MONDAY, MAY 1, 1967

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

April 27, 1967
S. B. No. 468
S. B. No. 413
S. B. No. 365
S. B. No. 162
S. B. No. 286
S. B. No. 294
S. B. No. 290
S. B. No. 2
S. J. R. No. 3

FIFTY-THIRD DAY

(Monday, May 1, 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      Herring
Bates      Hightower
Bernal     Jordan
Berry      Kennard
Blanchard  Mauzy
Brooks     Parkhouse
Christie   Patman
Cole       Ratliff
Connally   Reagan
Creighton  Schwartz
Grover     Wade
Hall       Watson
Hardeman   Wilson
Harrington Word
Hazlewood

Absent—Excused

Moore      Strong

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 Thursday, April 27, 1967, was dispensed with and the Journal was approved.

Leaves of Absence

Senator Strong was granted leave of absence for today and the remainder of the week on account of illness on motion of Senator Blanchard.

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Christie.

Notice of Local and Uncontested Bills Calendar

The President announced that on motion of Senator Hall and by unanimous consent the Senate would hold a session for the consideration of a Local and Uncontested Bills Calendar on Thursday, May 4, 1967 at 9:00 o'clock a.m.

Bills Signed

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

H. B. No. 546, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 604 (codified as Article 8280-324, V.A.C.S.) to provide for the sale of bonds by Clear Woods Improvement District, etc., and declaring an emergency."

H. B. No. 679, A bill to be entitled "An Act amending Section 1, Chapter 125, Acts of the 52nd Legislature, 1951, as last amended, relating to the regulatory authority of the Parks and Wildlife Commission in certain counties, to add Navarro County to the list of counties regulated; and declaring an emergency."

H. B. No. 585, A bill to be entitled "An Act constituting a local law for the maintenance of public roads and highways in DeWitt County, etc., and declaring an emergency."

H. B. No. 494, A bill to be entitled "An Act abolishing the occupation tax on nine- and tenpin alleys; repealing Subdivision 8, Article 19.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; 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 flood-
water of a stream; and declaring an emergency.'"

H. B. No. 626, A bill to be entitled "An Act relating to an additional class of counties that are to use jury wheels in selecting jurors; amending Article 2094, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 431, A bill to be entitled "An Act relating to hunting quail in Cherokee County; prescribing a penalty; repealing Chapter 586, Acts of the 47th Legislature, Regular Session, 1941; and declaring an emergency."

H. B. No. 429, A bill to be entitled "An Act prohibiting the use of nets and seines in Cherokee County and in the waters of the Neches River within the boundaries of Cherokee and Anderson Counties; prescribing a penalty, repealing Chapter 37, Special Laws, Acts of the 43rd Legislature, Regular Session, 1933; and declaring an emergency."

H. B. No. 777, A bill to be entitled "An Act amending Acts of 1941, 47th Legislature, Chapter 105, page 134, as amended (Vernon's Texas Civil Statutes, Article 6243f); amending Section 25 thereof, by changing the base figure therein from $380.00 per month to $400.00 per month, and by changing certain percentages thereof therein contained; and by adding a new section to be known as Section 26, providing for an increase of 5 3/4% in all pension heretofore granted in such Firemen and Policemen's Pension Funds prior to the effective date hereof because of inflation in the cost of living; providing a savings clause; and declaring an emergency."

H. B. No. 811, A bill to be entitled "An Act establishing a juvenile board for Kaufman County; prescribing its membership, personnel, compensation and duties; and declaring an emergency."

H. B. No. 310, A bill to be entitled "An Act amending Chapter 466, Acts of the 52nd Legislature, 1951 (Article 1321b, Vernon's Texas Penal Code), relating to negligently setting on fire or causing to be set on fire, any woods, forest, cutover, brush, range, or grassland belonging to another, or setting on fire any woods, forest, cutover, brush, range, or grassland belonging to the person setting the fire and allowing the fire to spread to the property of another; renumbering certain sections; providing penalties and an enforcement procedure; providing that any officer violating the provisions of the enforcement procedure be subject to removal from office; and declaring an emergency."

H. B. No. 732, A bill to be entitled "An Act authorizing and directing the Texas Department of Mental Health and Mental Retardation to convey and transfer to the Parks and Wildlife Department certain land in Travis County, Texas, 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. 813, A bill to be entitled "An Act providing for the creation of a county hospital district whose boundaries are coextensive with the boundaries of the Rankin Independent School District as such boundaries existed on January 1, 1967, in Upton County, Texas; providing for an election in the district to create a hospital district; etc.; and declaring an emergency."

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 1, 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:

S. B. No. 104, A bill to be entitled "An Act authorizing the creation of a hospital district over a part of Brazoria County, to be known as 'Angleton-Danbury Hospital District of Brazoria County, Texas,' pursuant to Section 9 of Article IX of the Texas Constitution; etc.; and declaring an emergency."

(With Amendment.)

S. B. No. 152, A bill to be entitled...
"An Act relating to the filling of vacancies in the office of supervisor of Soil and Water Conservation Districts and the manner of changing the boundaries of such districts; amending Sections 5 and 6, Chapter 3, page 7, General Laws, Acts of the 46th Legislature, 1939, as amended (Article 165a-4, Vernon's Texas Civil Statutes); and declaring an emergency."

S. B. No. 153, A bill to be entitled "An Act amending Section 3, Chapter 332, Acts of the 53rd Legislature, Regular Session, 1953 (Article 165a-10, Vernon's Texas Civil Statutes), relating to bonds, accounts, and record-keeping of Soil and Water Conservation Districts; and declaring an emergency."

S. B. No. 246, A bill to be entitled "An Act changing the name of the Houston State Psychiatric Institute for Research and Training to the Texas Research Institute of Mental Sciences; and declaring an emergency."

S. B. No. 499, A bill to be entitled "An Act repealing Chapter 23, Acts of the 56th Legislature, 2nd Called Session, 1959 (Article 8280-242, Vernon's Texas Civil Statutes); and declaring an emergency."

(With Amendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 495

Senator Hightower offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Major Roger C. Donlon of Saugerties, N.Y., the first to be decorated with the Medal of Honor in Vietnam, and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and invited to address the Senate and be granted the privileges of the floor for the day.

The resolution was read and was adopted.

The President requested Senator Hightower to escort the distinguished guest to the President's Rostrum.

The President presented Senator Hightower and he introduced Major Roger H. C. Donlon to the Members of the Senate.

Major Donlon addressed the Senate, thanking them for the honor and privilege of being present and expressed special thanks for the Texans under his command, one of whom had saved his life.
The Members of the Senate gave Major Donlon a standing ovation.

Report of Standing Committee

Senator Parkhouse submitted the following report:

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.
Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 539, 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.

PARKHOUSE, Chairman.

Senate Bill 579 on First Reading

Senator Wilson moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29
Aikin
Bates
Bernal
Berry
Blanchard
Brooks
Christie
Cole
Connally
Creighton
Grover
Hall
Hardeman
Harrington
Hazlewood

Herring
Hightower
Jordan
Kennard
Mauzy
Parkhouse
Patman
Ratliff
Reagan
Schwartz
Wade
Watson
Wilson
Word

Absent—Excused
Moore
Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators Wilson, Kennard, Parkhouse, Hall, Wade, Creighton and Mauzy:

S. B. No. 579, A bill to be entitled "An Act amending Chapter 518, Acts 1955, 54th Legislature, Regular Session, page 1314, codified as Article 8280-188, Revised Civil Statutes of the State of Texas, as said statute has heretofore been amended, by re-enacting certain provisions therein but eliminating therefrom restrictions which limit the exercise of certain powers by the Trinity River Authority to the Chambers-Liberty Counties Navigation District, specifically authorizing promotion of navigation, increasing the rate of tax, finding that notice of intent was properly published, and declaring an emergency."

To the Committee on Water and Conservation.

Senate Bill 580 on First Reading

Senator Word moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29
Aikin
Bates
Bernal
Berry
Blanchard
Brooks
Christie
Cole
Connally
Creighton
Grover
Hall
Hardeman
Harrington
Hazlewood

Herring
Hightower
Jordan
Kennard
Mauzy
Parkhouse
Patman
Ratliff
Reagan
Schwartz
Wade
Watson
Wilson
Word

Absent—Excused
Moore
Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Word:

S. B. No. 580, A bill to be entitled "An Act requiring a county which does not have a county auditor to have an independent audit; allowing a commissioners court to employ an independent auditor in a county which has an auditor; requiring each county to submit an audit report to the State
Auditor; and declaring an emergency.

To the Committee on Counties, Cities and Towns.

Senate Bill 581 on First Reading

Senator Brooks moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

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

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators Brooks, Jordan, Grover and Cole:

S. B. No. 581, A bill to be entitled "An Act creating the Texas Toll Bridge Authority and prescribing its membership, organization, powers, and duties; providing for financing of toll bridge projects; authorizing a certain toll bridge project; providing for incorporation of toll bridge projects into the State Highway System; making other provisions related to the subject of this legislation; prescribing certain penalties; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Senate Bill 582 on First Reading

Senator Patman moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

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

Absent—Excused

Moore

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Patman:

S. B. No. 582, A bill to be entitled "An Act relating to the petition and service of process in adoption proceedings involving non-consenting parents; prescribing a limitation of actions; amending Sections 1a and 6, Chapter 177, General Laws, Acts of the 42nd Legislature, Regular Session, 1931, as amended (Article 46a, Vernon's Texas Civil Statutes), and adding new Sections 1c and 1d; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 583 on First Reading

The following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 583, A bill to be entitled "An Act relating to the salary of the official shorthand reporters of the Tenth, Fifty-sixth, and One Hundred Twenty-second Judicial Districts of Texas; amending Section 1, Chapter 350, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 2326j-1, Vernon's Texas Civil
To the Committee on Counties, Cities and Towns.

Senate Bill 584 on First Reading

The following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Connally:

S. B. No. 584, A bill to be entitled “An Act relating to the area of the Evergreen Underground Water Conservation District; employment of an administrator; compensation of directors; assessment and collection of taxes; and exclusion of land from the district; amending Sections 4, 8, 9, 21, and 36, Chapter 197, Acts of the 59th Legislature, Regular Session, 1965 (Article 8280-297, Vernon’s Texas Civil Statutes); and declaring an emergency.”

To the Committee on Water and Conservation.

Senate Bill 585 on First Reading

Senator Wilson moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

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

Herring  Hightower  Jordan  Kennard  Mauzy  Parkhouse  Patman  Ratliff  Reagan  Schwartz  Wade  Watson  Wilson  Word

Absent—Excused

Moore  Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Wilson:

S. B. No. 585, A bill to be entitled “An Act creating the office of District Attorney for Hardin County, and prescribing his powers, duties, and compensation; providing for the appointment and compensation of a stenographer; and declaring an emergency.”

