

JOURNAL OF THE HOUSE
OF REPRESENTATIVES
OF THE
STATE OF MISSISSIPPI



AT A REGULAR SESSION THEREOF
IN THE CITY OF JACKSON

Commencing Tuesday, January 6, 1948
Ending Wednesday, April 14, 1948



PUBLISHED BY AUTHORITY



Printed by
HEDERMAN BROTHERS
JACKSON, MISS.

Waddell, Waits of Washington, Waits of Calhoun, Walker, Walley of Greene, Walley of Perry, Weeks, White, Williams of Union, Williams of Pike, Wilson, Winter, Womack, Wood, Wooten, Mr. Speaker. Total—133.

Absent—Bishop, Bodron, Butler, Ewing, Stinson, Tubb, Upshur. Total—7.

On motion of Mr. Critz the reading of the journal of the previous day was dispensed with and the same stood approved, by unanimous consent.

A quorum was present.

Leaves of absence was granted to Messrs. Bishop, Butler, Ewing, Tubb, Upshur and Stinson on account of illness and Mr. Bodron.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following Bills which are herewith transmitted, to-wit:

S. C. R. No. 12: Ratifying a proposed amendment to the constitution of the United States.

H. C. R. No. 26: Commending Governor Wright's efforts against hostile legislation.

H. C. R. No. 27: Appoint committee to select suitable memorial to Theodore G. Bilbo.

H. B. No. 90: Provide proration of permit fees in certain cases.

H. B. No. 89: Provide that excise tax may be paid quarterly.

H. B. No. 86: Provide for coloring of gasoline and tractor fuel. With accompanying amendments.

H. B. No. 234: Provide amount and method of collecting motor carrier inspection fees. With accompanying amendments.

H. B. No. 85: Provide refund of gasoline tax paid by municipalities.

S. B. No. 74: To remove the governor from the State Lime Plant Board.

S. B. No. 69: To fix rate of amusement tax.

S. B. No. 107: To exempt from amusement tax, tickets to garden club and other exhibitions.

S. B. No. 126: To equalize rate of interest on municipal assessments.

S. B. No. 140: Authorize Sunflower County to work roads with convict labor.

S. B. No. 141: Repeal section 3, chapter 191, laws of 1946; use of convicts in Quitman County.

S. B. No. 176: To restore service credit in Teachers Retirement System.

WALTER MURPHEY, Secretary of the Senate.

SENATE BILLS ON FIRST AND SECOND READING

The following Senate Bills, under suspension of the rules, were read twice, as required by the constitution, and referred to the committees, the names of which immediately follow the titles of the said Bills:

S. C. R. No. 12: Ratifying a proposed amendment to the constitution of the United States. Constitution.

S. B. No. 74: To remove the governor from the State Lime Plant Board. Penitentiary.

S. B. No. 69: To fix rate of amusement tax. Ways and Means.

S. B. No. 107: To exempt from amusement tax, tickets to garden club and other exhibitions. Ways and means.

S. B. No. 126: To equalize rate of interest on municipal assessments. Ways and Means.

S. B. No. 140: Authorize Sunflower County to work roads with convict labor. Penitentiary.

S. B. No. 141: Repeal section 3, chapter 191, laws of 1946; use of convicts in Quitman County. Penitentiary.

S. B. No. 176: To restore service credit in Teachers Retirement System. Ways and Means.

INTRODUCTION OF BILLS

The following Bills were introduced by the members whose names immediately precede the same and, under a suspension of the rules, were read twice, as required by the constitution, and referred to the committees, the names of which immediately follow the same:

H. B. No. 391: (By Mr. Gore). Increase pay to sheriffs for feeding prisoners. County Affairs.

H. B. No. 392: (By Mr. Gore). Provide rubber stamps to election commissioners. County Affairs.

H. B. No. 393: (By Messrs. Gore and Garrott). Authorize penitentiary sell certain lands. Public Lands and Penitentiary.

H. B. No. 394: (By Mr. Walley of Perry). Authorize Perry County pay \$871.96 to J. R. S. Edwards. Local and Private.

H. B. No. 395: (By Mr. Womack). Authorize Humphreys County transfer certain funds. Local and Private.

H. B. No. 396: (By Mr. Alexander). Exempt domestic fire insurance companies, and provide rates. Insurance.

H. B. No. 397: (By Mr. Mullen). Empower Board of Public Contracts handle state printing. Public Printing.

H. B. No. 398: (By Messrs. Mullen, Knight, Dowdell, Andrews, Black, Sullivan, Stuart of Noxubee, Eaton, Winter, Morton, Sweat, Ray of Alcorn, McKenzie, Adams of Kemper, Gross, Bridgforth, Grisham and Holleman). Appropriation \$12,625,000.00 for repairs and construction—Higher Learning Institutions. Appropriations.

