TWENTIETH DAY
(Monday, February 17, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin  Mauritz
Beck   Metcalfe
Brownlee Moffett
Chadick Moore
Cotten Ramsey
Fain   Shivers
Formby Smith
Graves Spears
Hazlewood Stone
Hill   Sulak
Isbell Van Zandt
Keiley Vick
Lanning Weinert
Lemons Winfield
Lovelady York
Martin

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 13, 1941 was dispensed with and the Journal was approved.

Report of Standing Committee

Senator Metcalfe submitted the following report:

Austin, Texas,
February 14, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred H. C. R. No. 87, Providing that the House of Representatives and the Senate join with the American Legion and other patriotic organizations in the exercise on March 2, 1941, at old Washington-on-the-Brazos.

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it pass and be not printed.

METCALFE, Chairman.

Senate Bills on First Reading

The following bills were introduced, read severally first time and referred by the President to the committees indicated:

By Senators Isbell, Winfield, Mauritz and Moffett:

S. B. No. 145, A bill to be entitled An Act to amend subject matter embraced in Section 1, Section 25, Section 31, Section 32, Section 36, Section 57, and Section 65 of H. B. No. 407, Chapter 4, Acts of the Forty-sixth Legislature, Regular Session, 1939; clarifying the legislative intent of the Act whereby liens created only on tires, radios and other automobile parts or accessories are not affected by the Act; defining the term 'department'; providing a method and manner of issuing receipts and certificates of title, also issuing them when liens are disclosed thereon; prescribing the means and conditions for the issuance of certified copies of certificates of title; and requiring payment of fees; making certain provisions with reference to monies collected under this Act; repealing Article 1434, Chapter 8, Title 17, Penal Code of Texas, 1925, as amended by Chapter 77 of the First Called Session of the Forty-second Legislature, and as amended by Chapter 29 of the Forty-second Legislature, Regular Session, 1931, insofar as it requires the delivery of bills of sale on motor vehicles to the transferee when the same are sold or transferred, and Article 1435, Chapter 8, Title 17, Penal Code of Texas, 1925, as amended by Chapter 29 of the Forty-second Legislature, 1931, eliminating the requirement of the filing of bills of sale on motor vehicles, and repealing Article 5490, Revised Civil Statutes of Texas, 1925, Acts of the Thirty-ninth Legislature, insofar only as such article affects the filing and recording of liens on motor vehicles, and for the repeal of all laws and parts of laws in conflict with said Act, and by adding new Sections to be known as Section 1A, Section 24A and Section 32A, specifically excluding the provisions of H. B. No. 407, Chapter 4, Acts of the Forty-sixth Legislature, Regular Session, and as by this Act amended, from affecting the filing of liens created only upon tires, radios, heaters and automobile accessories; providing for the transfer of the Certificate of Title Section of the Department of Public Safety of the State of Texas to the Highway Department of the State of Texas; limiting the use of copies of receipts and certificates of title marked 'Duplicate Original'; repealing all laws in conflict to the
To Committee on Highways and Motor Traffic.

