

The Secretary also informed the Journal Clerk, that the Senate had confirmed the following appointment of the Legislative Audit Committee:

To be State Auditor of the State of Texas for the two-year term expiring February 15, 1953:

C. H. Cavness, Austin, Travis County.

In Legislative Session

The President pro tempore called the Senate to order as in legislative session at 11:58 o'clock a. m. today.

House Bills on First Reading

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

H. B. No. 24—To Committee on Counties and County Boundaries.

H. B. No. 18—To Committee on Public Health.

H. J. R. No. 5—To Committee on State Affairs.

Adjournment

On motion of Senator Nokes, the Senate at 12:01 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

TWENTY-FIFTH DAY

(Thursday, February 22, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by Senator Aikin.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	Moffett
Bracewell	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Bullock

McDonald

A quorum was announced present.

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

On motion of Senator Lane, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator McDonald was granted leave of absence for today on account of a death in family on motion of Senator Strauss.

Senate Resolution 58

Senator Hardeman offered the following resolution:

Whereas, By virtue of his having been unanimously chosen as President pro tempore of this Senate, a distinguished member of this body has been called upon to discharge the duties of Chief Executive of the State of Texas today; and

Whereas, Such distinction is an honor not only to the individual selected, but to the Senate as well; and

Whereas, Such service comes on the anniversary of the birthday of a great American, General George Washington, known as the Father of His Country, which adds lustre to the high office of Governor of Texas; and

Whereas, It is the desire of the Senate to recognize the high honor conferred upon our distinguished colleague, Honorable Pat Bullock of Mitchell County, Texas, who has given many years in faithful public service, and to wish him well in the discharge of those executive functions that he may be called upon to perform in his capacity as Governor of the State of Texas; now, therefore, be it

Resolved, By the Senate of Texas, that the congratulations and best wishes of the members of the Senate be and they are hereby extended to our esteemed colleague, Honorable Pat Bullock, President pro tempore of the Senate, in the performance of the duties of the high office of Governor of the State of Texas today and that a copy of this resolution be spread upon a page of the Senate

Journal today and other copies be furnished Honorable Pat Bullock.

HARDEMAN
AIKIN
VICK
LANE
TYNAN
FULLER
KELLY of Tarrant

Signed — Ashley, Bell, Bracewell, Carney, Carter, Colson, Corbin, Hazlewood, Kelley of Hidalgo, Lock, Martin, McDonald, Moffett, Moore, Nokes, Parkhouse, Phillips, Russell, Shofner, Strauss, Wagonseller, Weinert.

The resolution was read.

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

The resolution was adopted.

Reports of Standing Committees

Senator Phillips submitted the following reports:

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. J. R. No. 5, 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 mimeographed and not otherwise printed.

PHILLIPS, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 230, 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 mimeographed and not otherwise printed.

PHILLIPS, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 243, 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 mimeographed and not otherwise printed.

PHILLIPS, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 109, 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 mimeographed and not otherwise printed.

PHILLIPS, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 145, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with amendments, and be mimeographed and not otherwise printed.

PHILLIPS, Chairman.

Senator Tynan submitted the following reports:

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. B. No. 80, 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 mimeographed but not otherwise printed.

TYNAN, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. B. No. 81, 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 mimeographed but not otherwise printed.

TYNAN, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. B. No. 97, 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 mimeographed but not otherwise printed.

TYNAN, Chairman.

Senator Bracewell submitted the following reports:

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 135, 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 mimeographed and not otherwise printed.

BRACEWELL, Chairman.

Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 136, 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 mimeographed and not otherwise printed.

BRACEWELL, Chairman.

Senator Carter submitted the following reports:

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 216, 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.

CARTER, Chairman.

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on

Counties and County Boundaries, to whom was referred H. B. No. 24, 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 mimeographed and not otherwise printed.

CARTER, Chairman.

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 26, 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.

CARTER, Chairman.

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 96, 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 mimeographed and not otherwise printed.

CARTER, Chairman.

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 237, 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 mimeographed and not otherwise printed.

CARTER, Chairman.

Austin, Texas,
February 21, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 131, 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.

CARTER, Chairman.

