

Abse

Duggan.

Absent—1

Beck.  
Blackert.  
DeBerry.  
Fellbaum.

Senator Sanderford  
constitutional rule  
be read on three  
suspended and H.  
on its third reading  
The motion lost  
vote:

Yeas—

Burns.  
Collie.  
Cotten.  
Davis.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.

Nays

Hill.  
Holbrook.  
Oneal.

Absent—

Beck.  
Blackert.  
DeBerry.  
Duggan.

House Bill

Senator Martin r  
consent to suspend  
of business and t  
188.

The Chair laid  
on its second rea-  
bill:

By Mr. Hunter,  
H. B. No. 188, A  
"An Act to declar  
certain indebtedne  
the construction  
No. 2 in the Court  
place such indebt  
with bonds, warra  
dence of indebted  
thorized to be paid  
and district road  
and declaring an e

Hill.	Oneal.
Holbrook.	Poage.
Isbell.	Woodruff.



Westerfeld.  
Woodruff.

t—Excused.

Fellbaum.

# **Bill No. 601.**

erford received unan-  
o suspend the regular  
ss and take up H. B.

id before the Senate  
eading the following

, A bill to be entitled  
g it unlawful for any  
sociation, or corpora-  
or sale, sell or offer  
flour or other cereal,  
meal only in stand-  
s; providing for the  
eight of said pack-  
for the net weight,  
cturer and the name  
where milled to be  
outside of each pack-  
ng it unlawful for  
her cereal flour and  
be packed for sale,  
or sold within this  
shall be so labeled,  
ng an emergency.”  
tee amendment.)

n to Table.

ings moved to table  
amendment.  
revalled by viva voce

re report recommend-  
l be not printed was  
imous consent.  
read second time and  
reading by the follow-

as—16.

Neal.  
Rawlings.  
Regan.  
Sanderford.  
Shivers.  
Small.  
Sulak.  
Westerfeld.

ays—6.

Oneal.  
Poage.  
Woodruff.

Absent.

Duggan.

Absent—Excused.

Beck.	Pace.
Blackert.	Redditt.
DeBerry.	Stone.
Fellbaum.	Van Zandt.

Senator Sanderford moved that the constitutional rule requiring bills to be read on three several days be suspended and H. B. No. 601 be put on its third reading and final passage.

The motion lost, by the following vote:

Yeas—18.

Burns.	Neal.
Collie.	Rawlings.
Cotten.	Regan.
Davis.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.
Isbell.	Sulak.
Martin.	Van Zandt.
Moore.	Westerfeld.

Nays—5.

Hill.	Poage.
Holbrook.	Woodruff.
Oneal.	

Absent—Excused.

Beck.	Fellbaum.
Blackert.	Pace.
DeBerry.	Redditt.
Duggan.	Stone.

## **House Bill No. 188.**

Senator Martin received unanimous consent to suspend the regular order of business and take up H. B. No. 188.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Hunter, et al:  
H. B. No. 188, A bill to be entitled “An Act to declare the validity of certain indebtedness arising out of the construction of State Highway No. 2 in the County of Johnson; to place such indebtedness on a parity with bonds, warrants, and other evidence of indebtedness heretofore authorized to be paid out of the ‘county and district road highway fund,’ etc., and declaring an emergency.”

Senator Martin sent up the following amendments:

### **Amendment No. 1.**

Amend H. B. No. 188, Section 2, as substituted by House amendment, by substituting a semi-colon for the period at the end of the last word “credit” in line 18, page 4, in said substituted section, and adding thereto the following:

“provided, that before the Board of County and District Road Indebtedness shall be required to recognize said claims Johnson County shall acknowledge such indebtedness and shall issue warrants, or other evidences of such indebtedness to said claimants, with such maturity dates as shall be approved by the Board of County and District Road Indebtedness.”

MARTIN.

Read and adopted.

### **Amendment No. 2.**

Amend H. B. No. 188, Section 1, by adding after the comma following the word “out” in line 21, page 4, of the bill as printed in the House, the following:

“or such portion of said amount as may be certified by the Board of County and District Road Indebtedness as having been actually expended in the construction of said State Highway No. 2.”

MARTIN.

Read and adopted.

### **Amendment No. 4.**

“Amend the caption to conform.”  
MARTIN.

Read and adopted.

The committee report recommending that the bill be printed was adopted by unanimous consent.

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

On motion of Senator Martin, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 188 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Cotten.
Blackert.	Davis.
Burns.	Duggan.
Collie.	Hill.



Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Shivers.
Isbell.	Small.
Martin.	Stone.
Moore.	Sulak.
Neal.	Van Zandt.
Pace.	Westerfeld.
Rawlings.	Woodruff.
Redditt.	

## Nays—2.

Oneal.	Poage.
--------	--------

Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed  
by the following vote:

## Yeas—26.

Beck.	Neal.
Blackert.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Regan.
Davis.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

## Nays—3.

Holbrook.	Poage.
Oneal.	

Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

**House Bill No. 985.**

Senator Shivers received unanimous consent to suspend the regular order of business and take up H. B. No. 985.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Nicholson and Mr. McKee:  
H. B. No. 985, A bill to be entitled "An Act fixing the fees and salary of the official shorthand reporter of the County Court of Jefferson County at Law, Jefferson County, Texas, and providing the manner of payment; and declaring an emergency."

The rule requiring committee re-

ports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Shivers, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 985 was put on its third reading and final passage by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed  
by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

**House Bill No. 982.**

Senator Stone received unanimous consent to suspend the regular order of business and take up H. B. No. 982.

The Chair  
on its second  
bill:

By Mr. Ash  
H. B. No. 9  
"An Act mal  
seines or ne  
tain dimensio  
fish from wat  
providing di  
minow seines  
use of such  
ing all laws in  
viding a pena  
of, and decla

The commi  
ing that the  
adopted by u

The bill wa  
passed to thi

On motion  
constitutional  
be read on th  
pended and l  
on its third re  
by the follow

Beck.
Blackert.
Burns.
Collie.
Cotten.
Davis.
Duggan.
Hill.
Holbrook.
Hopkins.
Hornsby.
Isbell.
Martin.
Moore.
Neal.

Absent

DeBerry.

Read third  
by the follow

Beck.
Blackert.
Burns.
Collie.
Cotten.
Davis.
Duggan.
Hill.
Holbrook.
Hopkins.



The Chair laid before the Senate on its second reading the following bill:

By Mr. Ash:

H. B. No. 982, A bill to be entitled "An Act making it unlawful to use seines or nets except those of certain dimensions of mesh for taking fish from waters in Bastrop County; providing dimensions of mesh of minow seines; setting the time for use of such nets or seines; repealing all laws in conflict herewith; providing a penalty for violation thereof, and declaring an emergency."

The committee report recommending that the bill be printed was adopted by unanimous consent.

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

On motion of Senator Stone, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 982 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Hornsby.
Blackert.	Isbell.
Burns.	Martin.
Collie.	Moore.
Cotten.	Neal.
Davis.	Oneal.
Duggan.	Pace.
Hill.	Poage.
Holbrook.	Rawlings.
Hopkins.	Redditt.

Regan.	Sulak.
Sanderford.	Van Zandt.
Shivers.	Westerfeld.
Small.	Woodruff.
Stone.	

Absent—Excused.

DeBerry. Fellbaum.

House Bill No. 987.

Senator Regan received unanimous consent to suspend the regular order of business and take up H. B. No. 987.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Hankamer:

H. B. No. 987, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas to issue surface leases for a term not exceeding 99 years to any University lands located in El Paso County, Texas, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Regan, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 987 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:



## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 847.**

Senator Poage received unanimous consent to suspend the regular order of business and take up H. B. No. 847.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Hodges:

H. B. No. 847, A bill to be entitled "An Act prohibiting the transportation by any one person at any one time of more than one hundred twenty-five (125) minnows taken from the waters of Falls County, Texas, beyond the borders of such county; providing a penalty; and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Poage, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 847 was put on its third reading and final passage by the following vote:

## Yeas—29.

Beck.	Hornsby.
Blackert.	Isbell.
Burns.	Martin.
Collie.	Moore.
Cotten.	Neal.
Davis.	Oneal.
Duggan.	Pace.
Hill.	Poage.
Holbrook.	Rawlings.
Hopkins.	Redditt.

Regan.	Sulak.
Sanderford.	Van Zandt.
Shivers.	Westerfeld.
Small.	Woodruff.
Stone.	

## Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 427.**

Senator Rawlings received unanimous consent to suspend the regular order of business and take up H. B. No. 427.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Roberts:

H. B. No. 427, A bill to be entitled "An Act amending Article 3899 of the Revised Civil Statutes of 1925, as amended by Acts of the Forty-third Legislature, passed in its Regular Session, the same being Section 4, of Chapter 220, of S. B. No. 209; providing for the filing of an itemized sworn statement of all of the actual and necessary expenses incurred by certain officers; providing for an audit by the county auditor of commissioners' court; providing for approval or rejection, etc., and declaring an emergency."

Senator Hopkins sent up the following amendments

## Amendment No. 1.

Amend H. B. No. 427 my striking

out in Section word "current" "fees," and in after the word

Amend the

Amend the

Read and ad

The rule re ports to lie ov pended by unan The commit ing that the bi adopted by una The bill was amended, and ing.

On motion the constitution to be read on t suspended and put on its thi passage by the

Ye

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Absent

DeBerry.