By Senator Mauritz:
S. B. No. 146, A bill to be entitled "An Act to amend Article 1107, Title 28 of the Revised Civil Statutes of the State of Texas of 1925 as amended by Act of the Forty-second Legislature, Chapter 250, page 417 adding Section 6, providing that a city or town shall have the right of eminent domain to condemn private property for the purpose of digging or drilling thereon water wells or producing water therefrom or constructing pump stations or reservoirs; and providing that if any portion of the Act be declared unconstitutional or invalid, the remainder shall not be affected thereby and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator York:
S. B. No. 147, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to acquire, and maintain and operate airports for said institution and its branches; conferring the right of eminent domain; enacting other provisions in reference to the subject; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator York:
S. B. No. 148, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to construct or acquire, and equip not more than six dormitories, an office building, and additional power and steam plant equipment; authorizing and requiring said board to fix fees and charges for the use of such buildings and to make parietal rules concerning the same; authorizing the issuance of negotiable revenue bonds payable from and secured by revenues from such buildings and of certain other buildings heretofore or hereafter constructed or acquired; authorizing said board to furnish to certain buildings water, steam, power and electricity from the plant owned by the institution, to charge for such services as a part of the maintenance and operation expense of such buildings and issuing negotiable revenue bonds secured by and payable from the net revenues from such charges for the purpose of constructing or acquiring additional equipment for such plant; and additionally to secure such revenue bonds by pledging the net revenues from other specified buildings; authorizing said board to construct an office building for certain purposes and to issue revenue bonds secured by and payable from the net revenues from such office building and from other specified buildings; authorizing the issuance of negotiable refunding bonds, and of refunding and construction bonds, secured by and payable from revenues as herein provided; providing that bonds authorized in this Act shall not constitute an indebtedness of the State of Texas or of said institution and that the holders of such revenue bonds shall never have the right to demand payment out of funds other than those pledged for their payment; authorizing under named restrictions use of a portion of the local funds to prevent or relieve a default or to create or maintain a reserve for such bonds; requiring approval of such bonds by the Attorney General, and prescribing the effect thereof; requiring registration by the Comptroller of Public Accounts; this Act cumulative of other laws but giving precedence to the provisions of this Act; enacting other provisions relating to the subject hereof; and declaring an emergency."

To Committee on Finance.

By Senator Mauritz:
S. B. No. 149, A bill to be entitled "An Act authorizing the county school board of trustees in counties of a population of not less than eleven thousand, six hundred fifty (11,650), and not more than eleven thousand, seven hundred fifty (11,750), according to the last preceding Federal Census, to detach territory within its county lying in county-line districts, and attach the same to any school district or districts within its county; providing for adjustment of bonding indebtedness; repealing all laws or parts of laws in conflict; and declaring an emergency."

To Committee on Counties and County Boundaries.

By Senator Spears:
S. B. No. 150, A bill to be entitled "An Act to create a policemen, fire-
men, and fire alarm operators pension system for all cities in the State of Texas having a population in excess of two hundred thousand (200,000) inhabitants, and less than two hundred and ninety three thousand (293,000) inhabitants, according to the last preceding Federal Census, and providing for the control and administration thereof; and declaring an emergency.

To Committee on Counties and County Boundaries.

By Senator Winfield:
S. B. No. 151, A bill to be entitled "An Act making it unlawful to take or kill wild deer in the County of Hudspeth for a period of five (5) years; prescribing penalty for violation of this Act; and declaring an emergency."

To Committee on Game and Fish.

By Senators Van Zandt and Isbell:
S. B. No. 152, A bill to be entitled "An Act to amend Article 6421, Revised Civil Statutes, 1925; and declaring an emergency."

To Committee on State Affairs.

By Senator Lovelady:
S. B. No. 153, A bill to be entitled "An Act to provide that all residents of Texas over the age of sixty-five (65) years, who have lived within the State for fifteen (15) of the past twenty-five (25) years, and who have been a resident of the State for five (5) years immediately preceding, shall be eligible for old age assistance; providing that old age assistance when so paid shall constitute a preferred claim against the estate of the recipient, upon his or her death; providing that any person over the age of sixty-five (65) years, otherwise qualified, who desires to receive old age assistance and who owns property over and above a homestead shall execute a lien thereon in favor of the State Department of Public Welfare to secure the repayment to the State of the amount of such assistance as may be received; providing that only such cases as are defined by the Federal Government or its agents as needy shall have State moneys matched by any Federal grant; providing all Acts now in force, not in conflict, to remain in full force and effect, and all Acts or portions of Acts now in force, which may be in conflict herewith are hereby expressly repealed; and declaring an emergency."

To Committee on Finance.

By Senator Kelley:
S. B. No. 154, A bill to be entitled "An Act amending Section 13, Chapter 465, General and Special Laws, Forty-fourth Legislature, Second Called Session, by adding thereto subsection (d), to allow the commissioners' courts in all counties of more than one hundred two thousand and one (102,001), and less than one hundred ten thousand (110,000) population, according to the last preceding Federal Census, to fix the salary of the county treasurer at any sum not less than Fifty ($50.00) Dollars per month; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

To Committee on Counties and County Boundaries.

