'An Act to create a county court
of Jefferson county at law; to define
its jurisdiction; to fix its terms; provid-
ing for a clerk thereof; providing for the
appointment of a judge thereof; fixing
the salary of the clerk and judge there-
of; providing for the transfer of cases
and appeals therefrom.'

Have carefully compared same and
find it correctly enrolled, and have this
day, at 10:50 o'clock a. m., presented
same to the Governor for his approval.

BEDELL, Chairman.

Committee Room.
Austin, Texas, February 18, 1919.
Hon. R. E. Thomason, Speaker of the
House of Representatives.
Sir: Your Committee on Enrolled
Bills, to whom was referred
H. B. No. 315, "An Act to validate the
charter and incorporation of the city of
Stamford adopted by the qualified voters
of said city since the enactment of Chap-
147, page 307, of the Acts of the Regular
Session of the Thirty-third Legislature,
and filed in the office of the Secretary of
State, and declaring an emergency."

Have carefully compared same and
find it correctly enrolled, and have this
day, at 10:50 o'clock a. m., presented
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BEDELL, Chairman.

Committee Room.
Austin, Texas, February 18, 1919.
Hon. R. E. Thomason, Speaker of the
House of Representatives.
Sir: Your Committee on Enrolled
Bills, to whom was referred
H. B. No. 320, "An Act creating the
Saratoga Independent School District in
Hardin county, and declaring an emer-
gency."

Have carefully compared same and
find it correctly enrolled, and have this
day, at 10:50 o'clock a. m., presented
same to the Governor for his approval.

BEDELL, Chairman.

Committee Room.
Austin, Texas, February 18, 1919.
Hon. R. E. Thomason, Speaker of the
House of Representatives.
Sir: Your Committee on Enrolled
Bills, to whom was referred
H. B. No. 29, "An Act to repeal the
item of salary for two nurses at $600
each, contained in the appropriation for
the Confederate Woman’s Home for the
years 1918 and 1919, making an approp-
riation for the salary of two nurses for
suggested "An Act to create a county court
of Jefferson county at law; to define
its jurisdiction; to fix its terms; provid-
ing for a clerk thereof; providing for the
appointment of a judge thereof; fixing
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gency."

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find it correctly enrolled, and have this
day, at 10:50 o'clock a. m., presented
same to the Governor for his approval.

BEDELL, Chairman.
LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:
Mr. Brady for yesterday and indefinitely, on motion of Mr. Beason.
Mr. Davidson for today and the balance of this week, on motion of Mr. Murphy.
Mr. Pope for last Saturday and Monday, on motion of Mr. Bonham.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Faubion:
H. B. No. 515, A bill to be entitled "An Act to amend Section 3 of Chapter 73, Acts of the Thirty-fifth Legislature, passed at its Fourth Called Session, providing that it shall be the duty of the county collector to transmit to the State Highway Department one-half of the gross registration, chauffeur or transfer fees collected during the preceding week where the county has received State or Federal aid for road-building purposes and to retain the other one-half to be deposited in the county depository and providing that in counties that have not received State or Federal aid for road-building purposes the tax collector shall transmit only one-fourth of the gross fees collected during the preceding week, retaining a deposit in the county to be credited to the road and bridge fund the remaining three-fourths, and declaring an emergency."
Referred to Committee on Revenue and Taxation.

By Mr. Bertram:
H. B. No. 516, A bill to be entitled "An Act requiring the payment of an occupation tax by every person, firm, copartnership, or association incorporated or unincorporated, foreign or domestic, or the agent or representative of such, owning, operating, controlling, managing or leasing any refinery within this State for the purpose of refining gasoline, naphtha, coal oil, benzine, or other products refined from petroleum, and providing for quarterly reports to be made to the Comptroller of Public Accounts on the first days of January, April, July and October of each year; providing for failure to make such reports, or to pay the tax herein provided for, and declaring an emergency."
Referred to Committee on Revenue and Taxation.

By Mr. King of Throckmorton and Mr. Hill of Wheeler:
H. B. No. 517, A bill to be entitled "An Act to amend Article 1737 of the Revised Civil Statutes of the State of Texas, 1911, providing that when a judge of a county court is legally disqualified to try cases pending in his court, the parties may by consent appoint a proper person to try such cases; providing further that any county judge, in any adjoining county, may perform the duties of the county judge in the trial of cases where the judge is disqualified, when called upon to do so by the county judge so disqualified, and declaring an emergency."
Referred to Judiciary Committee.

By Mr. Williams of Montgomery and Mr. W. A. Black of Bexar:
H. B. No. 518, A bill to be entitled "An Act to amend Article 6823, Chapter 3, of Title 118, Revised Civil Statutes of the State of Texas, 1911, by adding thereto provisions that all instruments..."
of writing conveying or affecting title to real estate shall have attached thereto a certificate showing all State, county, and district tax, delinquent or due on such real estate, has been fully paid; and said certificate shall be signed officially by the collector of the county in which said real estate is situated; providing that this act shall take effect from and after its passage, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Owen:

H. B. No. 519. A bill to be entitled "An Act to amend Sections 4 and 7 of Chapter 95 of Local and Special Laws of the State of Texas, passed at the Regular Session of the Thirty-third Legislature of the State of Texas, relating to the issuance of road improvement bonds by Navarro county or any political subdivision thereof, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Cox and Mr. Hill of Hidalgo:

H. B. No. 520. A bill to be entitled "An Act to amend Chapter 74 of the General Laws of the Regular Session of the Thirty-fifth Legislature of Texas, so as to prohibit the sale or offering for sale of road vehicles of certain carrying capacity with tires of less than the herein prescribed width within the State of Texas; fixing penalties for the violation thereof, and providing the time at which such act shall take effect."

Referred to Committee on Criminal Jurisprudence.

By Mr. Johnson of Travis:

H. B. No. 521. A bill to be entitled "An Act to authorize and direct the Secretary of State to exchange Court Reports, Session Acts and other publications of the State for textbooks and like publications of other States and foreign countries for the benefit of the Law Library of the University of Texas, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Jones:

H. B. No. 522. A bill to be entitled "An Act making an appropriation for the establishment, construction, equipment and maintenance of a wool and mohair scouring plant at the Agricultural Experiment Station of the Agricultural and Mechanical College of Texas, for the scouring of representative samples of wool and mohair in order to determine their shrinkages, as protection to the Texas producers of wool and mohair in the sale of their products, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Stout:

H. B. No. 523, A bill to be entitled "An Act to make appropriation to cover the cost of properly finishing the permanent building now under construction for the use of the Texas State Quarantine Station at Sabine, Texas, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Lee:

H. B. No. 524, A bill to be entitled "An Act making it unlawful to remove any animal from the county where such animal was bred to a stallion, jack, bull or boar without paying the owner or keeper for the service of such stallion, jack, bull or boar or else securing his permission to remove such animal, and prescribing a penalty therefor."

