OFFICIAL JOURNAL of the CONSTITUTIONAL CONVENTION of the STATE OF TEXAS

TWENTY-FIRST DAY
(Friday, February 15, 1974)

The Convention met at 9:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following were recorded present: 170 Present, 10 Absent-excused, 1 Absent. (Record 1, Appendix)

Mr. David Lusk, Minister, Northside Church of Christ, Austin, Texas offered the invocation as follows:

Dear God, you have been good to us all of our days, giving us rain from heaven and fruitful seasons, satisfying our hearts with food and gladness. We deserve none of these things, and yet we are grateful for your goodness that freely bestows good upon the undeserving.

We pray for a good day of work today. May we value each hour and use this day fully and wisely, knowing that the time we have is another gift from your grace.

In the name of the Savior, Jesus Christ, we pray. Amen.

LEAVES OF ABSENCE

Delegate Willis was granted leave of absence for today on account of illness on motion of Delegate Fox.

Delegate Geiger was granted leave of absence for today on account of important business on motion of Delegate Calhoun.

Delegate Doran was granted leave of absence for today on account of important business on motion of Delegate Calhoun.

Delegate Adams of Jasper was granted leave of absence for today on account of important business on motion of Delegate Jones of Taylor.

Delegate Nabers was granted leave of absence for today on account of important business on motion of Delegate Laney.

Delegate Schwartz was granted leave of absence for today on account of illness on motion of Delegate Hightower.

Delegate Poff was granted leave of absence for today on account of important business on motion of Delegate Blake.

Delegate Finney was granted leave of absence for today on account of important

business on motion of Delegate Sherman of Tarrant.

Delegate Hudson was granted leave of absence for today on account of important business on motion of Delegate Ragsdale.

Delegate Washington was granted leave of absence for today on account of important business on motion of Delegate Leland.

REPORT BY CHAIRMAN OF SUBSTANTIVE COMMITTEE

The President called on Delegate Maloney for a progress report for the Committee on the Legislature.

Delegate Maloney, Chairman, reported for the Committee on the Legislature.

ARTICLE VII ON SECOND READING

The President laid before the Convention on its second reading Article VII (full report having been printed on February 12).

Delegate Kubiak explained the full report on Article VII.

(Vice-President in the Chair)

Delegate Hightower explained Section 1 of Article VII.

(President in the Chair)

Delegate Pentony explained Section 2 of Article VII.

Delegate Madla explained Section 3 of Article VII.

Delegate Poerner explained Section 4 of Article VII.

Delegate Bracklein explained Section 5 of Article VII.

Delegate McDonald of Dallas explained Section 6 of Article VII.

Delegate Kubiak explained Section 7 of Article VII.

Delegate Presnal explained Section 8 of Article VII.

DELEGATE PRESENT

Delegate Hudson who was previously recorded as "Absent-excused" was announced "Present".

Delegate Snelson explained Section 9 of Article VII.

Delegate Hightower explained Section 10 of Article VII.

(Delegate Creighton in the Chair)

DELEGATE PRESENT

Delegate Washington who was previously recorded as "Absent-excused" was announced "Present".

(President in the Chair)

Delegate Coody explained Section 11 of Article VII.

DELEGATE PRESENT

Delegate Bales who was previously recorded as "Absent" was announced "Present".

Question: Shall Article VII be adopted?

CONSTITUTIONAL CONVENTION RESOLUTION REFERRED

The following Constitutional Convention Resolution was referred to the Committee indicated:

By Delegate Sherman of Tarrant:

To Committee on Rules.

C.C.R. 22, Authorizing certain corrections in language and form in Rules of Procedure.

did WHEREAS, Those who the pre-Convention planning for the Constitutional Convention of Texas of 1974 did a great amount of research in such planning, which research included the work and planning of State Constitutional Conventions held recently in other states;

WHEREAS, In that research, the Rules of Procedure used in other conventions were studied in depth; and

WHEREAS, It is to be expected that the Rules of Procedure of the Constitutional Convention of Texas of 1974 may also be used by planners of future constitutional conventions in other states; and

WHEREAS, It is therefore desirable that the Rules of Procedure of the Constitutional Convention of Texas of 1974 be correct as to grammar and form; and

WHEREAS, The Rules of Procedure of the Constitutional Convention of Texas of 1974 contain a number of instances where rewording or changing of punctuation would enhance the readability of the Rules of Procedure without changing the substance of those rules; and

