE BILL NO. 817 ON SECOND READING**

Mr. Brown of Taylor offered the following committee amendment to the bill.

Committee Amendment No. 1

Amend House Bill 817 by deleting Section 1 and substituting in lieu thereof the following:

"Section 1. In every county in the State of Texas having a population of two hundred thousand (200,000) inhabitants or more, in which there are two cities having populations between sixty-five thousand (65,000) and one hundred twenty thousand (120,000), according to the last preceding Federal census, an annual independent audit shall be made of all books, records, and accounts of the district, county, and precinct officials, agents or employees, including regular auditors, of the counties and all governmental units of the county hospitals, farms, and other institutions of the county, and all matters pertaining to the fiscal affairs of the county."

The amendment was adopted without objection.

House Bill No. 817 was then passed to engrossment.

**HOUSE BILL NO. 866 ON SECOND READING**

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 866, A bill to be entitled "An Act providing that defendants may put up cash money or the equivalent thereof in approved securities in lieu of a bond of recognizance in all cases where bail is allowed under existing law; providing for a forfeiture, the safekeeping and return of same, the procedure and construction in regard thereto; and declaring an emergency."

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

**HOUSE BILL NO. 888 ON SECOND READING**

The Speaker laid before the House on its second reading and passage to engrossment, H. B. No. 888, A bill to be entitled "An Act providing for the appointment of a bailiff for the 24th and
The bill was read second time.

(H. B. No. 888 was passed to engrossment.)

**HOUSE BILL NO. 911 ON SECOND READING**

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

H. B. No. 911, A bill to be entitled "An Act amending Section 1 of Chapter 49, Acts of the 43rd Legislature, 1933, (compiled as Section 1 of Article 1605a, Vernon's Texas Civil Statutes) to provide that branch offices of the county clerk's office may be established and maintained by the commissioners court in all counties having a city or cities other than the county seat within their boundaries of a population of twenty thousand (20,000) and over, according to the last federal census; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend House Bill No. 911 by deleting the last sentence of the second paragraph of quoted "Section 1" and substituting in lieu thereof the following: "Any instrument of writing authorized to be recorded by a county clerk may be deposited with a deputy county clerk, but such act shall have no force or effect until the instrument is filed in the county clerk's central office at the county seat."

The amendment was adopted without objection.

House Bill No. 911 was then passed to engrossment.

**HOUSE BILL NO. 942 ON SECOND READING**

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

H. B. No. 942, A bill to be entitled "An Act amending Section 34 of Chapter 173, Acts of the 47th Legislature, 1941 (compiled as Section 34 of Article 6687b of Vernon's Texas Civil Statutes), which provides a penalty for driving while one's license is cancelled, suspended or revoked, so as to apply the penalty also to persons who drive after having allowed the license to expire; and declaring an emergency."

The bill was read second time.

Mr. Knapp offered the following amendment to the bill:

Amend H. B. 942 by adding a new section following Section Number (1) to be numbered Section (1a) which shall read as follows:

1a. Provided, however, that no person whose license has expired shall be prosecuted under this article unless said license has been expired for ninety (90) or more days at the time of the violation of this article. If a person's license was under a cancellation, suspension or revocation order at the time it expired, he may be prosecuted at any time he is found in violation of this article.

The amendment was adopted without objection.

House Bill No. 942 was then passed to engrossment.

**HOUSE BILL NO. 1001 ON SECOND READING**

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

H. B. No. 1001, A bill to be entitled "An Act defining the benefits of a member of the Teacher Retirement System who has attained a retirement status; providing for the exemption of annuity payments, contributions, optional benefit payments, death and survivor benefits, and the monies in the various funds of the system from any state, county, or local taxes, or any legal process whatsoever and prohibiting assignment except as specifically provided in S. B. No. 290, Acts 54th Legislature, Regular Session, 1955, Chapter 530, as amended; providing survivor benefits for certain persons; providing a savings clause, and declaring an emergency."

The bill was read second time and was passed to engrossment.
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HOUSE BILL NO. 1019 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 1019, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts; validating the acts of County Boards of School Trustees, county judges, Commissioners Courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing the Act shall not be construed as validating any boundary change made or attempted to be made by an ex parte order, resolution or act of the Board of Trustees of any school districts; providing that this Act shall have no application to litigation now pending questioning the validity of matters hereby validated, or to proceedings now pending before the County Boards of School Trustees, State Commissioner of Education, or the State Board of Education, or to any district which has heretofore been declared invalid by certain courts, or to districts which may have been established and later returned to original status, providing such litigation or proceedings are ultimately determined against the validity of matters hereby validated; providing a saving clause; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend House Bill No. 1044 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. The Texas Shrimp Conservation Act, Chapter 187, Acts of the 56th Legislature, 1959 (compiled as Article 4075b of Vernon's Texas Civil Statutes), is amended by adding thereto a new Section 11A, reading as follows:

"Sec. 11A. Notwithstanding any other provision of this Act, it shall be lawful to possess or have on board any boat in the coastal waters of Orange or Jefferson County any trawl or equipment lawfully used in the waters of another state or foreign nation; and declaring an emergency."

The amendment was adopted without objection.

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 1044, A bill to be entitled "An Act amending the Texas Shrimp Conservation Act by adding thereto a new Section 11A, making it lawful to transport in Texas coastal waters, under certain conditions, any trawl or equipment lawfully used in the coastal waters of another state, and declaring an emergency."

The bill was read second time.

Mr. Rosson requested to be recorded as voting Nay on passage to engrossment of H. B. No. 1019.

HOUSE BILL NO. 1044 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment, H. B. No. 1044, A bill to be entitled "An Act amending the Texas Shrimp Conservation Act by adding thereto a new Section 11A, making it lawful to transport in Texas coastal waters, under certain conditions, any trawl or equipment lawfully used in the coastal waters of another state, and declaring an emergency."

The amendment was adopted without objection.

House Bill No. 1044 was then passed to engrossment.

HOUSE BILL NO. 1048 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,
H. B. No. 1048, A bill to be entitled “An Act amending the Texas Probate Code by adding a new Section 404A to allow the guardian to make all funeral arrangements for a deceased ward, to pay all such expenses out of the estate of the deceased ward, and to allow such guardian to pay all other existing debts as the court may approve; and declaring an emergency.”

