jects will benefit such municipalities; enacting other provisions related to the aforementioned subjects; providing for the primary airport area; providing a severability clause; and declaring an emergency.”

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

February 21, 1967

S. C. R. No. 23

S. C. R. No. 24

TWENTY-FIFTH DAY

(Wednesday, February 22, 1967)

The Senate met at 10:30 o’clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin  Bates  Bernal  Berry  Blanchard  Brooks  Christie  Cole  Connally  Creighton  Grover  Hall  Hardeman  Harrington  Hazlewood

Herring  Hightower  Jordan  Kennard  Mauzy  Moore  Parkhouse  Patman  Ratliff  Reagan  Schwartz  Strong  Watson  Wilson

Absent—Excused

Wade

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, 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

Senator Wade was granted leave of absence for today on account of important business on motion of Senator Parkhouse.

Committee to Escort Senator Tower

The President announced the following committee to escort Senator Tower to the Senate, pursuant to the provisions of S. R. No. 94:

Senators Hardeman, Grover, Bates, Hightower and Bernal.

House Concurrent Resolution 36 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 36, In memory of Judge Irving Leslie Humphrey.

The resolution was read second time.

On motion of Senator Hightower and by unanimous consent the resolution was considered immediately and was adopted by a rising vote of the Senate.

Senate Resolution 148

Senator Reagan offered the following resolution:

Whereas, The National Vocational Education Act (the Smith-Hughes Act) of 1917 was signed on February 23, 1917, and

Whereas, This is the 50th Anniversary of Vocational Education in the United States and Texas, and

Whereas, In the changing world of work more and more young people in our schools are becoming aware of the importance of occupational training. Emphasis on providing an adequate force of skilled labor to meet tomorrow’s reality is greater than ever, and

Whereas, Within the high schools, the vocational-technical schools, the community colleges, the whole of education itself, a new era has begun—an era in which our rapidly expanding technology will reach into every community and every life, and

Whereas, For all of us, the changing world of work will have great meaning. Vocational educators in the schools of Texas are engaged in the vital task of training our youth and adults for leadership roles and careers in agriculture, distribution and marketing, home economics, office occupation and industry, therefore, be it

Resolved, That attention be called
to the efforts of our education system to meet tomorrow's challenge. It is also proper to salute the young people and the older people alike, who are training so that they will be prepared for their tomorrow.

REAGAN


The resolution was read.

On motion of Senator Reagan and by unanimous consent the names of the Lieutenant Governor and all Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Message From the House

Hall of the House of Representatives
Austin, Texas,
Hon. Preston Smith, President of the Senate.
Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 35, Inviting U.S. Senators Ralph Yarborough and John Tower to address a Joint Session of the Sixtieth Legislature.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committees

Senator Herring submitted the following reports:

Austin, Texas,
Hon. Preston Smith, President of the Senate.
Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 158, 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.

HERRING, Chairman.

Senator Hall submitted the following report:

Austin, Texas,
Hon. Preston Smith, President of the Senate.
Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 244, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman

Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committee indicated:

By Senator Brooks:
S. B. No. 282, A bill to be entitled "An Act relating to the composition and election of the State Board of Education; amending Sections 1 and 5, Article II, Chapter 299, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 2654-2, Vernon's Texas Civil Statutes); and declaring an emergency."
To the Committee on Education.

By Senator Schwartz:
S. B. No. 283, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as Dollar Fig Municipal Utility District; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding that District is created to serve a public use and benefit; conferring on District the rights, powers, privileges, authority
By Senator Schwartz:

"An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as 'Bayou Vista Municipal Utility District' declaring District a governmental agency, body politic and corporate, defining the boundaries; finding the field notes and other matters; finding a benefit to all landholders; finding that the Municipal Annexation Act shall have no application to the creation of this District; determining and finding the requirements of Article 16, Section 59(d) as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for the selection of a depository or depositories for the District and related matters; providing for meetings and business transactions within or without the District but within the State of Texas; providing additional powers of District within and without boundaries of District; providing for construction of works for the prevention of floods, for construction of levees, bulkheading, bridges and dams, for reclamation of overflowed lands, and alteration of and elevations; providing for the voting and issuing of bonds to serve areas within or without the boundaries of District; providing for the sale of bonds of the District in denominations of $1,000 or multiples thereof, for the exchange of bonds for property and services, and for the minimum price of bonds at such sale or exchange; providing that Article 7880-77b shall not be applicable to this District and related matters; providing that notice of all elections shall be under hand of president or secretary; providing for canvassing of election returns; providing the bonds of this District and their transfer and income therefrom and profits thereon and purchases made by District shall be tax-free in this State; providing the bonds and refunding bonds of this District shall be eligible investments; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.
directors' own motion; providing for no hearing on plan of taxation and adopting ad valorem plan of taxation for District; providing for governing body of District; providing for qualifications and bonds of directors; naming first board of directors; providing for Directors to fill vacancies; providing for terms and election of directors and notice of directors elections, and related matters; providing for organization of board of directors; providing for the letting of construction contracts and the drawing of warrants; providing for the execution of contracts by the president; providing for a vice-president, a secretary and a secretary pro tem and outlining their duties; providing for employment of engineers, attorneys, auditors and other employees; providing for a seal for the District; providing for approval of District's plans and specifications by the Texas Water Rights Commission and inspection during construction by said Commission; providing for bonds and refunding bonds to be approved by the Attorney General of Texas and registered by the Comptroller of Public Accounts of Texas, and providing for negotiability, legality, validity, obligation and incontestability of the bonds and refunding bonds; providing the power of eminent domain shall be limited to the county or counties within which District is situated; providing District shall bear expenses of relocating, raising or re-routing any highway, railroad, or utility lines or pipelines made necessary by the exercise of the power of eminent domain; defining "sole expenses"; providing that the Municipal Annexation Act shall have no application to the creation of this District; determining and finding the requirements of Article 16, Section 59(d) as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for the selection of a depository or depositories for the District and related matters; providing for meetings and business transactions within or without the District but within the State of Texas; providing additional powers of District within and without boundaries of District; providing for the voting and issuing of bonds to serve areas within or without the boundaries of District; providing for the sale of bonds of the District in denominations of $1,000 or multiples thereof, for the exchange of bonds for property and services, and for the minimum price of bonds at such sale or exchange; providing that Article 7880-77b shall not be applicable to this District, and related matters; providing that notice of all elections shall be under hand of president or secretary; providing for canvassing of election returns; providing the bonds of this District and their transfer and income therefrom and profits thereon and purchases made by District shall be tax-free in this State; providing the bonds and refunding bonds of this District shall be eligible investments; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Harrington:

S. B. No. 285, A bill to be entitled "An Act providing for the sale of certain unsold school land and the issuance of patent to the City of Port Arthur with all oil, gas, and other minerals reserved to the State, along with leasing rights; and containing an emergency clause."

To the Committee on Counties, Cities and Towns.

By Senator Herring:

S. B. No. 286, A bill to be entitled "An Act amending Section 1, of Ch. 52, Acts of the Regular Session of the Fifty-fourth Legislature, 1954, to provide that after consolidation of an independent school district with one or more independent school districts and/or one or more common school districts and/or one or more rural high school districts and/or any other type of school district, where one of the independent school districts has a scholastic enrollment in excess of five (5) times the combined scholastic enrollment of the other districts consolidated with it, the members of the Board of Trustees of the larger district shall serve as the Board of Trustees of the combined district until their respective terms expire and their successors are elected; repealing all laws and parts of laws in conflict herewith to the extent of the conflict; providing said Act shall be cumulative of other existing laws relative to the consolidation of independent school districts; and declaring an emergency."

To the Committee on Education.
By Senator Hazlewood:

S. B. No. 287, A bill to be entitled "An Act amending Article 489c of the Penal Code of Texas, making it a felony to violate Article 483 of the Penal Code or possess or to carry any firearm while committing a felony, and providing a penalty therefor; making it a felony for a person convicted of, or charged with a felony, to possess or carry a pistol away from his residence, and providing a penalty therefor, making it a felony for a habitual user of narcotic or dangerous drugs to possess or carry a weapon, described in Penal Code Article 483, away from his residence, and providing a penalty therefor; making it a felony to violate Penal Code Article 483 in a place where intoxicants are sold for on-premises consumption, and providing a penalty therefor; making it a felony to use any weapon prohibited by Article 483, or any firearm, against a law enforcement officer in performance of his duty, and providing a penalty therefor; making a misdemeanor offense under Penal Code Article 483, a lesser included offense of any offense defined in this Act; making exception as to admissibility of oral statements which include admission or denial of possession or carrying prohibited weapons, or any firearms; repealing all laws in conflict with this Act; providing for invalidity of part of this Act; and declaring an emergency."