By Senator Lovelady:
S. B. No. 155, A bill to be entitled "An Act enacting a new Article of the Penal Code of Texas, to be known as Article 1381a, defining the offense of burglary of a motor vehicle; prescribing the punishment therefor; and declaring an emergency."

To Committee on Criminal Jurisprudence.

Senate Joint Resolution on First Reading

The following joint resolution was introduced, read first time and referred by the President to the Committee on Constitutional Amendments:

By Senator Moffett:
S. J. R. No. 6, Proposing an amendment to Article VIII of the Constitution of the State of Texas, by adding thereto immediately after Section 9 of said Article VIII, two new Sections to be known as Section 9-a, and 9-b; limiting the assessment and levying of ad valorem taxes for the General Fund of the State to Twenty ($20) Cents on each One Hundred Dollars valuation of property, providing that Section 9-a shall modify and be in lieu of a part of Section 9, of Article VIII; providing exceptions to the limitation set up in Section 9-a; providing for the levying by the commissioners' court in any county of a tax not to exceed Fifteen (15) Cents on each One Hundred Dollar valuation of property in such county for the
exclusive care of indigent and destitute people who are residents of such county, and for the purpose of providing, maintaining, and operating hospitals and like institutions for the care of such people; and providing a method for determining and fixing the amount of such tax and fixing the period of time such tax shall be in force; and limiting the use of the tax funds collected, and prohibiting on and after January 1, 1944, the expenditure of any sum out of the General Fund of any county for the purpose mentioned herein; and prohibiting the State expending any funds whatsoever for the purpose aforesaid; except that the State may make appropriation not to exceed Three Hundred Thousand ($300,000) Dollars annually to maintain an administrative agency for the coordination of county aid under the provisions of this amendment, containing this amendment with other Sections of the Constitution; and limiting expenditures by counties for such purposes to the amount of tax collected, except in certain instances; and prohibiting the creation of any deficit or the pledging of current or future revenue from such tax; providing for the submission of this amendment to the voters as required by the Constitution and for necessary proclamation, and making an appropriation therefor.

Senate Concurrent Resolution 16

Senator Aikin offered the following resolution:

S. C. R. No. 16, Suspending restriction in general appropriation bill so as to permit employees in Comptroller's office to perform duties in the office other than the duties regularly performed by them.

Whereas, The Departmental Appropriation Bill of the Forty-sixth Legislature included a rider requiring an affidavit from department heads to the effect that the employee had actually performed the work indicated by his or her title; and

Whereas, The Comptroller of Public Accounts finds it imperative that he have additional employees in the auditing and collecting of certain occupation taxes due to recent court decisions; and

Whereas, The Comptroller of Public Accounts is now conducting such an audit as the present number of employees will permit, and finds that additional auditors are absolutely necessary, but in order to avoid requesting an emergency appropriation for this most important work, which is expected to bring much additional revenue to the State, advises that if the above rider is suspended he can transfer auditors and employees from other divisions to this work temporarily, or until August 31, 1941; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That said above rider be and the same is hereby suspended insofar as it applies to the office of the Comptroller of Public Accounts, and he is hereby directed and authorized to use his employees in whatever divisions they may be employed, in any other divisions of the department, until August 31, 1941, same being end of this fiscal year.

The resolution was read.

On motion of Senator Aikin and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Resolution 38

Senator Metcalfe offered the following resolution:

Be It Resolved by the Senate of Texas that the rules adopted February 10, 1941, be amended as follows:

Rule 11. Add immediately after subdivision (7) a new subdivision numbered (8) and reading as follows:

“(8) For other motions not provided herein.”

On motion of Senator Metcalfe and by unanimous consent, the resolution was considered immediately and was adopted.

Record of Vote

Senators Aikin and Moore asked to be recorded as voting "nay" on the adoption of the resolution.

Senate Resolution 39

Senator Lemens offered the following resolution:

Whereas, The Youth Divisions of the United Texas Drys and of the Women's Christian Temperance Union will be in session in the City of Austin on Tuesday, February 18, 1941; and

Whereas, These visitors represent the leading young people from every section of the State of Texas; now, therefore, be it
Resolved, That the Senate of Texas extend to these visitors an invitation to occupy a portion of the Senate galleries, and that a representative be vited to the floor of the Senate.