Referred to Committee on Education.

By Mr. Bonham:

H. B. No. 525, A bill to be entitled "An Act creating the Tynan Independent School District in Bee, San Patricio and Live Oak counties, Texas, and providing for the election of a board of trustees to manage and control the public free schools within said district, naming the fiscal year as to 4 taxes, investing said district with all the powers, rights and duties of independent school districts formed for free school purposes only, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Parnell:

H. B. No. 526. A bill to be entitled "An Act making an appropriation for heating, plumbing fixtures, sewerage disposal, ice plant, laundry machinery, and for the erection of an industrial building, nurses' home, male chronic ward and female chronic ward for the Northwest Texas Insane Asylum in addition to the appropriation contained in Chapter 186, Acts of the Regular Session of the Thirty-fifth Legislature, and providing that such fund shall be expended under the direction of the building board created by the act of the Thirty-fifth Legislature, and declaring an emergency."
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Referred to Committee on Appropriations.

BILLS RECOMMITTED.

On motion of Mr. Sackett, House bill No. 447 was recommitted to the Committee on Stock and Stock Raising.

On motion of Mr. J ill of Hidalgo, House bill No. 453 was recommitted to the Committee on Revenue and Taxation.

On motion of Mr. Beard, House bill No. 270 was recommitted to the Committee on Revenue and Taxation.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Wiginton, it was ordered that House bill No. 500 be not printed.

On motion of Mr. Stout, it was ordered that House bills Nos. 508 and 510 be not printed.

On motion of Mr. Bledsoe, it was ordered that Senate Joint Resolution No. 13 be not printed.

On motion of Mr. Pope, it was ordered that House bill No. 468 be not printed.

COMMITTEE AMENDMENTS ORDERED PRINTED.

On motion of Mr. Tillotson, the committee amendments to House bill No. 207 were ordered printed in lieu of the original bill.

ADDITIONS TO STANDING COMMITTEES.

On motion of Mr. Bledsoe, Chairman, Mr. Jones was added to the Judiciary Committee.

On motion of Mr. Williams of McLennan, Chairman, Mr. O. B. Black of Bexar was added to the Committee on Insurance.

On motion of Mr. Blackburn, Chairman, Mr. O. B. Black of Bexar was added to the Committee on Criminal Jurisprudence.

RELATING TO THE GOODNIGHT RANCH.

Mr. Satterwhite moved to reconsider the vote by which the House, on yesterday, referred the resolution offered by himself relating to the Goodnight Buffalo Ranch to the Committee on Stock and Stock Raising.

The motion to reconsider prevailed.

Question then recurring on the motion to refer, it was lost.

Question—Shall the resolution be adopted?

Mr. Tilson offered the following amendment to the resolution:

Amend by making the committee “five” in place of “three.”

The amendment was adopted.

Mr. McCord moved the previous question on the resolution, and the main question was ordered.

Question then recurring on the resolution, it was adopted.

Mr. Satterwhite moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

BILL ORDERED PRINTED.

On motion of Mr. Beason, it was ordered that Senate bill No. 36 be printed.

FURTHER TIME GRANTED.

On motion of Mr. Terrell, the Committee on Constitutional Amendments was granted further time for the consideration of House Joint Resolution No. 21.

ENDORSING RESOLUTION BY CONFEDERATE VETERANS.

Mr. Winfree offered the following resolution:

H. C. R. No. 31, Endorsing resolution by Confederate Veterans.

Be it resolved by the House of Representatives, the Senate concurring, That we do endorse the attached resolution as adopted by the Confederate Veterans in the Confederate Home at Austin, and that a copy of same be sent to our National Congress, with request for prompt and favorable consideration.

Austin, Texas, February 17, 1919.

At a called meeting of the Veterans at the Texas Confederate Home today, February 17, 1919, the following resolution were passed unanimously:

Resolved, That we, as Confederate Veterans, do heartily endorse the action of Mildred Lee Camp No. 80, U. C. V., at Sherm an, Texas, in the effort to have delayed justice done to the men of the ’60’s, and we hereby join said camp in an earnest appeal to our Senators and Representatives at Washington to use their influence in our behalf, for the following reasons:

1. That the $60,000,000 of cotton tax is justly ours.
2. That for fifty years we have given manhood and our strength to the task of developing the fair State in which we live.

3. That we have borne our pro rata part of the taxation levied upon all the States for the payment of Federal pensions.

4. That we have proven our loyalty to the land of our nativity by freely giving our sons and grandsons to guard the honor of our common country.

5. That we are not asking for charity, but to relieve the people of Texas from the heavy burden of caring for here Confederate Veterans.

Resolved, further, That we respectfully ask both houses of our present Legislature to use their influence in our behalf.

J. A. McGREGOR,
Chairman.

J. O. BRADFIELD,
Secretary.

The resolution was read second time and was adopted.

RELATING TO PRUSSIAN PICTURES.

Mr. Darroch offered the following resolution:

Whereas, There are hanging on the walls of the Hospital at the Confederate Home certain battle pictures, representing the triumphs of "Royal Prussian Troops," and which pictures are intended to commemorate the triumphs of Prussianism in times past, and at the particular time when the Prussian war machine was being developed to that point of "military efficiency" which enabled it to overrun our beloved ally, "France," in the War of 1870; and

Whereas, The entire civilized world has been for the past four years engaged in a stupendous war brought about by the arrogance of Prussianism, and to overcome the boasted and flaunted supremacy of Prussian militarism and Prussian ideals; and

Whereas, Everything pertaining to this devil defiling, baby murdering bunch of butchers, and their boasted military supremacy should be buried in eternal oblivion, and should not be paraded before the eyes of decent self-respecting American citizens; and

Whereas, Many of the inmates of the Confederate Home have sons, grandsons, or nephews who have been called to the service of their country, and many of whom have been sacrificed as victims to this same Prussian military spirit which such pictures are intended to honor and commemorate, and have given their life blood to prevent the "Triumph of Royal Prussian Troops" over the civilized world, and said pictures are therefore highly objectionable to such old veterans; therefore, be it

Resolved by the House of Representatives of the State of Texas, That said pictures be and are hereby directed to be immediately removed from the walls of the Hospital at the Confederate Home and that the same be burned. Be it further

Resolved. That a copy of this resolution be delivered to the Superintendent of the Confederate Home, and that he is requested to dispose of said pictures without delay.