To the Committee on Jurisprudence.

Bill Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 6, A bill to be entitled "An Act authorizing the creation of the North Central Texas Airport Authority in Dallas and Tarrant Counties, Texas; etc., and declaring an emergency."

At Ease

On motion of Senator Word, the Senate at 10:50 o'clock a.m. agreed to stand At Ease Subject to the Call of the Chair.

In Legislative Session

The President called the Senate to order as In Legislative Session at 10:57 o'clock a.m.

Presentation of Guests

The President announced that the time had arrived pursuant to provisions of S. R. No. 94 for an address by Senator John Tower to the Senate of Texas.

Senator Tower was escorted to the President's Rostrum by Senators Hardeman, Grover, Bates, Hightower and Bernal.

The President presented the following Members of Senator Tower's Austin office staff:

Rose Marie Monk, Mr. and Mrs. Mike Carnes, Mrs. Berl Milburn, Mrs. Jo Landrum, and Don Maxfield; from Republican State Headquarters: Don McIver, Paul Derochers, Betty Bramlett, Carlton Sultier, Shirley Wilson, John Knaggs, Hank Smith, Burt Silex, Jackie Iby, Timothy Furlong, Carol Holmgreen, Charles Pantes, and Marvin Collins.

The President also presented as guests of the Senate today:

Dr. Tom Price, Dr. Joe Skinner, Norman Newton, Dr. Byron York, Dr. A. T. Talley, Dr. Elisabeth Talley, Dr. and Mrs. Haden McKay, Dr. and Mrs. Jack Haley, Dr. Robert Donald, Dr. and Mrs. F. F. McMullen and children, and Mrs. Hannah Reynolds.

The President presented the Honorable John G. Tower, United States Senator from Texas.

Senator Tower then addressed the Senate as follows:

"Mr. President, the distinguished members of the Senate of the sovereign State of Texas, gentlemen of the press, my fellow Texans:

"It's a great privilege for me to be here today, conscious of the fact that I'm probably the first Republican Senator to address this august body, perhaps in history. It makes me feel a little bit like one lion in a den full of Daniels. But, I do regard it as a very distinct honor and privilege to be here with you today, and you flatter me by allowing me to come here.

"Certainly it would be presumptuous for me to comment on policy matters that you must make decisions on. You're far more competent to deal
with these matters than I am. As a matter of fact, I have always reasoned that the representatives of the people assembled in the Legislature of our sovereign state are far more competent to deal with the problems that are peculiar to us here at home in Texas than we in Washington are. And, I can say to you that I've certainly dedicated my life to the proposition that the Federal system must be preserved and that we should leave as much as possible to the decisions of you here in Austin.

"I think one thing that you should understand and remember is this: that you should resolve as many of our State's problems as you can because here you are 100 percent of the decision-making process. In the Senate of the United States, you're only one-fiftieth of it. And, therefore, I'm hopeful that in the future we will arrest the trend toward the centralization of power in the hands of the central government and return and restore that power to the states where it belongs.

"Unfortunately, we in the Congress don't have sole jurisdiction over this matter. The Supreme Court of the United States has a few things to say about it. And, I won't go into my opinion of the Supreme Court of the United States here today, but I imagine I share that opinion with many of you.

"Today we are confronted by many problems that vex our people. Domestically speaking, we are operating a government in the red. We are spending more than we're taking in. We are confronted today with a monetary crisis in this country that I feel can only be resolved if we reduce Federal spending.

"I think that at the same time we should restore to the states sources of revenue that the Federal government has pre-empted from the states. Now I do support a tax-sharing plan, one that would result in the return of certain tax receipts collected in the state to the legislature in the state to spend as it sees fit. And I think that money should be returned to you with no strings attached, because I think that you're more competent to determine how that money should be spent than those of us in the Congress of the United States. But I wish we could go beyond that and simply return to you tax sources that we have pre-empted from you so that the decision-making process as to what taxes shall be levied and how they shall be levied will be closer to the people, because I submit that you here in Austin are far closer to the people than we in Washington.