Read third ti by the following

Ye

Beck.  
Blackert.  
Burns.  
Collie.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.



out in Section 1, Article 3889, the word "current," before the word "fees," and inserting in lieu thereof, after the word "fees," in office.  
HOPKINS.

#### Amendment No. 2.

Amend the caption to conform.  
HOPKINS.

Read and adopted.

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Rawlings, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 427 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Moore.
Blackert.	Neal.
Burns.	Oneal.
Collie.	Pace.
Davis.	Poage.
Duggan.	Rawlings.
Hill.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Shivers.
Isbell.	Small.
Martin.	Stone.

Sulak.  
Van Zandt.

Westerfeld.  
Woodruff.

Nays—1.

Cotten.

Absent—Excused.

DeBerry. Fellbaum.

#### House Bill No. 967.

Senator Oneal received unanimous consent to suspend the regular order of business and take up H. B. No. 967.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Harris:

H. B. No. 967, A bill to be entitled "An Act to repeal H. B. No. 557, Acts of the Regular Session of the Forty-third Legislature, which provides for a closed season on quail in Archer County for a period of three years, and prescribing a penalty for violation thereof, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Oneal, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 967 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:



## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry. Fellbaum.

## H. C. R. No. 129.

The Chair laid before the Senate the following resolution:

By Mr. Celeya:

H. C. R. No. 129, "Suspending Joint Rules Nos. 23, 24 and 32 of the House and Senate, for the purpose of considering until finally disposed of H. B. No. 944."

Senator Neal moved that the Senate Rule requiring resolutions to be referred to a committee be suspended, and that H. C. R. No. 129 be taken up and considered at this time.

The motion prevailed unanimously.

H. C. R. No. 129 was adopted by viva voce vote.

## House Bill No. 938.

Senator Collie received unanimous consent to suspend the regular order of business and take up H. B. No. 938.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Broyles:

H. B. No. 938, A bill to be entitled "An Act authorizing county attorneys in counties of not less than 30,000 nor more than 50,000 inhabitants, to appoint a stenographer, upon application to the commissioners court for authority; providing maximum compensation to be paid such stenographer; providing such compensation shall be paid out of fees of office of such county attorneys, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Collie, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 938 was put on its third reading an final passage by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry. Fellbaum.

## House Bill No. 49.

Senator Neal received unanimous consent to suspend the regular order of business and take up H. B. No. 49.

The Chair laid before the Senate on its second reading the following bill:

By Mr.  
H. B. No.  
"An Act  
Revised C  
amended b  
the Forty-s  
amended b  
the Forty-t  
clarifying an  
(With co

The comm  
ing that th  
adopted by  
The com  
adopted.  
The bill  
amended, a  
ing.  
On motio  
constitution  
be read on  
suspended a  
on its third  
by the follo

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Ab

DeBerry.

Read thir  
by the follow

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.



By Mr. Leonard:  
H. B. No. 49, A bill to be entitled  
"An Act to amend Article 2956,  
Revised Civil Statutes of 1925, as  
amended by the Regular Session of  
the Forty-second Legislature, and as  
amended by the Regular Session of  
the Forty-third Legislature, and de-  
claring an emergency."

(With committee amendment.)

The committee report recommend-  
ing that the bill be not printed was  
adopted by unanimous consent.

The committee amendment was  
adopted.

The bill was read second time, as  
amended, and passed to third read-  
ing.

On motion of Senator Neal, the  
constitutional rule requiring bills to  
be read on three several days was  
suspended and H. B. No. 49 was put  
on its third reading and final passage  
by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Moore.
Blackert.	Neal.
Burns.	Oneal.
Collie.	Pace.
Cotten.	Poage.
Davis.	Rawlings.
Duggan.	Redditt.
Hill.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.
Isbell.	Stone.
Martin.	Sulak.

Van Zandt. Woodruff.  
Westerfeld.

Absent—Excused.

DeBerry. Fellbaum.

House Bill No. 914.

Senator Moore received unanimous  
consent to suspend the regular order  
of business and take up H. B. No.  
914.

The Chair laid before the Senate  
on its second reading the following  
bill:

By Mr. Howard:

H. B. No. 914, A bill to be entitled  
"An Act to create the San Jacinto  
River Conservation and Reclamation  
District under the authority of Sec-  
tion 59, of Article XVI, of the Con-  
stitution of Texas, and defining the  
powers and duties of the said dis-  
trict; providing for temporary di-  
rectors and organization and opera-  
tion of the district; and the author-  
ity and duties of said temporary  
directors, etc., and declaring an  
emergency."

On motion of Senator Moore, the  
constitutional rule requiring bills to  
be read on three several days was  
suspended and H. B. No. 914 was put  
on its second reading by the follow-  
ing vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

The committee report recommend-  
ing that the bill be not printed was  
adopted by unanimous consent.

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

On motion of Senator Moore, the



constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 914 was put on its third reading and final passage by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

## House Bill No. 891.

Senator Small received unanimous consent to suspend the regular order of business and take up H. B. No. 891.

The Chair laid before the Senate on its second reading, the following bill:

By Mr. Stanfield:

H. B. No. 891, A bill to be entitled "An Act authorizing the appoint-

ment of assistant county attorneys in counties containing a population of more than forty thousand (40,000) and less than seventy-five thousand (75,000), and containing a city of more than thirty-five thousand (35,000), such assistants to be compensated by the county, and providing for the compensation of such assistants, and the means, method and manner of paying the same, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Small, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 891 was put on its third reading and final passage by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

DeBerry.

Senator mouse com order of No. 181.

The Ch on its sec bill:

By Sen S. B. N "An Act remove th patriots a ments for ing an em (With c

The com ing that adopted by The co adopted. The bill amended, ing. On moti constitution be read o suspended put on its passage by

Beck. Blackert. Burns. Collie. Cotten. Davis. Duggan. Hill. Holbrook. Hopkins. Hornsby. Isbell. Martin. Moore. Neal.

DeBerry.

Read thi by the follo

Beck. Blackert.



Absent—Excused.

DeBerry. Fellbaum.

**Senate Bill No. 181.**

Senator Hornsby received unanimous consent to suspend the regular order of business and take up S. B. No. 181.

The Chair laid before the Senate on its second reading the following bill:

By Senator Hornsby:

S. B. No. 181, A bill to be entitled "An Act making an appropriation to remove the remains of certain Texas patriots and providing for monuments for such patriots, and declaring an emergency."

(With committee amendment.)

The committee report recommending that the bill be printed was adopted by unanimous consent.

The committee amendment was adopted.

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

On motion of Senator Hornsby, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 181 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Burns.
Blackert.	Collie.

Cotten.
Davis.
Duggan.
Hill.
Holbrook.
Hopkins.
Hornsby.
Isbell.
Martin.
Moore.
Neal.
Oneal.
Pace.

Poage.
Rawlings.
Redditt.
Regan.
Sanderford.
Shivers.
Small.
Stone.
Sulak.
Van Zandt.
Westerfeld.
Woodruff.

Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 945.**

Senator Hopkins received unanimous consent to suspend the regular order of business and take up H. B. No. 945.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Knetsch:

H. B. No. 945, A bill to be entitled "An Act granting to John W. Goodrum, of Guadalupe County, Texas, the right or permission to bring suit against the State of Texas and the State Highway Department in the District Court of Travis County, Texas, and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 945 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Isbell.
Blackert.	Martin.
Burns.	Moore.
Collie.	Neal.
Cotten.	Oneal.
Davis.	Pace.
Duggan.	Poage.
Hill.	Rawlings.
Holbrook.	Redditt.
Hopkins.	Regan.
Hornsby.	Sanderford.



Shivers. Van Zandt.  
Small. Westerfeld.  
Stone. Woodruff.  
Sulak.

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck. Oneal.  
Blackert. Pace.  
Burns. Poage.  
Collie. Rawlings.  
Cotten. Redditt.  
Davis. Regan.  
Duggan. Sanderford.  
Hill. Shivers.  
Holbrook. Small.  
Hopkins. Stone.  
Hornsby. Sulak.  
Isbell. Van Zandt.  
Martin. Westerfeld.  
Moore. Woodruff.  
Neal.

Absent—Excused.

DeBerry. Fellbaum.

#### House Bill No. 896.

Senator Holbrook received unanim-  
ous consent to suspend the regular  
order of business and take up H. B.  
No. 896.

The Chair laid before the Senate  
on its second reading the following  
bill:

By Mr. Leonard:

H. B. No. 896, A bill to be entitled  
"An Act authorizing depositories of  
public funds, now authorized by law  
to pledge securities in lieu of per-  
sonal or surety depository bonds, to  
pledge Home Owners' Loan Corpora-  
tion bonds as such security; provid-  
ing this Act shall be cumulative and  
in addition to all existing laws re-  
lating to depository bonds, and de-  
claring an emergency."

Senator Holbrook sent up the fol-  
lowing amendment:

Amend H. B. No. 896, by inserting  
after the word "corporation" in line  
2, Section 1 of the bill, the follow-  
ing:

"which are guaranteed both as to  
principal and interest by the United

States Government," and amend the  
caption to conform.

HOLBROOK.

Read and adopted.

The rule requiring committee re-  
ports to lie over one day was sus-  
pended by unanimous consent.

The committee report recommend-  
ing that the bill be not printed was  
adpoted by unaimous consent.

The bill was read second time, as  
amended, and passed to third read-  
ing.