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

HOUSE BILL NO. 1055 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment, H. B. No. 1055, A bill to be entitled “An Act to amend Chapter 472, Acts of the 55th Legislature, Regular Session, 1957, by adding a new section to such Act making the bonds issued by hospital authorities pursuant to such Act authorized investments and making them eligible to secure public funds; and declaring an emergency.”

The bill was read second time.

Mr. McDonald of Hidalgo ordered the following amendment to the bill:

Amend House Bill 1055 by striking all of quoted Section 8a in Section 1 of the bill, and substituting in lieu thereof the following:

“Sec. 8a. All bonds issued under this Act, as amended, shall be legal and authorized investments for all banks, savings banks, trust companies, building and loan associations, savings and loan associations, and insurance companies of all kinds and types, and for the interest and sinking funds and other public funds of any issuer, as such term is defined in this Act. Said bonds also shall be eligible and lawful security for all deposits of public funds of the State of Texas and of any issuer, as such term is defined in this Act, to the extent of the value of said bonds, when accompanied by any unmatured interest coupons appurtenant thereto.”

The amendment was adopted without objection.

House Bill No. 1055 was then passed to engrossment.

HOUSE BILL NO. 1066 ON SECOND READING

The Chair laid before the House on its second reading and passage to engrossment, H. B. No. 1066, A bill to be entitled “An Act amending Chapter 373, Acts 57th Legislature, 1961, codified as Article 4476-5, Vernon’s Annotated Civil Statutes, by adding a new section thereto to be known as Section 23, requiring registration for wholesale and distributors of drugs and medicines with the Commissioner of Health; providing for the revocation, cancellation or suspension of such registration; setting certain fees; providing penalties for violation of the Act; providing for severability; and declaring an emergency.”

The bill was read second time.

Mr. Cavness offered the following amendment to the bill:

Amend House Bill 1066 by adding a new subsection No. 10 under Section 23, to read as follows:

“The fees provided for in subsections 4 and 5 shall be deposited in the State Treasury to the Food and Drug Registration Fee General Revenue account and shall be available for carrying out the provisions of this Act.”

The amendment was adopted without objection.

Mr. Cavness offered the following amendment to the bill:

Amend House Bill 1066 by deleting from subsection 8 of Section 23 thereof the following:

“One Hundred Dollars ($100.00)” and substituting therefor the following:

“Two Hundred Dollars ($200.00).”

The amendment was adopted without objection.

Mr. Cavness offered the following amendment to the bill:

Amend H. B. 1066 by deleting the word “distributing” in Sec. 23,
paragraph 1, and substituting the following words:

"wholesale distribution of"

The amendment was adopted without objection.

House Bill No. 1066 was then passed to engrossment.

HOUSE BILL NO. 1064 ON SECOND READING

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

H. B. No. 1064, A bill to be entitled "An Act amending Article 5546, Revised Civil Statutes of Texas, 1925, so as to provide for the period of notice stipulation in contracts between federal prime contractors and their subcontractors; and declaring an emergency."

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

COMMITTEE MEETING

Mr. Fairchild asked unanimous consent of the House that the Committee on Judicial Districts be permitted to meet at this time.

There was no objection offered.

HOUSE BILL NO. 1070 ON SECOND READING

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

H. B. No. 1070, A bill to be entitled "An Act providing for the voting places for all elections held by certain independent school districts in certain counties in this State; and declaring an emergency."

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

HOUSE BILL NO. 1075 ON SECOND READING

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

H. B. No. 1075, A bill to be entitled "An Act authorizing the Texas National Guard Armory Board to convey certain lands in Wood County, Texas; describing the manner of sale and disposition of proceeds; reserving to the State of Texas certain portions of the oil, gas, and other minerals in and under said lands or that may be produced therefrom, together with all houses, rents or royalties derived therefrom, providing for the leasing of said mineral, and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend House Bill 1075, by striking out all below the caption and inserting in lieu thereof the following:

Preamble

Whereas, the owner of the property described below prior to acquisition by the Texas National Guard Armory Board, was the Winnsboro Industrial Organization, unincorporated with membership consisting of members of the present Winnsboro Industrial Foundation, Incorporated, and

Whereas, said property was acquired from said owner by the Texas National Guard Armory Board through payments of monthly rentals until notes in amount of Ten Thousand ($10,000) bearing interest at three per cent (3%) per annum had been completely liquidated and warranty deeds issued, and

Whereas, said property is no longer of any use to the Texas National Guard Armory Board and has been declared surplus to the needs of such Board,

Be it Enacted By The Legislature of The State of Texas:

Section 1. The Texas National Guard Armory Board is hereby authorized to negotiate with the Winnsboro Industrial Foundation, Incorporated, for the sale of the following tract of land located in Wood County, Texas, and described as follows:

A tract of land, consisting of approximately 2.375 acres, more or less, out of the Gray B. King Survey, bounded on the West by Highway 37 and on the North by Farm-to-Market Road 65, together with all buildings and improvements thereon, and identified further as the Texas
National Guard Armory, in the City of Winnsboro, Texas, save and except all oil, gas and other minerals in, or under 1/4 acre, and save and except one-sixteenth (1/16) of all oil, gas and minerals in or under the remaining 1.125 acres of said property.

The Board may sell and convey such land to the Winnsboro Industrial Foundation, Incorporated, after negotiations and provided such Corporation offers the reasonable market value therefor. The chairman and treasurer of the Board, acting for and on behalf of the Board, are hereby empowered to execute an agreement and special warranty deed to such Corporation.

Sec. 2. All funds derived from the sale of the property described are hereby appropriated to the Texas National Guard Armory Board. Such funds shall be expended by the Texas National Guard Armory Board for the use and benefit of the Texas National Guard for one or more of the following purposes:

1. As a participating fund in the construction of armories financed in part by the United States Government or
2. As a construction fund to be used by the Armory Board; or
3. As a debt servicing fund as provided in Senate Bills Nos. 396, 426, and 428, Acts, 1935, General Laws of the Forty-sixth Legislature, Regular Session. Provided, however, that all such funds as are not actually used for the purposes hereinbefore specified shall remain on deposit with the State Treasurer to the credit of the Adjutant General's Department for the use and benefit of the Texas National Guard, the successor or component, as provided in House Bills Nos. 13 and 444, Acts, Fifty-first Legislature, 1949.