Senate Bill on First Reading

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

By Senator Bell:

S. B. No. 249, A bill to be entitled "An Act amending Article 8225, Revised Civil Statutes of 1925, as amended by Chapter 27, Acts Forty-first Legislature, Fourth Called Session, 1930, as amended by Chapter 21, Acts Forty-second Legislature, Second Called Session, 1931, as amended by Chapter 26, Acts Forty-second Legislature, Third Called Session, 1932, providing for the purchase of certain land of the State by Navigation Districts; the issuance of patents thereon; reserving all oil, gas and other minerals and providing for the leasing and exploration thereof under certain conditions; and declaring an emergency."

To Committee on State Affairs.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
February 22, 1951.

Hon. Ben Ramsey, President of the Senate.

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

H. B. No. 67, A bill to be entitled "An Act amending Senate Bill No. 152, Acts Forty-first Legislature, Second Called Session, 1929, Chapter 77, page 153, so as to make tax certificates evidence of payment of taxes in all counties in Texas; and declaring an emergency."

H. B. No. 82, A bill to be entitled "An Act changing the name of 'The Texas State University for Negroes' created by Senate Bill 140, Chapter 29, Acts of the Fiftieth Legislature, 1947, to Texas State University; providing that all laws heretofore or hereafter enacted by the Legislature applicable or relating to 'The Texas State University for Negroes' shall be applicable and relate to Texas State University; providing that all appropriations heretofore or hereafter made by the Legislature for the use and benefit of 'The Texas State University for Negroes' shall be available for the use and benefit of Texas State University; ratifying, confirming and validating all contracts, bonds, notes or other

debentures heretofore or hereafter issued under the provisions of House Bill 545, Chapter 144, Acts of the Fifty-first Legislature, Regular Session, 1949, or any other law enacted by the Legislature on behalf of Texas State University; providing for the effective date of this Act; declaring an emergency."

H. B. No. 89, A bill to be entitled "An Act amending Section 15a of Article 8306 of the Revised Civil Statutes of Texas, 1925, fixing the rate of discount for present payment of compensation of the employee or beneficiary under the Workmen's Compensation Act; and amending Section 1 of House Bill 877, Chapter 248, Acts of the Forty-second Legislature, Regular Session, 1931, providing the rate of discount for lump sum payments in workmen's compensation cases; and declaring an emergency."

H. B. No. 134, A bill to be entitled "An Act providing for compulsory treatment of narcotic addicts; defining certain terms; making the use of narcotic drugs unlawful and providing an exception; providing penalties; providing for probation upon conviction or entry of a plea of guilty to violation of this act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

H. C. R. No. 29, In memory of the Honorable Modello Stephen Munson.

H. B. No. 102, A bill to be entitled "An Act to make it unlawful to practice chiropody without a valid license duly registered in the District Clerk's Office, etc.; and declaring an emergency."

S. B. No. 124, A bill to be entitled "An Act creating Road District No. 3-A of Burnet County, Texas, under authority of Article 3, Section 52, of the Constitution of Texas, for the purpose of construction, maintenance, and operation of macadamized, graveled or paved roads and turnpikes or in aid thereof; etc.; and declaring an emergency."

S. B. No. 147, A bill to be entitled "An Act validating the creation of Road District Number 4-B, of Atascosa County, Texas; etc.; and declaring an emergency."

H. B. No. 111, A bill to be entitled "An Act to protect the public health

by requiring that all persons licensed to practice the healing art in the State of Texas must in the professional use of their name identify the system of the healing art which they are licensed to practice; to provide for the enforcement of this Act, and penalties for its violation; repealing all laws or parts of laws in conflict; providing a saving clause; and declaring an emergency."

H. B. No. 143, A bill to be entitled "An Act making it unlawful for any person to kill or catch by any means beaver or wild turkey, or to have in his possession beaver or wild turkey killed or caught, in Red River County for a period of ten (10) years; prescribing a penalty necessary and incident thereto; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 150, A bill to be entitled "An Act providing for automobile expense allowance for justices of the peace and constables in certain counties; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 139, A bill to be entitled "An Act amending Article 3936-h, Revised Civil Statutes of Texas, providing for salaries of certain justices of the peace and constables; providing a saving clause; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 174, A bill to be entitled "An Act authorizing and directing counties to pay their contributions to Retirement, Disability and Death Compensation Funds out of the fund from which each officer or employee is paid; repealing all laws or parts of laws in conflict with this act; and declaring an emergency."