WHEREAS, The changes recommended in the Rules of Procedure have been reviewed by Dr. William R. Keast, Chairman of the Department of English of The University of Texas at Austin, and many of the changes have been suggested by Dr. Keast; now, therefore, be it

RESOLVED, Ву the Constitutional Convention of Texas of 1974 that the changes listed below be made in the Rules of Procedure of the Constitutional Convention of Texas of 1974; and, be it further

RESOLVED, That the copy of the Rules of Procedure as published in brochure form be the reference work for the changes listed below:

- (1) Amend Rule II, Section 1 (page 5, line 6), by deleting "a simple majority of the delegates to"
- (2) Amend Rule III, Section 4 (page 11, line 4), by deleting ", to-wit".
- (3) Amend Rule IV, Section 3 (page 12, lines 19 and 20), by substituting commas for the semicolons after "thereto" and "manner".

- (4) Amend Rule IV, Section 5 (page 13, lines 8 and 10), by substituting commas for semicolons after "Convention" on line 8 and "Constitution" on line 10.
- (5) Amend Rule IV, Section 6 (page 13, line 15), by substituting a comma for the semicolon after "Texas".
- (6) Amend Rule VI, Section 5 (page 16), by deleting lines 7 and 8 (beginning with "committee." on line 7 and ending with "any" on line 8) and substituting: "committee. The chairman shall call meetings of the committee and shall set the agenda of such
- meetings. Any".
 (7) Amend Amend Rule VI, Section 5, third sentence (page 16, line 17), by substituting "the" in place of "his or her" and by inserting "of the chairman" after "direction",
- (8) Amend Rule VI, Section 6, first sentence (page 17, lines 3 and 4), by deleting "a majority vote of".
- (9) Amend Rule VI, Section 8, last sentence (page 18, line 17), by deleting "members of".
- (10) Amend Rule VI, Section 14, first sentence (page 21, lines 10 through 13), by inserting "within seven calendar days" between "report" and "the", substituting a period for the comma after "Rules", and deleting the remainder of the sentence.
- (11) Amend Rule VII, Section 25, line 3), by deleting "as follows".
- (12) Amend Rule VIII, Section 7, second sentence (page 28, line 19), by deleting "by a majority vote".
- (13) Amend Rule VIII, Section 7, third paragraph (page 28, line 21), by substituting
- "shall" for "may".

 (14) Amend Rule VIII, Section 8 (page 29, line 6), by inserting a period after "Convention" and deleting the remainder of the section.
- (15) Amend Rule VIII, Section 10 (page 29, lines 12 and 13), by deleting "a majority vote of".
 (16)
- Amend Rule VIII, Section 12, first sentence (page 29, second line from the bottom), by inserting a period after "decision" and deleting the remainder of the sentence.
- (17) Amend Rule IX, Section 7, sentence (page 32, lines 11 and 12), by deleting "the President,".

 (18) Amend Rule IX, Section 18 (page
- line 20), by substituting "When" for "Where".
- (19) Amend Rule X, Section 5, first sentence (page 37, third line from the bottom), by inserting "of those present" before the comma.
- (20) Amend Rule X, Section 7, second sentence (page 38, last line, and page 39, first line), by deleting ", by a majority vote,"
- (21) Amend Rule XI, Section 2 (page 40, line 7), by deleting "and".
- Amend Rule XI, Section 20, second (22) sentence (page 46, line 11), by deleting "a majority".
- (23) Amend Rule XII, Section 10 (page 49, line 7), by deleting "by a majority vote".
- (24) Amend Rule XII, Section 14 (page 50, line 12), by inserting a comma after "clause",
 - (25) Amend Rule XIII, Section 4, second

sentence (page 53, line 8), by substituting a semicolon for the comma after "made".
(26) Amend Rule XIII, Section 8 (page

line 7), by deleting "a majority vote

(27) Amend Rule XIV, Section 9, first sentence (page 57), by inserting a period after "order" on line 16 and deleting the remainder of the sentence; and by substituting a period for the comma after "reading" on line 21, and deleting the remainder of the sentence.

(28) Amend Rule XIV, Section 16, sentence (page 60, line 15), by capitalizing the first letter of "calendar" and "floor".

(29) Amend Rule XIV, Section 17, first sentence (page 61), by capitalizing the first letter of "convention" on lines 2 and 10.