Sec. 3. In case of sale there is hereby reserved to the State of Texas one-sixteenth (1/16) of oil, gas and other minerals in and under approximately 1.125 acres of said land and none of the oil, gas and other minerals in the remaining 1/4 acres; together with all bonuses, rents or royalties derived therefrom. Said minerals may be leased by the Commissioner of the General Land Office upon such terms as now provided by law for the leasing of Public Free School lands of the State of Texas.

Sec. 4. The fact that the above-described property is surplus to and in excess of the needs of the Texas National Guard Armory Board and the Texas National Guard; the fact that the Attorney General of Texas in Opinion No. WW-480 has held that the Texas National Guard Armory Board is not authorized by existing statute to dispose of such property and that such disposition is under the direct control of the Legislature of the State of Texas; the fact that the funds to be derived from said property should be used for the construction of armories for use of the Texas National Guard; and the crowded condition of the calendar create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and that said Rule be hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted without objection.

House Bill No. 1075 was then passed to engrossment.

SENATE BILL NO. 20 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading.

S. B. No. 20, A bill to be entitled "An Act relating to state credit unions, loans and investments therein, the maximum rate of interest; and other charges on loans made thereby, and the supervision, examination, examiners fees, expenses, bylaws, board of directors, officers, audits, dividends, dissolution, conversion and liquidation thereof, capital and surplus, advisory commission, and slander or libel of credit unions; amending Articles 2462, 2465, 2466, 2469, 2470, 2480, 2482, 2483, 2484a, and 2484b, Revised Civil Statutes of Texas, 1925, and enacting Art. 2484c, Revised Civil Statutes of Texas, 1925, so as to define interest on loans by state credit unions, to fix the maximum rate of such interest at 1% per month on the unpaid balance, to pro-
hibit other charges on such loans, to repeal the limitation on investments in shares of building and loan associations or savings and loan associations, to raise the fees payable by credit unions to the Banking Commissioner for examination, to provide for fees payable by credit unions to the Banking Commissioner for supervision, to provide for inclusion in the bylaws the conditions of association, residence or occupation which qualify a person for membership, to make certain drafting clarifications and revisions, to insert new headings, to authorize the board of directors to declare dividends, to authorize the Banking Commissioner to prescribe rules and regulations for the merger, consolidation and dissolution of credit unions, to authorize the Banking Commissioner to close any credit union and place it in involuntary liquidation and appoint a liquidating agent therefor, to provide for notice, hearing, appeal, examination, operation, distribution, and termination of credit unions in involuntary liquidation, and various processes incidental thereto, to authorize the Banking Commissioner to make rules and regulations pertaining to involuntary liquidation, to place certain restrictions on the liquidating agents and to impose penalties for violations thereof, to change the definition of 'capital and surplus' in credit unions, to increase the required meetings of the advisory commission to at least twice annually, to provide for reimbursement of members of the advisory commission for expenses incidental to travel, board and lodging, to prohibit untrue and derogatory statements as to financial condition of credit unions with intent to injure same, to prohibit aiding in such statements and to impose penalties for violation of such prohibition, providing savings classes and declaring an emergency.”

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

S. B. No. 25, A bill to be entitled “An Act authorizing the Board of Directors of Texas Technological College, in consideration of the payment to it of the appraised value of land in the City of Lubbock, Lubbock County, Texas, for the purpose of constructing thereon fraternity and sorority lodges; prescribing procedures and conditions for the sale of this property; making an appropriation; and declaring an emergency.”

The bill was read second time.

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

Committee Amendment No. 1
Amend Senate Bill 25 by striking Section 1 thereof and substituting in lieu thereof the following:

“Sec. 1. In consideration of the payment by the Texas Tech Inter-Fraternity Housing Corporation of Lubbock, Texas, of a sum not less than its appraised value at the time of the sale, (such appraised value to be determined by not less than three appraisers to be appointed by the Board of Directors of Texas Technological College) the Board of Directors of Texas Technological College is hereby authorized to sell and convey to the Texas Tech Inter-Fraternity Housing Corporation upon terms and conditions satisfactory to said Board, a tract of land, not to exceed ten (10) acres, the same to be a part of what is known as the campus of said college, to be located on the West side of what is known as the ‘College Farm’ and adjacent to what is known as the ‘Tarner Tract,’ the exact location thereof to be determined by said Board.”

The amendment was adopted without objection.

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

Committee Amendment No. 2
Amend Senate Bill 25 by striking Section 6 thereof and substituting in lieu thereof the following:

“Sec. 6. The title of said property shall remain after conveyance in the name of the Texas Tech Inter-Fraternity Housing Corporation and such property shall not thereafter
be sold or in any manner conveyed other than by lease to an established fraternity or sorority with a national charter at Texas Tech College.

The amendment was adopted without objection.

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

Committee Amendment No. 3

Amend Senate Bill 75 by striking Section 3 thereof and substituting in lieu thereof the following:

"Sec. 3. Proceeds from the sale of this property to the Texas Tech Inter- Fraternity Housing Corporation shall be transmitted to the Treasurer of the State of Texas to become a part of the General Revenue Funds of the State of Texas, and the consideration received from the sale of said property is hereby appropriated for this purpose."

The amendment was adopted without objection.

Senate Bill No. 75 was then passed to third reading.

SENATE BILL NO. 73 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading.

S. B. No. 73, A bill to be entitled "An Act authorizing and empowering the Board of Directors of the Agricultural and Mechanical College of Texas, acting by the Chancellor of The Texas Agricultural and Mechanical College System, in consideration of the value to be determined by appraisers, to execute and deliver a deed to certain land in Angelina County to the Hudson Independent School District of Angelina County, which said land is a part of the land under control of the Texas Agricultural Experiment Station, an agency under the supervision of said Board of Directors, etc.

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill 73 by deleting the word "may" wherever the same appears in Section 4 thereof and inserting in lieu thereof the word "shall."

The amendment was adopted without objection.

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

Committee Amendment No. 2

Amend Senate Bill 73 by deleting all of Section 6 thereof and inserting in lieu thereof the following:

"Section 6. The money received for the conveyance herein authorized shall be deposited to the General Fund of the State of Texas."

The amendment was adopted without objection.

S. B. No. 73 was passed to third reading.

SENATE BILL NO. 74 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading.