H. B. No. 399: (By Messrs. Aldridge and Stuart of Pearl River). Increase privilege tax on business producing oil. Ways and Means.

H. B. No. 420: (By Messrs. Beauchamp, Wooten, Cherry, Womack, Peek, Bowen, Harrington and Thompson). Provide method of absentee balloting. Registrations and Elections.

H. B. No. 421: (By Mr. Morton). Increase pay to sheriffs for feeding prisoners. County Affairs.

H. B. No. 422: (By Mr. Price of Lawrence). Authorize Lawrence County—borrow \$24,500.00 purchase road machinery. Local and Private.

H. B. No. 423: (By Mr. Campbell). Provide location of Medical School in Jackson. Public Health and Quarantine.

H. B. No. 424: (By Mr. Ray of Madison). Provide erection of chapel for school for the Deaf. University and Colleges.

H. B. No. 425: (By Mr. Ray of Madison). Provide erection of chapel for School for Blind. University and Colleges.

H. B. No. 426: (By Mr. Waits of Washington). Provide Board of Supervisors may donate to non-profit hospitals. County Affairs.

H. B. No. 427: (By Mr. Ray of Madison). Authorize Madison County contribute \$5,000 to Veterans Organization. Local and Private.

REPORT OF COMMITTEE ON APPROPRIATIONS

S. B. No. 43: Authorize investment of Teacher Retirement Reserve Funds. Do pass.

CURTIS M. SWANGO, Jr., Chairman.

REPORT OF COMMITTEE ON CONSTITUTION

H. C. R. No. 13: Amend section 252 of constitution on election of members of Board of Supervisors. Do pass.

H. C. R. No. 14: Amend section 241 of constitution on qualifications of electors. Do pass. Committee Substitute.

H. C. R. No. 16: Amend section 36 of constitution providing for annual meeting of the legislature. Do pass.

S. C. R. No. 12: Ratifying a proposed amendment to the constitution of the United States. Do pass.

WILLIAM T. POTTER, Chairman.

REPORT OF COMMITTEE ON WAYS AND MEANS

H. B. No. 83: Authorize Governor establish Bureau of Investigation. Committee Substitute. Do pass.

S. B. No. 126: To equalize rate of interest on municipal assessments. Do pass.

H. B. No. 6: Repeal Black Market Tax. Do not pass.

H. B. No. 399: Increase privilege tax on business producing oil. Do not pass.

H. B. No. 407: Simplify method of securing refund on gasoline tax. Do not pass.

HILTON WAITS, Chairman.

Dunaway, Early, Eaton, Edwards, Ellis, Eudy, Ewing, Falkner, Farr, Flynt, Fox, Frost, Gandy, Garrott, Gautier, Gee, Glenn, Gore, Grisham, Gross, Grubbs, Guidry, Hammett, Hardee, Harrington, Hicks, Holleman, Holmes, Hopkins, Howard, Howell, Jackson, Jacobson, Johnson, Jordan, Junkin, Kimbrell, Kirby, Knight, Lee, Lewis, Little, Lofton, Love, Loyd, McCoy, McCullough, McDevitt, McGehee, McIlwain, McKenzie, McRaney, Measell, Monaghan, Moon, Morton, Mullen, Myers, Pannell, Peek, Phillips, Potter, Price of Lawrence, Price of Washington, Pryor, Ray of Alcorn, Ray of Madison, Ross, Rutledge, Sandlin, Simpson, Sims, Smith of Panola, Stephens, Stewart of Amite, Stinson, Stuart of Pearl River, Stuart of Noxubee, Sullivan, Swango, Sweat, Thigpen, Thompson, Vaiden, Virden, Waddell, Waits of Washington, Waits of Calhoun, Walker, Walley of Greene, Walley of Perry, Weeks, White, Williams of Union, Williams of Pike, Wilson, Winter, Womack, Wood, Wooten, Mr. Speaker. Total—135.

Nays—Bowen. Total—1.

Absent or those not voting—Bishop, Smith of Copiah, Tubb, Upshur. Total—4.

Mr. Potter called up:

S. C. R. No. 12: Ratifying a proposed amendment to the constitution of the United States.

YEAS AND NAYS ON S. C. R. No. 12. O notion of Mr. Potter the rules were suspended, the Bill considered engrossed, read the third time and, agreeably to the provisions of the constitution, the yeas and nays were taken and the Bill passed, title standing as stated by the following vote:

Yeas—Adams of Kemper, Adams of Lee, Ainsworth, Aldridge, Alexander, Allred, Anderson, Andrews, Bacot, Barcliff, Batson, Beauchamp, Bickerstaff, Black, Blount, Bonds, Bowen, Bridgforth, Butler, Byrd of Franklin-Lincoln, Byrd of Wilkinson, Campbell, Cherry, Cole, Coody, Cork, Crawford, Day, Denson, Dowdell, Drane, Duckworth, Dunaway, Early, Eaton, Ellis, Eudy, Ewing, Falkner, Flynt, Fox, Frost, Gandy, Garrott, Gautier, Gee, Glenn, Gore, Gross, Grubbs, Hammett, Hardee, Harrington, Hicks, Holleman, Holmes, Hopkins, Howard, Howell, Jackson, Jacobson, Johnson, Jordan, Junkin, Kimbrell, Kirby, Knight, Lee, Lewis, Little, Lofton, Love, Loyd, McCoy, McCullough, McDevitt, McGehee, McIlwain, Measell, Moon, Morton, Myers, Pannell, Peek, Phillips, Potter, Price of Lawrence, Pryor, Ray of Alcorn, Ray of Madison, Ross, Rutledge, Sandlin, Simpson, Sims, Smith of Panola, Stephens, Stewart of Amite, Stinson, Stuart of Pearl River, Stuart of Noxubee, Sullivan, Swango, Sweat, Thigpen, Thompson, Vaiden, Virden, Waddell, Waits of Washington, Waits of Calhoun, Walker, Walley of Greene, Walley of Perry, Weeks, White, Williams of Union, Williams of Pike, Wilson, Winter, Womack, Wood, Wooten. Total—123.

Nays—Bodron, Guidry, McKenzie, McRaney. Total—4.

Absent or those not voting—Baxter, Bishop, Critz, Edwards, Farr, Grisham, Monaghan, Mullen, Price of Washington, Smith of Copiah, Tubb, Upshur, Mr. Speaker. Total—13.

Mr. Potter called up:

H. C. R. No. 16: Amend section 36 of constitution providing for annual meeting of the legislature.

AMENDMENT No. 1 BY MESSRS. WAITS OF WASHINGTON AND JOHNSON: Amend by adding the following at the end thereof:

Grisham, Gross, Grubbs, Guidry, Hardee, Harrington, Hicks, Holleman, Hopkins, Jackson, Johnson, Jordan, Junkin, Kimbrell, Kirby, Knight, Little, Lofton, Love, Loyd, McCoy, McCullough, McDevitt, McGehee, McIlwain, McKenzie, Measell, Monaghan, Moon, Morton, Mullen, Myers, Pannell, Peek, Potter, Price of Lawrence, Price of Washington, Pryor, Ray of Alcorn, Ray of Madison, Ross, Rutledge, Simpson, Sims, Smith of Pearlola, Smith of Copiah, Stephens, Stewart of Amite, Stinson, Stuart of Pearl River, Sullivan, Swango, Sweat, Thigpen, Thompson, Vaiden, Virden, Waddell, Waits of Washington, Waits of Calhoun, Walker, Walley of Greene, Walley of Perry, Weeks, Williams of Union, Williams of Pike, Wilson, Winter, Womack, Wood, Wooten, Mr. Speaker. Total—116.

Nays—Barcliff, Bodron, Jacobson. Total—3.

Absent or those not voting—Bishop, Bonds, Critz, Duckworth, Eudy, Ewing, Gee, Gore, Hammett, Holmes, Howard, Howell, Lee, Lewis, McRaney, Phillips, Sandlin, Stuart of Noxubee, Tubb, Upshur, White. Total—21.

Mr. Johnson of Tippah made the following point of order:

"That House Bill No. 521 introduced today, is similar to House Bill No. 293, which has been previously defeated, and as such cannot now be introduced, in as much as it is in direct conflict with House Rule No. 85."

Mr. Day, the occupant of the chair, reserved a ruling on the point of order, until such time as the speaker himself would make the ruling.

REPORT OF COMMITTEE ON ENROLLED BILLS

MR. SPEAKER: The Committee on Enrolled Bills has examined and found correctly enrolled the following entitled Bills, and now present them for your signature, to-wit:

S. C. R. No. 12: Ratifying a proposed amendment to the constitution of the United States.

S. B. No. 4: Authorize Forrest County to purchase electronic equipment.

S. B. No. 6: To allow trustees of Holmes County Hospital \$6.00 per diem.

S. B. No. 32: Authorize Clay County to pay \$300.00 to W. S. and S. W. McAdams.

S. B. No. 43: Authorize investment of Teacher Retirement Reserve funds.

S. B. No. 111: Authorize Harrison County to expend \$3,000.00 to establish fishing grounds.

S. B. No. 132: Authorize Forrest County to pay damages to M. C. Craft.

S. B. No. 133: Authorize Forrest County to pay M. B. Gray for hospital services.

S. B. No. 158: Authorize Harrison County to employ assistant probation officer.

S. B. No. 161: Authorize Humphreys County to transfer funds.

S. B. No. 162: Authorize Sunflower County to transfer funds.