To the Committee on Legislative, Congressional and Judicial Districts.

Senate Bill 586 on First Reading

Senator Word moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

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

Herring  Hightower  Jordan  Kennard  Mauzy  Parkhouse  Patman  Ratliff  Reagan  Schwartz  Wade  Watson  Wilson  Word

Absent—Excused

Moore  Strong

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Word:

S. B. No. 586, A bill to be entitled “An Act creating the Texas Consumer Electronics Service Control Board; providing for state control of registration of Retail Electronics Service Dealers and Consumer Electronics Technicians; providing for a title of the Act; providing the definition of certain words, terms and phrases; prohibiting a person from acting or offering or assuming to act as a Retail Electronics Service Dealer or as a Consumer Electronics Technician without a permit issued under this
Act; making it unlawful for any person engaged in consumer electronics service to employ any person who is not registered as provided in this Act to perform consumer electronics service; providing certain acts permitted without a permit; creating and fixing the number of members on the Texas Consumer Electronics Service Control Board; providing for Senate confirmation; providing for qualifications for membership on said board; providing for the appointment of said board, their terms of office, and methods of filling vacancies on said board; providing for an oath of office for said board, providing for the election of officers of and the fixing of a quorum for said board; prescribing the powers and duties of the adoption of rules and regulation by the board; providing for the administration of the Act; providing for the compensation and expenses of the members of the board; providing for employees of the board and a bond for the Executive Secretary; providing and creating the Texas Consumer Electronics Service Control Board Fund and providing that the compensation of the members of the board and the expenses of the board in the administration of the Act to be paid from said fund and not from the General Fund; providing for the qualifications of registrants under said Act with limitations; providing for reciprocity with other states; providing for the term of permits issued, temporary permits and display of permits; prohibiting the transfer of permits; providing for maximum permit fees; providing for delinquency in permit renewal and duplicate permits; providing grounds for revocation or suspension of permits and for refusal of issuance or renewal of permits; providing for the suspension or revocation of any permit issued by the board and prescribing the procedure therefor; providing for the appeal of any board order and prescribing the procedure therefor; authorizing the issuance of injunctions to enjoin violations of this Act; providing for the issuance and delivery of detailed invoices; repealing all laws or parts of laws in conflict with the provisions of this Act; providing that if any word, phrase, clause, sentence, paragraph or provision of this Act or the application thereof to any person or circumstance be declared unconstitutional, such invalidity shall not affect other provisions or applications of this Act; and declaring an emergency."

To the Committee on State Affairs.

Bills and Resolution Signed

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

S. B. No. 210, A bill to be entitled "An Act relating to municipal pension systems in certain cities in the state; amending Chapter 358, Acts of the 50th Legislature, 1947, as amended (Article 6243g, Vernon's Texas Civil Statutes); and declaring an emergency."

S. B. No. 211, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas to sell or lease any part or all of that certain property described in the deed from George W. Brackenridge to The University of Texas, dated June 17, 1910; providing a method of sale and for the disposition of funds received from said sales; and declaring an emergency."

S. B. No. 475, A bill to be entitled "An Act providing that any non-profit educational corporation which is exempt from Federal income taxes, maintains a regular theater-school program and offers apprenticeship training for college students and others in theater management and operation and related skills shall be deemed an institution of purely public charity and all its property shall be exempt from ad valorem taxes, although such corporation offers plays to which an admission is charged, provided that a majority of such plays have significant literary merit of the character which contributes to the educational program of secondary schools, colleges and universities; and declaring an emergency."

S. B. No. 533, A bill to be entitled "An Act changing the name of Texas College of Arts and Industries at Kingsville, Texas, to Texas A&I University at Kingsville, Texas, etc., and declaring an emergency."

S. B. No. 105, A bill to be entitled "An Act amending Article 7150, Vernon's Revised Civil Statutes, 1925, by adding a new section thereto to be known and designated as Section 22,
so as to exempt from taxation property of all fraternal organizations for so long as the property is owned and used for charitable, benevolent, religious, and educational purposes, and is not in whole or in part leased out to others or otherwise used with a view to profit, providing for the severability of provisions and declaring an emergency."

S. B. No. 302, A bill to be entitled "An Act relating to reports of certain eye injuries in the schools; amending Chapter 58, Acts of the 59th Legislature, Regular Session, 1965 (Article 2919i, Vernon's Texas Civil Statutes); and declaring an emergency."

S. B. No. 62, A bill to be entitled "An Act authorizing the construction of improvements at certain institutions of The University of Texas System in Dallas, Houston, and Galveston, Texas; providing for a method of payment; and declaring an emergency."


Senate Resolution 500

Senator Hardeman offered the following resolution:

Whereas, The western part of the Territory of Mississippi achieved statehood on December 10, 1817, and this year the State of Mississippi is celebrating its sesquicentennial; and

Whereas, Mississippi, the stronghold of the Old South, was organized as a territory in 1798, but it had been known to Europeans since December 1540, when Hernando de Soto and his followers entered the area; they spent the winter of 1540-1541 in northeastern Mississippi before discovering the great Mississippi River on May 8, 1541. The next appearance of Europeans was made in 1673, when the French priest and trader Jacques Marquette and Louis Jolliet arrived and had some contact with the Chickasaws; and

Whereas, French interest in the area was continued by Robert Cavalier, Sieur de La Salle, who reached the mouth of the river and claimed the valley for Louis XIV, naming it Louisiana in his honor; Father Zenobius Membré celebrated the first Mass in Mississippi for the La Salle party near the site of Fort Adams on Easter Sunday, 1682; and

Whereas, Other explorers followed La Salle, but no permanent settlement was made until 1699, when Pierre le Moyne, Sieur d'Iberville, established Fort Maurepas near the site of Biloxi, and Mississippi remained a part of the French colony of Louisiana until 1763; women were brought from France as wives of the colonists, and successful companies were formed to promote immigration; the Scottish adventurer John Law aroused great European interest in 1717 with his speculative Mississippi Company, which three years later fell into disrepute as the Mississippi Bubble; and

Whereas, British ambition was aroused and as a result of the Seven Years' War and the Treaty of Paris (1763), the country came under British domination as West Florida, which was governed from Pensacola. Anglo-Americans moved in from the Atlantic seaboard and, with the French out of the way, faced the Spaniards, who had acquired New Orleans and Louisiana west of the Mississippi River; and

Whereas, During the American Revolution the Natchez region was relatively neutral, and the Spanish took advantage of the situation to move in and take Fort Rosalie. The American settlers took oaths of allegiance to Spain and the territory remained in Spanish hands until 1798, with the exception of a short-lived period of rebellion of British colonists in 1781-1782; and

Whereas, By the Treaty of Paris in 1783, Great Britain relinquished its claims north of latitude 31° to the United States, but Spain refused to recognize the transfer. The United States and Spain adjudicated the issue in 1795 in the Treaty of San Lorenzo, by which Spain relinquished the land north of latitude 31°, although there was considerable delay in running the line of demarcation and the government was not surrendered until March, 1798; and

Whereas, Even after the federal government created the Territory of Mississippi in 1798, the land problem was made chaotic by conflicting claims based on French, British, Spanish, and Georgian grants, and troubles with the Indians continued until defeats were inflicted by Andrew Jackson; and
Whereas, After statehood was achieved for the western part of the territory—the eastern part formed the Territory of Alabama—Mississippi evolved as a fast-growing frontier region, with its capital located at Jackson; and

Whereas, Two-thirds of the state was still in Indian hands, including descendants of the Chickasaws in the north, the Choctaws in the central portion and the south, and the aristocratic Natchez, related to the highly civilized Indians of Mexico, in the southwest; and

Whereas, From 1820 until the 1850's, the famous bandits of the Natchez Trace—Joseph Thompson Hare, Samuel Mason, James Murrell, the Harpe Brothers and others—enjoyed their heyday; and the period was characterized by the flush times of land-grabbing, financial speculation, panic and repudiation in a raw, new country; and

Whereas, A great deal of this energy and enthusiasm went into the support of our own Texan independence, the Mexican War, and filibustering in Cuba, although there was also great interest in national politics where tempers often flared in discussions of nullification and the extension of slavery; and

Whereas, By 1850 the forces of law and order had made themselves felt and a latent aristocratic and feudal society was beginning to take shape; and

Whereas, This quiet period was soon broken by the stormclouds of the slavery question. With the election of Abraham Lincoln to the presidency in 1860 and the action of South Carolina, Mississippi quickly followed suit with dissolution of her relation with the Union on January 9, 1861. Jefferson Davis, who represented Mississippi in the United States Senate, became president of the Confederate States of America, and enlistments in the Confederate Army from Mississippi were estimated at 78,000—although the census of 1860 had showed only 70,295 white men in the state; and

Whereas, The glory of Mississippi will live long in the annals of heroism by her sons who fought for the Confederacy, in the antebellum mansions which call to tourists throughout the nation and the world; and

Whereas, This great and glorious state endured the rigors of Reconstruction marked by a reign of extravagance and corruption until its people finally regained power and the Reconstruction Era came to an end with the accession of John M. Stone to the governorship in 1876; and

Whereas, During the twentieth century the State of Mississippi has come a long way toward balancing agriculture with industrial development; the state is no longer in bondage to cotton, and diversification in agriculture is well underway; and

Whereas, The Senate of the State of Texas, wishes to recognize the State of Mississippi as it celebrates 150 years of statehood and to commend the Magnolia State, beloved symbol of the Old South, for her endurance, her fortitude and her achievement in overcoming so many obstacles to growth and development; now, therefore, be it

Resolved, That copies of this Resolution be prepared for the Honorable Paul B. Johnson, Governor of Mississippi, and for the Honorable Carroll Gartin, Lieutenant Governor, as an expression of esteem for the State of Mississippi from the Senate of Texas.

The resolution was read and was adopted.

Senate Concurrent Resolution 59

Senator Parkhouse offered the following resolution:

S. C. R. No. 59, Recalling from Governor and authorizing Engrossing and Enrolling Clerk to make corrections in S. J. R. No. 3.