"Externally our biggest problem—the biggest problem that the United States faces—is the containment of Communist aggression. I think you all are probably aware that I have been somewhat less than an avid backer of the President of the United States on many domestic matters. But, I should say that when it comes to his basic policy in desiring to protect and guarantee the independence of South Vietnam, and in his announced determination not to abandon Southeast Asia to Communist domination, I support my President 100 percent, and I trust that all of you do, too.

"I think we must understand that in current circumstances, the President of the United States is a very lonely man. He has to make difficult decisions that only he can make. He is surrounded by advisors and by experts, but in the final analysis he must make the decisions that result in sending men to risk their lives and all too often to lose them.

"It was my privilege to report to the President a few days ago on the results of a trip I took to Southeast Asia for a period of 17 days in which I visited Korea, Taiwan, Hong Kong, Thailand, and spent six days in South Vietnam. And, I think the President has the right instincts insofar as the prosecution of the war is concerned.

"I think it is manifest on us, those of us in public office—that includes those of you here in the Legislature of the great State of Texas—to manifest our sentiments and our support for this splendid effort that's being carried out by American boys many thousand miles from home.

"We are in Vietnam because we want to reduce the likelihood that we'll have to fight on a broader front at a greater cost in human life and material resources later on. We are there because if we were not there by this time all of Southeast Asia would have fallen to Communist domination; and if any countries remained, they would be inviting us to move ourselves elsewhere to avoid risking the embarrassment of United States presence with Communist conquest imminent.

"By a show of determination, by a
show of resolution, by a show of military force, I think we have convinced most of the free nations of Asia that we are there to stay, and we have strengthened their will to resist Communist aggression and Communist intrusion.

"We must understand that as the most powerful nation in the free world we are the free world's first line of defense against Communism. And, if we fail and if we weaken, then we can expect that the offensive perimeter of Communism will be moved further away from Russian and Chinese shores and closer to our shores. It is incumbent on us to keep that perimeter as far away from our shores as possible.

"Now we possess very great military might. But, that military might is worth nothing to us if we do not have the strength and determination to use it when necessary.

"We have tried to achieve peaceful settlement of the strife in Southeast Asia. This Administration was patient for 18 months. Then finally we found it necessary to put American troops ashore in Southeast Asia. We were restrained in our bombing in the North until it became necessary for us to interdict the supply lines of the enemy. We declared moratoriums on bombing and we conducted peace offensives, but it is apparent the enemy will not be willing to make peace in a rational way until we have convinced him that war is too costly an implement of national policy to employ.

"This basically is why we have resumed our efforts in Vietnam in bombing the North and increased the pressure of our ground troops on the main force Viet Cong and North Vietnamese units in South Vietnam. And, I am delighted that the President has said that we intend to maintain pressure on the enemy, that we will not stand down again until by some overt act the enemy shows that he is ready to talk peace in a rational and honorable way.

"If we are to defeat the enemy, we must keep up unrelenting pressure on the enemy. We should understand that everytime there is a truce period and everytime there is a military stand-down, this is going to cost us in American lives.

"I looked at some reconnaissance photographs with a high-ranking Marine Officer up in Danang the other day which showed the massive re-supply effort of the Communists which showed considerable movement of trucks, boats, barges south toward the demilitarized zone in North Vietnam, and he said, "Senator, that means more dead Marines."

"And, so, gentlemen, this points up the importance of maintaining an unrelenting effort against the enemy. A truce might mean that American boys won't be shot at for a few days. But, it means that they are going to be shot at with more intensity when the truce is over. It means the war is going to be prolonged. It means the enemy will get a second wind. And, therefore, we must maintain unrelenting military pressure.

"I believe that we must bomb every target of military significance in North Vietnam regardless of where it's located. And, we must close the harbor at Haiphong to seal off from the enemy his principal sources of supply. This requires national courage and national resolution.

"And, I hope no one is frightened by the scare word, "escalation". We did not escalate the war; the enemy escalated the war. We must therefore intensify our efforts to counter it. It would be inexcusable for us to send our boys to die in a war that we did not intend to win. And, victory must be our ultimate objective.