LEMENS,
MOFFETT,
MAURITZ,
FORMBY,
LANNING,
LOVELADY,
METCALFE,
COTTEN,
VICK,
VAN ZANDT,
SPEARS,
GRAVES,
HAZLEWOOD,
MARTIN,
KELLEY,
HILL,
WINFIELD,
SHIVERS,
CHADICK,
STONE,
SMITH.

By unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 17

Senator Van Zandt offered the following resolution:

S. C. R. No. 17, Inviting Miss Helen Keller to address a joint session of the Legislature.

Whereas, Miss Helen Keller, of Westport, Connecticut, noted author and lecturer, is contemplating a visit to Texas on or about April 1st; and

Whereas, Miss Keller has so brilliantly overcome such handicaps as to attract the entire world; and

Whereas, Through her bravery and courage, which has served constantly as an inspiration to all America, she has attained success of leadership in many fields; now, therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That Miss Keller be invited to address a joint session of the Texas Legislature, at a date to be named by her, and that the Secretary of the Senate be instructed to mail a copy of this resolution to Miss Keller.

The resolution was read and was adopted unanimously.

Message from the Governor

The President laid before the Senate, and had read, the following message:

Austin, Texas,
February 17, 1941.

To the Members of the Forty-seventh Legislature:

I attach an official communication from Cordell Hull, Secretary of State, giving consent of Congress to the addition of lands to the State of Texas and ceding jurisdiction to the State of Texas over certain parcels or tracts of lands heretofore acquired by the United States of America from the United Mexican States.

I also attach a bill prepared by Attorney General Gerald Mann which, if enacted, will serve as acceptance of this land by the State of Texas.

I recommend that this bill be given your usual prompt attention.

Respectfully submitted,

W. LEE O' DANIEL,
Governor of Texas.

Federal Law Referred to in Governor's Message

(Public No. 413)
(Chapter 22)

H. R. 6124
Seventy-Sixth Congress of the United States of America;
At the Third Session

Begun and held at the City of Washington on Wednesday, the third day of January, one thousand nine hundred and forty.

AN ACT

Giving the consent of Congress to the addition of lands to the State of Texas and ceding jurisdiction to the State of Texas over certain parcels or tracts of land heretofore acquired by the United States of America from the United Mexican States.

Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled, That upon the acceptance of this Act by the State of Texas all of the parcels or tracts of land lying adjacent to the territory of the State of Texas, which were acquired by the Government of the United States of
America by virtue of the convention between the United States of America and the United Mexican States signed February 1, 1933, shall be and become a geographical part of the State of Texas and shall be under the civil and criminal jurisdiction of the said State, without affecting the ownership of the said lands.

(s) WM. B. BANKHEAD, Speaker of the House of Representatives.
(s) JNO. N. GARNER, Vice President of the United States and President of the Senate.

Approved February 9, 1940.
(s) Franklin D. Roosevelt.

No. 1006
United States of America
Department of State

To All To Whom These Presents Shall Come, Greeting:

I certify that hereto annexed is a true copy of an Act of Congress approved February 9, 1940, the original of which is on file in this Department, entitled "An Act giving the consent of Congress to the addition of lands to the State of Texas and ceding jurisdiction to the State of Texas over certain parcels or tracts of land heretofore acquired by the United States of America from the United Mexican States."

In testimony whereof, I, CORDELL HULL, Secretary of State, have hereunto caused the Seal of the Department of State to be affixed and my name subscribed by the Director of Personnel of the said Department, at the City of Washington, in the District of Columbia, this nineteenth day of February, 1940.

(s) CORDELL HULL, Secretary of State.
(s) EDWARD YARDLEY, Director of Personnel.

Text of Proposed Bill Referred to in Governor's Message

A BILL
TO BE ENTITLED

"An Act accepting the provisions of Public No. 413, Acts of the Seventy-Sixth Congress, and declaring the lands acquired by the United States Government upon the United Mexican States by the convention signed February 1, 1933, to be a geographical part of the State of Texas under the civil and criminal jurisdiction of such State; making such lands for all purposes a part of the particular border county of this State to which they are adjacent; and declaring an emergency."