Whereas, Senate Joint Resolution No. 3 has been passed by both the Senate and the House and is now in the office of the Governor, and there are certain corrections to be made therein; now, therefore be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Governor be and is hereby respectfully requested to return Senate Joint Resolution No. 3 to the Senate for correction; and, be it further

Resolved, That the action of the President of the Senate and the Speaker of the House in signing Senate Joint Resolution No. 3 be declared null and void, and that the two presiding officers be authorized to remove
their signatures from the enrolled joint resolution; and, be it further
Resolved, That the Engrossing and Enrolling Clerk of the Senate be and is hereby directed to correct the enrolled copy of Senate Joint Resolution No. 3 by changing the date of the election appearing in Section 2 on page 5 from “November 7, 1967” to November 5, 1968.”

The resolution was read.

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

Senate Resolution 501

Senator Herring offered the following resolution:

Whereas, The Thirty-ninth Annual Meeting of Texas Garden Clubs, Inc., and the Thirty-fourth Annual Meeting of South Central Region of National Council of State Garden Clubs, Inc., begin a four-day conference in Houston today; and

Whereas, These organizations have adopted as their theme “The Challenge of Creating and Preserving a More Beautiful Texas”; and

Whereas, Mrs. A. M. Aikin, Jr., is President of Texas Garden Clubs, Inc., which organization was the first to adopt as a project the beautification of the grounds surrounding the Governor’s Mansion; and

Whereas, Mrs. Calvin J. Collier, Jr., is President of the Houston Federation of Garden Clubs, the host club for this convention, and Mrs. Fred Mauntel is President of the National Council of State Garden Clubs, Inc.; and

Whereas, Garden clubs are serving a fine purpose in inspiring civic pride and improvement of scenic beauty in our cities and countryside; and

Whereas, It is the desire of the Senate of the State of Texas to commend these organizations for their dedication in making America more beautiful; now, therefore, be it

Resolved, That copies of this Resolution be prepared under the Seal of the Senate and presented to Mrs. A. M. Aikin, Jr., Mrs. Calvin J. Collier, Jr., and Mrs. Fred Mauntel for their respective organizations with the congratulations of the Members of the Senate for the fine work they are doing and with their best wishes for a most successful conference.

HERRING.


The resolution was read.

On motion of Senator Hardeman 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.

Senate Concurrent Resolution 60

Senator Kennard offered the following resolution:

S. C. R. No. 60, Authorizing and directing Texas State Highway Commission to negotiate with Secretary of Transportation concerning Highway Beautification Act.

Whereas, The Congress of the United States did enact the Highway Beautification Act of 1965, making provision for the landscaping and scenic enhancement of the Federal Aid Highway System, including the effective control of outdoor advertising and junkyards adjacent to the Federal Aid Highways of the various States; and

Whereas, The Highway Beautification Act further provides that the standards for size, lighting and spacing of signs permitted in zoned and unzoned commercial and industrial areas, and the definition of an unzoned commercial and industrial area is to be determined by agreement between the several states and the Secretary of Transportation; and

Whereas, Prior to the recent transfer of duties and responsibilities of the Bureau of Public Roads to the new Department of Transportation, certain guidelines or criteria were issued with the intent of leading to agreements between the several states and the United States Government relative to the control of outdoor advertising and junkyards; and
Whereas, The proper committees of the United States Congress are presently conducting hearings relative to the guidelines, the estimated cost and other features of the Highway Beautification Act of 1965, indicating that there may possibly be either a change in the legislation or in the administration of such legislation, thereby creating an atmosphere of uncertainty relative to the text of State legislation on this subject; and

Whereas, The Highway Beautification Act provides among other things a 10% penalty on the Federal Aid Highway funds allocated to a state for highway construction unless the states involved shall have by legislative action provided some means of effective control of outdoor advertising and junkyards prior to January 1, 1968, even though the actual control date is established as July 1, 1970; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that due to the uncertainty and indecision on the Federal level relative to this matter and due to the fact that the Federal decision will not be forthcoming until after this session of the Texas Legislature shall have adjourned, the Texas State Highway Commission is hereby authorized and directed to negotiate at the proper time with the Secretary of Transportation relative to the features of this Act that may be finally agreed upon to the end that a full and complete report of such negotiations may be furnished to the Texas Legislature prior to the start of the 61st Session of said Legislature to permit a careful review leading to legislation concerning the control of outdoor advertising and junkyards at the Regular Session of the 61st Legislature.

The resolution was read and was referred to the Committee on Transportation.

House Bills and Resolutions on First Reading

The following bills and resolutions received from the House were read the first time and referred to the Committees indicated:

H. B. No. 40, to Committee on Counties, Cities and Towns.

H. B. No. 300, to Committee on Transportation.

H. B. No. 581, to Committee on Insurance.

H. J. R. No. 22, to Committee on Constitutional Amendments.

H. J. R. No. 24, to Committee on Constitutional Amendments.

H. B. No. 441, to Committee on Jurisprudence.

Message From the Governor

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

Austin, Texas, May 1, 1967.

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 Director-at-Large of the Tri-County Municipal Water District, to fill the unexpired term of Aubry Moore, resigned, term to expire July 22, 1967: R. T. Swilling, Jr. of Whitney, Hill County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas

Co-Author of Senate Bill 581

On motion of Senator Brooks and by unanimous consent, Senator Grover will be shown as a Co-author of S. B. No. 581.

Senate Bill 499 With House Amendment

Senator Herring called S. B. No. 499 from the President's Table for consideration of the House amendment to the bill. The President laid the bill and the following House amendment before the Senate:

Amendment 1

Amend S. B. 499 by striking the period at the end of the last section and adding the following:

"and that this Act shall take effect and be in force from and after its passage and it is so enacted."

The House amendment was read.
Senator Herring moved that the Senate concur in the House amendment.

The motion prevailed by the following vote:

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<th>Yeas—29</th>
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<td>Moore</td>
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<td>Strong</td>
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Senate Bill 104 with House Amendments

Senator Schwartz called S. B. No. 104 from the President's Table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Amend S. B. No. 104 in the following respects:

a. Delete the word and figures "twenty (20)" appearing on line 16 of page 5 of the printed bill, and substitute therefor the words and figures "one hundred (100)".

b. Delete the entire sentence that begins on lines 49, 50 and 51 of page 5, of Section 3 of the printed bill and substitute therefor the following: "If the proposition to create the Angleton-Danbury Hospital District of Brazoria County, Texas, fails to carry at the election, no other election for the same purpose may be held within one year after the result of the election is announced officially."

c. Add the phrase "by counties" immediately after the word "condemnation" which appears on line 56 of page 8 of the printed bill.

d. Delete the word “guardians” appearing on line 58 of page 9 of the printed bill.

Amendment 2

Unanimous consent granted to amend captions, where necessary, on all Senate bills on Local and Consent Calendars.

The House amendments were read.

Senator Schwartz moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

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<tr>
<td>Moore</td>
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<td>Strong</td>
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Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to which was referred S. B. No. 583, 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.
CHRISTIE
WORD

Motion to Re-refer Senate Bill 433

Senator Hightower asked unanimous consent that S. B. No. 433 be withdrawn from the Committee on State
Affairs and be re-referred to the Committee on Agriculture and Livestock.

There was objection.

Senator Hightower then moved that S. B. No. 433 be withdrawn from the Committee on State Affairs and be re-referred the Committee on Agriculture and Livestock.

The motion was lost by the following vote:

Yeas—9
Berry  Hightower
Connally  Mauzy
Hall  Wade
Harrington  Wilson
Hazlewood

Nays—20
Aikin  Herring
Bates  Jordan
Bernal  Kennard
Blanchard  Parkhouse
Brooks  Patman
Christie  Ratliff
Cole  Reagan
Creighton  Schwartz
Grover  Watson
Hardeman  Word

Absent—Excused
Moore  Strong

Senate Bill 539 Ordered Not Printed

On motion of Senator Schwartz and by unanimous consent S. B. No. 539 was ordered not printed.

Senate Bill 583 Ordered Not Printed

On motion of Senator Schwartz and by unanimous consent S. B. No. 583 was ordered not printed.

Senate Bill 465 on Third Reading

Senator Kennard asked unanimous consent to suspend the regular order of business and take up S. B. No. 465 for consideration at this time.

There was objection.

Senator Kennard then moved to suspend the regular order of business and take up S. B. No. 465 for consideration at this time.

The motion prevailed by the following vote:

Yeas—21
Aikin  Hightower
Bates  Jordan
Bernal  Kennard
Berry  Parkhouse
Blanchard  Ratliff
Brooks  Reagan
Christie  Schwartz
Cole  Wade
Connally  Watson
Grover  Wilson
Harrington

Nays—8
Christie  Herring
Creighton  Mauzy
Hall  Patman
Hardeman  Word

Absent—Excused
Moore  Strong
Senate Bill 145 on Second Reading

Senator Hardeman asked unanimous consent to suspend the regular order of business and take up S. B. No. 145 for consideration at this time (the bill having been read the second time with an amendment by Senator Hardeman pending on Tuesday, April 25, 1967).

There was objection.

Senator Hardeman then moved to suspend the regular order of business and take up S. B. No. 145 for consideration at this time.

The motion prevailed by the following vote:

Yeas—26
Aikin             Hazlewood
Bates             Herring
Bernal            Hightower
Berry             Jordan
Blanchard         Mauzy
Brooks            Parkhouse
Christie          Ratliff
Cole              Reagan
Connally          Schwartz
Creighton         Wade
Grover            Watson
Hardeman          Wilson
Harrington        Word

Nays—2
Hall              Patman
Absent
Kennard
Absent—Excused
Moore             Strong

Question—Shall the pending amendment by Senator Hardeman to S. B. No. 145 be adopted?

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend S. B. 145 by adding a new section to be numbered "Section 5a" to read as follows:

"Sec. 5a. That Article 11.07 of the Code of Criminal Procedure be and the same is hereby amended to hereafter read as follows:

'Art. 11.07. Return to certain county; procedure after conviction.

'After indictment found in any felony case, and before conviction, the writ must be made returnable in the county where the offense has been committed. Before conviction, bail may be granted within the discretion of the trial judge.