The resolution was read second time. On motion of Mr. Smith of Hopkins, the resolution was referred to the Committee on State Affairs.

SENATE BILL NO. 97 ON FINAL PASSAGE.

The Speaker laid before the House, as postponed business, on its final passage, S. B. No. 97, A bill to be entitled "An Act relating to limited partnerships, joint stock companies and unincorporated joint stock associations or companies and common law corporations (so-called): providing that a certified copy of the articles of agreement and all amendments or supplements, as well as dissolutions thereof, of all limited partnership, joint stock company or unincorporated joint stock association or companies, now organized or that may hereafter be organized in this State, certified to by the president and secretary with the seal of said organization affixed, if there be a president and secretary and said organization has a seal, and if not then by the general partners thereof, that the same is a true and correct copy of such articles of agreement, amendment, supplement or dissolution, as the case may be, of such partnership, joint stock company or unincorporated joint stock association or company, as entered into and executed by them, be filed in the office of the Secretary of State to be by such officer kept for the inspection of all persons interested in such organization; that the Secretary of State cause an indexed record to be kept of such filing; providing the fees to be paid by such or-
organizations to the Secretary of State of the filing of such articles, amendments, supplements and dissolutions, and the keeping of such indexed record; providing penalties for the failure of such limited partnerships, joint stock company or joint stock association or company to so file their said articles of agreement, as well as all amendments or supplements and dissolutions, and declaring an emergency.

The bill having been read third time on Thursday, February 6.

Mr. John Davis of Dallas offered the following amendment to the bill:

Amend Senate bill No. 97, page 2, line 29, by adding at the end of said line, immediately following the term "common law," the following word, "corporation."

The amendment was adopted.

Mr. Horton offered the following amendment to the bill:

Amend Senate bill No. 97, page 2, line 34, by adding the following: "Provided that the Secretary of State shall, upon application, furnish to any person a copy of such articles of agreement, amendments, etc., upon receipt of the fee provided by law."

The amendment was adopted.

Mr. Thomason raised a point of order on further consideration of the bill at this time, on the ground that the time for consideration of a special order had arrived.

The Speaker sustained the point of order.

SENATE BILL NO. 118 ON SECOND READING.

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to third reading,

S. B. No. 118, A bill to be entitled "An Act to provide for the purchase of and distribution by the State of free text-books to the public school children of the State of Texas, making it the duty of the State Board of Education to purchase such books from a fund set aside each year out of the available school fund of the State; providing the procedure to be followed in purchase of said books and their distribution through the State agencies or depositories with the State has taken over the contracts under the terms thereof and in accordance with the laws of the State; fixing a penalty for a violation of this act, and providing that the furnishing of the pupil with free text-books shall not begin until the commencement of the scholastic year of 1919-20 and declaring an emergency."

The bill was read second time.

(Mr. Satterwhite in the chair.)

Mr. Johnson of Ellis offered the following (committee) amendment to the bill:

Amend Senate bill No. 118 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. The State Board of Education is hereby authorized and empowered and it is made its duty to purchase
books from the contractors of text-books used in public free schools of this State and to distribute the same without other cost to the pupils attending such schools within this State in the manner and upon the conditions hereinafter set out.

Sec. 2. That in order to carry out the provisions of this act, the State Board of Education shall annually, at a meeting designated by them each year, set apart out of the available free school fund of the State an amount sufficient to purchase and distribute the necessary school books for the use of the pupils of this State for the scholastic year ensuing.

Sec. 3. The State text-book fund of this State shall consist of the fund set aside by the State Board of Education from the available school fund as is provided for in Section 2 of this act, together with all funds accruing from the sale of disposed books and all moneys derived from the purchase of books from boards of school trustees by private individuals, by schools, or from any other source.

Sec. 4. The State Board of Education shall require from the State Superintendent, on July 1 of each year, a report as to the funds necessary for the purchase and distribution and other necessary expenses of school books for the regular school session of the following year, and said Board of Education shall have the power to set apart from the available school fund the estimated amount with 25 per cent additional, this additional sum to be used only to meet emergencies or necessities caused by unusual increase in scholastic attendance or by unusual and unforeseen expenses and school conditions. Funds transferred to the text-book fund shall remain permanently in this fund, until expended and shall not lapse to the State at the close of the fiscal year; provided, that the State Superintendent of Public Instruction shall be required to include in the aforementioned report to the State Board of Education a statement as to the amount of this fund which is unexpended, and said amount shall be considered by the board in determining the necessary expenditures for text-books for the following year.

Sec. 5. The purchase and distribution of free text-books for the State shall be under the management of the State Superintendent of Public Instruction, subject to the approval of the State Board of Education. All details of plans for purchase and distribution of books not definitely covered by the provisions of this law shall be subject to the approval of the State Board of Education.

Sec. 6. All parties with whom book contracts have been made shall establish and maintain in some city in the State a depository where a stock of their goods to supply all immediate demands shall be kept; all contractors not maintaining their own individual or separate State agencies or depositories shall maintain a joint agency or depository to be located at some suitable and convenient distributing point, at which general depository each contractor joining in said agency shall keep on hand a sufficient stock of books to supply the schools of the State. Boards of school trustees of every school district of the State, or their legally appointed representatives, shall be entitled to order directly from the State agency or depository herein provided for, and designated by said contractor or contractors as established to comply with conditions of this act. text-books for use in the schools under the control of said trustees, such books to be purchased in accordance with the terms of this act, and to be delivered by said depository, all packing, shipping, freight, express, mailing or other charges to be paid by said contractor or depository. To railway station at the town or city in which school is situated, or to railway station designated in the requisition; provided that the depository shall not be required to fill orders by express or parcel post except such orders as may be defined by the State Superintendent of Public Instruction as emergency orders. The last above established freight rate for filling such emergency orders may be added to the price of the books so shipped; provided further that if book contractors have complied with orders from the State Department of Education and have made prompt shipments as required by their contracts, that if the receivers of said shipments fail or refuse to take the shipments from the transportation companies, that the contractors will not be responsible for any demurrage in case of such failure.

