JOURNAL
OF THE
SENATE OF TEXAS
BEING THE
FIRST CALLED SESSION
OF THE
THIRTY-THIRD LEGISLATURE
BEGUN AND HELD AT
The City of Austin, July 21, 1913, to August 19, 1913.
PUBLISHED BY AUTHORITY OF THE SENATE

AUSTIN, TEXAS
1913
The Chair appointed Senators Hudspeth, Carter and Johnson as a committee to escort Mr. Shirley to the bar of the Senate, whereupon, the Chair administered the constitutional oath of office to him.

PROCLAMATION BY THE GOVERNOR.

The Chair here laid before the Senate the following proclamation:

Governor's Office, Austin, Texas, July 7, 1913.

Whereas, the Thirty-third Legislature adjourned the Regular Session thereof without making appropriations for the support of the State Government, as provided by the Constitution shall be done.

Now, therefore, the failure of the Legislature to pass such appropriation bill creates an extraordinary occasion, justifying the Governor to convene the Legislature in extra session, and I do hereby call the same to convene in the Capitol in the City of Austin, beginning at ten o'clock a. m., Monday, July 21, 1913, for the following purposes, to wit:

1. To make appropriations for the support of the State Government and its institutions, and the repair, restoration and erection of necessary public buildings, for the fiscal years beginning September 1, 1913, and ending August 31, 1918.

2. To pass a law providing for and regulating the election of United States Senators from Texas by the people thereof, as provided shall be done hereafter by an amendment to Section 3 of Article 1 of the Constitution of the United States recently declared ratified and adopted by three-fourths of the States in the Union.

3. To revise or amend the provisions of the law now governing the management and control of the Penitentiary System as embraced in Chapter 10, Acts of the Fourth Called Session of the Thirty-first Legislature.

4. To consider and act upon such other matters as may be presented by the Governor, pursuant to Section 40 of Article 3 of the Constitution of Texas.

In testimony whereof, I hereunto sign my name and affix the Seal of State at Austin, Texas, this the 7th day of July, A. D. 1913.

(Seal.) O. B. COQUITT, Governor of Texas.

By the Governor:

F. C. WEINERT, Secretary of State.

The State of Texas,
Department of State.

I, D. A. Gregg, Acting Secretary of State of the State of Texas, do hereby certify that the attached and foregoing is a true and correct copy of the Proclamation of Hon. O. B. Colquitt, Governor of Texas, convening the Thirty-third Legislature in extra session at ten o'clock a. m., Monday, July 21, 1913.

In testimony whereof I have hereunto signed by name officially and caused to be impressed hereon the Seal of State at my office in the City of Austin, Texas, this the 21st day of July, A. D. 1913.

(Seal.) D. A. GREGG, Acting Secretary of State.

PRESIDENT PRO TEM.—ELECTION OF.

The Chair then announced that the election of a President Pro Tem. was in order.

Senator Hudspeth nominated Senator E. H. Carter of Shelby county.

Senators Brelsford, Gibson and Lattimore seconded the nomination of Senator Carter.

There being no other nomination, the Chair declared nominations closed.

Senators Cowell, Lattimore and Gibson were appointed tellers.

The vote resulted as follows:

Senator Carter, 21 votes.

Senator Warren, 1 vote.

Senator Astin, 1 vote.

Senator Townsend, 1 vote.

The three latter names were not nominees.

Senator Carter having received a majority of all the votes cast, was declared duly and constitutionally elected.

The Chair appointed Senators Cowell, Lattimore and Gibson as a committee to escort Senator Carter to the President's stand, whereupon the constitutional oath of office was administered him.

NOTIFICATION COMMITTEE FROM HOUSE.

A committee from the House here appeared at the bar of the Senate and notified the Senate that the House was organized and ready for business.

RECESS.

On motion of Senator Lattimore, the Senate recessed until 3 o'clock today.
NOTIFICATION COMMITTEES.

The Chair here appointed the following special committees to notify the Governor and House that the Senate was organized and ready for business:

To notify the Governor: Senators Warren, Hudspeth and Gibson.

To notify the House: Senators Johnson, Real and McNeals.

Later both committees made their reports.

SIMPLE RESOLUTION.

By Senator Brelsford:

Resolved, That each member of the Senate be permitted to subscribe for five daily papers, to be paid for out of the contingent fund of the Senate.

The resolution was read, and Senator Westbrook offered the following amendment:

Amend the resolution by inserting "three" where "five" occurs.

Senator Brelsford moved to table the amendment, which motion prevailed.

The resolution was adopted.

MESSAGE FROM THE GOVERNOR.

The Chair here laid before the Senate the following messages from the Governor:

Governor’s Office,

Austin, Texas, July 21, 1913.

To the Texas Legislature:

In harmony with the provision of the Constitution relating to extra sessions of the Legislature you have been called together to consider and pass laws on the following subjects, to-wit:

Pass an appropriation bill.

Amend the penitentiary laws.

Provide for the election of United States Senators from Texas by direct vote of the people.

And such other subjects as may be subsequently submitted for your consideration.

Appropriations Asked For.

The heads of all departments, and superintendents of all State institutions were requested for a statement of their needs for the two fiscal years beginning September 1, 1913, and ending August 31, 1915. These estimates have been formulated into a tentative bill, the needs of the educational institutions, eleemosynary institutions, judiciary and executive departments being formulated into separate bills. The total requisitions show a demand for the following sum of money:

<table>
<thead>
<tr>
<th>Description</th>
<th>1914</th>
<th>1915</th>
</tr>
</thead>
<tbody>
<tr>
<td>Educational institutions</td>
<td>$2,206,800</td>
<td>$1,529,950</td>
</tr>
<tr>
<td>Eleemosynary institutions</td>
<td>1,607,845</td>
<td>1,437,595</td>
</tr>
<tr>
<td>Judicial department</td>
<td>967,683</td>
<td>965,883</td>
</tr>
<tr>
<td>Executive departments</td>
<td>1,321,020</td>
<td>1,260,232</td>
</tr>
</tbody>
</table>

Grand totals... $8,102,528 $5,193,640

The Regular Session of the Thirty-third Legislature passed appropriation bills calling for the sum of $1,382,532.38. The total of these figures for the two years amount to $12,679,000.38. But, of course, the heads of departments and the various State institutions do not expect that the Legislature will give them all they ask for.

The Last Appropriation Bill.

The last appropriation bill as approved carried the sum of $5,144,279.26 and $4,605,535.00 for the years ending August 31, 1912 and 1913, and the special appropriations made by the Legislature and approved amounted to $781,266.00—a total of general and special appropriations by the Thirty-second Legislature of $10,365,860.25. The sums already appropriated by the present Legislature and asked of them now, exceed the total appropriations by the Thirty-second Legislature by $2,313,120.12.

The ad valorem taxes collected on the assessments for the year 1911 were used in paying the bills of the Thirty-second Legislature for the fiscal year ending August 31, 1912. The tax rate for 1911 was 124 cents on the hundred dollars and this rate produced a revenue of $2,565,494.60. The tax levy for the year 1915 was 10 cents on the hundred dollars of assessed values. This produced a revenue of $2,474,535.51. More than half of the moneys, therefore, to meet the State’s bills from general rev-