Be It Enacted by the Legislature of the State of Texas:

Section 1. The provisions of Public No. 413, Acts of the Seventy-sixth Congress, are hereby accepted. From and after the effective date of this Act, all of the parcels or tracts of land lying adjacent to the territory of the State of Texas, which were acquired by the Government of the United States of America by virtue of the convention between the United States of America and the United Mexican States signed February 1, 1933, shall constitute a geographical part of the State of Texas and shall be under the civil and criminal jurisdiction of this State, without affecting the ownership of said land.

Section 2. The land herein described shall be for all purposes a part of the territory of the particular border county of this State to which they are adjacent. To effect a division of said land between adjoining counties the last call for course to the border between the State of Texas and the United Mexican States on the boundary between such counties shall be and is hereby extended and projected to the present boundary between the United States of America and the United Mexican States, and such of the above described land as shall lie between the boundary lines of the county thus extended and projected shall be a part of such county for all purposes.

Section 3. The fact that the acceptance of the provisions of Public No. 413, Acts of the Seventy-sixth Congress, has been delayed almost a year and the fact that jurisdiction over said land should be assumed by the State of Texas at the earliest possible date, 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.
Message from the House

A Clerk of the House was announced by the Doorkeeper, and was recognized by the President, to present the following message:

Hall of the House of Representatives, Austin, Texas, February 17, 1941.

Hon. Coke R. Stevenson, President of the Senate.

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

H. B. No. 23, A bill to be entitled “An Act making an appropriation for the purpose of removing the remains of Captain William A. Logan, and/or erecting a monument at the grave of said Texas patriot; providing for the right of private donation to participate in the expense; and declaring an emergency.”

H. B. No. 76, A bill to be entitled “An Act for the purpose of releasing the interest and penalties on all delinquent ad valorem and poll taxes that were delinquent on or before July 1, 1940, due the State, any county, common school district, road district, levee improvement district, water improvement district, and water control and improvement district, irrigation district and other defined subdivisions of the State provided same are paid on or before June 1, 1941, and providing further that this Act releasing penalties and interest shall not apply to cities, towns and villages and special school districts and independent school districts unless and until the governing body thereof finds that unusual or excessive default in the payment of ad valorem and poll taxes has occurred, and that an extension of time for the payment of said ad valorem and poll taxes will accelerate the payment thereof; and such governing body has adopted a resolution of ordinance evidencing such finding, and upon the recording of such findings of fact shall have the authority to put in force and effect the provisions hereof as to any such city, town or village or special school district or independent school district, providing for the release of costs under certain circumstances; providing that any one desiring to pay at one time all delinquent taxes for any one year on the same property may so pay without paying other delinquent taxes on the same; providing that all laws in conflict with this Act are expressly suspended during the term of this Act; providing that if any section, clause, sentence, paragraph or part of the Act be judged to be invalid by any court of final or competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of the Act; stating the policy of the Legislature; and declaring an emergency.”

H. B. No. 323, A bill to be entitled “An Act providing that it shall be unlawful for any person, firm, partnership, association, or corporation to sell or offer for sale within the State of Texas any goods, wares or merchandise manufactured wholly or in part by convicts or prisoners in penal and reformatory institutions, except convicts or prisoners on parole or probation; providing exemptions, and penalties for the violation hereof; and declaring an emergency.”

H. B. No. 375, A bill to be entitled “An Act validating notices to bidders on certain county projects and notices of intention to issue time warrants in payment thereof in each instance where the first publication of such notice was fourteen (14) or more days prior to the date set for receiving bids, notwithstanding the fact that such notice was not published for two (2) consecutive weeks; authorizing commissioners’ courts to proceed with the making of contracts pursuant to such notice and to issue time warrants in payment therefor; validating contracts made and time warrants authorized in payment thereof pursuant to such notice and prior to the effective date of this Act; providing that this Act shall apply only to those counties in which the county court house is in the process of being demolished and cannot at this time be used as a court house; providing that this Act shall not validate any warrants issued as herein described, the validity of which is attacked in any court of competent jurisdiction by suit pending therein; enacting other provisions relating to the subject; and declaring an emergency.”