(30) Amend Rule XV, Section 10, seventh sentence (page 66, lines 6 and 7), by
substituting "the Convention" in place of "a
majority of the Delegates voting, a quorum being present".

(31) Amend Rule XVII, Section 9 (pages 71 and 72), by deleting the first sentence and substituting: "It shall not be in order to move to suspend either the Rules or the regular order of business to take up a measure out of its regular order, and the President shall not recognize anyone for either purpose unless the President shall have announced to the Convention in session that he would recognize a Delegate for that purpose at least one hour before the Delegate is recognized to make the motion.".

(32) Amend Rule XVII, Section 9, by inserting "of" after "Convention" on line 7, page 72.

(33) Amend Rule XIX, Section 1 (page 75), by capitalizing the initial letter of "convention" in line 2.

(34) Amend Rule XIX, Section 2 (page line 13), by capitalizing the initial letter of "convention".

TO: Delegates to the Constitutional Convention of Texas of 1974, et al

The numerous WHEREAS paragraphs of the accompanying Resolution are self-explanatory, but the items being amended may need some explanation. The changes recommended here have been reviewed by Dr. William R. Keast, Chairman of the Department of English, The University of Texas at Austin. Thanks to the work of Dr. Keast, diligent some of the original changes have been deleted and some have been altered. Three changes recommended by Dr. Keast are included in the Resolution. Following is an item-by-item explanation of each suggested change:

(1) Rule I, Section 2, reads in pertinent part: "When a quorum is present, the affirmative vote of a majority of the Delegates present and voting is sufficient for the adoption of any motion or resolution or the taking of any action, except in those different majority where a specifically required by these Rules." Since this wording is exceptionally clear in its meaning, there is no need to repeat throughout the Rules the provision that an action must be taken by "a simple majority of the Delegates to" as is done in Rule II, Section 1, and in many other instances throughout the Rules. Elimination of this excess working in the various places where indicated in these amendments will clearly indicate that the wording of Rule I, Section applies, inasmuch as no other fraction is indicated.

Removing the phrasing "to-wit" (2) cleans up this language by eliminating an

unnecessary piece of verbiage.

(3) Material included in that portion of a sentence set apart by a semicolon should be in essence a complete sentence. Since the phrases between the semicolons of this Section 3 are not, in essence, complete sentences, they should be separated by commas and not by semicolons.

(4) Ibid.(5) Ibid.(6) This

- (6) This is another grammatical change that conforms to more accepted and acceptable usage.
- The sentence preceding the one being corrected refers to a person or persons than the Chairman of a committee. other Since the sentence being corrected does refer to the Chairman, it seems proper to make the corrections indicated for the purpose of clarity. (Dr. Keast advises this change is "especially important.")

(8) See Item (1) above.

- (9) This amendment deletes two words which are not necessary to the proper construction and understanding of material.
- (10) This is a dual change which rephrases the sentence in order to make it easier to read and interpret, and also deletes material referred to in Item (1) above.
- (11) This amendment deletes two unnecessary words and makes it identical in form to the usage in the following Section 2.

(12) See Item (1) above.
(13) The construction of this sentence, by using "shall", would make it appear that a second and final extension of time will be granted automatically. Changing "shall" to "may" definitely indicates that such an extension will be granted only if requested. (Dr. Keast advises this change is 'especially important.")

(14) See Item (1) above.

(15) Ibid.

(16) Ibid.

(17) The President is a Delegate of the Convention and should not be included among those listed who are not members of the Convention—in other words, mentioning "the

President" is a redundancy.
(18) Dr. Keast says: "'When' would be more precise than 'where,' which is rather too colloquial for a formal document.

(19) Since this portion of Section could refer to a situation where a quorum is not present, it seems advisable to indicate that a majority vote "of those present" is necessary.

(20) See Items (1) above.

(21) Deletion recommended by Dr. Keast.

(22) See Item (1) above.

Ibid. (23)

- (24) The comma belonging after "clause" (separating parenthetical material from the remainder of the sentence) seems to have been inadvertently dropped in typing.
- (25) This is a grammatical correction of punctuation only.

- (26) See Item (1) above.
- (27) Ibid.
 (28) The indicated capitalizations
 conform to the form and style used throughout the Rules.
 (29) Ibid.
- (29) Ibid.
 (30) See Item (1) above.
 (31) Rewording suggested by Dr. Keast.
 (32) This is to insert a word
 apparently dropped in typing.
 (33) The indicated capitalization
 conforms to the form and style used
 throughout the Rules. conforms to the throughout the Rules.