H. B. No. 204, A bill to be entitled "An Act authorizing and directing the conveyance by the Game, Fish and Oyster Commission to the State Highway Commission of a portion of the San Marcos State Fish Hatchery, Hays County, Texas; and declaring an emergency."

H. B. No. 206, A bill to be entitled "An Act providing for the compensation of County Treasurers in all counties having a population of Six Hundred Thousand (600,000) inhabitants or more according to the last preceding Federal Census or any

future Federal Census; providing for the appointment and compensation of assistants; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 207, A bill to be entitled "An Act authorizing the Commissioners' Courts of certain counties to create and establish safety zones on county roads; authorizing regulations relative to operation of motor vehicles; providing for the regulation of stopping, standing, or parking; providing penalties for violation of the provisions of this act; providing a savings clause; and declaring an emergency."

H. B. No. 222, A bill to be entitled "An Act regulating fishing in Lake Baird, Callahan County, Texas, providing a penalty for violation of this Act; containing saving and repealing clauses, and declaring an emergency."

H. B. No. 224, A bill to be entitled "An Act providing for the appointment of grand jury bailiffs in the counties having a population in excess of five hundred thousand (500,000) according to the last preceding or any future federal census; providing for compensation for grand jury bailiffs, providing for removal of such bailiffs; and declaring an emergency."

H. B. No. 246, A bill to be entitled "An Act repealing Article 2763 of the Revised Civil Statutes of Texas, 1925, relating to independent school districts having fewer than one hundred and fifty (150) scholastics according to the last preceding Federal Census; providing that all such independent school districts be placed under and made subject to the general laws applicable to independent school districts having more than one hundred and fifty (150) scholastics; and declaring an emergency."

H. B. No. 250, A bill to be entitled "An Act providing an open season for hunting, taking and killing quail of any species in Upshur County; fixing the days on which hunting shall be permitted; fixing the number of quail that any person may kill or have in possession at any time; fixing a penalty; repealing all laws in conflict with this Act; and declaring an emergency."

H. B. No. 256, A bill to be entitled "An Act amending Chapter 412, Acts of the Regular Session of the 50th

Legislature, an Act increasing the maximum annual fees that may be retained by Justices of the Peace and Constables in certain counties and prescribing a limit to the expense of such officers, repealing all laws in conflict and declaring an emergency."

H. B. No. 263, A bill to be entitled "An Act providing an open season for hunting, taking and killing quail of any species in Camp County; fixing the days on which hunting shall be permitted; fixing the number of quail that any person may kill or have in possession at any time; fixing a penalty; repealing all laws in conflict with this Act; and declaring an emergency."

H. B. No. 332, A bill to be entitled "An Act authorizing the Commissioners Court in all counties having a population of not less than one hundred and twelve thousand, one hundred and twenty-six (112,126), and not more than one hundred and twelve thousand, three hundred and twenty-six (112,326) inhabitants according to the last preceding Federal Census, to purchase automobiles, and to provide for maintenance of same and traveling expenses, all to be paid for out of Road and Bridge Fund, said automobiles to be used by the County Road Commissioners in the discharge of their official business; and declaring an emergency."

H. B. No. 331, A bill to be entitled "An Act providing an open season for the taking and killing of javelina in Live Oak County; providing for approval by County Commissioners Court before this Act shall become effective; and declaring an emergency."

H. B. No. 215, A bill to be entitled "An Act creating Road District No. 4-C of Atascosa County, Texas, under authority of Article 3, Section 52 of the Constitution of Texas, for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes or in aid thereof; making it a body corporate and taxing district; describing said district by metes and bounds; providing that such road district shall have authority to issue bonds for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes or in

aid thereof as contemplated by Article 3, Section 52 of the Constitution of Texas, when authorized by two-thirds (2/3) majority vote of the duly qualified resident taxpaying voters of said district; authorizing the issuance of bonds by the newly created Road District No. 4-C in the manner provided by the General Laws of Texas as in the case of ordinary road districts and in conformity with Article 3, Section 52 of the State Constitution; providing that the indebtedness for the purpose aforesaid shall never exceed the limit fixed by the Constitution and laws of this State; providing that the fact that a portion of the District hereby created is also included in other Road Districts having outstanding bonds shall not affect the district hereby created or its powers hereby granted; determining that all of the lands in said district shall be benefited by additional road improvements; and declaring an emergency."