"Now perhaps some of you are wondering what this has to do with the Legislature of the State of Texas. I think it's incumbent on the State to assume as much of the responsibility of the governance of our people as it constitutionally can because there are burdens being placed on your national government today. I'm hopeful that localities and communities can be restrained in their requests for Federal monetary assistance. Because at the same time we are prosecuting a war in Southeast Asia, we must also preserve the stability of the American dollar. This we cannot do through deficit spending.

"Beyond this, I think it is incumbent on all of you in public life, prestigious people in this State, to manifest vocally your support of our policy abroad whenever possible.

"Unfortunately, I have talked to a number of high-ranking officers and enlisted men, and they get a distorted view of the support the American people have for their efforts. Because some of my colleagues—and I
apologize for their remarks—keep crying for peace and for cessation of bombardment and suggesting that we should not be in Vietnam and because some of our more sophisticated columnists echo these sentiments, the boys overseas get the idea that perhaps there is a balance of viewpoint in this country. I submit that there is not, that an overwhelming majority of the American people are in favor of our containment of Communist aggression and support the efforts of our gallant fighting men in Vietnam. And, I hope that you will take every opportunity in your respective districts and communities to echo your support of the President of the United States in these most difficult and trying times.

"I hope, too, that if it ever occurs to you that if I can be of any assistance to you in your presiding over the affairs of the great State of Texas that you will call on me, regardless of party affiliation. I want you to know that I can see that I represent all of the people of this State, regardless of party affiliation. As a matter of fact, I grew up a Southern Democrat, like almost everybody else in this State. I had a sainted aunt who once said to me, 'John, I am glad that your granddaddy died before you became a Republican—it would have broken his heart.' But, in any case, I want you to know that my office is at your disposal. I'm there to serve you and the rest of the people of this State, and I hope that you'll call on me if I can ever be of assistance.

"Governor Smith, again I thank you very much for your kindness in letting me come here. I'm particularly honored to address this august body and to see sitting among you an old friend of mine from the State Legislature by the name of Vernon Stewart who just beat the tar out of me back in 1954 when I tried to come to this body. I'm delighted now that I've gotten here, and I appreciate very much your invitation."

At Ease

At the conclusion of the address by Senator Tower the President announced at 11:15 o'clock a.m. that the Senate would stand At Ease Subject to the Call of the Chair.

In Legislative Session

The President called the Senate to order as In Legislative Session at 11:25 o'clock a.m.

Message From the House

Hall of the House of Representatives
Austin, Texas,
Hon. Preston Smith, President of the Senate.

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

H. C. R. No. 37, Recognizing Captain Jack Moffitt, Houston fireman, for his act of heroism.

H. C. R. No. 38, In memory of Cal Farley.

H. B. No. 7, A bill to be entitled "An Act amending Section (1) of Article 7.23, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, so as to reinstate the previous law relating to the licensing of distributing agents of cigarettes; providing that the distribution of cigarettes by a distributing agent to a distributor shall not constitute the first sale thereof; and declaring an emergency."

H. B. No. 57, A bill to be entitled "An Act repealing Article 7545, Revised Civil Statutes of Texas, 1925, relating to the right to appropriate the ordinary flow, underflow, or floodwaters of a stream; and declaring an emergency."

H. B. No. 362, A bill to be entitled "An Act amending Article 4357, Revised Civil Statutes of Texas, 1925, as amended, to require certification in lieu of verification by affidavit to the correctness of claims against the state; providing penalties for making false certificates; providing a repealing clause; providing a severability clause; and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act providing for the joint establishment and operation of recreational facilities by certain cities, towns, and independent school districts; and declaring an emergency."

H. B. No. 396, A bill to be entitled "An Act concerning the importation of sheep; amending Sections 22 and 23, Chapter 63, Acts of the 40th Legislature, 1st Called Session, 1927 (Article 1525a, Vernon's Texas Penal
H. B. No. 485, A bill to be entitled “An Act amending Chapter 467, House Bill No. 77, Acts Second Called Session, Forty-fourth Legislature, as such has been heretofore amended, the Texas Liquor Control Act and being the Act carried in Vernon’s Penal Code as Articles 666 and 667, by amending paragraph (1) of Section 15 of Article I so as to give the holder of a Brewer’s Permit the right to import malt liquors; providing that the holder of a Nonresident Seller’s Permit may have an interest in a Brewer’s Permit; and by amending Section 57 of Article I so as to give to the holder of a Manufacturer’s License or a Brewer’s Permit the right to import beer, ale, and malt liquor into Texas; and giving the Board and the Administrator the power to do any and all things necessary to carry out the intent of this Section; providing a saving clause; providing for repeal of laws in conflict herewith; and declaring an emergency.”