At first glance it may seem to some that the amendments offered in the accompanying Resolution are nit-picking and unnecessary.
Nevertheless, I do believe that the time and the effort which would be expended in making the effort which would be expended in maxing these changes will reflect to the credit of the Constitutional Convention of Texas of 1974 and should be made before further distribution of the Rules takes place. shi to paysotont toling

W. C. Sherman

RECESS

On motion of Delegate Aikin the Convention at 11:55 o'clock a.m. took recess until 1:30 o'clock p.m. on Monday, February

1974 0 YEA N-V NAY Mr. Presi Jent Adams, D. Adams, 1!. · Agnich _ · Aikin • Allen, Jo • Allen, John Allred Andujar • Atwell Bailey • Baker Bales Barnhart _ · Bigham _ Bird _ Blake • Blanchar! Blythe Bock _ Boone Bowers Braecklein Brooks Bynum • Caldwell Calhoun Canales Cates _ • Clark Clayton Clower

Cobb _

Coleman _

€_Cole

· Coody

Cooke

Davis _

Denson

Denton

Doggett

_Doran _

Donaldsc7_

Craddick

Creighton Daniel

YEA N-V NAY

Doyle . • Dramberger • Earle @ Edwards _ Evans Finnell Finney _ Foreman · Fox ● Gammac 3 • Garcia Gaston X Geiger Grant Green, F. • Green, R. • Hale _ • Hall, A. • Hall, W. • Hanna ● Harringt n Harris, E. Harris, O. · Head Heatly ____Henderson ● Hendrick ●_Hernand z Hightower Hilliard Hoestenbach ● Hollowell _ ● Howard Hubenak

Hudson

Jones, Gene

● Jones, € ant

Jones, L. _

Kothmann _

Kaster

Korioth

Kubiak _

Laney

· Lary

Hutchiso

Johnson

YEA N-V NAY

• Lee Leland • Lewis · Lombardino ● Longoria McAlisterMcDonald, F. McDonald, T. · McKinno McKnight Madla _Maloney ● Martin Massey Mattox Mauzy Meier Menefee ● Mengderi-• Miller ● Montoya · Moore Munson Murray X Nabers Newton Nichols Nowlin Nugent Ogg _ Olson_ Parker, C Parker, W. Patman Pentony Peveto Poerner X Poff __ Powers Presnal Preston

■ Ragsdale

Reyes _Reynolds

Rosson

• Rodrigue-

YEA N-V NAY

362

YEA	N-V	NAY
Russe	II	
Sage		
Salen	n nez esteban	
Sanch	nez	
● Santie	esteban	
2 Schie	ffer	X
_Schwo	artz	X
Scogg	gins	
Semo	s	
Sherm	gins s nan, M. nan, W.	
Sherm	nan, W.	
_Short		
-Simme	ons	
SlackSnelsc		
Sneisc	on	
• Culling	ock	
Suttor	2011	
• Tarbo	, — —	
● Tarbo ● Templ	A	
• Thomas	oson	
• Templ • Thom • Traeg	er	
- T		
TruanTuppeUherValeVecchVick	r	
• Uher		
● Vale		
● Vecch	io	
· Vick		
● Von D	ohlen	
● Walla	ce	
_Washi	ng'on _	
Vecch Vick Von D Walla Washi Water	rs	
●_Watso	on	-
● Wedd • White	ington _	
WhiteWhitm	herd	
VV nith	nire	
• William	ıg	
Wietin William William Willis	nson	
Willie		X
●_Wilson		
· Wolff		
Wyatt		
. BRYA	NT	

X-EXCUSED ABSENCE

RECORD # 1 ROLL CALL

YEA-170 TOTALS NAY-0 NV-11 YEA N-V NAY 100-200_ 100-200_ _100-200_ 0___ 0_ 0___ 1__ 1___ 2__ 2_ 3___ 3__ 3__ 5___ 6__ 6_ 6__ 8___ __8

__ARTICLE ___Comm. __10 __Rep. ___20 SECTION __Subs. _1 __10 __Amm. __2 __20 2__ Quo. 3___ __30 __3 R __40 4___ __4 _Subm. ___50 5__ __5 __Mino. __6 ___60 __Mot. __70 7__ __Alt. __80 ___8 8___ __Sep. __9 __90 __2 R __00 __0 0___