H. B. No. 279, A bill to be entitled "An Act granting all counties, and municipal authorities of all cities, bordering on the Coast of the Gulf of Mexico, power and authority to cooperate with and contract with the United States of America or with any agency thereof, for grants, loans or advancements to carry out any of the powers or to further any of the purposes set forth in Title 118 of the Revised Civil Statutes of Texas and to receive and use said moneys for such purposes; or to contribute and pay over to the United States of America or any of its agencies all or any part of the proceeds of sale of any bonds, issued and sold by the counties or cities under said Title 118, in connection with any project undertaken by the Federal Government affecting or relating to the construction or maintenance of such seawall, boulevard, and other projects under Title 118 of Revised Civil Statutes of Texas; providing that the purpose and intent of this Act is to confer upon such counties and municipal authorities interested in seawall projects and other projects authorized under said Title 118 when approved by the Government of the United States, by Act of Congress, the fullest possible power of contract with regard to such projects of common interest; providing that if any section, word, phrase, or clause of

this Act be declared unconstitutional for any reason, the remainder of this Act shall not be affected thereby; and declaring an emergency."

H. B. No. 187, A bill to be entitled "An Act amending Sections 1 and 2 of Chapter 206, House Bill No. 683, Acts 50th Legislature, 1947 (Article 326k-12, Vernon's Civil Statutes), so that the maximum salary of investigators and assistants appointed by the district attorney or criminal district attorney is increased to \$4,800.00 and that the maximum salary of the stenographer appointed by the district attorney is increased to \$3,000.00; and declaring an emergency."

H. B. No. 90, A bill to be entitled "An Act fixing the compensation for Justices of the Peace in certain counties; and declaring an emergency."

H. B. No. 123, A bill to be entitled "An Act to create an additional County Criminal Court for Dallas County, Texas; prescribing the jurisdiction of said Court; prescribing the powers of said Court; prescribing the terms thereof, the practice therein and the appeals therefrom; providing for the appointment and election of a judge of said Court; prescribing a bond and oath of office; providing for election of special judges and the services of a clerk of said Court; prescribing the salary of said judge; providing for his removal; providing for the preserving of records in cases in said Court and for the appointment of a reporter; prescribing the salary of such reporter and providing for the transfer of cases; providing a repealing clause, severability clause and declaring an emergency."

The House has concurred in Senate amendments to House Bill No. 5 by vote of 108 yeas, 7 nays.

Respectfully submitted,

CLARENCE JONES.

Chief Clerk, House of Representatives.

Motions Not To Print

Senator Bracewell asked unanimous consent not to print H. J. R. No. 5.

There was no objection offered.

Senator Nokes asked unanimous consent not to print H. B. No. 97.

There was no objection offered.

House Concurrent Resolution 29

The presiding officer laid before the Senate the following resolution for consideration at this time:

H. C. R. No. 29, In memory of Honorable Modello Stephen Munson.

The resolution was read.

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

Motion To Place House Joint Resolution No. 5 on Second Reading

Senator Bracewell moved to suspend Senate Rule 116, and Section 5 of Article III of the State Constitution and that H. J. R. No. 5 be taken up for consideration at this time.