On motion of Senator Holbrook,  
the constitutional rule requiring bills  
to be read on three several days was  
suspended and H. B. No. 896 was  
put on its third reading and final  
passage by the following vote:

Yeas—29.

Beck. Oneal.  
Blackert. Pace.  
Burns. Poage.  
Collie. Rawlings.  
Cotten. Redditt.  
Davis. Regan.  
Duggan. Sanderford.  
Hill. Shivers.  
Holbrook. Small.  
Hopkins. Stone.  
Hornsby. Sulak.  
Isbell. Van Zandt.  
Martin. Westerfeld.  
Moore. Woodruff.  
Neal.

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck. Oneal.  
Blackert. Pace.  
Burns. Poage.  
Collie. Rawlings.  
Cotten. Redditt.  
Davis. Regan.  
Duggan. Sanderford.  
Hill. Shivers.  
Holbrook. Small.  
Hopkins. Stone.  
Hornsby. Sulak.  
Isbell. Van Zandt.  
Martin. Westerfeld.  
Moore. Woodruff.  
Neal.

Absent—Excused.

DeBerry. Fellbaum.

House

Senator Hi  
consent to sus  
of business a  
712.

The Chair  
on its second  
bill:

By Mr. Woc  
H. B. No. 7  
"An Act deci  
season on wil  
ties; providin  
of this Act, a  
gency."

The commit  
ing that the b  
adopted by un

The bill was  
passed to thir

On motion o  
stitutional rul  
read on three  
pended and H.  
its third readi  
the following

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Absen

DeBerry.

Read third t  
by the followin

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.



**House Bill No. 712.**

Senator Hill received unanimous consent to suspend the regular order of business and take up H. B. No. 712.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Wood:

H. B. No. 712, A bill to be entitled "An Act declaring two-year closed season on wild fox in certain counties; providing for the enforcement of this Act, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Hill, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 712 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Hornsby.
Blackert.	Isbell.
Burns.	Martin.
Collie.	Moore.
Cotten.	Neal.
Davis.	Oneal.
Duggan.	Pace.
Hill.	Poage.
Holbrook.	Rawlings.
Hopkins.	Redditt.

Regan.  
Sanderford.  
Shivers.  
Small.  
Stone.

Sulak.  
Van Zandt.  
Westerfeld.  
Woodruff.

Absent—Excused.

DeBerry.

Fellbaum.

**House Bill No. 68.**

Senator Neal received unanimous consent to suspend the regular order and take up H. B. No. 68.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Leonard:

H. B. No. 68, A bill to be entitled "An Act authorizing counties, municipalities, political subdivisions and taxing districts to sell to the Reconstruction Finance Corporation, or any other governmental agency, at less than par, and/or to compromise or adjust bonds held by it by selling and/or exchanging the same to the Reconstruction Finance Corporation, or any other governmental agency, at an agreed price which may be less than par, and declaring an emergency."

Senator Oneal sent up the following amendment:

Amend H. B. No. 68 by adding after the word "agency" the following:

"of the United States of America"  
ONEAL.

Read and adopted.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 68 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Hill.
Blackert.	Holbrook.
Burns.	Hopkins.
Collie.	Hornsby.
Cotten.	Isbell.
Davis.	Martin.
Duggan.	Moore.



Neal.	Shivers.
Oneal.	Small.
Pace.	Stone.
Poage.	Sulak.
Rawlings.	Van Zandt.
Redditt.	Westerfeld.
Regan.	Woodruff.
Sanderford.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 666.**

Senator Duggan received unanimous consent to suspend the regular order and take up H. B. No. 666.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Westfall:

H. B. No. 666, A bill to be entitled "An Act making applicable and available to school districts and municipal corporations which have power to levy and/or collect their own taxes all of the provisions of Title 122 of the Revised Civil Statutes of Texas, 1925, pertaining to the manner of assessment and collection of taxes and enforcement of collection of delinquent taxes, together with all liens, rights, and remedies therein given to the State and county, and declaring an emergency."

The committee report recommending that the bill be printed was adopted by unanimous consent.

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

On motion of Senator Duggan, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 666 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 175.**

Senator Shivers received unanimous consent to suspend the regular order of business and take up H. B. No. 175.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Jeff  
H. B. No. 17  
"An Act provi  
of statistical  
catch of the v  
along the Tex  
penalty and  
gency."

The commit  
ing that the  
adopted by un

The bill was  
passed to thir

On motion o  
constitutional  
be read on th  
suspended an  
put on its th  
passage by the

Beck.
Blackert.
Burns.
Collie.
Cotten.
Davis.
Duggan.
Hill.
Holbrook.
Hopkins.
Hornsby.
Isbell.
Martin.
Moore.
Neal.

Absent

DeBerry.

Read third t  
by the followi

Beck.
Blackert.
Burns.
Collie.
Cotten.
Davis.
Duggan.
Hill.
Holbrook.
Hopkins.
Hornsby.
Isbell.
Martin.
Moore.
Neal.

Absent

DeBerry.



By Mr. Jefferson:

H. B. No. 175, A bill to be entitled "An Act providing for the gathering of statistical information on the catch of the various marine products along the Texas coast; providing a penalty and declaring an emergency."

The committee report recommending that the bill be printed was adopted by unanimous consent.

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

On motion of Senator Shivers, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 175 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poige.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poige.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

#### Senate Bill No. 355.

Senator Davis received unanimous consent to suspend the regular order of business and take up S. B. No. 355.

The Chair laid before the Senate on its second reading the following bill:

By Senator Davis:

S. B. No. 355, A bill to be entitled "An Act creating a conservation and reclamation district to be known as the Central Colorado River Authority, pursuant to and for the purpose set forth in Section 59 of Article 16, of the Constitution of the State of Texas, and to be a governmental agency, body politic and corporate without power to mortgage or encumber any of its property, or to alienate any property necessary to its business, or to levy taxes or assessments or to create any indebtedness payable out of taxes or assessments, or to pledge the credit of the State, fixing boundaries thereof, conferring thereon all powers, rights, privileges and functions conferred by general law upon districts created pursuant to said Section 59, except as expressly limited; conferring certain other powers thereon, including power of control, storage, preservation, use, distribution and sale of the waters of the Colorado River and its tributaries; to develop, generate, distribute and sell water power and electric energy; to acquire property by condemnation or otherwise; declaring an emergency."

(With committee amendments.)

Committee Amendments Nos. 2, 3, 4, 6 and 9 were adopted by viva voce vote.

Amend S. B. No. 355 by striking out Sections 17 and 18, which provide for donation and granting by the State of Texas to the Central Colorado River Authority herein created, current State ad valorem taxes that may be collected in Coleman County.

DAVIS.

Read and adopted.

Amend S. B. No. 355, Section 21, by striking out the words "amounts withdrawn to be repaid into the State Treasury out of the first revenues of the district from whatever source derived."

DAVIS.

Read and adopted.



Amend S. B. No. 355 by striking out Committee Amendments Nos. 1, 5, 7 and 8, all of which relate to diversion of State ad valorem taxes.

DAVIS.

Read and adopted.

The committee report recommending that the bill be printed was adopted by unanimous consent.

The committee amendments were adopted.

The bill was read second time, as amended, and passed to engrossment.

On motion of Senator Davis, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 355 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

#### S. C. R. No. 62.

The Chair laid before the Senate S. C. R. No. 62.

Be it Resolved by the Senate of the Legislature of Texas, the House of Representatives concurring, That the Joint Rules of the House and Senate, Nos. 23, 24 and 32, be, and they are, hereby suspended for the purpose of considering S. B. No. 107 until same is finally disposed of.

WESTERFELD.

Senator Westerfeld asked unanimous consent that the Senate Rule requiring resolutions to be referred to a committee be suspended, and that S. C. R. No. 62 be taken up and considered at this time.

Unanimous consent was granted.

S. C. R. No. 62 was adopted by viva vace vote.

#### House Bill No. 862.

Senator Cotten received unanimous consent to suspend the regular order of business and take up H. B. No. 862.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Steward:

H. B. No. 862, A bill to be entitled "An Act making it an offense for any person to forge the name of any agent, officer or employe of the Railroad Commission of Texas to a permit or tender of the Railroad Commission of Texas relating to crude petroleum oil or natural gas or any product or by-product of either; making it an offense for any person to forge the name of any other person to such a tender or permit; making it an offense for any person to knowingly use such a forged instrument to induce another to handle or transport any crude petroleum oil or natural gas or any product or by-product of either; etc., and declaring an emergency."

The committee report recommending that the bill be printed was adopted by unanimous consent.

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

On motion of Senator Cotten, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 862 was put on its third reading and final passage by the following vote:

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Abs

DeBerry.

Read third  
by the followi

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Abs

DeBerry.

Hous

Senator Sm  
consent to sus  
of business a  
635.

The Chair  
on its second  
bill:

By Mr. Lor  
H. B. No. 6  
"An Act va  
proving, and  
other instru  
heretofore is  
and improv  
improvement  
trict, conserv



## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed  
by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

## House Bill No. 635.

Senator Small received unanimous consent to suspend the regular order of business and take up H. B. No. 635.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Long:

H. B. No. 635. A bill to be entitled "An Act validating, ratifying, approving, and confirming bonds and other instruments or obligations heretofore issued by water control and improvement district, water improvement district, irrigation district, conservation and reclamation

district, navigation district, road district, school district, county, city or incorporated town of this State for public works projects, and declaring an emergency."

(With committee amendments.)