DATE: 1_

Phone (1-804) 355-0872 International ROLL-CALL & Corporation, Richmond, Va. 231

OFFICIAL JOURNAL of the CONSTITUTIONAL CONVENTION of the STATE OF TEXAS

TWENTY-FIRST DAY (Friday, February 15, 1974)

The Convention met at 9:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following were recorded present: 170 Present, 10 Absent-excused, 1 Absent. (Record 1, Appendix)

Mr. David Lusk, Minister, Northside Church of Christ, Austin, Texas offered the invocation as follows:

Dear God, you have been good to us all of our days, giving us rain from heaven and fruitful seasons, satisfying our hearts with food and gladness. We deserve none of these things, and yet we are grateful for your goodness that freely bestows good upon the undeserving.

We pray for a good day of work today. May we value each hour and use this day fully and wisely, knowing that the time we have is another gift from your grace.

In the name of the Savior, Jesus Christ, we pray. Amen.

LEAVES OF ABSENCE

Delegate Geiger was granted leave of absence for today on account of important business on motion of Delegate Calhoun.

Delegate Doran was granted leave of absence for today on account of important business on motion of Delegate Calhoun.

Delegate Adams of Jasper was granted leave of absence for today on account of important business on motion of Delegate Jones of Taylor.

Delegate Nabers was granted leave of absence for today on account of important business on motion of Delegate Laney.

Delegate Schwartz was granted leave of absence for today on account of illness on motion of Delegate Hightower.

Delegate Poff was granted leave of absence for today on account of important business on motion of Delegate Blake.

Delegate Finney was granted leave of absence for today on account of important

business on motion of Delegate Sherman of Tarrant.

Delegate Hudson was granted leave of absence for today on account of important business on motion of Delegate Ragsdale.

Delegate Washington was granted leave of absence for today on account of important business on motion of Delegate Leland.

REPORT BY CHAIRMAN OF SUBSTANTIVE COMMITTEE

The President called on Delegate Maloney for a progress report for the Committee on the Legislature.

Delegate Maloney, Chairman, reported for the Committee on the Legislature.

ARTICLE VII ON SECOND READING

The President laid before the Convention on its second reading Article VII (full report having been printed on February 12).

Delegate Kubiak explained the full report on Article VII.

(Vice-President in the Chair)

Delegate Hightower explained Section 1 of Article VII.

(President in the Chair)

Delegate Pentony explained Section 2 of Article VII.

Delegate Madla explained Section 3 of Article VII.

Delegate Poerner explained Section 4 of Article VII.

Delegate Braecklein explained Section 5 of Article VII.

Delegate McDonald of Dallas explained Section 6 of Article VII.

Delegate Kubiak explained Section 7 of Article VII.

Delegate Presnal explained Section 8 of Article VII.

DELEGATE PRESENT

Delegate Hudson who was previously recorded as "Absent-excused" was announced "Present".

Delegate Snelson explained Section 9 of Article VII.

Delegate Hightower explained Section 10 of Article VII.

(Delegate Creighton in the Chair)

DELEGATE PRESENT

Delegate Washington who was previously recorded as "Absent-excused" was announced "Present".

(President in the Chair)

Delegate Coody explained Section 11 of Article VII.

DELEGATE PRESENT

Delegate Bales who was previously recorded as "Absent" was announced "Present".

Question: Shall Article VII be adopted?

CONSTITUTIONAL CONVENTION RESOLUTION REFERRED

The following Constitutional Convention Resolution was referred to the Committee indicated:

By Delegate Sherman of Tarrant:

To Committee on Rules.

C.C.R. 22, Authorizing certain corrections in language and form in Rules of Procedure,

WHEREAS, Those who did onvention planning for the pre-Convention planning the Constitutional Convention of Texas of 1974 did a great amount of research in such planning, which research included the work and planning of State Constitutional Conventions held recently in other states;

WHEREAS, In that research, the Rules of Procedure used in other conventions were studied in depth; and

WHEREAS, It is to be expected that the Rules of Procedure of the Constitutional Convention of Texas of 1974 may also be used by planners of future constitutional conventions in other states; and

WHEREAS, It is therefore desirable that the Rules of Procedure of the Constitutional Convention of Texas of 1974 be correct as to grammar and form; and