The motion was lost by the following vote (not receiving four-fifths vote of the members of the Senate):

Yeas—23

Ashley	Moffett
Bell	Moore
Bracewell	Nokes
Carter	Parkhouse
Colson	Russell
Fuller	Shofner
Hardeman	Strauss
Hudson	Tynan
Kelly of Tarrant	Vick
Lane	Wagonzeller
Lock	Weinert
Martin	

Nays—4

Aikin	Corbin
Carney	Phillips

Absent

Hazlewood	Kelley of Hidalgo
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Absent—Excused

Bullock	McDonald
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House Joint Resolution 5 on Second Reading

Senator Bracewell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. J. R. No. 5 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Ashley	Martin
Bell	Moffett
Bracewell	Moore
Bullock	Nokes
Carter	Parkhouse
Colson	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert
Lock	

Nays—4

Aikin	Corbin
Carney	Phillips

Absent

Kelley of Hidalgo

Absent—Excused

McDonald

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

H. J. R. No. 5, Ratifying House Joint Resolution No. 27 of the Eightieth Congress of the United States of America at the First Session, begun and held at the City of Washington on Friday, the Third day of January, One Thousand Nine Hundred and Forty-seven, proposing an amendment to the Constitution of the United States, relating to the terms of office of the President.

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

House Joint Resolution 5 on Third Reading

Senator Bracewell moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 5 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Ashley	Hazlewood
Bell	Hudson
Bracewell	Kelly of Tarrant
Bullock	Lane
Carter	Lock
Colson	Martin
Fuller	Moffett
Hardeman	Moore

Nokes	Tynan
Parkhouse	Vick
Russell	Wagonseller
Shofner	Weinert
Strauss	

Nays—4

Aikin	Corbin
Carney	Phillips

Absent

Kelley of Hidalgo

Absent—Excused

McDonald

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

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

Yeas—25

Ashley	Martin
Bell	Moffett
Bracewell	Moore
Bullock	Nokes
Carter	Parkhouse
Colson	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert
Lock	

Nays—4

Aikin	Corbin
Carney	Phillips

Absent

Kelley of Hidalgo

Absent—Excused

McDonald

House Bill 14 on Second Reading

The Senate resumed consideration of unfinished business, the same being House Bill No. 14 on its second reading and passage to third reading, with an amendment by Senator Parkhouse pending (the bill and amendment having been read on Wednesday, February 21, 1951).

Question—Shall the amendment by Senator Parkhouse be adopted?

Senator Lane moved to table the amendment.

(President pro tempore in chair.)

The motion prevailed by the following vote:

Yeas—22

Aikin	Hudson
Ashley	Kelly of Tarrant
Bracewell	Lane
Bullock	Lock
Carney	Martin
Carter	Phillips
Colson	Russell
Corbin	Shofner
Fuller	Tynan
Hardeman	Wagonseller
Hazlewood	Weinert

Nays—7

Bell	Parkhouse
Moffett	Strauss
Moore	Vick
Nokes	

Absent

Kelley of Hidalgo

Absent—Excused

McDonald

Senator Hardeman offered the following amendment to the bill:

Amend Committee Substitute No. 1 to H. B. 14, Section 1, by striking out the word "county" in the last sentence thereof wherever same may appear and insert in lieu the following, "the State Bar of Texas."

On motion of Senator Lane, the amendment was tabled.

Senator Hardeman offered the following amendment to the bill:

Amend Committee Substitute to H. B. 14, Section 1, by striking out the words and figures "Ten (\$10.00) Dollars" wherever they may appear therein and substitute the words and figures "such amount as is or may be hereafter required to maintain membership in the State Bar of Texas" and further by striking out the words and figures "Twenty-five (\$25.00) Dollars" wherever they may appear therein and substitute in lieu thereof the following, "such sum as is or may be hereafter required to maintain membership in the State Bar of Texas."

Senator Lane raised a point of order against the amendment on the ground that it was meaningless, vague and indefinite.

The President pro tempore sustained the point of order.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 14, as amended, by inserting a new section between Sections 1 and 2 to read as follows:

"Section 1A. The Commissioners Court of any County in the State may determine within its discretion whether or not such County shall pay the fees provided herein."

The amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 14 on Third Reading

Senator Lane moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 14 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	Moffett
Bullock	Nokes
Carney	Phillips
Carter	Russell
Colson	Shofner
Fuller	Tynan
Hardeman	Vick
Hudson	Weinert
Kelly of Tarrant	

Nays—5

Corbin	Strauss
Moore	Wagonseller
Parkhouse	

Absent

Hazlewood Kelley of Hidalgo

Absent—Excused

McDonald

(Senator Aikin in chair.)