H. B. No. 71, A bill to be entitled “An Act authorizing the annexation of streets, highways, and alleys by the governing bodies of certain cities; prescribing the method for such annexation; and declaring an emergency.”

H. B. No. 268, A bill to be entitled “An Act relating to issuance of time warrants by certain independent school districts; and declaring an emergency.”

H. B. No. 109, A bill to be entitled “An Act to amend Section 1 of Chapter 269, page 493, Acts of the 51st Legislature, 1949, and its amendatory act in Chapter 199, page 396, Acts of the 57th Legislature, 1961, (compiled as Section 1 of Article 1200c of Vernon’s Texas Civil Statutes) to enable cities of over 350,000 population and being in a county having a population in excess of 500,000, according to the last preceding United States census, to establish two (2) or more corporation courts, not to exceed one (1) court for each eighty thousand (80,000) population according to the last preceding census.”

H. B. No. 29, A bill to be entitled “An Act amending Section 2, Chapter 216, Acts of the 49th Legislature, 1945, as amended (Article 4419c, Vernon’s Texas Civil Statutes); further defining the term “crippled child” so as to extend the restoration service to children with ear bone defects; and declaring an emergency.”

H. B. No. 269, A bill to be entitled “An Act relating to an increased maintenance tax in certain rural high school districts; and declaring an emergency.”

S. B. No. 9, A bill to be entitled “An Act amending Section 37, Article 1, of Texas Liquor Control Act, as heretofore amended, by adding to the first paragraph or subdivision thereof as an identifying prefix the letter (a); by adding subsection (b), preserving unto licensed beer distributors the right to continue operating as distributors and to engage in the business of selling and distributing beer in counties, justice precincts, or incorporated cities or towns where the sale of beer has been prohibited by valid local option election; etc.; and declaring an emergency.”

S. B. No. 39, A bill to be entitled “An Act amending Section 8 of Chapter 224, Acts of the Fiftieth Legislature, relating to creation of boards of trustees for certain junior college districts so as to change the term of office of trustees elected for junior college districts governed by the provisions of said Act; providing a severability clause; and declaring an emergency.”

S. B. No. 111, A bill to be entitled “An Act amending Article 655, Revised Civil Statutes of Texas, 1925, as amended, eliminating the affidavit requirement on seller of merchandise; and declaring an emergency.”

S. B. No. 112, A bill to be entitled “An Act amending Article 635, Revised Civil Statutes of Texas, 1925, to eliminate the requirement that a contract bidder file an antitrust affidavit each time he submits a contract bid and to require a bidder to file, and to renew, the affidavit with his bid list application; and declaring an emergency.”

S. B. No. 74, A bill to be entitled “An Act relating to the appointment, compensation, and duties of a shorthand reporter for the 27th Judicial District of Texas; and declaring an emergency.”
S. B. No. 14, A bill to be entitled "An Act changing the name of the 'Board of Regents of The University of Texas' to the 'Board of Regents of The University of Texas System'; authorizing the Board of Regents to change the name of certain institutions within The University of Texas System; providing an organizational arrangement; providing for transfer of appropriations and obligations and for no other change in status; and declaring an emergency."

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Birthday Greetings Extended to Senator Barbara Jordan

On motion of Senator Blanchard and by unanimous consent Senator Jordan was extended birthday greetings.

The Members of the Senate gave Senator Jordan a standing ovation.