WHEREAS, The Rules of Procedure of the Constitutional Convention of Texas of 1974 contain a number of instances where rewording or changing of punctuation would enhance the readability of the Rules of Procedure without changing the substance of those rules; and

WHEREAS, The changes recommended in the Rules of Procedure have been reviewed by Dr. William R. Keast, Chairman of the Department of English of The University of Texas at Austin, and many of the changes have been suggested by Dr. Keast; now, therefore, be it

RESOLVED, By the Constitutional Convention of Texas of 1974 that the changes listed below be made in the Rules of Procedure of the Constitutional Convention of Texas of 1974; and, be it further

RESOLVED, That the copy of the Rules of Procedure as published in brochure form be the reference work for the changes listed below:

(1) Amend Rule II, Section 1 (page 5, line 6), by deleting "a simple majority of the delegates to".

(2) Amend Rule III, Section 4 (page 11, line 4), by deleting ", to-wit".

(3) Amend Rule IV, Section 3 (page 12, lines 19 and 20), by substituting commas for the semicolons after "thereto" and "manner". (4) Amend Rule IV, Section 5 (page 13, lines 8 and 10), by substituting commas for the semicolons after "Convention" on line 8 and "Constitution" on line 10.

(5) Amend Rule IV, Section 6 (page 13, line 15), by substituting a comma for the semicolon after "Texas".

(6) Amend Rule VI, Section 5 (page 16), by deleting lines 7 and 8 (beginning with "committee." on line 7 and ending with "any" on line 8) and substituting: "committee. The chairman shall call meetings of the committee and shall set the agenda of such

meetings. Any".
(7) Amend Rule VI, Section 5, third sentence (page 16, line 17), by substituting "the" in place of "his or her" and by inserting "of the chairman" after

"direction". (8) Amend Rule VI, Section 6, first ence (page 17, lines 3 and 4), by sentence deleting "a majority vote of".

(9) Amend Rule VI, Section 8, last sentence (page 18, line 17), by deleting "members of".

(10) Amend Rule VI, Section 14, first sentence (page 21, lines 10 through 13), by inserting "within seven calendar days" between "report" and "the", substituting a period for the comma after "Rules", and deleting the remainder of the sentence.

(11) Amend Rule VII, Section 1 (page 25, line 3), by deleting "as follows".

(12) Amend Rule VIII, Section 7, second sentence (page 28, line 19), by deleting "by a majority vote".

(13) Amend Rule VIII, Section 7, third paragraph (page 28, line 21), by substituting

"shall" for "may".

(14) Amend Rule VIII, Section 8 (page 29, line 6), by inserting a period after "Convention" and deleting the remainder of the section.

(15) Amend Rule VIII, Section 10 (page 29, lines 12 and 13), by deleting "a majority

vote of".

vote of".

(16) Amend Rule VIII, Section 12, first sentence (page 29, second line from the bottom), by inserting a period after "decision" and deleting the remainder of the sentence.

(17) Amend Rule IX, Section 7, second nce (page 32, lines 11 and 12), by sentence

deleting "the President,".

(18) Amend Rule IX, Section 18 (page 35, line 20), by substituting "When" for "Where".

(19) Amend Rule X, Section 5, first sentence (page 37, third line from the bottom), by inserting "of those present"

(20) Amend Rule X, Section 7, second sentence (page 38, last line, and page 39, first line), by deleting ", by a majority vote,".

(21) Amend Rule XI, Section 2 (page 40,

line 7), by deleting "and". (22) Amend Rule XI, Section 20, second sentence (page 46, line 11), by deleting "a majority".

(23) Amend Rule XII, Section 10 (page 49, line 7), by deleting "by a majority vote".

(24) Amend Rule XII, Section 14 (page 50, line 12), by inserting a comma after "clause"

(25) Amend Rule XIII, Section 4, second

sentence (page 53, line 8), by substituting a

semicolon for the comma after "made".

(26) Amend Rule XIII, Section 8 (page 54, line 7), by deleting "a majority vote of".

(27) Amend Rule XIV, Section 9, first sentence (page 57), by inserting a period after "order" on line 16 and deleting the remainder of the sentence; and by substituting a period for the comma after "reading" on line 21, and deleting the remainder of the sentence.

(28) Amend Rule XIV, Section 16, first sentence (page 60, line 15), by capitalizing the first letter of "calendar" and "floor".