'After final conviction in any felony case the writ must be made returnable to the Court of Criminal Appeals of Texas at Austin, Texas. The writ shall issue only upon the order of the district court in which the conviction was obtained, and such court shall, upon presentation of a petition for writ of habeas corpus, set the same down for a hearing as to whether the writ should issue and develop the evidence material to the issue or issues presented which evidence and the court's finding of facts and conclusions of law based on such evidence, shall be transmitted to the Court of Criminal Appeals together with the return of the writ, if same is granted, after such hearing or with the court's order denying the writ if such be the decision of the district court after the hearing. Whatever his order may be, he shall, within thirty (30) days, transmit his findings of facts and conclusions of law, together with a transcript of the evidence adduced, to the Court of Criminal Appeals, in the event the court deems it necessary for such facts to be transmitted in order for the Court of Criminal Appeals to properly review his order and findings. Upon receipt of such order the clerk of the Court of Criminal Appeals shall call the same to the attention of the judges of said court "in camera". After a review of the order "in camera" the Court of Criminal Appeals may deny the same by memorandum order, order the complete facts transmitted or additional facts developed by the trial judge or any district judge in this State, or such Court of Criminal Appeals may docket the same, in which event such records shall be treated as any other case on appeal. It shall be the duty of the official court reporter of the district court or courts so directed and designated to forthwith prepare a transcript of the facts adduced in question and answer form upon any such hearing in the event he is ordered to do so by the judge, together with the court findings of facts and conclusions of law, and transmit the same to the clerk of the Court of Criminal Appeals within thirty (30) days of the date of such hearing. And it shall be the duty of
the district clerk of the county wherein the writ is issued to make up a transcript of all pleadings, findings of fact and conclusions of law in such case together with the transcript of the facts when the same are ordered prepared, and to transmit the same within thirty (30) days to the clerk of the Court of Criminal Appeals. Provided, that upon good cause shown, the time may be extended by the Court of Criminal Appeals for transmittal of such statement of facts or transcript. After conviction the procedure outlined in this act shall be exclusive and any other proceeding shall be void and of no force and effect in discharging the prisoner.

Upon any hearing by a district judge by virtue of this act, the attorney for petitioner, and the State, shall be given at least three (3) full days notice before such hearing is held.

The State, or any agent or agency thereof, as respondent, shall be represented at such hearings by a State’s attorney of the Judicial District or County in which the hearing is held, and in cases where such hearings are ordered by the Court of Criminal Appeals, also be represented by the Attorney General of Texas, who shall further appear for such respondent before the Court of Criminal Appeals, in the event the order is docketed in the amounts now provided to be paid by the county for such services rendered in other criminal cases. The clerk of any court of the State of Texas shall furnish to any indigent applicant for writ of habeas corpus, as well as to the attorney for the State, representing the respondent in such cases, without cost, certified copies of such documents or parts of the record on file in his office as may be required by order of the judge before whom the hearing on the application is pending. No person who seeks to invoke the provisions of this Article shall be eligible for more than one evidentiary hearing in any twelve (12) months period except upon orders from the Court of Criminal Appeals."

The amendment was read.

Question—Shall the amendment by Senator Hardeman to S. B. No. 145 be adopted?

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 1, 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:
H. B. No. 132, A bill to be entitled
"An Act authorizing the creation of a hospital district over a part of Brazoria County, to be known as “West Columbia-Damon Hospital District of Brazoria County, Texas”, pursuant to Section 9, Article IX of the Texas Constitution; providing for an election on the question of the creation of such district and the levy of a tax not to exceed seventy-five cents (75¢) on each $100 valuation of taxable property within said district for its maintenance and the payment of bonds issued by said district; appointing its first governing body; providing for the election of a governing body for such district and tenure of office and powers and duties of such governing body; providing for a bond election simultaneously with said tax levy and creation election; making provisions relating to district taxation; providing for the selection of a depository; giving the district the power of eminent domain; providing for the issuance of bonds by said district; containing other provisions relating to the subject; reciting proof of publication of constitutional notice; providing a severability clause; and declaring an emergency."

H. B. No. 302, A bill to be entitled
"An Act validating the incorporation of cities and towns heretofore incorporated or attempted to be incorporated under the general laws of Texas; validating the boundary lines thereof, covered by the original incorporation proceedings and any subsequent extensions; validating governmental proceedings, providing certain limitations as to the application of the Act; providing a saving clause; and declaring an emergency."

H. B. No. 374, A bill to be entitled
"An Act amending Sections 1, 2, 3 and 4 of Chapter 204, Acts of the 57th Legislature, Regular Session, 1961, page 406, known as the Texas Uniform Facsimile Signature of Public Officials Act, and compiled as Sections 1, 2, 3 and 4 of Article 717j-1, Vernon’s Texas Civil Statutes, to permit facsimile signatures and facsimile seals to be used on certificates of special assessments; providing a penalty; and declaring an emergency."

H. B. No. 353, A bill to be entitled
"An Act concerning traffic safety; expressing legislative intent; providing for authority of the Governor; establishing a statewide traffic safety program; providing for research and development projects; directing cooperation of State agencies; providing for authority of local political subdivisions; establishing a Traffic Safety Fund; providing for grants in aid to political subdivisions for governmental purposes; providing for responsibilities of the Governor; directing the disposition of fees; providing a severability clause; providing a repealer; and creating an emergency."

H. B. No. 383, A bill to be entitled
"An Act relating to courses in police administration and fire protection administration in the senior high schools of certain independent school districts; and declaring an emergency."

H. B. No. 404, A bill to be entitled
"An Act amending Acts 1939, 46th Legislature, Chapter 15, to authorize Fresh Water Supply Districts and Hospital Districts to authorize the Assessor and Collector of Taxes for the County in which such are located to act as Assessors and Collectors of Taxes for such Districts; providing for severability; and declaring an emergency."

H. B. No. 410, A bill to be entitled
"An Act establishing temporary protection for alligators in the State of Texas; amending Article 978g, Penal Code of Texas, 1925, as amended; providing a penalty for violations, and declaring an emergency."

H. B. No. 455, A bill to be entitled
"An Act authorizing justices of the peace of the same county to hold court for each other and to exchange benches; amending Chapter 2, Title 45, Revised Civil Statutes of Texas, 1925, by adding a new Article 2393a; and declaring an emergency."

H. B. No. 457, A bill to be entitled
"An Act authorizing the producers of any agricultural commodity to conduct a referendum, either on an area or statewide basis, on the proposition of whether or not such producers shall levy an assessment upon themselves, to finance programs of research, education and promotion designed to encourage the production, marketing and use of such agricultural commodity; limiting the amount
H. B. No. 519, A bill to be entitled "An Act prohibiting the use of certain methods for taking fish from streams, rivers and lakes in Foard County; providing a penalty for violation; providing for the effective date of this Act; and declaring an emergency."

H. B. No. 535, 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 "Parkglen 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 and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation; providing for no hearing for exclusions; except on written request or the board of 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 rerouting any highway, railroad, or utility lines or pipelines made necessary by its 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."

H. B. No. 536, 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 "Norches 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 and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for election for confirmation; providing for no hearing for exclusions, except on written request or the board of 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 tern 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 rerouting any highway, railroad, or utility lines or pipelines made necessary by its 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 organization of 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 taxfree 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."

H. B. No. 593, A bill to be entitled "An Act amending Section 5 of Chapter 203, page 402, Acts of the 57th Legislature, Regular Session, 1961, codified as Article 8280-249 of the Vernon's Texas Civil Statutes as it relates to Brookshire-Katy Drainage District so as to provide for an increase in the tax rate; and declaring an emergency."

H. B. No. 598, A bill to be entitled "An Act validating notes, warrants, time warrants, and treasury warrants heretofore issued or authorized to be issued and sold or attempted to be issued and sold by any and all cities in the State for the purpose of obtaining funds for public purposes; and validating all orders, ordinances
and resolutions of the governing bodies of such cities pertaining to such notes, warrants, time warrants and treasury warrants, and all orders, ordinances and resolutions by said governing bodies of such cities levying and assessing taxes to provide for the payment of interest and principal of such notes, warrants, time warrants and treasury warrants as they respectively mature; authorizing the refunding of the same into bonds by duly adopted bond ordinance; and declaring an emergency."

H. B. No. 640, A bill to be entitled "An Act transferring original jurisdiction in matters of eminent domain from the County Court of Morris County to the district court in and for that county; and declaring an emergency."

H. B. No. 637, A bill to be entitled "An Act relating to the compensation of the reporter for the 29th Judicial District; amending Chapter 97, Acts of the 58th Legislature, 1963 (Article 2326j-19, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 692, A bill to be entitled "An Act relating to the creation and operation of the Western Information Network Association, a state governmental agency comprised of certain institutions of higher education in the West Texas area, whose function is the acquisition and operation of a cooperative system for communication, information retrieval and transfer, and instructional television interchange between the institutions and by contract between the institutions and private educational institutions, school districts, industry, and the general public; providing for severability; and declaring an emergency."

H. B. No. 695, A bill to be entitled "An Act relating to veteran's preference in state appointment or employment; amending Section 1, Chapter 357, Acts of the 49th Legislature, 1945, as amended (Article 4413(31), Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 714, A bill to be entitled "An Act relating to the appointment of appraisers when letters testamentary or of administration are granted, failure of appraisers to serve, inventory and appraisement, and discovery of additional property; amending Sections 181, 248, 249, 250, and 256, Texas Probate Code; repealing Section 254, Texas Probate Code, and all laws in conflict with this Act; providing a saving clause and a severability clause; and declaring an emergency."

H. B. No. 755, A bill to be entitled "An Act enabling the State of Texas to enter and participate in the Compact for Education; providing for Texas membership to the Educational Commission of the States; providing an effective date; providing a severability clause; and declaring an emergency."

H. B. No. 693, A bill to be entitled "An Act to amend the following Articles of the Code of Criminal Procedure, 1965, as amended, namely, Art. 1.14, relating to waiver of rights; Art. 1.15 relating to juries in felony cases; Art. 2.03 relating to neglect of duty; Art. 2.07 relating to attorneys pro tem; Art. 2.12 defining peace officers; Art. 14.03 relating to arrest without warrants; Art. 14.06 relating to the taking of offenders before magistrates; paragraph 2 of Art. 15.03 relating to the issuance of warrants or summons by magistrates; Art. 15.05 relating to requisites of complaint, by adding a new paragraph to be numbered 3; Art. 15.16 relating to the execution of warrants; Art. 15.17 defining duties of arresting officer and magistrate; Art. 15.26 relating to authority to arrest; Sec. 2 of Art. 17.11 relating to bail bonds; Art. 17.39 relating to identification of witnesses; Art. 18.30 relating to the sale of unclaimed or abandoned property; Art. 25.04 relating to indictments or information in connection with misdemeanors; Art. 26.03 relating to time of arraignment; Art. 27.14 relating to plea of guilty or nolo contendere in misdemeanor; Art. 28.01 relating to pre-trial by adding a new section to be numbered 3; Art. 35.13 relating to the passing of jurors for challenge; Art. 36.09 relating to severance on separate indictments; Art. 37.07 relating to convictions; Art. 38.22 relating to when confessions shall not be used; Art. 38.02 relating to deposition for defendant; Art. 39.03 relating to officers taking depositions; Art. 39.07 relating to certificates; paragraphs 5, 6(a) 7 and 12 of Art. 40.09 relating to the record 27 of Art. 42.12 relating to the adult pro-
bation and parole law; Sections 3 and 5 of Art. 42.13 relating to the misdeemor probation law; Art. 44.11 relating to effect of appeals; Art. 46.02 relating to insanity in defense or in bar; repealing Article 42.14; providing a severability clause; and declaring an emergency."