Any person, school not controlled by the State, or dealer in any county in the State may order books from said State agency, or depository, and the books so ordered shall be furnished at the same rate and discount as are granted to the State; provided that in
such case the State depository or agency may require that the price of books so ordered shall be paid in advance. Upon the failure of any contractor to furnish the books as provided in the contract and in this act, the county judge in the county wherein such books have not been furnished, shall report the fact to the Attorney General and he shall bring suit on account of such failure in the name of the State of Texas in the District Court of Travis county, and shall recover on the bond given by such contractor for the full value of the books not furnished as required, and in addition thereto the sum of one hundred dollars, and each day of failure to furnish the books shall constitute a separate offense, and the amounts so recovered shall be placed to the credit of the State Text-Book Fund.

Sec. 7. The school trustees of each district shall be designated as the legal custodians of the books, and shall have the power to make such arrangements for the distribution of books to the pupils as they may deem most effective and economical; provided, that no district shall have the power to make any regulation in regard to text-books, which is at variance with the provisions of this act, or with the regulation for the State, made by the State Superintendent of Public Instruction and approved by the State Board of Education.

Sec. 8. Books shall remain the property of the State, and after purchase through requisition according to the provisions of this act, shall remain in the charge of the district school trustees, as the legal custodians of the books. The district school trustees shall have the power to delegate to their employees such power as to requisitions and distribution of books and the management of books, as in their judgment may be best; provided that such plans shall not be at variance with the provisions of this law, or with the State rules for free text-books, formulated by the State Superintendent of Public Instruction and approved by the State Board of Education.

Sec. 9. One or more members or employees of each district board of trustees shall enter into bond in the sum of fifty per cent in excess of the value of the books consigned to them by the State, payable in Austin, Texas, to the Governor of the State of Texas, or his successors in office, said bond to be approved by the county judge of the county in which the school is situated, and by the State Superintendent of Public Instruction and deposited with the State Superintendent, conditioned on the faithful discharge of his duties under his employment and under this act, and that he or they will faithfully account for all books coming into his or their possession and for all moneys received from the sales thereof; provided, that all moneys accruing from the forfeiture of the bonds shall be deposited by the Governor to the credit of the State Text-Book Fund.

Sec. 10. Requisitions for books shall be made in the following manner: On the first day of April each teacher shall make report to the principal of the maximum attendance of his or her grade, or school, if not a graded school. If the school has only one teacher, said report as to the maximum attendance of the pupils of each grade of work shall be made by the teacher to the board of school trustees and to the county superintendent. In case of unorganized counties, or counties having an ex-officio county superintendent, reports shall be made to the State Superintendent. Reports as to the maximum attendance for the school shall be made not more than one week subsequent to the first school day of April, by the principal to the city superintendent, if the school is not situated in a city or town. The city or town superintendent of schools shall compile reports of principals and make report to the State Superintendent of Public Instruction. The county superintendent shall make such report to the State Superintendent of Public Instruction as to the maximum attendance of each rural school of his county as will designate the number of text-books of each grade and kind to which each rural school of his county shall be entitled. Reports as to the maximum attendance of each school under their direction shall be made to the State Superintendent of Public Instruction by the aforesaid superintendents of cities, towns, and counties, not later than April 25th, provided that should the school close before this date, it shall be the duty of the teacher to file with the county superintendent and with the board of school trustees reports complying with the provisions of this act. Blank forms for reports and for requisitions of text-books shall be furnished to all boards of school trustees by the State Department of Education. Requisitions for books shall be based on said reports as to the maximum number of
scholastics in attendance the preceding school session, plus an additional fifteen per cent, and such requisitions shall be made through the State Superintendent of Public Instruction and by him furnished to the State depository designated by contractors of books, provided that in cases of unforeseen emergency the State depository shall fill small orders for books on requisition approved by the chairman of the district board of school trustees, such requisition subsequently to be sent promptly for approval to the State Department of Education. One copy of each text-book used in the work taught by the teacher must be issued by the school trustees, or their representatives, to each teacher as a desk copy, such books to be returned to the trustees or their representatives at the close of the session.

Sec. 11. Bills for text-books purchased by the State on requisitions as provided for in Section 10 of this act shall be paid by warrants on the State Treasury made by the State Department of Education and approved by the State Superintendent of Public Instruction. Such payment shall be made within ninety days from date of delivery and if payment be delayed thereafter, 6 per cent per annum shall be added until date of payment. The State Department of Education shall issue to each school district warrants to the value of five per cent of the contract price of books supplied to said district, this sum to be paid from the Free Text-Book Fund to cover the cost of care of the books and the cost of distribution of the books to the pupils of said districts.

Sec. 12. Teachers and school officers must make such reports as to the use, care and condition of free text-books as may be required by the local trustees or by the State Department of Education. The salary for any month of any teacher or emplyee who neglects to make such report at the proper time may be withheld until each report be received in a condition satisfactory in form and content. Text-books shall be subject to inspection by any inspector or agent authorized by those having charge of the local text-book service, or authorized by the State Superintendent of Public Instruction, subject to the approval of the State Board of Education: provided, that inspectors authorized by the State Department of Education shall be those in regular employment as high school inspectors, rural school inspectors, or inspectors of vocational education.

Sec. 13. Specific rules as to the requisition, distribution, care, use and disposal of books may be made by the State Superintendent of Public Instruction subject to the approval of the State Board of Education; provided that such rules shall not conflict with the provisions of this act, or with the uniform text-book law under the terms of which contracts for supplies, books or made with the publisher or with the terms of said contract. No teacher or employe of the school engaged in the distribution of text-books under this law as the agent or employe of the State, or of any county or district in the State shall, in connection with this distribution, sell or distribute, or in any way handle any kind of school furniture or supplies, such as desks, stoves, blackboards, crayon, erasers, pens, pencils, tablets, etc.

Sec. 14. All books shall have printed labels pasted on both inside covers; said label to be supplied by the State Department of Education. Each school shall number all books, placing the number on these labels. All teachers shall keep a record of the number of all books issued to each pupil. All books must be covered by the pupil, under the direction of the teacher. Books must be returned to the teacher at the close of the session or when the pupil withdraws from school. Each pupil, or its parent or guardian, shall be responsible to the teacher for all books not returned by the pupil and said pupil not returning all books delivered to him or her shall not be entitled to the benefits of this act until said books are paid for by said parent or guardian.

Local boards of trustees shall make provision for the fumigation of books before the reissue of the books. Covers of all books shall be removed before reissue, and the pupil to whom the book is issued shall replace cover, under the direction of the teacher.