S. B. No. 74, A bill to be entitled "An Act authorizing an eligible city, as defined therein, upon the adoption of the provisions hereof, to provide for the construction of improvements to the water and sewer systems, either or both, and the construction of street improvements under certain circumstances and conditions and to assess a part of the cost of such improvements against benefited or abutting property and the owners thereof, and as to street improvements authorizing the levy of a special tax against railway, street railway or interurban using, occupying or crossing any street in certain instances; providing procedures in connection with such assessment program and for the enforcement and collection of such assessments; prescribing the effect of certificates of special assessment and that same shall be legal and authorize investments in certain instances; providing that the provisions of the act shall be cumulative of existing laws and charter provisions and that the act shall be liberally construed to effect its purpose; providing a sur- ance clause, enacting other provisions incident and related to subject matter and declaring an emergency."

The bill was read second time and was passed to third reading.
SENATE BILL NO. 94 ON SECOND READING

The Chair laid before the House on its second reading and passage to third reading.

S. B. No. 94, A bill to be entitled "An Act validating the incorporation of cities and towns hereinafter incorporated or attempted to be incorporated under the general laws of Texas; validating the boundary lines thereof, as said boundaries may have been changed by Ordinance since the original incorporation; validating governmental proceedings; validating the adoption of Home Rule Charters; validating the charters so adopted and providing that said charters so adopted shall constitute the Home Rule Charters of such cities and towns; validating elections held for the election of members of the governing body of such cities and towns and the assumption of office; providing that this Act shall not be construed as validating any such incorporation proceeding, boundary, charter or act if the validity thereof is involved in litigation on the effective date of this Act and such litigation is ultimately determined against the validity thereof; providing a saving clause and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend Senate Bill 94 by striking all below the enacting clause and substituting in lieu thereof the following:

"Section 1. The incorporation proceedings of any city, town or village in this state hereinafter incorporated or attempted to be incorporated under the general laws of Texas, whether under the Aldermanic form of government or the Commission form of government, and which have functioned as incorporated cities and towns since the date of such incorporation or attempted incorporation, are hereby in all respects validated as of the date of such incorporation or attempted incorporation and the incorporation of any such city, town or village shall not be held invalid by reason of the fact that the election proceedings or other incorporation proceedings may have not been in accordance with law.

Sec. 2. In each instance where an election has been held for the purpose of incorporating a city, town or village, and the territory to be contained in such city, town or village was inadequately or incorrectly described in connection with such election proceedings, or such territory contained a greater area than was permitted by law, and where, thereafter, the county judge of the county in which such city, town or village is situated entered an order declaring the inhabitants of such city, town or village incorporated under the general laws of the State of Texas relating to cities and towns, and fixing and declaring the boundaries thereof, as he finds such boundaries to exist at the time of entering such order, and finding and declaring the names of the officials of any such city, such order by the county judge is hereby in all things validated, ratified and approved, and such city, town, or village shall be known by the name specified in such order.

Sec. 3. All governmental proceedings performed by the governing body of any such city, town or village and all offices thereof since their incorporation or attempted incorporation are hereby in all respects validated as of the respective date of such proceedings. Any election held in such city, town or village resulting favorably to the issuance of bonds is hereby validated, and the governing body thereof is authorized to proceed with the issuance of such bonds.

Sec. 4. The proceedings for the adoption and adopting or attempting to adopt a Home Rule Charter for any and each city or town in this state where any legal step required to make such adoption effective has been omitted or was done in an irregular manner and where a majority of the qualified voters of said city voting at said election voted in favor of the adoption of any and each such charter are in all things validated, ratified and confirmed, and such charter shall constitute the Home Rule Charter of said city and each such city under the constitution and laws of this state. All
sions, acts or proceedings of any city, town or village if such elections held under the provisions of said charter for the purpose of electing members of the governing body of each such city and the assumption of office by such elected members are hereby in all things validated.

Sec. 5. This Act shall not apply to any city, town or village which is now or heretofore involved in litigation questioning in any District Court of this state, the Court of Civil Appeals, or the Supreme Court of Texas, in which the validity or legality of the charter, organization, incorporation, boundaries, extension of boundaries, or creation of such city, town or village. Nor shall this Act validate any act or proceedings of any city, town or village which upon the effective date of this Act is the subject of litigation in a court of competent Jurisdiction. This Act shall neither validate any act or proceedings of any city, town or village done subsequent to October 1, 1962, nor shall the Act operate to effect any ordinance or ordinances annexing territory that have been passed on first or subsequent readings by a city, town or village prior to the passage of this Act. This Act shall not apply to any such extensions, acts or proceedings of any city, town or village if such extensions, acts or proceedings have been later rescinded.

Sec. 6. If any word, phrase, clause, sentence, or part of this Act shall be held by any court of competent jurisdiction to be invalid or unconstitutional, or for other reasons void or unconstitutional, it shall not affect any other word, phrase, clause, sentence or part of this Act.

Sec. 7. The fact that the legal existence of certain cities, towns and villages and the boundaries thereof and the officials thereof are in doubt and that this legislation is urgently needed by such cities, towns, and villages, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Brown of Galveston offered the following amendment to Committee Amendment No. 1:

Amend Section 2 of Committee Amendment No. 1 to Senate Bill 94 by striking all between the comma on line 44, page 1 thereof and the comma on line 46, page 1 thereof and substituting in lieu thereof the following language:

"as such boundaries were originally intended, together with territory annexed prior to any such order."

(Speaker in the Chair.)
Mr. Cotten moved that further consideration of Senate Bill No. 94 be postponed for fifteen minutes and the motion to postpone prevailed.

SENATE BILL NO. 215 ON SECOND READING

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

S. B. No. 215, A bill to be entitled "An Act amending Article 2.21 of the Insurance Code of the State of Texas to provide for the valuation of certain guarantees in life insurance policies and coupons issued on or after the operative date of Article 3.44c; amending Article 3.21, to enact the Standard Valuation Law prescribing requirements for the valuation of the reserve liabilities of life insurance policies and annuity and pure endowment contracts; repealing Article 3.19; amending Sections 7 and 9 of Article 3.44, to provide for non-forfeiture benefits and cash surrender values of life insurance policies issued on or after the operative date of Article 3.44a; amending Chapter Three, Insurance Code of the State of Texas, so as to add therein a new Article 3.44a enacting the Standard Non-Forfeiture Law prescribing requirements for the computation of non-forfeiture benefits and cash surrender values for life insurance policies; amending Article 3.46 to limit the application of said Article to policies and contracts issued prior to the operative date of Article 3.44a; amending Article 3.50 relating to group life insurance policies, to repeal Sections 4 and 6 thereof and amend Section 3 thereof; amending subsections (a), (f) and (g) of Section 2 of Article 3.52 to provide for non-forfeiture benefits and cash surrender values of industrial life insurance policies issued on or after the operative date of Article 3.44a; repealing Article 11.09.
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and amending Article 11.19 to make the provisions hereof applicable to domestic mutual life insurance companies; providing a severability clause; and declaring an emergency.