Senate Concurrent Resolution 26

Senator Schwartz offered the following resolution:

S. C. R. No. 26, Extending congratulations to The Order of DeMolay and observance of "DeMolay Week."

 Whereas, The Order of DeMolay is a character building organization composed of young men fourteen to twenty-one years of age, who are preparing themselves for leadership and citizenship by developing those traits and strengths of character of all good men; and

 Whereas, The Order of DeMolay was founded in 1919 at Kansas City, Missouri, and has grown to include more than 2,500 chapters located all over the free world; and

 Whereas, The DeMolay members in Texas will observe the period of March 12-19 as "DeMolay Week" in observance of their 48th Anniversary and will call to the attention of all citizens their many activities, and in some small way show recognition; now, therefore, be it

Resolved by the Senate of the State of Texas, That a study committee consisting of five members of the Senate be appointed by the Lieutenant Governor to study the condition of vocational-technical education in Texas, with emphasis on (1) the adequacy of the present administration of vocational-technical programs, (2) the training, recruitment, and certification of vocational-technical education teachers, (3) the level and adequacy of state financing, (4) the role of federal and state grants-in-aid, and (5) the types and adequacy of the programs offered; and be it further
Resolved, The Central Education Agency, the Co-ordinating Board, Texas Colleges and Universities, and all other state agencies having responsibilities or interests in this area be directed to cooperate with the study committee and supply such information and material as may be pertinent to the committee's investigation; and be it further

Resolved, That the Lieutenant Governor shall designate the chairman of the committee, which shall elect its own vice-chairman and secretary and determine the rules of procedure by which it shall function; and be it further

Resolved, That the Chairman may appoint an Advisory Committee on Vocational-Technical Education composed of such members as he deems necessary; and be it further

Resolved, That the members of the committee shall be reimbursed for the actual and necessary expenses incurred in the discharge of their duties from the Contingent Expense Fund of the Senate, including reasonable staff and office supply expenses; and be it further

Resolved, That the committee be directed to report and make recommendations to the Regular Session of the 61st Legislature.

The resolution was read and was referred to the Committee on State Affairs.

House Concurrent Resolution 38 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 38, In memory of Cal Farley.

The resolution was read.

On motion of Senator Blanchard and by unanimous consent the names of the Lieutenant Governor and all Senators were added to the resolution as signers thereof.

On motion of Senator Hazlewood and by unanimous consent the resolution was considered immediately and was adopted by a rising vote of the Senate.

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Parks and Wildlife Commission, for a six-year term to expire February 1, 1973: Harry D. Jersig of San Antonio, Bexar County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas

House Concurrent Resolution on First Reading

The following resolution received from the House, was read the first time and referred to the Committee indicated:

H. C. R. No. 35, to Committee on Rules.

House Concurrent Resolution on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 37, Recognizing Captain Jack Moffitt, Houston fireman, for his act of heroism.

The resolution was read.

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

House Bill 245 on Second Reading

Senator Aikin moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 245 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—30
Aikin
Cole
Bates
Connally
Bernal
Creighton
Berry
Grover
Blanchard
Hall
Brooks
Hardeman
Christie
Harrington
Hazlewood  Patman
Herring  Ratliff
Hightower  Reagan
Jordan  Schwartz
Kennard  Strong
Mauzy  Watson
Moore  Wilson
Parkhouse  Word

Absent—Excused
Wade

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 245, A bill to be entitled "An Act providing for payment by the Teacher Retirement System of Texas of supplemental service retirement benefits as herein prescribed to each person who has retired as a teacher member prior to the effective date of this Act; prescribing the amount of such benefits, its duration, and source from which such benefits are to be paid; defining certain terms as used herein; declaring the Act to be cumulative; and declaring an emergency."

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

House Bill 245 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 245 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30
Aikin  Herring
Bates  Hightower
Bernal  Jordan
Berry  Kennard
Blanchard  Mauzy
Brooks  Moore
Christie  Parkhouse
Cole  Patman
Connelly  Ratliff
Creighton  Reagan
Grover  Schwartz
Hall  Strong
Hardeman  Watson
Harrington  Wilson
Hazlewood  Word

Absent—Excused
Wade

Committee Substitute
Senate Bill 19 on Second Reading

Senator Watson moved that Senate Rules 116, 13, and 38 and Section 5 of Article III of the State Constitution be suspended and that C. S. B. No. 19 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29
Aikin  Hightower
Bates  Jordan
Bernal  Kennard
Berry  Mauzy
Blanchard  Moore
Brooks  Parkhouse
Christie  Patman
Cole  Ratliff
Connelly  Reagan
Creighton  Schwartz
Grover  Strong
Hall  Watson
Hardeman  Wilson
Harrington  Word
Hazlewood  Absent

Absent—Excused
Wade

The President then laid the bill before the Senate on its third reading and final passage.