Sec. 15. Books may be bought from the local boards of trustees by pupils or parents of pupils attending the public schools of the State, said boards to furnish the books at the retail contract price. Any book may be purchased from the State depository designated by the contractor holding the contract for said book, but State institutions or by private schools, or church schools, such purchase to be made on the same terms as those given to the State for the same book. All money accruing from sales of books by district boards of school trustees shall be forwarded to the State text-book fund not later than one month after the sale.
Sec. 16. For the next two school sessions after the passage of this act all district boards of school trustees or their legally appointed representatives shall be empowered to pay to any pupil one-half of the exchange price of any adopted text-book in use the preceding year on delivery to the teacher of said book, provided that the same privilege of surrendering to the State the adopted books in previous use during the scholastic year preceding the change of books and receiving therefor one-half of the exchange price of books, shall be accorded to cities, towns or districts which previously to the passage of this act have owned and furnished free text-books to the pupils. Bills for the repayment to the school district of such purchases shall be attested as correct by a notary public by the chairman of the district board of trustees, or by his legally appointed representatives, approved by the State Superintendent of Public Instruction, and paid on warrants on the text-book fund issued by the State. Each district shall be allowed warrants to the amount of five per cent of the aggregate exchange price of all books turned over by the district to the book contractors and accepted by them in exchange for new books, this sum being set apart to pay cost of handling and packing books, and transportation to the nearest railway station.

Sec. 17. The State Superintendent of Public Instruction, with the approval of the State Board of Education, may prove for the disposition of such text-books as are no longer in a fit condition to be used for purposes of instruction, provided that the district board of trustees shall retain a sufficient number of each text-book to be used as exchange copies in case of change of the adopted text-book, and provided that whenever it should become practicable to sell such old text-books for use in the manufacture of paper, pulp or similar substances, the highest prices obtainable shall be secured by bids and money accruing from the sale shall be deposited to the credit of the State text-book fund. In case of the disuse of books in fair condition, inspectors of the State Department of Education may require the continuance of the use of said books.

Sec. 18. Complaints in regard to text-book service shall be made both to the State Superintendent and to the State depository designated by contractors of the books. In case such complaint does not receive reasonably prompt attention, complaint shall be taken to the county judge, who shall proceed in accordance with the provisions of this act (Section 6.) Trustees of unorganized counties shall make complaint to the county judge of the county to which said unorganized county is attached for judicial purposes.

Sec. 19. In making requisitions for supplementary books, teachers shall designate their first, second, third choice, etc., to the limit of the sets of supplementary books adopted, and such reports shall be furnished to the State Superintendent. And said supplementary books shall be issued according to rules prescribed by the State Superintendent of Public Instruction. Requisitions for supplementary books may be made at convenient times during the session, but must be made within one month in advance of the time the books will be needed.

Sec. 20. Immediately upon the taking effect of this act, it shall be the duty of the State Superintendent of Public Instruction to notify all parties holding contracts for the sale of text-books for use in the public schools of this State to the effect that the State of Texas has taken over the contracts now existing and will purchase books thereunder according to their terms.

Sec. 21. A wilful violation of any provision of this act by any person other than text-book contractor shall be a misdemeanor punishable by fine of not less than $5.00 nor more than $100.00.

Sec. 22. The furnishing to the pupils and patrons of the schools of this State of free text-books shall not begin under the terms of this act until the commencement of the scholastic term of 1919-1920.

Sec. 23. All necessary expenses incurred by the operation of this act incident to the enforcement of this law shall be paid from the State text-book fund herein provided for upon bills approved by the State Superintendent of Public Instruction and shall be paid upon warrants drawn by the Comptroller upon the Treasury of the State.

Sec. 24. Should any sections or any part of this act be declared unconstitutional it shall not effect any other part of this act.

Sec. 25. The fact that the people of this State at the last general election amended the Constitution of this State to provide for free text-books for the school children of this State, and that there is an urgent demand that a law be passed putting the constitutional amendment into effect, creates an emer-
gence and an imperative public necessity demanding the suspension of the rule requiring bills to be read upon three several days, and such rule is so suspended and this act shall take effect from and after its passage, and it is so enacted.

Mr. O'Banion offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1, page 15, Section 14, line 24, by adding after the word "guardian" the following: "Provided, that when a pupil has lost a book during the school term, which has been issued to him, another such book shall not be issued to said pupil until a deposit equal to the value of the lost book has been made by the pupil, its parents or guardian; said deposit to be refunded to the person so making the same in the event the book so lost is returned before the end of the school term."

The amendment to the (committee) amendment was adopted.

Mr. Terrell offered the following substitute for the (committee) amendment:

Amend the bill by striking out all the caption and insert in lieu thereof the following:

A bill to be entitled An Act to provide for the purchase and distribution of text-books by the State to all the public free schools of the State, making the duty of the State Board of Education to contract for and purchase such books from a fund set aside each year out of the available school fund; providing that the fund so set apart shall be a permanent text-book fund and apportioned to the various counties of the State upon a per capita basis in the manner that the State available school fund is apportioned; providing for the deposit of the fund so apportioned in the county depositories to be used for the purchase of text-books for the use of children attending public schools and for general school purposes when sufficient books are supplied; providing that the text-book fund shall constitute funds so set apart together with all funds accruing from the sale of discarded books and other sources; providing the method of ascertaining the amount going to each county and that the funds so apportioned shall not lapse to the State at the close of the fiscal year; providing that the price paid for books by local authorities shall never exceed price fixed by the State contract and that the distribution of books shall be through any county depositories under the management and supervision of the county superintendents and county boards of trustees and school district trustees; providing that contractors shall establish and maintain a central depository and county depository, and providing a method of procuring books therefrom; providing for the institution of suit upon the bonds of contractors for failure to furnish books as provided in the act; providing that the school trustees of each district shall designate a legal custodian of the books and make arrangements for the distribution thereof; providing the method of ascertaining the number of scholastics in the State; providing that the books so purchased shall remain the property of the State in charge of the district school trustees; providing for the appointment of legal custodians of the books and prescribing the duties and fixing his compensation and providing that such custodian shall give bond for the safe handling thereof and accounting of all moneys received by him; providing a method of making requisitions for books and the manner of payment for same; providing that teachers and school officers shall make reports as to the use, care and condition of books, and providing that the State Superintendent may make rules governing the requisition, distribution, care, use and disposal of books, and providing that no teacher or employee of any school engaged in the distribution of books shall sell any school desk or school furniture of any kind with the exception of pencils, tablets, pens, ink, writing paper and small articles of daily use; providing that all books shall have printed labels on both inside covers of the same to be supplied by the State; providing for the numbering of all books and a keeping of a record thereof; providing that all books must be covered and returned at the close of the session or when pupil withdraws from school; providing for the care of school books and for their fumigation and removal of covers before reissuance; providing that books may be bought by parents at the retail contract price; providing for the two scholastic years after the passage of this act all school trustees and their representatives shall be authorized to pay one-half the exchange price for books in use the preceding year, and according to the same privilege to cities, towns and districts which have owned and furnished free text-books to pupils; providing a method of disposition of books no longer suitable for use and for the handling of complaints with regard to text-book service; providing for the making of requisitions for supplementary books; providing that the
State Superintendent shall notify all contractors that the State of Texas has taken over the contract; and providing that county depositories may be dispensed with under certain conditions; fixing the penalty for violation of any section hereof, and providing that furnishing of free text-books shall not begin until September 1, 1919; providing that expenses incurred by the State Superintendent shall be paid from the State Text-Book Fund, and declaring an emergency.