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

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

Yeas—19

Ashley	Bracewell
Bell	Carter

Colson	Moffett
Fuller	Nokes
Hardeman	Phillips
Hudson	Russell
Kelly of Tarrant	Shofner
Lane	Tynan
Lock	Weinert
Martin	

Nays—9

Aikin	Parkhouse
Carney	Strauss
Corbin	Vick
Hazlewood	Wagonseller
Moore	

Absent

Kelley of Hidalgo

Absent—Excused

Bullock McDonald

Motion Not To Print

Senator Phillips asked unanimous consent not to print S. B. No. 243.

There was no objection offered.

Senate Bill 243 on Second Reading

Senator Phillips asked unanimous consent to take up Senate Bill No. 243 for consideration at this time.

There was objection.

Senator Phillips then moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 243 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	Moffett
Bracewell	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert

Absent

Kelley of Hidalgo

Absent—Excused

Bullock McDonald

The presiding officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 243, A bill to be entitled "An Act amending Senate Bill 3, Chapter 368, Acts of the Forty-fourth Legislature, First Called Session, 1935, relating to the Brazos River Conservation and Reclamation District so as to provide for the designation of persons to serve on the Board of Directors of the Brazos River Conservation and Reclamation District by the State Board of Water Engineers subject to the approval of the Governor with the advice and consent of the Senate of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 243 on Third Reading

Senator Phillips moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 243 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	Moffett
Bracewell	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert

Absent

Kelley of Hidalgo

Absent—Excused

Bullock McDonald

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

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

Yeas—28

Aikin	Hazlewood
Ashley	Hudson
Bell	Kelly of Tarrant
Bracewell	Lane
Carney	Lock
Carter	Martin
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Moffett	Tynan
Moore	Vick
Nokes	Wagonseller
Parkhouse	Weinert

Absent

Kelley of Hidalgo

Absent—Excused

Bullock McDonald

House Bills on First Reading

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

H. B. No. 102—To Committee on Public Health.

H. B. No. 89—To Committee on State Affairs.

H. B. No. 82—To Committee on Educational Affairs.

H. B. No. 134—To Committee on Public Health.

H. B. No. 67—To Committee on Civil Jurisprudence.

H. B. No. 150—To Committee on Counties and County Boundaries.

H. B. No. 143—To Committee on Game and Fish.

H. B. No. 139—To Committee on Counties and County Boundaries.

H. B. No. 111—To Committee on Public Health.

H. B. No. 90—To Committee on Counties and County Boundaries.

H. B. No. 332—To Committee on Counties and County Boundaries.

H. B. No. 331—To Committee on Game and Fish.

H. B. No. 279—To Committee on State Affairs.

H. B. No. 263—To Committee on Game and Fish.

H. B. No. 256—To Committee on Counties and County Boundaries.

H. B. No. 250—To Committee on Game and Fish.

H. B. No. 246—To Committee on Educational Affairs.

H. B. No. 224—To Committee on Counties and County Boundaries.

H. B. No. 222—To Committee on Game and Fish.

H. B. No. 215—To Committee on Counties and County Boundaries.

H. B. No. 207—To Committee on Counties and County Boundaries.

H. B. No. 206—To Committee on Counties and County Boundaries.

H. B. No. 204—To Committee on Game and Fish.

H. B. No. 174—To Committee on State Affairs.

H. B. No. 187—To Committee on Counties and County Boundaries.

H. B. No. 123—To Committee on Counties and County Boundaries.

Bills and Resolutions Signed

The presiding officer announced the signing of, in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

S. C. R. No. 25, Providing for appointment of a Poet Laureate.

S. C. R. No. 27, Designating the month of May as "Jury Service Month."

H. C. R. No. 26, Urging the members of the House of Representatives and Senators representing Texas in the Congress of the United States to resist legislation setting up socialized medicine or compulsory health insurance.

H. B. No. 20, A bill to be entitled "An Act requiring Communists and knowing members of Communist Front Organizations to register with the Department of Public Safety; providing that neither the names of nominees of the Communist Party nor the names of Communists shall

appear upon the ballots in primary or general elections; providing that probable Communists and knowing members of Communist Front Organizations shall not hold non-elective positions or jobs; outlawing sabotage; defining terms; providing criminal penalties; containing a short title; and declaring an emergency."