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Small, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 635 was put on its third reading and final passage by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------

Read third time and finally passed  
by the following vote:

## Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

## Absent—Excused.

DeBerry.	Fellbaum.
----------	-----------



**House Bill No. 442.**

Senator Burns received unanimous consent to suspend the regular order of business and take up H. B. No. 442.

The Chair laid before the Senate on its second reading the following bill:

By Mr. McKinney:

H. B. No. 442, A bill to be entitled "An Act to fix the salaries and compensation in counties with a population of not less than nine thousand seven hundred and ten (9,710) inhabitants nor more than nine thousand seven hundred and twenty-five (9,725) inhabitants, according to the last Federal census, and counties with a population with not less than eighteen thousand five hundred and twenty-eight (18,528) inhabitants, nor more than eighteen thousand five hundred and fifty (18,550) inhabitants, according to the last Federal census as to population, etc., and declaring an emergency."

(With committee amendment.)

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The committee amendment was adopted.

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

On motion of Senator Burns, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 442 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 591.**

Senator Blackert received unanimous consent to suspend the regular order of business and take up H. B. No. 591.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Jefferson:

H. B. No. 591, A bill to be entitled "An Act providing for the sale of State property purchased from funds appropriated to the State Game, Fish, and Oyster Commission; the manner therefor; the disposition to be made of the money from any such sale, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Shivers, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 591 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Holbrook.
Blackert.	Hopkins.
Burns.	Hornsby.
Collie.	Isbell.
Cotten.	Martin.
Davis.	Moore.
Duggan.	Neal.
Hill.	Oneal.

Pace.  
Poage.  
Rawlings.  
Redditt.  
Regan.  
Sanderford.  
Shivers.

Abs

DeBerry.

Read third  
by the follow

Beck.  
Blackert.  
Burns.  
Collie.  
Cotten.  
Davis.  
Duggan.  
Hill.  
Holbrook.  
Hopkins.  
Hornsby.  
Isbell.  
Martin.  
Moore.  
Neal.

Abs

DeBerry.

Hous

Senator Ne  
consent to su  
of business a  
169.

The Chair  
on its second  
bill:

By Mr. Cel  
H. B. No. 1  
"An Act incr  
may be allow  
trustees to t  
ents of public  
tures for off  
penses in cou  
of not less th  
sand, and no  
seven thousan  
ing to the pro  
repealing all  
general or sp  
with, and dec  
(With com

Amend the

Adopted.



Pace.	Small.
Poage.	Stone.
Rawlings.	Sulak.
Redditt.	Van Zandt.
Regan.	Westerfeld.
Sanderford.	Woodruff.
Shivers.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

**House Bill No. 169.**

Senator Neal received unanimous consent to suspend the regular order of business and take up H. B. No. 169.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Celaya and Mr. Leonard:

H. B. No. 169, A bill to be entitled "An Act increasing the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in counties with a population of not less than seventy-seven thousand, and not more than seventy-seven thousand six hundred, according to the preceding Federal census; repealing all laws or parts of laws, general or special, in conflict therewith, and declaring an emergency."

(With committee amendments.)

**Amend the caption to conform.**  
NEAL.

Adopted.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

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

On motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 169 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

DeBerry. Fellbaum.

**S. C. R. No. 21.**

Senator Woodruff received unanimous consent to suspend the regular order of business and take up S. C. R. No. 21.

The Chair laid before the Senate



on its second reading the following bill:

By Senator Woodruff:

S. C. R. No. 21, A concurrent resolution "Relating to the State's claims for refunds of certain arresting and mileage fees paid to sheriffs.

Read and adopted.

#### House Bill No. 223.

Senator Westerfeld received unanimous consent to suspend the regular order of business and take up H. B. No. 223.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Reed of Dallas:

H. B. No. 223, A bill to be entitled "An Act amending Chapter 116, Acts of the First Called Session of the Forty-third Legislature, and levying an annual occupation tax upon coin-operated vending machines; defining 'coin-operated vending machines'; etc., and declaring an emergency."

(With committee amendments.)

Senator Moore sent up the following amendments:

Amend H. B. No. 223, Senate Committee Amendment No. 1, page 3, line 63, by striking out the words "weighing machine."

MOORE.

Read and adopted.

Amend H. B. No. 223, Senate Committee Amendment No. 1, page 4, by striking out lines 21, 22 and 23.

MOORE.

Read and adopted.

Amend H. B. No. 223, Senate Committee Amendment No. 1, Section 4, page 4, to read as follows:

"Sec. 4. Gas meters, pay telephones, cigarette vending machines, pay toilets installed and used for sanitary purposes and all machines engaged in vending a service are expressly exempt from the provisions of this Act."

MOORE.

Read and adopted.

Amend H. B. No. 223, Senate Committee Amendment No. 1, by adding thereto a new section, to be known as "Section 8-a" and reading as follows:

Sec. 8-a. If for any reason this

bill shall be held to be unconstitutional or void in any manner then and in that event, and only in that event, there is hereby levied in lieu of the taxes hereinabove levied an occupation tax of \$10.00 per year on every coin operated machine or device of every kind and character where the coin used to operate such a machine is a five cent (5c) piece, or coin, or coins, of greater value; and on every machine or device of every kind and character operated with, or by means of a slug or slugs of any kind or character, an occupation tax of \$10.00 per year.

MOORE.

Read and adopted.

Amend committee amendment to H. B. No. 223 by inserting a new section, 6-A by adding at the end of Section 6 a new section known as Sub-section No. A to read as follows:

"Sub-section A. Provided that none of these machines, operated by the insertion of a coin or metallic slug, shall be used for the purpose of offering prizes, either in the form of merchandise or in the form of money."

"Sub-section B. Any owner, as defined in Section 2 who violates the provision of sub-section of Section 6 shall be subject to a fine of not less than two hundred and fifty (\$250) dollars or more than five hundred (\$500) dollars.

COTTEN.

Read and adopted.

#### Motion to Reconsider.

Senator Moore moved to reconsider the vote by which the amendment by Senator Cotten was adopted.

The motion prevailed by the following vote:

Yeas—15.

Davis.	Poage.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Shivers.
Martin.	Small.
Moore.	Stone.
Neal.	Westerfeld.
Oneal.	

Nays—6.

Burns.	Duggan.
Collie.	Hill.
Cotten.	Woodruff.

Abse

Beck.  
Blackert.  
DeBerry.  
Fellbaum.  
Isbell.

The questi  
amendment by

Senator Pos  
ing substitute  
Senator Cotten

Amend Sec  
all of line 6  
word "howeve  
all of lines 62

Read and fa  
following vote

Davis.  
Hill.

Burns.  
Collie.  
Cotten.  
Duggan.  
Holbrook.  
Hopkins.  
Hornsby.  
Martin.  
Moore.  
Neal.

Abse

Beck.  
Blackert.  
DeBerry.  
Fellbaum.

Mot

Senator Mo  
amendment by  
The motion  
vote:

Duggan.  
Holbrook.  
Hopkins.  
Hornsby.  
Moore.  
Neal.

Burns.  
Collie.  
Cotten.



## Absent—Excused.

Beck.	Pace.
Blackert.	Rawlings.
DeBerry.	Redditt.
Fellbaum.	Sulak.
Isbell.	Van Zandt.

The question recurred on the amendment by Senator Cotten.

Senator Poage sent up the following substitute for the amendment by Senator Cotten.

Amend Section 7 by striking out all of line 61, beginning with the word "however" and by striking out all of lines 62, 63 and 64.

## POAGE.

Read and failed of adoption by the following vote:

## Yeas—4.

Davis.	Oneal.
Hill.	Poage.

## Nays—20.

Burns.	Pace.
Collie.	Rawlings.
Cotten.	Redditt.
Duggan.	Regan.
Holbrook.	Sanderford.
Hopkins.	Shivers.
Hornsby.	Small.
Martin.	Stone.
Moore.	Westerfeld.
Neal.	Woodruff.

## Absent—Excused.

Beck.	Isbell.
Blackert.	Sulak.
DeBerry.	Van Zandt.
Fellbaum.	

## Motion to Table.

Senator Moore moved to table the amendment by Senator Cotten.

The motion lost by the following vote:

## Yeas—12.

Duggan.	Rawlings.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Shivers.
Moore.	Small.
Neal.	Westerfeld.

## Nays—12.

Burns.	Davis.
Collie.	Hill.
Cotten.	Martin.

Oneal.	Redditt.
Pace.	Stone.
Poage.	Woodruff.

## Absent—Excused.

Beck.	Isbell.
Blackert.	Sulak.
DeBerry.	Van Zandt.
Fellbaum.	

The question recurred on the adoption of the amendment by Senator Cotten.

The amendment was lost by the following vote:

## Yeas—10.

Burns.	Pace.
Collie.	Poage.
Cotten.	Redditt.
Davis.	Stone.
Oneal.	Woodruff.

## Nays—14.

Duggan.	Neal.
Hill.	Rawlings.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Shivers.
Martin.	Small.
Moore.	Westerfeld.

## Absent—Excused.

Beck.	Isbell.
Blackert.	Sulak.
DeBerry.	Van Zandt.
Fellbaum.	

Senator Poage sent up the following amendment:

Amend Sec. 7 by striking out all of line 61 beginning with the word "however," and by striking out all of lines 62, 63 and 64.

## POAGE.

Read and pending.

On motion of Senator Woodruff the bill and pending amendment was laid on the table subject to call.