Amend the bill by striking out all after the enacting clause and insert the following:

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

Section 1. The State Board of Education is hereby authorized and empowered, and it is made its duty to purchase books from the contractors of textbooks used in the public free schools of the State, and to have them distributed by the contractors to all the public free schools through the State and county depositories at the contract price, without cost to the pupils or patrons of the public school, except in the manner and upon the conditions hereafter provided.

Sec. 2. That in order to carry out the provisions of this act the State Board of Education shall at a regular monthly meeting designated by them each year set apart out of the available free school fund of the State, an amount sufficient to purchase and to have distributed by the contractors through State and county depositories a sufficient number of textbooks for the use of all the pupils within the scholastic age attending the public schools of the State. In order to carry out the purposes of this act, the State Board of Education shall estimate the cost of such free textbooks upon a basis hereinafter prescribed, and add thereto 25 per cent additional to meet emergencies, caused by unusually large attendance upon the public free schools, or from any unforeseen circumstances; which amount so determined shall constitute a permanent text-book fund, and shall be apportioned to the various counties upon a per capita basis, just as the State available school fund is apportioned, and shall be deposited in the county depositories, as other school funds are deposited, and used as a permanent text-book fund for the counties, to purchase textbooks for the use of the children attending the public schools, and for general school purposes when a sufficient number of books have been supplied.

Sec. 3. The text-book fund of this State shall consist of the fund set aside by the State Board of Education from the available school fund as provided for in Section 2 of this act, together with all funds accruing from the sale of unused books and all moneys derived from the purchase of books from boards of trustees, by private individuals, by schools, or from any other source when designated as a part of the text-book fund.

Sec. 4. The State Board of Education shall require from the State Superintendent on July 1st of each year a report as to the funds necessary for the purchase and distribution and other necessary expenses of getting the books into the public schools for the regular session of the following year, which report shall be based on the information furnished in the reports of average daily attendance hereinafter provided for in Section 10; and at such meeting, or as soon thereafter as practicable, the State Board of Education shall set apart the text-book fund for the following year in the manner required in Section 2 hereof. Funds transferred by the State Board of Education to the text-book fund and apportioned to the counties shall not lapse to the State at the close of the fiscal year; provided, also, that the State Superintendent of Public Instruction shall require county superintendents, ex-officio county superintendents and school boards to make reports as to the amount of text-book funds left over each year, and such funds shall not be considered in setting aside the text-book fund for the next ensuing year, except in such districts as have had an eight months free school term, in which case the amount of such excess may be transferred by the county superintendent to other districts in the county not having sufficient funds for an eight months' free school term.

Sec. 5. The purchase price of textbooks shall be regulated by State contract with the publishing companies, as now, or hereafter to be provided by law; and the price paid for the books by the local school authorities shall never exceed the prices fixed in the State contracts. The distribution of the books to the various schools shall be through county and State depositories, under the management and supervision of the county superintendents, the county boards of trustees and school district trustees, in accordance with rules and regulations approved by the State Superintendent of Public Instruction and the State Board of Education.
Sec. 6. All parties with whom contracts have been made shall establish and maintain in some city of this State a central depository, where a stock of their goods, to supply immediate and general demands, shall be kept; all contractors not maintaining their own individual or State agencies, or depositories, shall maintain a joint agency, or depository, to be located at some convenient distributing point at which depository each contracting in said agency shall keep on hand a sufficient stock of books to supply the schools of the State; and they shall also maintain one or more depositories in each county where a stock of books shall be kept for the convenience of the people, such depositories to be approved by the county superintendents of public instruction. Boards of school trustees of every district in the State, or their legally appointed representatives, shall be entitled to purchase books directly from the county depositories, or to order from the State depository such books as cannot be had from the county depository. All of said contractors agreeing to furnish text-books to the State under previous laws, or under this act, shall be required to get the books into the schools at the contract price; and where they fail to keep a sufficient number of books at the county depositories to supply the needs of the schools, and when the school boards are compelled to order books from the State depository, such books shall be securely wrapped or boxed, and shipped to the freight, express, or post-office designated in the order, with all charges paid to the point of destination; and the party or parties, ordering the same shall be notified by letter of such shipment, furnished a bill of the books, and naming the point to which they were shipped; provided that the State depository shall not be required to fill any order by express or parcels post, unless such order is designated by the county superintendent or board of school trustees as an "emergency" order, nor shall they be required to pay charges, when books ordered can be had in the local or county depository. Any person, school not controlled by the State, or dealer in any county of the State, may order books from such State agency or depository, and the books so ordered shall be furnished at the same rate and discount as granted to the State; provided that in such case the State depository, or agency, may require that the price of the books so ordered shall be paid in advance. Upon the failure of any contractor to furnish such books, as provided in the contract and in this act, the county superintendent or ex-officio county superintendent in the county wherein the books have not been furnished shall report the fact to the county attorney and the Attorney General, and the county attorney shall bring suit in the district court of said county for such failure to furnish the books, and may recover on the bond of such contractor for the full value of the books not furnished, as required; and, in addition thereto, the sum of $100.00, and each day of failure to furnish the books shall constitute a separate offense, and the amounts so recovered shall be placed to the credit of the text-book fund in said county; provided, that in case the county attorney shall fail to prosecute such suit as herein provided, the county superintendent or ex-officio county superintendent shall advise the Attorney General that such suit has not been brought, and the Attorney General shall bring suit in the district court of Travis county, and may recover upon said bond the penalties prescribed in this section, and such moneys shall be paid into the State text-book fund.