H. B. No. 101, A bill to be entitled "An Act validating the creation, organization, and existence of all port districts and navigation districts operating public ports; ratifying taxes assessed and levied by or on behalf of such; providing such districts are governmental agencies and bodies politic and corporate, with powers and authorities specified; providing this Act shall be liberally construed; and declaring an emergency."

H. B. No. 118, A bill to be entitled "An Act amending Section 1 and Section 13 of H. B. No. 333, Chapter 391, Acts of the Fiftieth Legislature, Regular Session, 1947; defining certain terms and providing for the acquisition of certain rights or other estate or interest in property from any person or political subdivision of this State; providing that this act shall be cumulative; and declaring an emergency."

H. C. R. No. 15, Granting permission to J. H. Hackney to sue the State of Texas, in proper court in Tarrant County.

House Bill 39 on Second Reading

Senator Bell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 39 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Aikin	Moffett
Ashley	Moore
Bell	Nokes
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Shofner
Fuller	Strauss
Hardeman	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

Nays—1

Hudson

Absent

Bracewell Kelley of Hidalgo
Hazlewood

Absent—Excused

Bullock McDonald

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

H. B. No. 39, A bill to be entitled "An Act to amend Section 19 of Subdivision A of Article II of the Texas Liquor Control Act, as amended, etc.; and declaring an emergency."

The bill was read second time.

Senator Bell offered the following amendment to the bill:

Amend H. B. No. 39 in the first line of the caption by inserting after the words and figures "Section 19" a comma and striking out of line one the word "of."

The amendment was adopted.

Senator Lane moved the Senate stand adjourned until 10:30 o'clock a. m. on Monday, February 26, 1951.

The motion was lost by the following vote:

Yeas—8

Bracewell	Lane
Colson	Lock
Hardeman	Martin
Hudson	Moffett

Nays—18

Aikin	Nokes
Ashley	Parkhouse
Bell	Phillips
Carney	Russell
Carter	Shofner
Corbin	Strauss
Fuller	Tynan
Kelly of Tarrant	Vick
Moore	Wagonseller

Absent

Hazlewood Weinert
Kelley of Hidalgo

Absent—Excused

Bullock McDonald

After further discussion of the amendment by Senator Hudson, Senator Vick moved the Senate stand adjourned until 10:30 o'clock a. m. on Monday, February 26, 1951.

The motion was lost by the following vote:

Yeas—7

Colson	Martin
Hardeman	Moffett
Hudson	Vick
Lane	

Nays—19

Aikin	Moore
Ashley	Nokes
Bell	Parkhouse
Bracewell	Phillips
Carney	Russell
Carter	Shofner
Corbin	Strauss
Fuller	Tynan
Hazlewood	Wagonseller
Kelly of Tarrant	

Absent

Kelley of Hidalgo	Weinert
Lock	

Absent—Excused

Bullock	McDonald
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Question—Shall the bill be passed to third reading?

Motion To Place S. B. 141 on
Second Reading

Senator Parkhouse moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 141 be taken up for consideration at this time.

The motion was lost by the following vote (not receiving four-fifths vote of the members of the Senate):

Yeas—20

Aikin	Lock
Ashley	Moffett
Bell	Moore
Carney	Nokes
Carter	Parkhouse
Corbin	Russell
Fuller	Shofner
Hudson	Strauss
Kelly of Tarrant	Vick
Lane	Wagonseller

Nays—5

Colson	Phillips
Hardeman	Tynan
Martin	

Absent

Bracewell	Kelley of Hidalgo
Hazlewood	Weinert

Absent—Excused

Bullock	McDonald
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Adjournment

On motion of Senator Bell, the Senate at 12:40 o'clock p. m. adjourned until 10:30 o'clock a. m. on Monday, February 26, 1951.

Record of Votes

Senators Corbin and Phillips asked to be recorded as voting "Nay" on the motion to adjourn.

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TWENTY-SIXTH DAY

(Monday, February 26, 1951)

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

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Fuller	Vick
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A quorum was announced present.

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

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 22, 1951, was dispensed with and the Journal was approved.

Leaves of Absence

Senator Vick was granted leave of