## Recess.

On motion of Senator Hopkins, the Senate, at 11:10 o'clock p. m., recessed until 10:00 o'clock a. m. Thursday.

## APPENDIX.

## Committee on Engrossed Bills.

Committee Room,



Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 319 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 55 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 532 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 47, carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 479 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 526 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

#### Committee Reports.

Committee Room,  
Austin, Texas, May 6, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

H. B. No. 833, A bill to be entitled "An Act amending Article 2880, Revised Civil Statutes of Texas, of 1925, and declaring an emergency."

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

DUGGAN, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 938, A bill to be entitled "An Act authorizing county attorneys in counties of not less than thirty-two thousand, three hundred (32,300) nor more than thirty-two thousand, three hundred and fifty (32,350) inhabitants to appoint a stenographer upon application to the commissioners court for authority; etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

H. B. No. 187, A bill to be entitled "An Act to provide for creating Firemen's Relief and Pension Fund in the State of Texas and in all incorporated cities and towns thereof, etc., and declaring an emergency."

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

RAWLINGS, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

H. B. No. 49, A bill to be entitled "An Act to amend Article 2956, Revised Civil Statutes of 1925, as amended by Chapter 4 of the Acts

of the Regis-  
third Legis-  
tee voting a  
laws in con-  
penalties for  
declare an e

Have had  
sideration,  
report it bac  
recommenda  
amended an  
VA

Austin  
Hon. Walter  
the Senate  
Sir: We,  
Affairs, to v  
H. B. No.

"An Act to  
River Conse  
District und  
tion 59, of  
stitution of  
powers and  
trict, etc."

Have had  
sideration,  
report it bac  
recommenda  
be not print

Amend Ho  
ing out eve  
ing clause a  
the followin

Section 1.  
the Revised  
as amended  
of the Fort  
Texas, passe  
be, and the  
so as hereaf

Article 2  
Subdivision

elector of th  
nature of his  
the County  
because of s  
ability cann  
place in the  
residence, or  
general or s  
tion, may, i  
vote to be c  
the precinct  
pliance with  
methods her  
absent voting

Subd. 2.  
application f  
the county c  
following for



of the Regular Session of the Forty-third Legislature, relating to absentee voting at elections, to repeal all laws in conflict herewith to provide penalties for violation hereof, and to declare an emergency."

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 not printed.

VAN ZANDT, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 914, A bill to be entitled "An Act to create the San Jacinto River Conservation and Reclamation District under the authority of Section 59, of Article 16, of the Constitution of Texas, and defining the powers and duties of the said District, etc."

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

PACE, Chairman.

Amend House Bill No. 49 by striking out everything after the enacting clause and substitute therefor the following:

Section 1. That Article 2956 of the Revised Civil Statutes of 1925, as amended by Chapter 4 of the Acts of the Forty Third Legislature of Texas, passed at its regular session, be, and the same is hereby amended so as hereafter to read as follows:

Article 2956. Absent Voting.

Subdivision 1. Any qualified elector of this State who through the nature of his business is absent from the County of his residence, or who because of sickness or physical disability cannot appear at the poll place in the election precinct of his residence, on the day of holding any general or special or primary election, may, nevertheless, cause his vote to be cast at such election in the precinct of his residence by compliance with one or other of the methods hereinafter provided for absent voting.

Subd. 2. Such elector shall make application for an official ballot to the county clerk in substantially the following form:

Application for Ballot to Be Voted.

At the \_\_\_\_\_ Election

On the \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19\_\_\_\_.

The State of \_\_\_\_\_

County of \_\_\_\_\_

I, \_\_\_\_\_, hereby make application for an official ballot to be voted by me at the \_\_\_\_\_ election

(general or special)

to be held in Election Precinct No. \_\_\_\_\_

of \_\_\_\_\_ County,

Texas, on \_\_\_\_\_, and

(Date of election)

I do solemnly swear that I am a resident of said precinct, and have resided in the State of Texas for one year and in said County for six months next preceding such election; that I am a duly qualified elector entitled to vote at said election; and that I am \_\_\_\_\_, and

(Here state business)

because of the nature of my business expect to be absent from said County (or, because of my sickness or physical disability cannot appear at the polling place in said precinct) on the said day of election.

Date: \_\_\_\_\_

Residence: \_\_\_\_\_

Signed: \_\_\_\_\_

Postoffice Address: \_\_\_\_\_

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,

(Official designation).

Such application shall be accompanied by the poll tax receipt or exemption certificate of the elector, or in lieu thereof, his affidavit in writing that same has been lost or mislaid.

If the ground of application be sickness or physical disability by reason of which the elector cannot appear at the polling place on election day, a certificate of a duly licensed physician certifying as to such sickness or physical disability shall accompany the application.

Subd. 3. At any time not more than fifteen days, nor less than three days prior to the date of such election, such elector making his personal appearance before the county clerk of the county of his residence at his office and delivering to such clerk his application and accompanying papers aforesaid, and paying the



clerk a fee of twenty-four cents to cover postage, shall be entitled to receive from said clerk one official ballot which has been prepared in accordance with law for use in such election, which ballot shall then and there, in the office of said clerk at the court house of said county, and in the presence of said clerk and of no other person, be marked by the elector, but in such manner that said clerk cannot know how such ballot is marked, and such ballot shall then, in the presence of such clerk, be folded by the elector so as to conceal the marking, and same shall be by the elector, and in the presence of the clerk, deposited in a ballot envelope furnished by said clerk, which envelope shall bear upon the face thereof the name, official title and postoffice address of such county clerk, and upon the other side a printed affidavit in substantially the following form:

The State of \_\_\_\_\_  
County of \_\_\_\_\_

I, \_\_\_\_\_, do solemnly swear that I am a resident of Election Precinct No. \_\_\_\_\_ in \_\_\_\_\_ County, Texas, and lawfully entitled to vote at the election to be held in said precinct on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_; that I am \_\_\_\_\_;

(Here state business)  
that my duties as such prevent my being in said County (or, that because of my sickness or physical disability I cannot appear at the polling place in said Precinct) on the day of such election; and that I marked the enclosed ballot in secret without assistance from any person and without consulting any memorandum of device indicating how I was to vote.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_. And I hereby certify that the affiant exhibited the enclosed ballot to me unmarked; that he then in my presence and in the presence of no other person, and in such manner that I could not see his vote, marked such ballot and enclosed and sealed the same in this envelope; and that no assistance was given to the affiant in marking such ballot, nor did he mark the same with the aid of any memorandum or

device indicating how he was to vote.

To certify which I have hereto set my hand and seal of office on the day and year last above written.

(Official designation)

Subd. 4. At any time not more than twenty, nor less than three days prior to the date of such election, such elector making his personal appearance before any officer (other than said county clerk), who is qualified under Article §602, Revised Civil Statutes of Texas, to take the acknowledgment to an instrument of writing for record within this State, and executing before him the application for ballot provided in subdivision 3 hereof and delivering to him the other papers therein required, together with twenty-four cents to cover postage shall be entitled to have his ballot cast at such election on compliance with the following provisions:

The application and accompanying papers, including twenty-four cents to cover postage, shall be mailed by such officer, postage prepaid, to the county clerk of the elector's residence, whose duty it shall be forthwith to mail to such officer a blank official ballot and ballot envelope, as prescribed in subdivision 3, which ballot shall be marked by the elector in the presence of such officer and in the presence of no other person, and in such manner that such officer cannot know how the ballot is marked, and such ballot shall then, in the presence of such officer, be folded by the elector, deposited in said envelope, the envelope securely sealed, the endorsement filled out, signed and sworn to by the elector and certified by such officer, and then mailed by said officer, postage prepaid, to the county clerk.

Subd. 5. If the county clerk or officer who is charged with delivery of the ballot to the elector does not personally know such elector, he shall withhold such ballot unless the elector be identified by written affidavit of two or more reputable persons, which affidavit shall accompany and be returned with the application and other papers.

Subd. 6. Upon receipt of any such ballot sealed in its ballot envelope duly endorsed, the clerk shall keep the same unopened until the sec-

ond day p  
shall then  
with the ele  
companiong  
carrier env  
curely seale  
name and o  
and the wo  
tains an ab  
opened only  
day," and t  
mail same,  
the presidin  
any assistan  
said precinct

Any ballot  
county clerk  
but not rec  
before the  
election, sh  
remain in t  
clerk durin  
provided in

Subd. 7.  
tion, and in  
tion officers  
any, one of  
shall, betw  
and 3:00 o  
envelope on  
name, and  
upon the ap  
ture upon t  
envelope. I  
find the affi  
the signatu  
applicant is  
of the preci  
voted in per  
shall open  
the elector's  
as not to de  
davit there  
therein cont  
same to be  
and having  
like manner  
quired to b  
same in the  
enter the el  
list the sam  
ent and vo  
ballot be ch  
officer, supe  
or other per  
lenge shall  
according to  
sideration  
mitted in su  
challenge.  
mitted, the  
shall be set  
tor's name



ond day prior to such election, and shall then enclose same, together with the elector's application and accompanying papers, in a larger or carrier envelope which shall be securely sealed and endorsed with the name and official title of such clerk, and the words "This envelope contains an absent ballot, and must be opened only at the polls on election day," and the clerk shall forthwith mail same, or deliver it in person, to the presiding judge of election, or to any assistant judge of election, in said precinct.

Any ballots mailed out by the county clerk within the legal time, but not received back by him on or before the third day prior to the election, shall not be voted, but shall remain in the custody of the county clerk during the thirty day period provided in subdivision 7.