Sec. 7. The school trustees of each district shall be designated as the legal custodians of the books and shall have the power to make such arrangements for the distribution of the books as they may deem most effective and economical; but such regulations must conform to the provisions of this act, and be approved by the county superintendent, and the State Superintendent of Public Instruction.

Sec. 8. Books purchased with the State text-book funds under the provisions of this act shall be the property of the State, but shall remain in charge of the district school trustees as the legal custodians of the school. The district school trustees shall have the power to delegate to their employees such power as to requisitions, distribution of books, and the management and safekeeping of the books as in their judgment may be best; provided, that such plans shall not be at variance with the provisions of this law, or with the regulations of the county and State Superintendent of Public Instruction, approved by the State Board of Education, for the distribution and protection of the books.

Sec. 9. The boards of trustees of the various school districts of the State shall designate some person, or persons...
as custodian of the books, whose duty shall be to receive the books from the trustees, issue them to the school children, and act as custodian of the books when not in the hands of the school children. For such services the person, or persons, designated by the trustees as custodian of the books, may receive such compensation as the trustees prescribe, not to exceed 5 per cent of the contract price of all the books handled by said district, the same to be paid out of the text-book fund apportioned to the district or county, upon the trustees' voucher, approved by the county superintendent of public instruction. The trustees shall require the custodian of the books to give bond, or furnish security for the safe handling of the books, and the proper accounting to the trustees of all moneys received from the sale or exchange of books.

Sec. 10. Requisitions for books shall be made in the following manner: On the first day of April each teacher shall make report to the principal of the average attendance of his or her grade, or school, if not a graded school. The number of scholastics in attendance shall be the average number in attendance for the school session of the preceding year, estimated from the opening day of school to the last day of March, inclusive, or so much of said time as school may be in session. If the school has only one teacher, said report as to average number of pupils of grade to be made by the teacher of each grade to the board of school trustees and to the county superintendent. In case of unorganized counties, or counties having an ex-officio county superintendent, reports shall be made to the State Superintendent. Reports as to the average attendance of the schools shall be made not more than one week subsequent to the first school day of April, by the principal to the city or town superintendent, or by the principal to the county superintendent, if the school is not situated in a town or city. The city or town superintendent of schools shall compile reports of principals, and make report to the State Superintendent of Public Instruction. The county superintendents shall make such reports to the State Superintendent of Public Instruction as to the average attendance of each rural school of his county, as will designate the number of text-books of each grade and kind, to which each rural school of their counties shall be entitled. Reports as to the average attendance of each school under their direction shall be made to the State Superintendent of Public Instruction by the aforesaid superintendents of cities, town and counties, not later than April 25th; provided, that should the school close before this, it shall be the duty of the teacher to file with the county superintendent and with the board of school trustees reports, complying with the provisions of this act. Blank forms for reports and for requisitions of text-books shall be furnished to all boards of school trustees, by the State Department of Education. Requisitions for books shall be based on said reports as to average number of scholastics in attendance the preceding session, plus an additional 25 per cent, and such requisitions shall be made by the various county and city superintendents, through the State Superintendent of Public Instruction, and by said superintendent to the State depository designated by the contractors of text-books to be shipped to the county depositories for use in the public schools for the ensuing year; provided, that local boards of trustees may order additional supplies of books direct from the State depository, when the books cannot be had in the county depositories; and a copy of said order or requisition shall be sent to the State Superintendent of Public Instruction, in order that a record of all books purchased for use in the public schools may be kept by the State Department of Education. One copy of each book taught by the teachers in all grades or classes shall be furnished to the teachers by all school boards, to be kept as a desk copy by the teacher, the same to be returned to the school at the close of the term.

Sec. 11. Bills for text-books purchased under the provisions of this act shall be paid by voucher drawn by school boards against the text-book fund of the district and deposited in the county depositories of the various counties of the State, and approved by the county superintendents, ex-officio county superintendents, or the chairman and secretary of city school boards, or independent school districts. All vouchers drawn by school boards and given in payment for text-books furnished the public schools, shall be paid by the county depositories within ninety days, and if not paid within that time, shall draw interest at the rate of 6 per cent per annum until paid, said interest to be paid out of the text-book fund belonging to such district upon the approval of the local school board and the county superintendent.
Sec. 12. Teachers and school officers shall make such reports as to the use, care and condition of free text-books as may be required by the local trustees, the county superintendent and State Superintendent of Public Instruction. The salary for any month of any teacher or employee, who neglects to make such report at the proper time, may be withheld until such report is made in a satisfactory manner. Text-books shall be subject to inspection by any parent, the county superintendent, or any agent of the State Department of Education; provided that no special State inspectors shall be employed out of the State textbook fund.

Sec. 13. Specific rules as to requisition, distribution, care, use and disposal of books may be made by the State Superintendent of Public Instruction, subject to the approval of the State Board of Education, and furnished to the county superintendents and school boards; provided such rules and regulations shall not conflict with the provisions of this act. No teacher, or employee of any school, engaged in the distribution of text-books under this law as the agent or employee of the State, of any county or school district in the State, shall in connection with the distribution of books, sell any school desks or school furniture of any kind, except pencils, tablets, pens, ink writing paper, and such small articles as are of daily use in the schools; and when such articles are sold by school authorities, they shall be sold at a price not to exceed that at which the same article is sold by the local book stores.

Sec. 14. All books shall have printed labels on both inside covers: said labels to be supplied by the State Department of Education. Each school shall number all books, placing the number on the label. All teachers shall keep a record of the numbers of all books issued to each pupil. All books must be covered by the pupil, under the direction of the teacher or the parent. Books must be returned to the teacher at the close of the session, or when the pupil withdraws from the school. Each pupil, or its parent or guardian, shall be responsible to the school trustees for all books not returned by the pupil, and any pupil who does not return all books secured for such pupil under this act, shall not be entitled to the benefits of this act until such books are returned or paid for, and the trustees of the schools may make such further rules and requirements of the pupils, parent or guardian, for the safekeeping and return of the books, as they deem proper and expedient. Local boards of trustees shall make provisions for the fumigation of the books before they are re-issued at the beginning of the next school term. Covers of all books shall be removed before reissuing the same, and the pupil to whom each book is reissued shall replace the cover with a new one, under the direction of the teacher or parent.

Sec. 15. Books may be bought from local boards of trustees by parents of pupils attending the public schools of the State, said books to be furnished at the retail contract price. Any book may be purchased from the State depository designated by the contractor holding the contract for said book, by State institutions, private or sectarian schools, such purchase to be made on the same terms as those given the State for the same book. All money accruing from sales of books by district boards of school trustees shall be placed to the credit of the textbook fund of said districts.