(29) Amend Rule XIV, Section 17, first sentence (page 61), by capitalizing the first letter of "convention" on lines 2 and 10.

(30) Amend Rule XV, Section 10, seventh sentence (page 66, lines 6 and 7), by substituting "the Convention" in place of "a majority of the Delegates voting, a quorum being present".

(31) Amend Rule XVII, Section 9 72), by deleting the first sentence and and substituting: "It shall not be in order to move to suspend either the Rules or the regular order of business to take up a measure out of its regular order, and the President shall not recognize anyone for either purpose unless the President shall have announced to the Convention in session that he would recognize a Delegate for that purpose at least one hour before the Delegate is recognized to make the motion.".

(32) Amend Rule XVII, Section 9, by inserting "of" after "Convention" on line 7, page 72.

(33) Amend Rule XIX, Section 1 (page 75), by capitalizing the initial letter of "convention" in line 2.

(34) Amend Rule XIX, Section 2 (page 75, line 13), by capitalizing the initial letter of "convention".

Delegates to the Constitutional Convention of Texas of 1974, et al

The numerous WHEREAS paragraphs of the accompanying Resolution are self-explanatory, but the items being amended may need some explanation. The changes recommended here have been reviewed by Dr. William R. Keast, Chairman of the Department of English, The University of Texas at Austin. Thanks to the diligent work of Dr. Keast, some of the original changes have been deleted and some have been altered. Three changes recommended by Dr. Keast are included in the Resolution. Following is an item-by-item explanation of each suggested change:

(1) Rule I, Section 2, reads in pertinent part: "When a quorum is present, the affirmative vote of a majority of the Delegates present and voting is sufficient for the adoption of any motion or resolution or the taking of any action, except in those where a different majority specifically required by these Rules." Since this wording is exceptionally clear in its meaning, there is no need to repeat throughout the Rules the provision that an action must be taken by "a simple majority of the Delegates to" as is done in Rule II, Section 1, and in many other instances throughout the Rules. Elimination of this excess working in the various places where indicated in these amendments will clearly indicate that the wording of Rule I, Section 2, applies, inasmuch as no other fraction is indicated.

"to-wit" (2) Removing the phrasing cleans up this language by eliminating an

unnecessary piece of verbiage.

(3) Material included in that portion a sentence set apart by a semicolon should be in essence a complete sentence. Since the phrases between the semicolons of this Section 3 are not, in essence, complete sentences, they should be separated by commas and not by semicolons.

- (4) Ibid.(5) Ibid.(6) This is another grammatical change that conforms to more accepted and acceptable usage.
- (7) The sentence preceding the one being corrected refers to a person or persons other than the Chairman of a committee. Since the sentence being corrected does refer to the Chairman, it seems proper to make the corrections indicated for the purpose of clarity. (Dr. Keast advises this change is "especially important.")

(8) See Item (1) above. (9) This amendment d (9) This amendment deletes two words which are not necessary to the proper construction and understanding of material.

This is a dual change (10) rephrases the sentence in order to make it easier to read and interpret, and also deletes material referred to in Item (1) above.

(11) This amendment deletes two unnecessary words and makes it identical in form to the usage in the following Section 2.

- (12) See Item (1) above.
 (13) The construction of this sentence, by using "shall", would make it appear that a second and final extension of time will be granted automatically. Changing "shall" to "may" definitely indicates that such an extension will be granted only if requested. (Dr. Keast advises this change is "especially important.")
 - (14) See Item (1) above.

(15) Ibid.

(16) Ibid.

(17) The President is a Delegate of the Convention and should not be included among those listed who are not members of the Convention—in other words, mentioning "the

President" is a redundancy.

(18) Dr. Keast says: "'When' would be more precise than 'where,' which is rather too colloquial for a formal document."

(19) Since this portion of Section could refer to a situation where a quorum is not present, it seems advisable to indicate that a majority vote "of those present" is necessary.

(20) See Items (1) above.

(21) Deletion recommended by Dr. Keast.

(22) See Item (1) above.

(23) Ibid.

(24) The comma belonging after "clause" (separating parenthetical material from the remainder of the sentence) seems to have been inadvertently dropped in typing.

(25) This is a grammatical correction of punctuation only.

(26) See Item (1) above.
(27) Ibid.
(28) The indicated capitalizations
conform to the form and style used throughout the Rules.

(29) Ibid.