H. B. No. 654, A bill to be entitled "An Act amending Chapter 279, Acts of the 59th Legislature, Regular Session, 1965 (Article 5421z, Vernon's Texas Civil Statutes), relating to the Commission for Indian Affairs; and declaring an emergency."

H. B. No. 798, A bill to be entitled "An Act relating to the reemployment of retired teachers; amending Chapter 28, Acts of the 56th Legislature, Regular Session, 1965, as amended by Chapter 318, Acts of the 57th Legislature, Regular Session, 1961, to provide that certain persons receiving a service retirement benefit may be employed on a one-third basis in the public schools of Texas; empowering the Board of Trustees of the Teacher Retirement System of Texas to adopt rules defining "one-third time" and regulating substitute teaching; redefining substitute teaching; defining certain terms used herein; providing a penalty for employment beyond the amount specified herein; and declaring an emergency."

H. B. No. 974, A bill to be entitled "An Act relating to the payment of court-appointed counsel for certain delinquent children charged with a crime in counties where state training schools are located; amending the Code of Criminal Procedure, 1965, by adding an Article 26.05-1; and declaring an emergency."

H. B. No. 955, A bill to be entitled "An Act relating to commitment and transfer of mentally ill persons to a Veterans' Administration hospital, amending Section 58 and Subsection (a), Section 60, Chapter 243, Acts of the 55th Legislature, Regular Session, 1957 (Articles 5547-58 and 5547-60, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1222, A bill to be entitled "An Act providing that in counties containing a population in excess of 1,200,000 inhabitants according to the last preceding federal census, the county clerk is relieved of all duties prescribed by Article 1657, Revised Civil Statutes of the State of Texas, 1925, and requiring the county treasurer to prepare a triplicate receipt for all moneys received, and authorizing the county auditor to prescribe a system consistent with this Act to the county treasurer for receiving and depositing all moneys received; repealing all laws in conflict herewith; enacting other provisions relating to the subject; and declaring an emergency."

H. B. No. 1223, A bill to be entitled "An Act relating to Maturity of Bonds issued by the Alabama-Coushatta Indian Reservation; amending Section 14, Chapter 279, Acts of the 59th Legislature, Regular Session, 1965 (Article 5421z, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1157, A bill to be entitled "An Act relating to investments of funds by agencies and boards of the State of Texas; the application of income and profits from such investments and taking delivery of the securities in which such investments are made; and declaring an emergency."

H. B. No. 917, A bill to be entitled "An Act authorizing and directing the Parks and Wildlife Department to expend funds to cities, counties, and school districts in lieu of taxes for Wildlife Management areas, and declaring an emergency."

H. B. No. 1156, A bill to be entitled "An Act amending Articles 2603a, Section 11; 2613a-3, Section 10; 2628a-9, Section 10; 3183a, Section 11; 5380; 5382d, Section 9; 5382e, Section 1(b); 60770, Section 11; and 6203a, Section 11, Revised Civil Statutes of Texas, 1925, to change the day on which oil and gas royalties on public lands must be paid to the state to the last day of each month for the preceding month, and making other provisions related thereto; and declaring an emergency."

H. B. No. 1209, A bill to be entitled
“An Act granting to Matagorda County Navigation District No. 2 certain additional powers and authority; authorizing the increase in the number of navigation and canal commissioners to six; providing that one commis-
sioner shall be a resident of each of county commissioners precincts numbers one, two and four, and three commissioners shall be residents of the district at large; providing for separate positions for said commis-
sioners and the manner of their ap-
pointment and election; validating said district, the boundaries, and all bonds heretofore issued by it; provid-
ing that this Act shall be cumulative of all other acts but that its provisions shall control in the event of a con-
flict; containing a severability clause; and declaring an emergency.”

H. B. No. 971, A bill to be entitled “An Act relating to the right to receive benefits from the policemen and firemen pension system in cities of 350,000 to 450,000 inhabitants; amending Section 8 (a), Chapter 105, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6243f, Vernon's Texas Civil Statutes); and de-
claring an emergency.”

H. B. No. 1105, A bill to be entitled “An Act re-enacting and amending Chapter 76, Acts of the Fiftieth 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.”

H. B. No. 987, A bill to be entitled “An Act amending Section 1, Chapter 19, Acts of the 57th Legislature, Third Called Session, 1962 (Article 1259j-5,1, Vernon's Texas Civil Statutes), relating to city airport revenue bonds, so as to make said chapter applicable to all cities, including home rule cities, having a population of 500,000 or more according to the last preceding federal census; and declare-
ing an emergency.”

H. B. No. 1142, A bill to be entitled “An Act to amend subsection (1) of Section 2 of Article V of Senate Bill No. 116, Chapter 334, Acts of the Fifty-first Legislature, Regular Ses-

H. B. No. 941, A bill to be entitled “An Act to provide that certain terms in a statute describing or creating a junior college mean the governing body of a junior college being de-
scribed or created in the statute; and declaring an emergency.”

H. B. No. 1117, A bill to be entitled “An Act relating to employment of an executive secretary by the State Board of Examiners in the Basic Sciences; providing for his compensa-
tion, expenses, bond, term, and duties; amending Chapter 96, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 4590c, Vernon's Texas Civil Statutes), by adding Section 4n; and declaring an emergency.”

H. B. No. 1162, A bill to be entitled “An Act amending Acts 1941, 47th Legislature, Chapter 560 to make Act effective to additional governing bodies of the institutions named; to clarify the terms of such Act; to elim-
inate any restrictions on the subsequent issuance of bonds payable from building use fees authorized in other acts; authorizing the said governing bodies to refund bonds issued pursuant to said Act; extending the maximum maturity and altering in-
terest rate limitation, and making such bonds eligible for investment purposes and security of public funds; validating bonds heretofore issued; providing for severability; and de-
claring an emergency.”

H. B. No. 1036, A bill to be entitled “An Act permitting investment of life insurance company funds, the per-
manent university fund, the permanent school fund, and the funds of the teachers' retirement system, the employees' retirement system, and the municipal retirement system in bonds issued, assumed, or guaranteed by the Inter-American Development Bank;
amending Subdivision A, Part I, Article 3.39, Texas Insurance Code as amended; Paragraph (a), Article 2669, Revised Civil Statutes of Texas, 1925; as amended; and Section 1, Chapter 55, page 83, Acts of the 42nd Legislature, Regular Session, 1931 (Article 2591a, Vernon's Texas Civil Statutes); and declaring an emergency.

H. B. No. 1053, A bill to be entitled "An Act relating to hunting quail in Hardeman County; and declaring an emergency."

H. B. No. 1234, A bill to be entitled "An Act relating to hunting quail in Leon County; prescribing a penalty; and declaring an emergency."

H. B. No. 1194, A bill to be entitled "An Act adding land to Harris County Water Control and Improvement District No. 91; describing the boundaries of such added land; finding the field notes and boundaries of the added land form a closure, and related matters; redefining the boundary of the District as enlarged; finding the field notes and boundaries of the redefined District form a closure, and related matters; finding a benefit to all land and other property within the District as enlarged; ratifying and validating all proceedings and actions had and taken by the governing body of the District, the organization and boundaries of the District, all notices and all proceedings relating thereto, and all elections and hearings; ratifying and validating all purposes for which District was created; providing a no-litigation clause; 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 no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; providing the bonds and refunding bonds of this District shall be eligible investments; providing that the Municipal Annexation Act shall have no application to this addition of land; enacting other provisions relating to the aforementioned subjects; providing a saving clause; and declaring an emergency."

The House has concurred in Senate amendments to House Bill No. 770 by a vote of 135 ayes, 0 noes.

H. B. No. 1241, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a hospital district in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be known as the North Jefferson County Hospital District, with boundaries coextensive with the boundaries of Jefferson County, Texas, except those portions comprising the Jefferson County Drainage District No. 7, the Port Arthur Independent School District, and the Sabine Pass Independent School District, as said boundaries existed on January 1, 1957, and that portion of the Hamshire Fannett Independent School District that lies South of Taylor's Bayou and the South boundary lines of the William H. Smith Survey, Abstract 198, T&NO Railroad Survey, Abstract 332, the George W. Grammier Survey, Abstract 634 and the Francis Valmore Survey, Abstract 54, and are of record in the County Clerk's Office of Jefferson County, Texas, and/or of record in the records of the Board of County School Trustees of Jefferson County, Texas; defining its purposes; providing for its administration, operation, financing, taxing powers and liabilities; prescribing procedures; providing for severability; repealing Acts 1963, 58th Legislature, Regular Session, Chapter 479; reciting proof of publication of constitutional notice; and declaring an emergency."

H. B. No. 1144, A bill to be entitled "An Act relating to the creation of Probate Court No. 2 of Harris County; providing for the courts' jurisdiction, terms, personnel, administration, and practice; and declaring an emergency."

H. B. No. 1244, A bill to be entitled "An Act prohibiting the hunting of axis deer in certain portions of Bexar County for a specified period; prescribing a penalty; and declaring an emergency."

H. B. No. 1274, A bill to be entitled "An Act relating to hunting quail in Hemphill County; and declaring an emergency."

H. B. No. 1261, A bill to be entitled "An Act relating to hunting deer in Houston County; prescribing a penalty; and declaring an emergency."
H. B. No. 983, A bill to be entitled “An Act amending Section 1, Chapter 125, Acts of the 52nd Legislature, 1951, as amended, relating to the regulatory authority of the Parks and Wildlife Commission in certain counties, to add Maverick County to the list of counties regulated; and declaring an emergency.

H. B. No. 944, A bill to be entitled “An Act placing deer in Rusk County under the regulatory authority of the Parks and Wildlife Department; amending Section 15, Chapter 125, Acts of the 52nd Legislature, 1951; as amended; amending Sections 1 and 2, Chapter 493, Acts of the 52nd Legislature, 1951, as amended; and declaring an emergency.”

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

Recess

Senator Creighton moved that the Senate take recess until 2:30 o'clock p.m. today.

Senator Word moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Question first on the motion to adjourn until 10:30 o'clock a.m. tomorrow, the motion was lost.

Question next on the motion to take recess until 2:30 o'clock p.m. today, the motion prevailed.