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

SENATE BILL NO. 243 ON SECOND READING

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

S. B. No. 243, A bill to be entitled "An Act amending Chapter 148, Acts of the 42nd Legislature, 1931, as amended (compiled as Article 6081c of Vernon's Texas Civil Statutes), so as to allow cities and counties to acquire historical museums, buildings, sites and landmarks, and sites of archaeological or paleontological interest; and declaring an emergency."

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

SENATE BILL NO. 298 ON SECOND READING

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

S. B. No. 298, A bill to be entitled "An Act amending Section 4a, Chapter VII, Article 9, of the Texas Banking Code of 1943, codified as Article 342-709, Revised Civil Statutes of Texas, 1925, by adding a provision prohibiting banks from disclosing the amount deposited by any depositor to third parties except where (i) the depositor or owner of such deposit is a proper or necessary party to a proceeding in a court of competent jurisdiction in which even the records pertaining to the deposit of such depositor or owner shall be subject to disclosure or (ii) the bank itself is a proper or necessary party to a proceeding in a court of competent jurisdiction or (iii) in response to a subpoena issued by a legislative investigating committee of the Legislature of Texas or (iv) in response to a request for examination of its records by the Attorney General of Texas pursuant to Article 1302-5.01 et seq. of the Texas Miscellaneous Corporation Laws Act."

The amendment was adopted without objection.

S. B. No. 298 was passed to third reading.

SENATE BILL NO. 300 ON SECOND READING

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

S. B. No. 300, A bill to be entitled "An Act to amend Paragraph (8) of Art. 4.01, Chapter 4, Sec. 1, Title 122A, Taxation-General, Revised Civil Statutes of Texas, Acts of the 56th Legislature, 3rd Called Session, 1959, Chap. 1, page 201, and to amend Art. 4.02, Chap. 4, Sec. 1, Title 122A, Taxation-General, Revised Civil Statutes of Texas, Acts of the 56th Legislature, 3rd Called Session, 1959, Chap. 1, page 201, so that the volume of oil produced and subject to tax may be measured or determined by tank tables or by meter or meters or by other measuring device or devices capable of accurately measuring 'production' or 'total oil produced'; and declaring an emergency."

"Article 9. No bank shall be required to recognize the claim of any third party to any deposit, or withhold payment of any deposit to the depositor or to his order, unless and until the bank is served with citation or other appropriate process issuing out of a court of competent jurisdiction in connection with a suit instituted by such third party for the purpose of recovering or establishing an interest in such deposit; neither shall any bank be required to disclose the amount deposited by any depositor to third parties except where (i) the depositor or owner of such deposit is a proper or necessary party to a proceeding in a court of competent jurisdiction in which even the records pertaining to the deposit of such depositor or owner shall be subject to disclosure or (ii) the bank itself is a proper or necessary party to a proceeding in a court of competent jurisdiction or (iii) in response to a subpoena issued by a legislative investigating committee of the Legislature of Texas or (iv) in response to a request for examination of its records by the Attorney General of Texas pursuant to Article 1302-5.01 et seq. of the Texas Miscellaneous Corporation Laws Act."
The bill was read second time and was passed to third reading.

SENATE BILL NO. 317 ON SECOND READING

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

S. B. No. 317. A bill to be entitled "An Act amending Article 1946, Revised Civil Statutes of Texas, 1926, to permit examination and copying of original instruments filed for record; and declaring an emergency."

The bill was read second time.

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

Committee Amendment to S.B. 317.
Amend S. B. 317 by changing the period on the end of Section 1 to a semi-colon and adding the following, provided, however, that nothing herein shall authorize interference in the normal and regular operations of County Clerks in recording and indexing said original instruments; provided, further, that in any county having a population of 176,000 or more according to last Federal Census, where any abstract or title company or companies make their daily take off by photography such original instruments shall be made available by the County Clerk, after recording, to such company or companies, for the purpose of photographing such instruments, in the same sequence in which they were recorded, prior to returning such instruments to their owners. Nothing herein shall authorize the removal of any instrument from the office of the County Clerk.

The amendment was adopted without objection.

Mr. Cory offered the following amendment to the bill:

Amend Senate Bill 317 by adding the following after the period following the word "clerk" on Line 64 of the printed bill thereof:

"and provided further, in all counties no original instrument shall be made available for copying until recorded."

The amendment was adopted without objection.

A record vote was requested on the passage of S. B. No. 317 to third reading.

S. B. No. 317 was passed to third reading by the following vote:

Yea--78
Atwell
Ball
Balin
Barnes
Bass of Bowie
Bass of Harris
Beckham
Birkner
Blaine
Bridges
Brooks
Caldwell
Birch
Bridges
McClinton
McDonald
Clayton
of Hidalgo
Collins
Cook
Cory
Coughran
Cowles
Cran
Davis
de la Garza
Duke
Duggan
Dungan
Edwards
Fairchild
Finney
Floyd
Foreman
Garrison
Giddens
Grover
Guftey
Hallmark
Harding
Harris
of Galveston
Attolevenwerck
of Harris of Dallas
Hatties
Hefton
Wilson

Nay--66
Alanis
Allen
Arlidge
Berry
Boyson
Brown
Brown of Galveston
Brown of Taylor
Butler
Cain
Canales
Cannon
Carpenter
Carricker
Carr
Cavness
Chapman

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Mr. Brown of Galveston offered the following amendment to Committee Amendment No. 1:

Amend Section 5 of Committee Amendment No. 1 to Senate Bill No. 94 by striking the words "in which" on line 8, page 2 thereof.

The amendment was adopted without objection.

Mr. Brown of Galveston offered the following amendment to Committee Amendment No. 1:

Amend Section 5 of Committee Amendment No. 1 to Senate Bill No. 94 by striking the word "effect" on line 14, page 2 thereof and substituting in lieu thereof the word "affect."

The amendment was adopted without objection.