Subd. 7. On the day of such election, and in the presence of the election officers, and the supervisors, if any, one of the judges of election shall, between the hours of 2:00 and 3:00 o'clock open the carrier envelope only, announce the elector's name, and compare the signature upon the application with the signature upon the affidavit on the ballot envelope. In case the election board find the affidavits duly executed, that the signatures correspond, that the applicant is a duly qualified elector of the precinct, and that he has not voted in person at said election, they shall open the envelope containing the elector's ballot in such manner as not to deface or destroy the affidavit thereon, take out the ballot therein contained without permitting same to be unfolded or examined, and having endorsed the ballot in like manner as other ballots are required to be endorsed, deposit the same in the proper ballot box and enter the elector's name in the poll list the same as if he had been present and voted in person. If the ballot be challenged by any election officer, supervisor, party challenger or other person, the grounds of challenge shall be heard and decided according to law, including the consideration of any affidavits submitted in support of or against such challenge. If the ballot be admitted, the words "Absent voter" shall be set down opposite the elector's name on the poll list. If the

ballot be not admitted, there shall be endorsed on the back thereof the word "Rejected," and all rejected ballots shall be enclosed, securely sealed, in an envelope on which the words "Rejected Absentee Ballots" have been written, together with a statement of the precinct and the date of election, signed by the judges and clerks of election and returned in the same manner as provided for the return and preservation of official ballots voted at such election. In all cases the application, poll tax receipt of exemption certificate, ballot envelope and the affidavits and certificates accompanying same shall be re-returned by the officers of election to the county clerk which shall keep all such papers except poll tax receipts and exemption certificates for one year and shall return poll tax receipts and exemption certificates to the voter at any time after the same have been returned to him except in case of challenge when such poll tax receipts and exemption certificates shall be held for thirty days and as much longer thereafter as any court or reviewing authority may direct.

Subd. 8. Whenever it shall be made to appear to the officers of election that any elector whose ballot has been marked and forwarded as hereinbefore provided, has since died, then the ballot of such deceased voter shall not be deposited in the ballot box, but shall be returned as in case of other rejected ballots; provided, however, the casting of the ballot of a deceased voter shall not invalidate the election.

Subd. 9. The county clerk shall post at a conspicuous place in his office, for public inspection, a complete list of those to whom ballots have been delivered or sent out under this Article, stating thereon the elector's name age occupation, precinct of residence and poll tax, number of exemption certificate number, and the date on which ballot was delivered or mailed which list shall be kept up from day to day. The applications, poll tax receipts, exemption certificates or affidavits of loss thereof, shall also be open to public inspection at regular office hours, but under such reasonable rules and regulations as the county clerk may adopt to safe guard the same and to reasonably economize



his own time while they are in his keeping.

Subd. 10. Any of the duties by this Article committed to the county clerk may be performed at the county clerk's office by one or more deputies specially designated in writing by the county clerk to act in connection with the election stated in the appointment.

Subd. 11. The county clerks, their deputies and officers acting under this Article shall be considered as judges or officers of election within the scope of Articles 215 to 231, inclusive, of the Penal Code of Texas, and all amendments, thereto, and be punishable as in said Articles, respectively, provided in the case of judges or officers of election.

Sec. 2. That all laws and parts of laws in conflict with this Act be, and they are hereby repealed.

Sec. 3. The fact that absent voting in many of the counties of Texas under existing laws has become a public scandal and that such laws or easily capable of evasion and abuse and have permitted the perpetration of gross frauds upon the electorate, together with the crowded condition of the calendar creates an emergency and an imperative public necessity requiring that the constitutional rule that bills be read on three several days in each House, be, and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 534, A bill to be entitled "An Act permitting trustees of independent school districts in certain counties to issue time warrants for the purpose of taking up, refunding and extending indebtedness incurred for the legal maintenance of schools in said districts up to June 1, 1935; providing for the amount and maturity of such warrants and interest thereon and for the mode of payment, and declaring an emergency."

Have had the same under consideration, and I am instructed to

report it back to the Senate with the recommendation that it do pass.

DUGGAN, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 709, A bill to be entitled "An Act to fix the salaries and compensations of county commissioner in counties with a population of not less than seventeen thousand (17,000) and not more than seventeen thousand, one hundred (17,100) population according to the last Federal census, and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 893, A bill to be entitled "An Act to amend Chapter 1, Title 61, Revised Civil Statutes of 1925, providing for the appointment of deputy district clerks in any county having a population of more than one hundred and thirty-two thousand (132,000) and less than one hundred and fifty thousand (150,000) inhabitants, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 922, A bill to be entitled "An Act to better secure the public revenues by providing that the tax liens provided by the Constitution and Statutes of the State to secure ad valorem taxes on oil, gas or other minerals in place, or upon any lease-

hold interest personal property in connection taxes thereon attach and extend to property and said lands, and in place, etc. gency."

Have had consideration, and report it back with recommendation be not printed.

Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 922, A bill to be entitled "An Act to amend Chapter 1, Title 61, Revised Civil Statutes of 1925, providing for the appointment of deputy district clerks in any county having a population of more than one hundred and thirty-two thousand (132,000) and less than one hundred and fifty thousand (150,000) inhabitants, etc., and declaring an emergency."

Have had consideration, and report it back with recommendation be not printed.

Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 922, A bill to be entitled "An Act to amend Chapter 1, Title 61, Revised Civil Statutes of 1925, providing for the appointment of deputy district clerks in any county having a population of more than one hundred and thirty-two thousand (132,000) and less than one hundred and fifty thousand (150,000) inhabitants, etc., and declaring an emergency."

Have had consideration, and report it back with recommendation be not printed.

Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred



hold interest therein and/or on any personal property or equipment used in connection therewith, shall, after taxes thereon become delinquent, attach and extend to all wells, personal property and equipment located on said lands, as well as the minerals in place, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 945, A bill to be entitled "An Act granting to John W. Goodrum of Guadalupe County, Texas, the right or permission to bring suit against the State of Texas and the State Highway Department, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 889, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than thirteen thousand, six hundred and thirty-six (13,636) inhabitants nor more than thirteen thousand, six hundred and fifty (13,650) inhabitants, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 970, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than twelve thousand, two hundred and twenty (12,220) nor more than twelve thousand two hundred and thirty-five (12,235) and in counties having a population of not less than twenty-two thousand, six hundred and forty-two (22,642) nor more than twenty-two thousand, seven hundred and ninety-five (22,795), etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 229, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than six thousand eight hundred (6,800) nor more than six thousand, nine hundred (6,900), etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. C. R. No. 48, A concurrent resolution "Granting Jos. V. Franka permission to bring suit against the State of Texas."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State



Affairs, to whom was referred H. C. R. No. 101,

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 82,

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. C. R. No. 88, A concurrent resolution "Granting Mrs. Mary M. Wise permission to sue the State of Texas and the State Department of Labor," C. R. No. 88, Granting Mrs. Mary M. Wise permission to sue the State of Texas and the State Department of Labor.

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. C. R. No. 89,

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 519, A bill to be entitled "An Act authorizing commissioners'

courts to purchase out of the general fund half ton trucks to be used by the respective commissioners in the discharge of their duties and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 504, A bill to be entitled "An Act providing for the appointment of a juvenile officer and assistant juvenile officers in counties having a population of more than two hundred and fifty thousand (250,000) inhabitants, fixing their duties and salaries, and term of office, and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 269, A bill to be entitled "An Act to fix the salaries of county commissioners in counties with a population of not less than forty-eight thousand, five hundred (48,500) and not more than forty-nine thousand (49,000), etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled "An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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

Austin,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 301, A bill to be entitled

"An Act to amend 7252 of the Revised Civil Statutes of Texas, Revision of 1925, and to repeal Ar-

ticle 7181 of the Statutes, and a new agency."

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



ticle 7181 and 7182 of said Revised Statutes, and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 302, A bill to be entitled "An Act to amend Article 2726 of the Revised Civil Statutes of Texas, Revision of 1925, and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 516, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than twelve thousand, five hundred and twenty-two (12,522) and not more than twelve thousand, five hundred and twenty-five (12,525), etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 443, A bill to be entitled "An Act to fix the salary and compensation of county commissioners in counties with a population of not less than seventy-seven thousand, five hundred (77,500) nor more than seventy-seven thousand, seven hundred and seventy-six (77,776), etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 561, A bill to be entitled "An Act fixing the salaries to be paid out of certain funds to County Commissioners in counties having a population of not less than thirty-eight thousand, seven hundred and sixty-five (38,765) and not more than thirty-eight thousand, seven hundred and ninety (38,790) inhabitants, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 8, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 575, A bill to be entitled "An Act fixing the compensation of County Commissioners in every county having a population of not less than twenty-seven thousand, two hundred and forty (27,240) nor more than twenty-seven thousand, two hundred and fifty (27,250) inhabitants, etc., and declaring an emergency."

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

PACE, Chairman.

Committee Room,

Austin, Texas, May 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 985, A bill to be entitled "An Act fixing the fees and salary of the Official Shorthand Reporter of the County Court of Jefferson



County at Law, Jefferson County, Texas, and providing the manner of payment, and declaring an emergency."

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

SMALL, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 814, A bill to be entitled "An Act for the purpose of regulating the use of nets and other fishing devices in the certain waters of Nueces, Aransas, and Refugio Counties; providing that no law shall be repealed except in so far as they affect Nueces, Aransas and Refugio Counties, and declaring an emergency."