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

Yeas—30
Aikin  Herring
Bates  Hightower
Bernal  Jordan
Berry  Kennard
Blanchard  Mauzy
Brooks  Moore
Christie  Parkhouse
Cole  Patman
Connelly  Ratliff
Creighton  Reagan
Grover  Schwartz
Hall  Strong
Hardeman  Watson
Harrington  Wilson
Hazlewood  Word

Absent—Excused
Wade
ate on its second reading and passage to engrossment:

C. S. S. B. No. 19, A bill to be entitled "An Act requiring the identification of practitioners of the healing arts who are included and excluded under the medical coverage provided in an accident and sickness insurance policy; amending Chapter 397, Acts of the 54th Legislature, 1955, by adding Subsection B to Section 2, as amended (Article 3.70-2, Vernon's Texas Insurance Code), and by amending Section 8 (Article 3.70-8, Vernon's Texas Insurance Code); providing an effective date, with certain approval authority in the State Board of Insurance as authorized by this Act; repealing laws in conflict; and declaring an emergency."

The bill was read the second time.

Senator Watson offered the following amendment to the bill:

Amend Senate Bill No. 19 by substituting the following Section 3 for Section 3 in the Committee substitute, as follows, to-wit:

"Sec. 3. This Act takes effect January 1, 1968. The State Board of Insurance is hereby authorized to approve endorsements or riders to bring heretofore-approved forms into compliance with this Act."

The amendment was read and was adopted.

On motion of Senator Watson and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended (C. S. S. B. No. 19) was passed to engrossment.

Committee Substitute
Senate Bill 19 on Third Reading

Senator Watson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 19 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29
Aikin
Bates
Bernal
Christie
Cole
Connally
Creighton
Grover
Hall
Hardeman
Harrington
Herring
Hightower
Jordan
Kennard

Mauzy
Moore
Parkhouse
Patman
Ratliff
Reagan
Schwartz
Strong
Watson
Wilson
Word

Absent

Hazlewood

Absent—Excused

Wade

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Welcome Resolutions

S. R. No. 149—By Senator Herring: Extending welcome to the Honorable Ned Granger, Corporation Court Judge of Austin.

S. R. No. 160—By Senator Hightower: Extending welcome to Jack Flynt, Department Commander for Texas, American Legion, and Mrs. Jack Flynt, President of the American Legion Auxiliary for Texas, of Dimmitt.

S. R. No. 151—By Senator Hall: Extending welcome to Judge John Gover, County Judge of Hunt County, Bloom Johnson, County Clerk of Hunt County, and Bill Sanford, Constable of Hunt County.

S. R. No. 152—By Senator Grover: Extending welcome to Mrs. Hannah Reynolds.

S. R. No. 154—By Senator Grover: Extending welcome to Dr. and Mrs. F. F. McMullen.

S. R. No. 155—By Senator Grover: Extending welcome to Dr. Joseph Skinner.

S. R. No. 156—By Senator Grover: Extending welcome to Dr. Robert Donald.

S. R. No. 157—By Senator Grover:
Extending welcome to Dr. and Mrs. Jack Haley.

S. R. No. 158—By Senator Grover: Extending welcome to Dr. and Mrs. Haden McKay.

S. R. No. 159—By Senator Grover: Extending welcome to Dr. A. T. Talley and Dr. Elisabeth Talley.

S. R. No. 160—By Senator Grover: Extending welcome to Dr. Byron York, Sr.

Recess

On motion of Senator Hardeman the Senate at 11:53 o'clock a.m. took recess until 11:00 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

February 22, 1967

S. B. No. 6

TWENTY-FIFTH DAY

(Continued)

Thursday, February 23, 1967

After Recess

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

Reports of Standing Committees

Senator Hardeman by unanimous consent submitted the following report:

Austin, Texas,
February 23, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 162, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

COLE, Chairman.

Austin, Texas,

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 165, 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.

COLE, Chairman.

Austin, Texas,

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 45, 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.

COLE, Chairman.

Message From the House

Hall of the House of Representatives

Austin, Texas,
February 23, 1967.

Hon. Preston Smith, President of the Senate.

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