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.
Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred
S. B. No. 150, A bill to be entitled "An Act to create a policeman, firemen, and fire alarm operators pension system for all cities in the State of Texas having a population in excess of two hundred and ninety-three thousand (293,000) inhabitants according to the last preceding Federal Census, and providing for the control and administration thereof; and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back with the recommendation that it do pass and be not printed.

RAMSEY, Chairman.

Austin, Texas, February 17, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred
H. B. No. 151, A bill to be entitled "An Act defining the jurisdiction of the County Court of Panola County and diminishing its civil jurisdiction; providing that the District Court of Panola County shall have jurisdiction in all civil matters over which by law the county court would have jurisdiction; providing for the transfer of civil causes from the County Court to the District Court of Panola County; providing the Act shall not affect judgments heretofore rendered by said county court in causes now transferred to the district court of said county; providing for the repeal of all laws in conflict therewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas, February 17, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred
H. C. R. No. 31, Providing for the lending of certain Highway equipment to the City of Rocksprings. Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MAURITZ, Chairman.

House Concurrent Resolution 31

By unanimous consent, the following resolution was laid before the Senate for consideration at this time:

H. C. R. No. 31, Authorizing the Highway Department to lend certain discarded wire to the City of Rocksprings.

The resolution was read and was adopted.

Executive Session

On motion of Senator Martin and in conformance with a motion heretofore adopted and notice heretofore given, the Senate went into executive session at 11:00 o'clock a.m. to consider nominations of the Governor.

The executive session was concluded at 11:43 o'clock a.m.

The Secretary of the Senate informed the Journal Clerk that the Senate did not take final action in executive session on any nomination of the Governor.

In the Senate

The President called the Senate to order as in legislative session at 11:45 o'clock a.m.

Senate Bill 70 on Engrossment

The President laid before the Senate as a special order for this hour, on its passage to engrossment (the bill having been read second time on Wednesday, February 12, 1941):

S. B. No. 70, A bill to be entitled "An Act to amend Section 8 of H. B. No. 440, Regular Session, Forty-fifth Legislature, Acts of 1937, Chapter 169, providing for the exemption for prescribing, administering, dispensing
or selling at retail certain specified medicinal preparations containing small amounts of certain named drugs, etc.; and declaring an emergency."

Senator Moffett offered the following amendment to the bill:

Amend S. B. No. 70 by inserting the word "not" between the words "containing" and "more" in line 14, page 1 of printed bill.

The amendment was adopted.

(To Tempore Cotten in the Chair.)

Question.—Shall S. B. No. 70 be passed to engrossment?

Advance Printing of Senate Joint Resolution 6

On motion of Senator Moffett and by unanimous consent, it was ordered that S. J. R. No. 6 be printed in advance of its consideration in committee.

Adjournment

Senator Hill moved that the Senate recess until 10:00 o'clock a. m. tomorrow.

Senator Moore moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion to adjourn prevailed; and the Senate, accordingly, at 12:10 o'clock p. m., adjourned until 10:00 a. m. tomorrow.

TWENTY-FIRST DAY

(Tuesday, February 18, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Akin
Beck
Brownlee
Chadick
Cotton
Fain
Formby
Graves
Hazlewood
Hill
Isbell
Kelley
Lanning
Lemens
Lovelady

Absent—Excused

Spears

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator York and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Graves.

Reports of Standing Committees

Senator Stone submitted the following report:

Austin, Texas,
February 17, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Penitentiaries, to whom was referred S. C. R. No. 8, Being a resolution providing that the Texas Prison Board be authorized, acting by and through its general manager, to pay the manager of the Central State Prison Farm and sum of money whereby said manager of said Central and Harlem Farms will receive the sum of Three Hundred ($300.00) Dollars per month as of date beginning October 1, 1940, and ending September 1, 1941, and the Comptroller of Public Accounts and the State Treasurer are hereby authorized to pay said manager of said Central and Harlem Farms the sums above stated.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Senator Ramsey submitted the following report:

Austin, Texas,
February 17, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 154, A bill to be entitled "An Act amending Section 13, Chap-