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

SHIVERS, Chairman.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 455, A bill to be entitled "An Act amending Article 6032, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts First Called Session, Forty-second Legislature; amending Section 11, Chapter 162, Acts Regular Session, Forty-third Legislature; and amending Chapter 43, House Bill No. 43, Acts of the Second Called Session of the 43rd Legislature, 1934; appropriating the proceeds of the tax derived under the provisions hereof; authorizing the Railroad Commission to employ such help and to incur such other expenses as are necessary to enforce the conservation laws of this State relating to oil and gas and the orders of the Railroad Commission promulgated pursuant thereto; amending the appropriation for the Oil and Gas Division of the Railroad Commission as contained in H. B. No. 167, Chapter 166, Acts Regular Session, Forty-third Legislature, at pages 497-8, providing for the employment by the Commission of a suitable person or persons to perform the services set forth in Article 6005, Revised Civil Statutes of 1925; providing salaries and levying a permit fee not to exceed twenty-five (\$25.00) dollars; providing if any person whose salary is paid out of the funds herein provided for, uses his time or a State-owned automobile for campaign purposes he shall be discharged and subject to fine and imprisonment; providing that if any portion of this Act be held unconstitutional or invalid for any reason such decision shall not affect the remaining portions, sections or paragraphs of this Act; and declaring an emergency."

Have had the same under consideration, and I am instructed to report

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred H. B. No. 896,

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

SANDERFORD, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 157, A bill to be entitled "An Act to provide that constables shall be responsible for the official acts of their deputies, empowering constables to require bond and security of their deputies, providing remedies in favor of constables against their deputies and sureties, and declaring an emergency."

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

STONE, Chairman.

Committee Room,  
Austin, Texas, May 8, 1935.

the same ba  
but that Sen  
thereof, and

An Act ame  
by Section  
Legislatur  
Forty-thir  
and amen  
Session o  
ceeds of  
tain Dep  
incur suc  
tion laws  
Railroad  
appropria  
tained in  
third Leg  
Railroad  
services s  
viding sa  
(\$25.00)  
the funds  
bile for c  
and impr  
that if a  
any reaso  
or parag  
Be it enact  
Section 1  
amended by  
Called Sess  
as follows:  
"Article  
of one cen  
roleum pr  
collected in  
on crude p  
to make re  
penalties a  
paid into th  
Oil & Gas  
funds. Th  
vided, be  
State relat  
Sec. 2.  
of Twenty  
each applic  
uniform ar  
be to each  
shall be pa  
shall be p  
from these  
ministratio  
oil and ga  
remaining  
the Genera  
Sec. 3.  
Legislature



the same back to the Senate with the recommendation that it do not pass, but that Senate committee substitute bill attached hereto do pass in lieu thereof, and that same be not printed.

REDDITT, Chairman.

C. S., S. B. No. 455.

#### A BILL

##### To Be Entitled

An Act amending Article 6032, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts First Called Session, Forty-second Legislature; amending Section 11, Chapter 162, Acts Regular Session Forty-third Legislature; amending H. B. 89 under certain conditions, and amending Chapter 43, House Bill No. 43, Acts of the Second Called Session of the Forty-third Legislature, 1934; appropriating the proceeds of the tax derived under the provisions hereof; authorizing certain Departments of State Government to employ such help and to incur such other expenses as are necessary to enforce the conservation laws of this State relating to Oil and Gas and the orders of the Railroad Commission promulgated pursuant thereto; amending the appropriation for certain Departments of State Government as contained in House Bill No. 167, Chapter 166, Acts Regular Session, Forty-third Legislature, at pages 497-8, providing for the employment by the Railroad Commission of a suitable person or persons to perform the services set forth in Article 6005, Revised Civil Statutes of 1925; providing salaries and levying a permit fee not to exceed Twenty-five (\$25.00) Dollars; providing if any person whose salary is paid out of the funds herein provided for, uses his time or a state owned automobile for campaign purposes he shall be discharged and subject to fine and imprisonment; and providing for hearings and appeals; providing that if any portion of this Act be held unconstitutional or invalid for any reason such decision shall not affect the remaining portions, sections or paragraphs of this Act; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Article 6032, Title 102, Revised Civil Statutes of 1925, as amended by Section 22, Chapter 26, Acts Forty-second Legislature, First Called Session, is hereby amended so that the same shall hereafter read as follows:

"Article 6032. There is hereby levied a tax of three-sixteenths ( $\frac{3}{16}$ ) of one cent per barrel of forty-two (42) standard gallons of crude petroleum produced within this State, which shall be in addition to and collected in the same manner as the present gross receipts production tax on crude petroleum. Producers of crude petroleum are hereby required to make reports of production in the same manner and under the same penalties as for the gross production tax. The tax thus collected shall be paid into the State Treasury and held in a Special Fund to be known as the Oil & Gas Enforcement Fund, and shall be paid out on warrants as other funds. The funds derived from this tax shall, so far as hereinafter provided, be used for the administration of the conservation laws of this State relating to oil and gas.

Sec. 2. The Railroad Commission is hereby directed to collect a fee of Twenty-five (\$25.00) Dollars as a permit or permit hearing fee on each application to drill or deepen an oil or gas well. This fee shall be uniform and apply to all wells regardless of their depth. The fee shall be to each well for which a permit is sought. The funds thus collected shall be paid into the State Treasury as provided in Section 1 hereof, and shall be paid out on warrants as other funds. The funds thus derived from these fees shall, so far as hereinafter provided, be used for the administration of the conservation and labor laws of this state relating to oil and gas, and any balances from the income derived from these fees remaining at the end of any fiscal year shall be annually transferred into the General Revenue Fund.

Sec. 3. Section 11, Chapter 162, Acts Regular Session, Forty-third Legislature, is hereby amended so as to hereafter read as follows:



"Sec. 11. The provisions made in Chapter 162, Acts Regular Session, Forty-third Legislature, providing for the collection of the gross production tax on oil and reports required in connection with the collection of such tax, shall apply to the collection of taxes levied under the provisions of Section 1 of this Act, and if any person, firm or corporation should fail to pay the tax herein provided for, or should fail to make the reports required in such Act or should make erroneous reports as provided in said Act, such person, firm or corporation shall be subject to the fines and penalties as provided in Section 8, Chapter 162, Acts Regular Session of the Forty-third Legislature. Provided, however, that if House Bill No. 89, pending in the Senate at the present session of the Legislature, which amends said Chapter 162, Acts Regular Session Forty-third Legislature, becomes a law, then the provisions of said House Bill No. 89 with reference to the collection of the gross production tax on oil and reports required in connection therewith, shall apply to collection of the gross production tax herein imposed."

Sec. 4. That the sum of Fourteen Thousand Three Hundred Sixty and no/100 (\$14,360.00) Dollars collected from the tax provided for by Section 1 of this Act shall be placed in a separate fund within the fund provided for by Section 1 hereof for the use by the Attorney General of Texas in the enforcement of the oil and gas conservation laws of Texas, for the balance of the fiscal year ending August 31, 1935, and the following sums of money be and the same are hereby appropriated out of said special fund to cover emergencies and supplementary appropriations for the Attorney General's Department for the balance of the fiscal year ending August 31, 1935, which appropriation shall be available immediately and shall be for the emergencies herein stated and in addition to the appropriations which may have been heretofore made to the Attorney General's Department:

## ATTORNEY GENERAL'S DEPARTMENT.

	Year Ending August 31, 1935.
To Pay Salaries, six (6) Assistants Attorney General, none exceeding \$3,600.00 per year -----	\$ 5,400.00
For Law Enforcement, Traveling Expenses and Contingent Fund -----	3,000.00
To Pay Salaries, Five (5) Stenographers, none exceeding \$110.00 per month -----	1,650.00
To Pay Salaries, Three (3) File Clerks, none exceeding \$90.00 per month -----	810.00
Books & Furniture -----	3,500.00
Total -----	\$ 14,360.00

Sec. 5. It is hereby expressly declared to be the intent of the Legislature that salaries and other expenses incurred against the funds appropriated to the Oil & Gas Division of the Railroad Commission of Texas by the General Appropriation Act of the Forty-third and Forty-fourth Legislatures, shall, after the effective date of this Act, be paid out of the funds derived from the tax levied by this Article, and none of said appropriations shall ever hereafter be paid out of the General Revenue Fund. In the event that there is an excess derived from the tax over and above the amount of money appropriated to the Oil & Gas Division of the Railroad Commission of Texas, and/or the Attorney General's Department, and/or the Department of Labor Statistics of the State, same shall revert to and be transferred into the General Revenue Fund of the State.

Sec. 6. The Railroad Commission of Texas is hereby authorized and directed in addition to the number of employees at the salaries and the expenses fixed by the General Appropriation Act of the Regular Session of the Forty-third Legislature for the Oil & Gas Division of said Commission to expend such sums to employ such gaugers, inspectors, investigators,

supervisors  
Chief Engineer  
shall be paid  
(\$3,750.00)  
Twelve and  
sary, is he  
Enforcement

Sec. 7.  
(\$39,940.00)  
this Act for  
ment of the  
for the sup  
in the enfor  
emergencies  
sion of Tex  
which appr  
emergencies  
may have b

To Pay S

Director Pr  
per year  
Chief Clerk  
Secretary  
\$1800.00  
Statistical  
Porter, \$60

Chief Statist  
Junior Stat  
year  
Statistical  
year

Chief Super  
Senior Acco  
year  
Junior Acco  
year  
Statistical  
year

Chief Valua  
Senior Eng  
year  
Junior Eng  
year  
Statistical  
Stenograph

Chief Petro  
Production



supervisors and clerical help, including three employees who shall be Chief Engineer, Chief Petroleum Engineer and Administrative Chief, who shall be paid a salary not to exceed Three Thousand Seven Hundred Fifty (\$3,750.00) Dollars per annum each, and the sum of Twenty-eight Hundred Twelve and 50/100 (\$2,812.50) Dollars, or so much thereof as is necessary, is hereby appropriated to pay such salaries out of the Oil & Gas Enforcement Fund hereinbefore established.