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

Mr. Brown of Galveston offered the following amendment:

Amend Committee Amendment No. 2 to Senate Bill No. 94 by striking all of lines 37 through 54 and substituting in lieu thereof the following language:

"An Act validating the incorporation proceedings of any city, town or village heretofore incorporated or attempted to be incorporated under the general laws of Texas; validating subsequent orders of County Judges defining boundaries of cities, towns and villages as originally intended, together with territory annexed prior to any such order, and finding and declaring the names of the city officials; validating all governmental proceedings and elections for the issuance of bonds since incorporation; validating the adoption of Home Rule Charters and the election of governing officials in such cities or towns, providing that the provisions of this Act shall not apply to any city, town or village which is now or heretofore engaged in any litigation questioning its charter, organization, incorporation, boundaries or creation; nor shall the provisions of this Act apply to acts of proceedings of city governing bodies subsequent to October 1, 1962, nor to any such extensions, acts or proceedings of any city, town
or village if such extensions, acts or proceedings have been later rescinded; providing for severability; and declaring an emergency."

The amendment was adopted without objection.

S. B. No. 94 was then passed to third reading.

RECORD OF VOTE

Mr. Craig and Mr. Rosson requested to be recorded as voting No on passage to third reading of S. B. No. 94.

SENATE BILL NO. 320 ON SECOND READING

The Speaker laid before the House on its second reading and passage to third reading, S. B. No. 320, A bill to be entitled "An Act authorizing cities having a population over 660,000 according to the most recent federal census to construct buildings, improvements and structures to be used in its park or fairgrounds for exhibitions, concessions and entertainment, to acquire land therefor, and to acquire, repair, improve and enlarge buildings and structures for such uses; authorizing such cities to make leases of such properties or contracts for their operation; authorizing such cities to issue negotiable revenue bonds to provide funds for said purposes, and to secure the payment of such bonds by a pledge of net revenues of such properties, leases and operating contracts; providing that the bonds shall recite on their faces substantially that 'the holder hereof shall never have the right to demand payment of the bond out of money raised or to be raised by taxation,' prescribing the eligibility of such bonds for investment; by certain institutions and public funds; enacting other provisions related to the subject; and declaring an emergency."

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

SENATE BILL NO. 320 ON SECOND READING

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

SENATE BILL NO. 328 ON SECOND READING

S. B. No. 328, A bill to be entitled "An Act relating to the payment or distribution of cash or property by any business organizations or associations to persons registered on its books as the owners of shares or certificates, under certain conditions and which funds or property are now held in suspense by such organizations or associations or held in escrow or paid by or delivered to a trustee or custodian; providing for the payment of such cash or property by such organization, escrow agent, trustee or custodian to such registered person, his heirs, successors or assigns; providing for the presumption of ownership of the shares or certificates by the person in whose name such shares or certificates were registered on the records of any such organization at the time such distributions are or were payable; providing for the rebuttal of such presumption; providing that no liability shall attach to such organizations or to its trustees, officers, directors or agents making distribution to a person in whose name shares or certificates were registered or to the heirs, successors or assigns of any such person under certain conditions; providing for notice by a third party who may claim to be the true beneficial owner of such share or certificate or of any distribution therefrom and proof of such ownership by a third party, or in the absence thereof, requiring establishment of ownership by any person, other than the person in whose name the transferable shares or interests were registered at the time such distribution was payable, by final judgment of a court of competent jurisdiction; providing for a limitation period or periods and declaring an emergency."

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

SENATE BILL NO. 338 ON SECOND READING

The Speaker laid before the House on its second reading and passage to third reading, S. B. No. 338, A bill to be entitled "An Act to amend Article 6.94 of Chapter 200, Acts of the Fifty-seventh Legislature, 1941, compiled as Article 1302-6.04 in Vernon's Revised Civil Statutes of Texas as a
part of the Uniform Stock Transfer Act, to provide that whenever two or more registered owners of corporate shares have given the corporation notice of a written agreement between them providing for the disposition of all rights of a shareholder on his death, or for survivorship in the remaining owners, no liability will accrue to the corporation because of any claim adverse to the ownership shown in the agreement, unless the corporation has notice of such claims, and declaring an emergency.

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

SENATE BILL NO. 477 ON SECOND READING

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

S. B. No. 477, A bill to be entitled "An Act authorizing creation of a committee to study ways and means of treating, correcting and rehabilitating sociopathic personalities; authorizing appropriation and allocation of funds to finance such study; and declaring an emergency."

The bill was read second time.

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

Committee Amendment No. 1

Amend Section four of S. B. 477 to read as follows:

Funds may be appropriated from the General Revenue Fund of this State to the Committee created by this Act in an amount not to exceed ($7500.00) Seventy-five Hundred Dollars to pay the necessary expenses of said committee, including salaries and wages, consumable supplies and materials, current and recurring operating expenses, including the costs of printing reports and travel expense of the members of said
committee. Membership on said committee by other state officials as stipulated by Section 2 of this Act shall be considered as additional duty for such other State Officials, and they may be reimbursed for their expenses in connection with the work of said committee out of any appropriations to the departments in which they are regularly employed.

The amendment was adopted without objection.

S. B. No. 477 was passed to third reading.

SENATE BILL NO. 481 ON SECOND READING
The Speaker laid before the House on its second reading and passage to third reading,

S. B. No. 481, A bill to be entitled “An Act authorizing all junior college districts which may overlap pre-existing boundaries of other junior college districts to disannex the overlapping territory; providing the method of such disannexation; and declaring an emergency.”

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

SENATE BILL NO. 233 ON SECOND READING
The Speaker laid before the House on its second reading and passage to third reading,

S. B. No. 233, A bill to be entitled “An Act to amend Section 3 of Article 8.44 and subsection (c) of Section 2 of Article 3.62 of the Insurance Code of Texas, Acts of 1961, 52nd Legislature, Page 868, Chapter 491, as amended, so as to clarify when life insurance policies shall be incontestable, providing for a severability clause; and declaring an emergency.”

The amendment was adopted without objection.

S. B. No. 233 was passed to third reading.

RECORD OF VOTE
Mr. Crain and Mr. Rosson requested to be recorded as voting No on passage to third reading of S. B. No. 233.

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

Sir: I am directed by the Senate to inform the House that the Senate has refused to concur in House Amendments to Senate Bill No. 220 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators: Herring, Chairman; Aikin, Hazlewood, Kennard and Parkhouse.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to S. B. 423 by viva voce vote.