Accordingly at 12:00 o'clock m. the Senate took recess until 2:30 o'clock p.m. today.

Record of Votes

Senator Bates and Hardeman asked to be recorded as voting "Nay" on the motion to recess.

After Recess

The President called the Senate to order at 2:30 o'clock p.m.

Senate Resolution 506

Senator Hardeman offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate, Honorable Penrose Metcalfe, former distinguished Member of the Senate; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and be granted the privileges of the floor for the day.

The resolution was read and was adopted.

Senator Hardeman by unanimous consent presented the distinguished guest to the Members of the Senate.

Reports of Standing Committees

Senator Parkhouse by unanimous consent submitted the following reports:

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 186, 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.

PARKHOUSE, Chairman.

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 170, 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.

PARKHOUSE, Chairman.

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 264, 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.

PARKHOUSE, Chairman.
Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 554, 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.

PARKHOUSE, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 569, 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.

PARKHOUSE, Chairman.

Senator Hardeman by unanimous consent submitted the following reports:

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. C. R. No. 35, 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.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 255, 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.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 484, 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.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 549, 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.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 170, 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.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Senator Hall by unanimous consent submitted the following report:

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Counties, Cities and Towns, to which was referred H. B. No. 40, 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.

WORD CHRISTIE

Senator Kennard by unanimous consent submitted the following report:

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We your Committee on Public Health, to which was referred S. B. No. 242, have had the same under consideration, and I am instructed
to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

KENNARD, Chairman.

C. S. S. B. No. 242 was read the first time.

Senator Parkhouse by unanimous consent submitted the following report:

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 579, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

PARKHOUSE, Chairman.

C. S. S. B. No. 579 was read the first time.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 1, 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:

S. C. R. No. 59, Correcting Senate Joint Resolution No. 3.

All necessary Rules suspended to reconsider vote by which the House concurred in Senate Amendments to H. B. No. 450. Motion prevailed.

The House refused to concur in Senate amendments to House Bill No. 450 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House has appointed the following conferees:

Price, Mutscher, Cole, Stewart, Hannah.

H. B. No. 772, Amending Art. 1436, Revised Civil Statutes of Texas, 1925, and amending Chapter 228, Acts of the 51st Legislature, Regular Session, 1949 (Article 1436a, Vernon's Texas Civil Statutes), being an Act granting to certain gas, electric current and power corporations the general powers of eminent domain, authorizing the construction, maintenance and operation of lines and facilities along, on, upon and over public roads, streets and alleyways, prescribing minimum standards of safety for such construction, maintenance and operation within the boundaries of incorporated cities, towns, and villages, with their consent; repealing all laws or parts of laws in conflict herewith, but not altering, amending or repealing Chapter 300, Acts of the 55th Legislature, Regular Session, 1957; and declaring an emergency.

H. B. No. 1221, Creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as "Briar Ridge Municipal Utility District"; declaring the district a governmental agency, body politic and corporate; defining the 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 and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation; providing for no hearing on exclusions, except on written request or the board of 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
mentioned subjects; providing for a severability clause; and declaring an emergency.

H. B. No. 1095, A bill to be entitled “An Act implementing the provisions of Section 1-d, Article VIII, Constitution of the State of Texas, relating to assessment of lands designated for agricultural use; and declaring an emergency.”

H. B. No. 1189, A bill to be entitled “An Act authorizing certain state officials and state agencies to assist and intercede in behalf of any city, county, school district, hospital district or other political subdivision of the state or political subdivision of the county participating in programs with the Federal government; declaring conditions under which such assistance and intercession shall be given; making other provisions relating thereto; providing a severability clause; and declaring an emergency.”

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Bills and Resolution Signed

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

S. B. No. 272, A bill to be entitled “An Act relating to appointment of temporary justices of the peace; amending Article 2399, Revised Civil Statutes of Texas, 1925; and declaring an emergency.”

S. C. R. No. 37, Granting United Gas Pipe Line Company permission to sue the State of Texas.

S. C. R. No. 54, Inviting Captain James A. Lovell, Jr., to address Joint Session of Legislature.

S. C. R. No. 57, Extending congratulations to city of San Augustine on its 250th Anniversary.

S. C. R. No. 58, Directing the Enrolling Clerk of the Senate to make certain corrections in Senate Bill No. 272.

H. B. No. 160, A bill to be entitled “An Act authorizing cities of more than 10,000 inhabitants, according to the last preceding federal census, to adopt a program whereby upon con-
sent of any municipal employee a stipulated amount will be withheld from his monthly salary or wages to be forwarded to his bona-fide employee's association in payment of membership dues; providing penalties for violation; and declaring an emergency."

H. B. No. 406, A bill to be entitled
"An Act revising and rearranging certain provisions of Title 94 'Militia' of the Revised Civil Statutes of Texas relating to the Texas National Guard Armory Board into a new title to be known as Title 97A 'National Guard Armory Board' of the Revised Civil Statutes of Texas; providing for the composition of the Texas National Guard Armory Board, and declaring an emergency."

H. B. No. 465, A bill to be entitled
"An Act relating to the benefits payable from and the administration and organization of Firemen's Relief and Retirement Funds; amending Sections 6, 7A, and 10A and adding Sections 3B, 7E, 7F, and 13A, Chapter 125, Acts of the Fortieth Legislature, Regular Session, 1937, as amended (Article 6243e, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 816, A bill to be entitled
"An Act providing for the creation of a county hospital district whose boundaries are coextensive with the boundaries of the McCamey Independent School District as such boundaries existed on January 1, 1967, in Upton County, Texas; providing for an election in the district to create a hospital district; etc.; and declaring an emergency."

H. B. No. 470, A bill to be entitled
"An Act amending Section 2, Article 2615d, Revised Civil Statutes of Texas, 1925, as added by Section 1, Chapter 27, Acts of the 51st Legislature, Regular Session, 1949, and as amended, to remove any prohibition against offering college credit courses at the adjunct of Texas A & M University located in Kimble County; and declaring an emergency."

H. B. No. 446, A bill to be entitled
"An Act relating to the authority of cities and counties to issue revenue bonds for the purpose of acquiring property for industrial development purposes, and to lease such property; providing that the property is taxable; and declaring an emergency."

H. B. No. 768, Creating the Earth-Springlake Hospital District in Lamb County, etc., and declaring an emergency."

H. B. No. 685, A bill to be entitled
"An Act amending Section 9 of Chapter 106, Acts of the Fortieth Legislature, First Called Session, 1927 (which appears as Section 9 of Article 1105b in Vernon's Texas Civil Statutes) respecting notice required of hearing on special assessments for street or highway improvements; and providing that nothing in this Act shall be construed as invalidating any assessments for street improvements heretofore levied by any city pursuant to the provisions of Chapter 106, Acts of the Fortieth Legislature, First Called Session, 1927, as amended; and providing for a severability clause and declaring an emergency."

H. B. No. 749, A bill to be entitled
"An Act relating to the selection and qualification of depositaries of all agencies and political subdivisions of the State, and declaring an emergency."

H. B. No. 686, A bill to be entitled
"An Act validating and legalizing certain special assessments for street improvements levied by any city purporting to act pursuant to the provisions of Chapter 106 of the Acts of the Fortieth Legislature, First Called Session, 1927, as amended, and validating and legalizing the assignable certificates of special assessments issued to evidence such assessments; and declaring an emergency."

H. B. No. 951, A bill to be entitled
"An Act relating to the creation, establishment, maintenance and operation of a hospital district in accordance with the provisions of Section 9 of Article IX, of the Constitution of the State of Texas, to be known as the Marion County Hospital District, etc., and declaring an emergency."

H. B. No. 511, A bill to be entitled
"An Act relating to commitment and admission of mentally ill and mentally retarded persons to community centers; and declaring an emergency."

H. B. No. 1080, A bill to be entitled
"An Act amending Chapter 1 of the Insurance Code, as amended, by adding a new Article, numbered Article 1.14-1, on unauthorized insurance; amending Chapter 1 of the Insurance
Code by adding a new Article, numbered Article 1.14-2, on surplus lines insurance, in lieu of Article 21.38, and repealing Article 21.38; etc.; and declaring an emergency."

H. B. No. 115, A bill to be entitled "An Act to amend Section 4 of Chapter 129, page 219, Acts 56th Legislature, Regular Session, 1959, so as to eliminate the maximum student requirement for entering classes at The University of Texas South Texas Medical School; and declaring an emergency."

H. B. No. 610, A bill to be entitled "An Act relating to the creation, administration, powers and duties, and financing of the Edna Hospital District of Jackson County; and declaring an emergency."

H. B. No. 617, A bill to be entitled "An Act increasing commercial fisherman's license fees and dedicating a portion of the fees to programs for the market promotion of seafoods; amending Subsection 1, Section 3, Chapter 29, Acts of the 43rd Legislature, 1st Called Session, 1933, as amended (Article 934a, Vernon's Texas Penal Code); amending Section 2, Chapter 68, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 934b-2, Vernon's Texas Penal Code); and declaring an emergency."

H. C. R. No. 102, Expressing appreciation to Second Driver E. D. Everitt of the Dallas Fire Department for the selfless devotion to duty and his bravery that resulted in his receiving the Medal of Valor.

H. C. R. No. 103, Paying tribute to Lieutenant J. L. Traphagan.

H. C. R. 104, Commending Private E. M. Walther of the Dallas Fire Department for his exemplary service and the courage he displayed in the rescue of little Tammy Lynn Boutte.

H. C. R. No. 106, Memorial resolution for Dr. Konrad Adenauer.

H. C. R. No. 107, Memorial resolution for Jerome Sneed, Jr.

H. C. R. No. 74, Memorial resolution for Mrs. Cal Farley.

House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 596, to Committee on Counties, Cities and Towns.

H. B. No. 1238, to Committee on Public Health.

H. J. R. No. 20, to Committee on Constitutional Amendments.

House Bill 40 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent H. B. No. 40 was ordered not printed.

Notice of Executive Session

Senator Blanchard, by unanimous consent, gave notice that he would on Wednesday, May 3, 1967, move for an Executive Session at 11:00 o'clock a.m.

Senate Bill 145 on Second Reading

The Senate resumed the consideration of the pending business, same being S. B. No. 145 on its second reading with an amendment by Senator Hardeman pending.

Question—Shall the amendment by Senator Hardeman to S. B. No. 145 be adopted?

The amendment was adopted.