(29) Ibid.
(30) See Item (1) above.
(31) Rewording suggested by Dr. Keast.
(32) This is to insert a word apparently dropped in typing.
(33) The indicated capitalization conforms to the form and style used throughout the Rules.
(34) Ibid.

(34) Ibid.

At first glance it may seem to some that the amendments offered in the accompanying Resolution are nit-picking and unnecessary. Nevertheless, I do believe that the time and the effort which would be expended in making these changes will reflect to the credit of the Constitutional Convention of Texas of 1974 and should be made before further distribution of the Rules takes place.

/s/ W. C. Sherman RECESS On motion of Delegate Aikin the Convention at 11:55 o'clock a.m. took recess until 1:30 o'clock p.m. on Monday, February

delected material placed of the leam (i)

annecessary words no maker in identical in

form to the state of the interior of the state of

(i2) see like it about

by using "shall", would mixe in temperations

by using "shall", would mixe in temperations

second and final extendion of the will be

granted automatically indicates that such an

extendion will talked this shall state etc.

(Dr. Seast talked this change is

nectally implement.

TEXAS CONSTITUTIONAL CONVENTION

YEA N-V NAY

Mr. Presi Jent
Adams, 7.

Adams, 1!

Agnich
Aikin
Allen, Jo
Allen, John
Allred
Andujar
Atwell
Bailey
Baker

1974

0

Bales
Barnhart
Bigham
Bird
Blake
Blanchar!
Blythe

Bock
 Boone
 Bowers
 Braecklein

Brooks
 Bynum
 Caldwell
 Calhoun
 Canales
 Cates

Clark
Clayton
Clower
Cobb
Cole
Cole

Coody
Cooke
Craddick
Creighton
Daniel

Denson
Denton
Doggett

● Doggett ● Donaldsc 1 — Doran YEA N-V NAY

Finney
Foreman
Fox
Gammac
Garcia

Geiger
Grant
Green, F.
Green, R.
Hale

Hall, A.
Hall, W.
Hanna
Harringt n

Harris, E.
Harris, O.
Head
Heatly
Henderson

HendrickHernand zHightowerHilliard

HilliardHoestenbachHollowellHowardHubenak

Hutchiso — Johnson — Jones, Gene

Jones, Cant Jones, L. Kaster

Kothmann ____

Lary Lary

YEA N-V NAY

Lee Leland
Lewis
Lombardino
Longoria

McAlister
McDonald, F.
McDonald, T.
McKinno
McKnight

MadlaMaloneyMartinMassey

Mattox

Mauzy

Meier

Menefee

MengderMiller

Montoya

Moore
Munson
Murray
Nabers
Newton

Newfon
Nichols
Nowlin
Nugent

Ogg
Olson
Parker, C.

Parker, W.
Patman
Pentony
Peveto

Poerner ____Poff _____Powers _ ____Presnal ____

YEA N-V NAY

Russell
Sage
Salem
Sanchez
Santiesteban
Schieffer
Schwartz
Scoggins

Semos Sherman, M. Sherman, W. Short Simmons

Slack Snelson Spurlock Sullivant Sutton Sutton

• Tarbox _____
• Temple ____
• Thompson ___
• Traeger .___

Truan _____
Tupper ____
Uher ____
Vale ____

Vecchio
Vick
Von Dohlen

Wallace
Washing' on
Waters
Watson
Weddington
Whiteherd

Whiteher a

Whiteher a

Wieting

Williams

Williamson

Willis

X-EXCUSED ABSENCE

RECORD # / ROLL CALL

 YEA - / 70
 TOTALS MAY - 0
 NV - //

 YEA
 N-V
 NAY

 _100-200__
 _100-200__
 _100-200__

 _0
 _0
 _0
 _0

 _1
 1
 _1
 _1

 _2
 2
 _2
 _2

 _3
 3
 _3
 _3

 _4
 4
 _4
 _4

 _5
 5
 _5
 _5

 _6
 6
 _6
 _6

 _7
 7
 _7
 _7

 _8
 8
 _8
 _8

__ARTICLE ___Comm. ___Rep. _SECTION __Subs. __10 __20 ___Amm. Quo. __30 3__ _3 R __40 4__ __50 5__ ___Subm. Mino. __60 7__ ___70 __Mot. __80 __Alt. 8___ __90 __Sep. __2 R

Phone (1-804) 355-0872 International ROLL-CALL & Corporation, Richmond, Vo. 23230