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

H. B. No. 99, By Quilliam: Amending the Real Estate License Act Re-
May 16, 1963

H. B. No. 289, By Chapman: Re­lating to Real Estate Brokers and salesmen; and declaring an emergency. (As amended)

H. B. No. 420, By Haines: Trans­ferring certain Game and Fish Com­mission marine equipment to the University of Texas; and declaring an emergency.

H. B. No. 619, By Roberts: Ex­empting certain students from other American Nations from college tuition fees; and declaring an emergency.

S. C. R. No. 79, By Reagan: Re­questing the Governor to return Sen­ate Bill No. 15 in order that the Enrolling Clerk may make certain corrections.

H. B. No. 620, By Mutscher: Amending Liquor Control Act by making plain the intent of those seeking local option elections; and declaring an emergency.

I am directed by the Senate to in­form the House that the Senate has concurred in House Amendments to S. B. 314 by viva voce vote.

The Senate has reconsidered the vote which the House was re­quested to appoint a Conference Committee on Senate Bill 326 and herewith asks to withdraw the re­quest.

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

BILLS AND A RESOLUTION
SIGNED BY THE SPEAKER

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

H. B. No. 786, "An Act authorizing the creation of a Hospital District comprising all of Titus County, Tex­as, and the assumption of all out­standing indebtedness of Titus Coun­ty incurred for hospital purposes; providing said District shall assume responsibility for medical and hos­pital care for the needy residing within the district; providing that such District shall not be created until authorized by a majority vote of the qualified property taxpayers in said District at an election called by the Commissioners Court on its own motion or upon petition; prescribing the form of the ballot for said election; authorizing the levy of a tax by said District not ex­ceeding seventy-five cents ($0.75) on the One Hundred Dollar valuation of taxable property for the purpose of maintaining and operating a hospital or hospitals and making additions and improvements thereto; providing the method of assessing and collect­ing taxes; authorizing the issuance of bonds by the District and prescrib­ing the procedure therefor; author­izing the issuance of refunding bonds by the District; providing the con­veyance of all hospital properties by Titus County to the Hospital Dis­trict; providing for the appointment of a Board of Hospital Managers for said District and prescribing its pow­ers and duties; authorizing the estab­lishment of a retirement system for employees of the District; grant­ing the power of eminent domain to the District; providing for the selec­tion of a depository for funds of the District; prescribing duties of officers of the District and other officers of the County and State with respect to the District; prohibiting the levy of any tax by Titus County, or any city therein, for hospital purposes after the creation of the District; making bonds of the District elig­i­ble for investment of certain funds and as security for certain deposits; making a finding that local notice has been properly given; providing a saving clause; and declaring an emergency."

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

H. B. No. 512, "An Act making it unlawful to take or catch, or attempt to take or catch, any white perch, crappie, or bass of any kind by use of a set net or seine in Morris Coun­ty; providing a penalty for violation; and declaring an emergency."
H. B. No. 1013, "An Act providing for the creation of West Coke County Hospital District, with boundaries coterminous with the boundaries of Commissioners' Precincts 1 and 3 of Coke County, pursuant to authority granted by Section 9 of Article IX of the Texas Constitution; providing for elections on the questions of the creation of such District and the levy of a tax not to exceed twenty-five cents ($0.25) on the One Hundred Dollars ($100) valuation for its maintenance support, the indebtedness assumed, and the payment of bonds issued by it; providing for the transfer of hospital facilities and assumption of indebtedness and assets; providing for the District with power to issue bonds, and methods for authorizing same, for the purpose of the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping same for hospital purposes, and for any and all such purposes, and for the refunding of such bonds; providing that bonds issued by the District shall be lawful investments and security for certain funds; providing for hospital purposes, and for any other provisions incident and germane to the subject and purpose of this Act; providing a severance clause; and declaring an emergency."
fer 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 No. 3 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. 3 of Tarrant County the power and authority to transfer matters and proceedings from their respective courts to the said County Criminal Court No. 3 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 No. 2 of Tarrant County the authority to sit and act as judge of any of the other's court; providing that hereafter the County Criminal Court of Tarrant County, and the County Criminal Court No. 2 of Tarrant County shall be referred to as the County Criminal Court No. 1 of Tarrant County, and the County Criminal Court No. 3 of Tarrant County respectively; providing a severability clause; repealing all laws in conflict; and declaring an emergency.

H. B. No. 847, "An Act amending Article 1523 of the Penal Code of Texas, 1935, relating to refusal to allow reported diseased livestock to be examined by the Texas Animal Health Commission; amending Chapter 52, Acts of the Forty-first Legislature, First Called Session, 1929, as amended, which relates to the eradication of diseases among livestock and domestic fowls, by inserting a new Section 1 (a) so as to include dead carcasses or parts thereof within the scope of the terms 'livestock,' 'domestic animals' and 'domestic fowls'; and declaring an emergency.''

H. B. No. 626, "An Act permitting the taking of nutria in Marion and Morris Counties; amending Section 1 of Chapter 72, Acts of the Fifty-first 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.''

H. B. No. 777, "An Act amending Section 9 of Chapter 530 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.''

H. B. No. 937, "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'River Plantation Municipal Utility District of Montgomery County, Texas,' prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing provisions as to its taxes and its tax assessor and collector; containing provisions relat-
ing to addition of land; providing that its bonds are legal and authorized investments; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

H. B. No. 734, "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."

H. B. No. 328, "An Act providing that the Department of Public Welfare shall be responsible in certain instances for finding fathers who desert their families and fail to support their children; providing for the mother's or guardian's responsibility; providing for severability; and declaring an emergency."

H. B. No. 488, "An Act amending Section 19 of Chapter 76, Acts of the Forty-third Legislature, 1933, as amended (compiled 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."

H. B. No. 367, "An Act creating two (2) County Courts of Dallas County at Law to be known and designated as County Court of Dallas County at Law Number 3, and County Court of Dallas County at Law Number 4, providing for the term and jurisdiction of said Courts; amending the jurisdiction of County Courts of Dallas County at Law Numbers 1 and 2 to make the same concurrent and coextensive with the jurisdiction of those Courts hereby created; and declaring that each of the Judges of the respective County Courts at Law of Dallas County, Texas, may sit for each other in all administrative matters in eminent domain proceedings and civil cases coming before them; providing the designation and transfer of cases to said Courts; providing for the power of said Courts to issue writs and other processes, for the qualifications, election and compensation of the Judges of said Court; providing for the qualifications, appointment and compensation of other officers of said Courts; providing a severability clause; and declaring an emergency."