Senator Brooks offered the following amendment to the bill:

Amend Section 25 of Senate Bill No. 145 so that it will hereafter read as follows:

"Sec. 25. That Art. 38.02 of the Code of Criminal Procedure be and the same is hereby amended to read as follows:

"38.02. Depositions: When taken "(a) If it appears that a prospective witness may be unable to attend, or prevented from attending a trial or hearing, that his testimony is material and that it is necessary to take his deposition in order to prevent a failure of justice, the court at any time after the filing of an indictment or information, upon affidavit and application of the defendant, the county attorney or district attorney, after hearing the application and finding that these facts do exist may, upon notice to the parties, order that his testimony may be taken by deposition and that any designated books, pa-
pers, documents or tangible objects, not privileged, be produced at the same time and place. If a witness is committed for failure to give bail to appear to testify at a trial or hearing, the court on written motion of the witness and upon notice to the parties may direct that his deposition be taken. After the deposition has been subscribed the court may discharge the witness.

“(b) Notice of taking. The party at whose instance a deposition is taken shall give to every other party reasonable written notice of the time and place for taking the deposition. The notice shall state the name and address of each person to be examined. On motion of a party upon whom the notice is served, the court for cause shown may extend or shorten the time.”

The amendment was read.

Question on the adoption of the amendment, “Yeas” and “Nays” were demanded.

The amendment failed of adoption by the following vote:

Yeas—10

Brooks
Christie
Grover
Hall
Harrington

Nays—19

Akin
Bates
Bernal
Berry
Blanchard
Cole
Connally
Creighton
Hardeman
Herring

Absent—Excused

Moore
Strong

Senator Hightower offered the following amendment to the bill:

Amend S. B. 145 by inserting a new Section 32A reading as follows:

Section 32A. Article 43.22 of the Code of Criminal Procedure is amended to read as follows:

“If the condemned person escapes after his delivery to the Director of the Department of Corrections, and is not retaken before the time appointed for his execution, any person may arrest and commit him to the Director of the Department of Corrections whereupon the Director of the Department of Corrections shall certify the fact of his escape and re-capture to the court in which sentence was passed; and the court, either in term-time or vacation shall again appoint a time for the execution which shall not be less than thirty days from the date of such appointment and thereupon the clerk of such court shall certify such appointment to the Director of the Department of Corrections, who shall proceed at the time so appointed to execute the condemned, as hereinabove provided. The sheriff or other officer or other person performing any service under this and the preceding Article shall receive the same compensation as is provided for similar services under the provisions of Articles 1029 or 1030 of the Code of Criminal Procedure of 1925, as amended. If for any reason execution is delayed beyond the date set and prior to the time of the original date set, the Governor does not grant a stay of execution to a later date than the court which originally sentenced the defendant shall set a later date for execution.”

The amendment was read and was adopted.

Senator Bates offered the following amendment to the bill:

Amend S. B. No. 145 by adding a new section to be numbered 23a, and to read as follows:

“Art. 38.21 is hereby amended to hereafter read as follows:

“The confession of a defendant may be used in evidence against him if it appears that the same was freely made without compulsion or persuasion, under the rules hereafter prescribed, provided, however, that any oral confession shall be reduced to writing by the person taking such oral statement, within forty-eight (48) hours after such statement is made and the same shall be signed by such person taking such statement showing it to be the complete oral confession, and all written confessions, together with such oral confessions shall be filed within seventy-two (72)
hours after such statement is made
with the District Clerk of the county
in which the alleged offense was com-
mittcd, and such oral or written con-
fession when filed shall be made avail-
able to the attorney for the State as
well as the attorney for the person
making such statement, upon re-
quest.

The amendment was read.

Senator Herring raised the Point
of Order that the amendment seeks
to amend a Section of the bill that
had previously been amended at the
same stage of the bill.

The President overruled the Point
of Order.

Question on the adoption of the
amendment, "Yeas" and "Nays" were
demanded.

The amendment was adopted by
the following vote:

**Yeas—14**

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**Nays—13**

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Absent

Harrington Kennard

Absent—Excused

Moore Strong

Senator Hardeman offered the fol-
lowing Committee Amendment to the
bill:

Amend S. B. 145, Section 24, sub-
paragraph (c), by adding after the
comma following the word "oral," the
following language:

"the person to whom such confes-
sion is made gives the defendant the
same warning required by Art. 15.17
and"; and by changing the word "of"

between the words "secreted" and
"stolen" to "or."

The Committee Amendment was
read.

On motion of Senator Hardeman
and by unanimous consent the Com-
mittee Amendment was withdrawn.

Senator Hardeman offered the fol-
lowing Committee Amendment to the
bill:

Amend S. B. No. 145, Section 19,
subsection (3), by changing the word
"six" to "ten," in the first sentence
thereof.

HARDEMAN
BATES
JORDAN

The Committee Amendment was
read.

On motion of Senator Hardeman
and by unanimous consent the Commit-
tee Amendment was withdrawn.

On motion of Senator Hardeman
and by unanimous consent the cap-
tion was amended to conform to the
body of the bill as amended.

The bill as amended was passed to
grossment.

Record of Votes

Senators Hazlewood, Patman and
Reagan asked to be recorded as vot-
ing "Nay" on the passage of the
bill to grossment.

Senate Bill 145 on Third Reading

Senator Hardeman moved that the
Constitutional Rule and Senate Rule
32 requiring bills to be read on three
several days be suspended and that
S. B. No. 145 be placed on its third
reading and final passage.

The motion prevailed by the follow-
ing vote:

**Yeas—25**

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Watson  Wilson
Nays—3

Hall  Patman

Absent

Kennard
Absent—Excused

Moore  Strong

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:

Yea—24
Aikin  Herring
Bates  Hightower
Bernal  Jordan
Berry  Mauzy
Blanchard  Parkhouse
Brooks  Ratliff
Christie  Reagan
Cole  Schwartz
Creighton  Wade
Grover  Watson
Hardeman  Wilson
Harrington  Word

Nays—4
Connally  Hazlewood
Hall  Patman

Absent

Kennard
Absent—Excused

Moore  Strong

Conference Committee on House Bill 450

Senator Wilson called from the President's Table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 450 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following as a Conference Committee on the part of the Senate on H. B. No.

450: Senators Wilson, Reagan, Blanchard, Kennard and Brooks.

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 302, to Committee on Jurisprudence.
H. B. No. 404, to Committee on Counties, Cities and Towns.
H. B. No. 519, to Committee on Game and Fish.
H. B. No. 637, to Committee on Counties, Cities and Towns.
H. B. No. 640, to Committee on Counties, Cities and Towns.
H. B. No. 695, to Committee on Military and Veterans Affairs.
H. B. No. 714, to Committee on Jurisprudence.
H. B. No. 772, to Committee on Counties, Cities and Towns.
H. B. No. 917, to Committee on Game and Fish.
H. B. No. 955, to Committee on Military and Veterans Affairs.
H. B. No. 971, to Committee on State Departments and Institutions.
H. B. No. 974, to Committee on Jurisprudence.
H. B. No. 987, to Committee on Counties, Cities and Towns.
H. B. No. 1023, to Committee on Counties, Cities and Towns.
H. B. No. 1058, to Committee on Game and Fish.
H. B. No. 1105, to Committee on Counties, Cities and Towns.
H. B. No. 1117, to Committee on State Affairs.
H. B. No. 1156, to Committee on Oil and Gas.
H. B. No. 1162, to Committee on Education.
H. B. No. 1222, to Committee on Counties, Cities and Towns.
H. B. No. 1241, to Committee on Counties, Cities and Towns.
H. B. No. 1244, to Committee on Game and Fish.
H. B. No. 654, to Committee on State Affairs.
H. B. No. 888, to Committee on State Departments and Institutions.
H. B. No. 457, to Committee on Agriculture and Livestock.
H. B. No. 1223, to Committee on State Departments and Institutions.

Senate Bill 215 on Second Reading

On motion of Senator Blanchard and by unanimous consent the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 215, A bill to be entitled “An Act relating to the real estate brokerage business and the licensing and regulation of real estate brokers and salesmen; amending The Real Estate License Act, House Bill No. 17, Acts of the Forty-Sixth Legislature, 1939, as amended (codified as Article 6573a, Vernon’s Texas Civil Statutes); declaring legislative intent; defining terms; repealing all laws or parts of laws in conflict; providing for a severability clause; and declaring an emergency.”

The bill was read the second time.

Senator Blanchard offered the following Committee Amendment to the bill:
Amending Section 4 of that bill by:
after the paragraph ending “...the provisions of this ACT and rules and regulations of the Commission.”
Add (as a part of that paragraph) a new sentence:
“No requirement to show proof of a course of study in real estate courses shall be made of a person who is licensed as a Real Estate Salesman at the effective date of this Act.”

The Committee Amendment was read and was adopted.

Senator Blanchard offered the following Committee Amendment to the bill:
Amend S. B. 215 by inserting between the words “hours” and “of” on Line 27, Page 5, of the bill the following:

“or equivalent correspondence hours”

The Committee Amendment was read and was adopted.

Senator Blanchard offered the following Committee Amendment to the bill:
Amend S. B. 215 by inserting between the words “instruction” and “in” on Line 4, Page 6, of the bill the following:

“or equivalent correspondence hours”

The Committee Amendment was read and was adopted.

Senator Hall offered the following amendment to the bill:
Amend S. B. 215, Section 10, Page 4, line 11, by deleting the word “three” and substituting in lieu thereof the word “one” and by deleting on said line the word “years” and substituting the word “year.”

The amendment was read and was adopted.

Senator Hall offered the following amendment to the bill:
Amend S. B. 215, Section 10, page 4, line 16 of the printed bill by changing the period after the word “learning” to a comma, and adding the following: “or the equivalent thereof.”

The amendment was read and was adopted.

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

The bill as amended was passed to engrossment.

Record of Vote

Senator Creighton asked to be recorded as voting “Nay” on the passage of the bill to engrossment.

Senate Bill 215 on Third Reading

Senator Blanchard moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 215 be placed on its third reading and final passage.
The motion prevailed by the following vote:

Yeas—25

Aikin
Bates
Bernal
Berry
Blanchard
Brooks
Christie
Cole
Connally
Grover
Hardeman
Hazlewood
Herring
Hightower
Jordan
Kennard
Mauzy
Parkhouse
Patman
Reagan
Schwartz
Wade
Wilson
Word

Nays—3

Creighton
Harrington
Hall

Absent

Ratliff

Absent—Excused

Moore
Strong

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.

Record of Votes

Senators Creighton and Hall asked to be recorded as voting "Nay" on the final passage of the bill.