Sec. 7. That the sum of Thirty-nine Thousand Nine Hundred Forty (\$39,940.00) Dollars collected from the tax provided for in Section 1 of this Act for the use of the Railroad Commission of Texas in the enforcement of the Oil & Gas Conservation Laws of Texas, is hereby appropriated for the support and maintenance of the Railroad Commission of Texas in the enforcement of the Oil & Gas Conservation Laws of Texas to cover emergencies and supplementary appropriations for the Railroad Commission of Texas for the balance of the fiscal year ending August 31, 1935, which appropriation shall be available immediately and shall be for the emergencies herein stated and in addition to the appropriations which may have been heretofore made to the Railroad Commission's Department:

## RAILROAD COMMISSION OF TEXAS.

Year Ending  
August 31,  
1935.

## To Pay Salaries:

## Executive Section.

Director Production, Accounting & Oil Statistics, \$4000.00 per year	\$ 1,000.00
Chief Clerk & Statistician \$3,000.00 per year	750.00
Secretary to Director, Custodian of Records & Files, \$1800.00 per year	450.00
Statistical Clerk, \$1800.00 per year	450.00
Porter, \$600.00 per year	150.00

## Statistical Section.

Chief Statistician & Rate Expert, \$3,600.00 per year	900.00
Junior Statisticians, two (2), none exceeding \$2,400.00 per year	1,200.00
Statistical Clerks, three (3), none exceeding \$1,800.00 per year	1,350.00

## Accounting Section.

Chief Supervising Accountant, \$3,600.00 per year	900.00
Senior Accountants, three (3), none exceeding \$3000.00 per year	2,250.00
Junior Accountants, five (5), none exceeding \$2,400.00 per year	3,000.00
Statistical Clerks, five (5), none exceeding \$1,800.00 per year	2,250.00

## Valuation and Engineering Section.

Chief Valuation Engineer \$3,600.00 per year	900.00
Senior Engineers, Three (3), none exceeding \$3,000.00 per year	2,250.00
Junior Engineers, Four (4), none exceeding \$2,400.00 per year	2,400.00
Statistical Clerk, \$1800.00 per year	450.00
Stenographers, three (3), none exceeding \$1,320.00 per year	990.00

## General Office Section.

Chief Petroleum Accountant \$3,600.00 per year	900.00
Production Accountant, \$3000.00 per year	750.00



Pipe Line & Refinery Accountant, \$3000.00 per year	750.00
Tender Supervisor, \$3,600.00 per year	900.00
Senior Accountant, \$3000.00 per year	750.00
Junior Accountants, four (4), none exceeding \$2,400.00 per year	2,400.00
Statistical Clerks, four (4), none exceeding \$1800.00 per year	1,800.00
Stenographers, four (4), none exceeding \$1,320.00 per year	1,320.00

## Ten District Field Offices.

Statistical Clerks, six (6), none exceeding \$1800.00 per year	2,700.00
Stenographers, ten (10), none exceeding \$1,320.00 per year	3,300.00

## Common Carrier Oil Pipe Line Rate Section.

Chief Examiner, \$3,600.00 per annum	900.00
Assistant Examiners, Two (2), none exceeding \$3,000.00 per year	1,500.00
Stenographer, \$1320.00 per year	330.00

Total \$ 39,940.00

Sec. 8. There is hereby appropriated out of the funds accruing from the Oil & Gas Enforcement Fund hereinbefore provided the amount of Three Thousand One Hundred Fifty (\$3,150.00) Dollars for the purpose of paying salaries of Deputy Commissioners of Labor Statistics to enforce labor laws in the oil and gas fields. The following specific amounts are hereby appropriated for the balance of the fiscal year ending August 31, 1935, which appropriation shall be available immediately and shall be for the emergencies herein stated and in addition to the appropriations which may have been heretofore made to the Labor Statistics Department:

## LABOR STATISTICS DEPARTMENT.

	Year Ending August 31, 1935.
Deputies, four (4) at \$1,518.00 per annum	\$ 1,518.00
Stenographers, one (1) at \$1,200.00	300.00
Traveling expenses	1,000.00
Equipment, stationery, postage, supplies, contingent expense	332.00
Total	\$ 3,150.00

Sec. 9. The amounts appropriated herein to pay salaries to the Railroad Commission, the Attorney General's Department and the Department of Labor Statistics shall not exceed the maximum amounts fixed by this Act, and in no event to exceed the maximum amount fixed for the respective or similar positions by the General Appropriation Bills for said respective Departments of the State Government.

Sec. 10. The Commission is hereby expressly authorized and directed to designate some suitable person or persons to perform the services set forth in Article 6005, Title 102, Revised Civil Statutes of 1925, and permit such person or persons so designated to collect from the owner or operator of such wells or the owner of the land compensation for the services so performed and such person or persons so designated shall perform or cause such services to be performed under the rules and regulations of the Commission.

Sec. 11. If any person whose salary is paid out of the funds herein provided for, uses his time or a state owned automobile for campaign purposes, or for the purpose of furthering the candidacy of his employer or any other candidate for State office, he shall be deemed guilty of a misdemeanor and upon conviction be fined not less than One Hundred (\$100.00) Dollars and not more than Five Hundred (\$500.00) Dollars and shall be confined in jail for not less than thirty nor more than ninety

(90) days, gible for f any citizen in Travis C of his time for hearing days after to be serve of such he that such as charged partment e person aga right of ap appeal sha Sec. 12. at the end part of the Sec. 13. Act is hel not affect lature her tion, subse the fact th phrases be Sec. 14. sion inad Enforceme in fact ori that the E ployees to reference sity that t eral days Act shall June, A. I

Minutes

Minutes  
ti

Present  
Cotten, Ho  
and Small  
Absent:  
and Wood



750.00  
900.00  
750.00  
2,400.00  
1,800.00  
1,320.00  
2,700.00  
3,300.00  
900.00  
1,500.00  
330.00  
39,940.00

ruing from  
amount of  
r the pur-  
Statistics to  
fic amounts  
ing August  
y and shall  
ropriations  
Department:

ear Ending  
August 31,  
1935.

1,518.00  
300.00  
1,000.00  
332.00

3,150.00

to the Rail-  
Department  
ixed by this  
for the re-  
ills for said

and directed  
services set  
, and permit  
ner or oper-  
the services  
shall perform  
regulations

funds herein  
or campaign  
his employer  
guilty of a  
One Hundred  
(.00) Dollars  
e than ninety

(90) days, and shall be discharged at once, and shall be rendered ineligible for future employment by any State Department. And in event any citizen of this State shall file a civil complaint with any District Court in Travis County, Texas, charging any such employee with any such use of his time or state owned automobile, such court shall set such complaint for hearing on some date not more than twenty (20) or less than ten (10) days after the date of the filing of such complaint, and shall cause notice to be served on such employee for at least five (5) days prior to the date of such hearing, and if, upon such hearing, such court shall determine that such employee has used his time and/or a state owned automobile as charged in the complaint said Court shall certify such fact to the Department employing such person and order his immediate discharge. Any person against whom such charges shall have been filed shall have the right of appeal to the Court of Civil Appeals, but the pendency of such appeal shall in no wise suspend his discharge.

Sec. 12. Any surplus remaining in the Oil & Gas Enforcement Fund at the end of each fiscal year shall be transferred into and become a part of the General Revenue Fund of this State.

Sec. 13. If any section, subsection, sentence, clause, or phrase of this Act is held, for any reason, to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Act. The Legislature hereby declares that it would have passed this Act, and each section, subsection, sentence and clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Sec. 14. The fact that the Forty-third Legislature, at its Regular Session inadvertently failed to appropriate the proceeds of this tax to the Enforcement of the Conservation Laws of this State, when the tax was in fact originally levied for the enforcement of such laws, and the fact that the Enforcing Departments of this State do not have sufficient employees to adequately enforce the conservation laws of this State with reference to oil and gas, creates an emergency and an imperative necessity that the Constitutional Rule requiring bills to be read on three several days in each House be and the same is hereby suspended, and this Act shall take effect and be in force from and after the first day of June, A. D. 1935, and it is so enacted.

#### Minutes of Committee Meeting.

Minutes of Committee on Educa-  
tional Affairs, Held  
May 6, 1935.

Called Meeting.

Present: Duggan, DeBerry, Burns,  
Cotten, Hornsby, Isbell, Pace, Poage,  
and Small.

Absent: Hopkins, Neal, Regan,  
and Woodruff.

H. B. No. 833 was reported fa-  
vorably by viva voce vote.

H. B. No. 27 was reported ad-  
versely by the following vote:

Yeas: Burns, Hornsby, Pace,  
Small, Duggan.

Nays: DeBerry, Cotten, Isbell,  
Poage.

JUANITA WILES, Secretary.