H. B. No. 579, "An Act amending Chapter 6 of Title 13 of the Penal Code of Texas, 1925, by adding there to a new Article 978a-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 178, 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 978a of the Penal Code of Texas, 1925; and declaring an emergency."

H. B. No. 370, "An Act creating and establishing Bowie County Road District No. 1-A, in Bowie County, Texas, under Article III, Section 52 of the Constitution of Texas for the purpose of the construction, operation and maintenance of macadamized, graveled, or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the District a body corporate with authority to sue and be sued; authorizing the District to issue bonds and prescribing the procedure therefor; directing the levy, assessment and collection of a tax for the payment of principal of and interest on said bonds; providing for the custody and reimbursement of the funds of the District; providing that the fact that a portion of the District hereby created is also included in another Road District having outstanding bonds shall not affect the District hereby created or its powers hereby granted; determining that all of the lands in said District shall be benefited by additional road improve-
H. B. No. 992, "An Act authorizing creation of a Hospital District in Brazoria County, to be known as the West Columbia-Brazoria and Damon Hospital District; providing for an election in Brazoria County to create a county-wide Hospital District; providing for the levy of a tax for the District for the purpose of maintaining and operating the District, paying indebtedness assumed by such District and bonds issued by the District; providing for the issuance of bonds by the District for the purpose of the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping same for hospital purposes and for any and all such purposes and for refunding bonds and prescribing limitations on such power; providing bonds issued or assumed by a District shall be lawful investments and collateral for certain funds; providing for the selection of a governing body of such Hospital District and tenure of office and powers and duties of such governing body in carrying out the provisions of the Act; prescribing a procedure for the adoption of a budget; the selection of a depositary and the power of eminent domain; in which power is conferred upon the District; prescribing a fiscal year; withdrawing authority for the use of funds for hospital purposes by a city located within the District, county or the County; prohibiting the levy of taxes by a city for hospital purposes and restricting the powers of Brazoria County where a District is established to levy taxes for the care of indigents under certain circumstances; providing severability; providing for proof of publication of the constitutional notice as required; and declaring an emergency."

H. B. No. 572, "An Act amending Chapter 463, Acts of the Fifty-fifth Legislature, Regular Session, as heretofore amended (Vernon's Texas Civil Statutes, Article 2757), pertaining to the Employees Retirement System of Texas; amending Section 5, Subsection C, to provide for the calculation of occupational disability retirement benefits; repealing Section 1, Subsections L and M, pertaining to the definition of regular and current interest; amending Section 5, Subsection D, Paragraph 5, by providing for the payment of occupational death benefit allowance to surviving spouse, and providing for payment to the dependent children in the absence of a surviving spouse; amending Section 7, Subsection H, so as to provide for allocation of interest; amending Section 9, by providing for the exemption of annuity benefit payments, contributions, optional benefit payments, and the monies in the various funds of the System from any State, county, or local taxes, or any legal process whatsoever, and prohibiting assignment, except as specifically provided in the Act; providing for an effective date; repealing laws in conflict herewith; providing an saving clause; and declaring an emergency."

H. B. No. 769, "An Act declaring State Policy on the interstate character of goods, wares and merchandise and respecting the taxable status thereof; providing a severability clause; and declaring an emergency."

H. C. R. No. 37, Relative to executing a lease to the City of Austin, Texas, of certain tract of land.

ADJOURNMENT

Mr. Mann moved that the House adjourn until 3:00 o'clock p.m. today. The motion prevailed.

In accordance with the motion to adjourn, the House, at 12:52
REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, May 14, 1963

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

Sir: Your Committee on Engrossed Bills to whom was referred H. J. R. No. 77, proposing an amendment to Section 7 of Article V of the Constitution of the State of Texas, so as to provide for a Board for apportioning the State into Judicial Districts in the event the Legislature fails to make such apportionment; providing for the issuance of the necessary proclamation by the Governor.

Has carefully compared same and finds it correctly engrossed.

NELSON COWLES, Chairman.

SIXTY-NINTH DAY

(Thursday, May 16, 1963)

The House met at 3:00 o'clock p.m., pursuant to adjournment, and was called to order by the Speaker.

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

Mr. Speaker
Adams
Allen
Allen
Arledge
Atwell
Ball
Banfield
Barnes
Base of Bowie
Beacham
Beckham
Berry
Birkner
Blaine
Boyson
Bridges
Brooks
Brown
Brown of Galveston
Brown of Taylor
Butler
Cain

Daggan
Duggan
Duncan
Dunkard
Edwards
Eskew
Fairchild
Finney
Fletcher
Ford
Fondren
Forstmann
Garrison
Gibbons
Gladden
Glen
Green
Grover
Guffey
Hamman of Brazos
Halsey
Harkmark
Haring
Harris
of Galveston
Harris of Dallas
Haynes of Orange
Healey
Hefton
Hendryx
Hine
Holloway
Houston
Hughes
Iseacks
Jamison
Jarvis
Johnson of Dallas
Johnson of Bexar
Kilpatrick
Klager
Knapp
Knox
Kothmann
Lack
Laird
Ligoda
Limon
Lindsey
Lohman
Logan
Mack
Maddox
McClain
McClintock
McDonald
of Hidalgo
McDonald of Rusk
McGloagor
McHaffey
McInerny
McKee
McNutt
Macatee
Man

Markgraf
Miller
Morgan
Moyer
Murray
Mutscher
Niemeyer
Nugent
Parker
Parmer
Parley
Pears
Perler
Pendleton
Peto
Pigman
Price
Quilliam
Rapp
Richards
Richardson
Ritter
Roberts
Rodriguez
Rosson
Rosson
Roth
Roth
Satterwhite
Schiller
Scoot
Segrest
Shannon
Shipley
Shutt
Simpson
Slack
Slider
Smith of Jefferson
Stewart
Stollwerck
Thompson
Thurmond
Townsend
Trager
Walker
Ward
Weldon
Wells
Whatley
Whitfield
Wieland
Wilson
Woods

Absent—Excused

McLaughlin
Smith of Bexar

A quorum of the House was announced present.

LEAVES OF ABSENCE GRANTED

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