Reports of Standing Committees

Senator Hall by unanimous consent submitted the following reports:

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 404, 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.
WORD
CHRISTIE

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 772, 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.
WORD
CHRISTIE

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 430, 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.
WORD
CHRISTIE

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1096, 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.
WORD
CHRISTIE

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 596, 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.
WORD
CHRISTIE

Senator Hightower by unanimous consent submitted the following reports:

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 1053, 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.

HIGHTOWER, Chairman.

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 519, 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.

HIGHTOWER, Chairman.

Senator Cole by unanimous consent submitted the following report:

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 1162, 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.
BLANCHARD
REAGAN

(Senator Mauzy in the Chair.)

Conference Committee Report on House Bill 450

Senator Wilson submitted the following Conference Committee Report on H. B. No. 450:

Austin, Texas,
May 1, 1967.
Hon. Preston Smith, President of the Senate.
Hon. Ben Barnes, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. B. No. 450, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text here-to attached.

WILSON
BLANCHARD
BROOKS
REAGAN
KENNARD

On the part of the Senate.

PRICE
COLE
HANNAH
STEWART
MUTSCHER

On the part of the House.

H. B. No. 450,
A BILL
TO BE ENTITLED
AN ACT conveying certain real estate of Texas A&M University to the city of Jacksonville, Texas; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. By this Act, the Legislature of the State of Texas, for and in consideration of the benefit to the public health, safety, and welfare, which is hereby declared and determined to be adequate consideration, hereby grants, sells and conveys and by this Act does grant, sell and convey, unto the city of Jacksonville, an incorporated city situated in Cherokee County, Texas, the following described property:

Being 66.7 acres of land, part of the Thomas Quevado Grant, Block No. 7, Cherokee County, Texas, as described in the Deed from the City of Jacksonville to Texas Agricultural Experiment Station of the A&M College of Texas, dated Jan. 15, 1943, of record in Vol. 246, Page 39, Cherokee County, Texas, Deed Records; Save and Except .85 of an acre conveyed by the State of Texas to City of Jacksonville on July 23, 1953, by deed recorded in Volume 389, Page 332, Cherokee County Deed Records,
in turn conveyed by the City of Jacksonville to Gossett Chapel Church of Christ on July 28, 1953, by deed recorded in Volume 389, Page 334, Cherokee County Deed Records; and Save and Except 5.95 acres, more or less, conveyed by Texas Agricultural Experiment Station of the A & M College of Texas to the State of Texas, for highway purposes, by deed dated June 23, 1960, recorded in Volume 501, Page 649, Cherokee County Deed Records; said tract further being subject to Easement from the Texas Agricultural Experiment Station of the A & M College of Texas to the State of Texas, dated June 23, 1960, recorded in Volume 502, Page 230, Cherokee County, Texas, Deed Records.

Sec. 2. A copy of this Act, duly certified to by the Secretary of State, may be filed of record by the county clerk in the deed records of Cherokee County.

Sec. 3. The importance of this legislation and the crowded condition of the calendars 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, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The Conference Committee Report was read and was adopted.

Senate Bill 158 on Third Reading

Senator Herring asked unanimous consent to suspend the regular order of business and take up S. B. No. 158 for consideration at this time.

There was objection.

Senator Herring then moved to suspend the regular order of business and take up S. B. No. 158 for consideration at this time.

The motion prevailed by the following vote:

Yeas—19

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Nays—9

| Creighton | Parkhouse |
| Grover    | Ratliff   |
| Hall      | Wade      |
| Hardeman  | Watson    |
| Hazlewood |           |

Absents

| Connally | Absent—Excused |
| Moore    | Strong        |

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

S. B. No. 158, A bill to be entitled "An Act to protect and preserve rights of employees of street transportation systems which have been and are acquired by cities, towns or municipalities; declaring the public policy of the state; providing rights, duties, obligations, responsibilities and authorities of such cities, towns, or municipalities and such employees and their collective bargaining agents; providing for liberal construction and separability; and declaring an emergency."

The bill was read the third time.

Question—Shall S. B. No. 158 be finally passed?

(Motion to Reconsider Vote on Final Passage of House Bill 470)

On motion of Senator Word and by unanimous consent, the vote by which H. B. No. 470 was finally passed on Thursday, April 27, 1967, was reconsidered and the Motion to re-consider was spread on the Senate Journal.

Memorial Resolutions

S. R. No. 496—By Senator Watson: Memorial Resolution for Dr. Jack Oliver.

S. R. No. 497—By Senator Watson: Memorial Resolution for Ben Watson.

S. R. No. 498—By Senator Watson: Memorial Resolution for Charlie Westerfeld, Sr.

S. R. No. 499—By Senator Watson:
Memorial Resolution for Mrs. Sallie Pender.

Welcome and Congratulatory Resolutions


S. R. No. 505—By Senator Word: Extending welcome to teachers and students of Penelope High School Class.

Recess

On motion of Senator Aikin the Senate at 4:47 o'clock p.m. took recess until 10:30 o'clock a.m. tomorrow.

APPENDIX

Reports of Standing Committee

Senator Hardeman submitted the following reports:

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 211, "An Act authorizing the Board of Regents of The University of Texas to sell or lease any part or all of that certain property described in the deed from George W. Brackenridge to The University of Texas, dated June 17, 1910; providing a method of sale and for the disposition of funds received from said sales; and declaring an emergency,"

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 210, "An Act relating to municipal pension systems in certain cities in the state; amending Chapter 358, Acts of the 45th Legislature, 1943, as amended (Article 6243g, Vernon's Texas Civil Statutes); and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 475, "An Act relating to exempting from ad valorem taxation certain non-profit educational corporations which maintain regular theater-schools; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas, May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 533, "An Act changing the name of Texas College of Arts and Industries at Kingsville, Texas, to Texas A&I University at Kingsville, Texas; making all laws and agreements heretofore enacted applicable to said institution under its new name; providing that all legislative acts and appropriations for the benefit of the Texas College of Arts and Industries shall be applicable to and shall benefit the Texas A&I University; providing that funds allocated to and bonds issued by and on behalf of the Texas College of Arts and Industries under the Constitution shall be allocated to and issued by the Texas A&I University; ratifying, confirming and validating all bonds and notes heretofore issued in the name of the Texas College of Arts and Industries; providing for severability; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."
MONDAY, MAY 1, 1967

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 105, "An Act amending Article 7150, Vernon's Revised Civil Statutes, 1925, by adding a new Section thereto to be known and designated as Section 22, so as to exempt from taxation property of all fraternal organizations for so long as the property is owned and used for charitable, benevolent, religious, and educational purposes, and is not in whole or in part leased out to others or otherwise used with a view to profit; providing for the severability of provisions; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
April 27, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 272, "An Act relating to appointment of temporary justices of the peace; amending Article 2399, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 1, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 533
S. B. No. 475
S. B. No. 210
S. B. No. 105
S. B. No. 62
S. B. No. 302
S. B. No. 211
S. B. No. 272
S. C. R. No. 56
S. C. R. No. 37
S. C. R. No. 54
S. C. R. No. 57
S. C. R. No. 58
In Memory of

John B. Fisher

Senator Watson offered the following resolution:

(Senate Resolution 502)

Whereas, On November 4, 1966, the city of Waco and the entire State of Texas lost an esteemed citizen with the death of John B. Fisher, at the age of 81; and

Whereas, On learning of his death, President Abner V. McCall of Baylor University said: "Mr. Fisher was for half a century a strong and faithful friend of Baylor. What he was and what he did in life personified the ideals for which Baylor University stands"; and

Whereas, John B. Fisher was born in Weimar, Texas, the son of Mr. and Mrs. John B. Fisher, who moved with him to Waco in 1901 for the express purpose of entering their son in Baylor University; and

Whereas, At Baylor, where he was graduated in 1906, staying an extra year to use his baseball eligibility, he was a member of the band, president of the Episophian Society, and captain of the baseball team; he was proudest, perhaps, of the time in 1904 when, on two successive days, he pitched against Texas A&M and won both games; and

Whereas, He became a deacon of the First Baptist Church in 1919, and at the time of his death was deacon emeritus; he had been chairman of the board of deacons, had taught Sunday School classes, and had served the Sunday School as superintendent, educational director and clerk; and

Whereas, For Baylor, in addition to his service as trustee, he had been secretary of the board and treasurer of the University; he had been president and director of the Baylor Ex-Students Association; and

Whereas, In other church and Baylor activities, he was moderator, vice moderator, and treasurer of the Waco Baptist Association; member of the executive board of the Baptist Training Union; director of Buckner's Orphans' Home; assistant superintendent of the Waco Associational Sunday School; secretary and vice president of the Baylor Historical Society; chairman of the budget committee of the Baptist General Convention; and treasurer of the Tidwell Bible Building Committee; and

Whereas, In civic endeavors, he had been executive director of the Community Chest; member of the tire ration board in World War II; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; city chairman of the Liberty Bond drive in World War I; 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In Memory of

Sterling C. Robertson

Senator Watson offered the following resolution:

(Senate Resolution 503)

Whereas, On November 2, 1966, the city of Salado and the entire State of Texas lost an esteemed citizen with the death of Sterling C. Robertson, at the age of 63; and

Whereas, He was a native of Salado, where he was born on December 25, 1897, the son of Mr. and Mrs. Maclin Robertson; he had lived in Salado most of his life; and

Whereas, He was graduated from Georgetown High School in Georgetown, where he was an outstanding athlete, lettering in both football and track; on the sudden death of his father, he left Southwestern University, where he had lettered in all sports, to manage the Robertson estate at Salado; and

Whereas, He was a member of the Methodist Church, was a Mason, and a member of Phi Delta Theta; he was a rancher and cattle breeder, and was active in civic and political affairs of the Salado area; and

Whereas, His geniality and civic and business leadership will be greatly missed by his many friends and associates in Salado and throughout Texas, and it is appropriate that the Senate of the 60th Legislature pay tribute to this outstanding man; now, therefore, be it

Resolved, That the Senate of Texas, by this Resolution, show honor and respect to the memory of Sterling C. Robertson and extend deep sympathy to the members of his family on their great loss: to his wife, Mary Lucille Armstrong Robertson; a son, Sterling C. Robertson, Jr., of Dallas and Salado; two daughters, Mrs. John Ambrose, Jr., of Nashville, Tennessee, and Miss Ann Maclin Robertson of San Antonio; two sisters, Mrs. Dallas McLean of Salado and Mrs. J. W. West, Jr., of Houston; a brother, Gordon Robertson of Little Rock, Arkansas; and five grandchildren; and be it further

Resolved, That copies of this Resolution be prepared for his wife and son, and that when the Senate adjourns this day, it do so in memory of Sterling C. Robertson.

WATSON


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 by a rising vote of the Senate.