Sec. 16. For the next two school years after the passage of this act, all district boards of school trustees, or their legally appointed representatives, shall be authorized to pay to any pupil one-half the exchange price of any adopted text-book in use the preceding year, on delivery to the teacher of said book; provided that the same privilege of surrendering to the State the adopted books in use the preceding year, and receiving therefor one-half the exchange price of books, shall be accorded to cities, towns or districts, which, previously to the passage of this act, have owned and furnished free text-books to the pupils. Bills for the payment to the school district for the books so purchased shall be signed by the district trustees and approved by the county superintendent.

Sec. 17. The county superintendents, city school boards and district boards of school trustees may upon the advice and approval of the State Superintendent of Public Instruction, provide for the disposition of such text-books as are no longer suitable to be used for purposes of instruction, provided that all school boards of trustees shall retain a sufficient number of each text-book to be used as exchange copies in case of a change of the adopted text-book, and provided that whenever it should become practicable to sell such old text-books
for use in the manufacture of paper, pulp or similar substances or for any purpose whatever, the highest price attainable shall be secured by bids, and the money accruing from the sale of such old books shall become a part of the text book fund of the school district making such sale.

Sec. 18. Complaints in regard to textbook service shall be made to the county superintendent, State Superintendent, and the State depositories.

In case such complaint does not receive reasonable prompt attention complaint shall be taken to the county attorney in accordance with the provisions of this act. Trustees in unorganized counties shall make complaint to the county attorney of the county to which said unorganized county is attached for judicial purposes.

Sec. 19. In making requisitions for supplementary books, teachers shall designate their first, second and third choice, to the limit of the sets of supplementary books adopted, and such reports shall be furnished to the county and city superintendents and by them furnished to the State Superintendent of Public Instruction. Local trustees shall in no case issue any set of supplementary books to any teachers for pupils until the set chosen previously shall have been completed and returned. Requisitions for supplementary books may be made at convenient times during the school session, but must be made at least one month in advance of the time the books will be needed in the school.

Sec. 20. Immediately upon the taking effect of this act, it shall be the duty of the State Superintendent of Public Instruction to notify all parties holding contracts for the sale of textbooks to the State for use in the public schools, that the State of Texas has taken over the contracts now existing, and will purchase books under said contracts for free distribution under the terms of this act.

Provided further, that the State Department of Education may by agreement with present and future holders of contracts to furnish books, provided that the county depositories may be dispensed with and that orders for books shall be made direct to State agencies, depositories or joint State agencies, now maintained, or which may hereafter be maintained, by such contractors in this State, and in the event of such an agreement being made, it shall be provided that the discount now given to county depositories for handling books shall accrue to the benefit of the State, and books shall in case of such agreement be ordered by school trustees direct from a central depository, State agency or joint State agency of the contractors upon such terms and conditions, and subject to such rules and regulations as are in this act provided.

Sec. 21. All wilful violation of any of the provisions of this act by any person other than textbook contractors shall constitute a misdemeanor, punishable by fine of not less than five dollars, or more than one hundred dollars.

Sec. 22. The furnishing to the pupils and patrons of this State of free textbooks for use in the public schools shall not begin under the terms of this act until September 1, 1919.

Sec. 23. All necessary expense incurred in the operation of this act by the State Superintendent of Public Instruction in connection with the enforcement of this law shall be paid out of the State textbook fund herein provided for, upon bills approved by the State Superintendent of Public Instruction, and shall be paid upon warrants drawn by the Comptroller upon the State Treasury.

Sec. 24. The fact that the voters of this State have approved free textbooks in the last general election, and the further fact that it is necessary to purchase and distribute textbooks to the public schools in time for the opening of the ensuing school year, and the crowded condition of the calendar, creates an emergency and an imperative public necessity which requires the suspension of the constitutional rule requiring all bills to be read on three several days and said rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Signed—Terrell Darroch.

Question—Shall the substitute be adopted?

RECESS.

On motion of Mr. Beard, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

REPORT OF RANGER INVESTIGATING COMMITTEE.

Mr. Bledsoe, Chairman of the Committee on the part of the House, sub-
mitted the following report of the committee to investigate the State Ranger force:

Committee Room,

Austin, Texas, February 18, 1919.

Hon. W. A. Johnson, President of the Senate, and Hon. R. E. Thomason, Speaker of the House of Representatives, Austin, Texas.

Sirs: We, the joint committee of the Senate and House appointed under and by virtue of House Concurrent Resolution No. 20 "to fully investigate the activities of the Ranger force, and the conduct of its individual members, and the cause of complaints that are made against it; the source from which such complaints come and the motive that actuate those who make them, and to make a full investigation of the treatment by the Ranger force of citizens and other persons entrusted to their charge," beg leave to report as follows:

1. That on the 30th day of January, 1919, your joint committee met and organized by electing W. H. Bledsoe, Representative of the One Hundred and Twenty-second District, as Chairman, and Hon. Paul Page, Senator of the Nineteenth District, as Vice-Chairman, and employing Mr. Walter Pridemore of Edino and the Hon. Harley and clerk of said committee. Thereafter said committee notified Hon. James A. Harley, The Adjutant General of Texas, and the Hon. J. T. Canales, Representative of the Seventy-seventh District, to appear before said committee and to present such matters as they thought should properly be investigated by said committee, and the names of such witnesses as they thought should be examined under the terms of said resolution. That thereafter the Hon. J. T. Canales filed specific charges in writing, calling said committee's attention to such matters as he thought should be investigated by said committee, and The Adjutant General filed such reply thereto as in his judgment were necessary; that on the 31st day of January, 1919, said committee began and thereafter held open sessions for the consideration of said charges and the examination of witnesses relative thereto, and finished their hearing of such evidence on the 13th day of February, 1919. During said time a large number of witnesses, both in substantiation and in refutation of said charges were heard; that a copy of said charges and said pleadings by The Adjutant General are herewith submitted to the Senate and

House and asked to be considered in connection with this report; that a full and complete stenographic report of the proceedings of the said committee and of the evidence taken will be filed in the Senate and House as soon as same can be completed by the stenographer, and it is asked that same be considered in connection with this report.

2. That as to the charge made against The Adjutant General that he has been using the Ranger force in the purpose of showing special favors to his political friends and pets of the administration, and that he had improperly handled the Ranger force under his direction and command; and that he has been prompted by improper motives in the assigning or not assigning Rangers to any special work; and that he has been guilty of improper conduct in the management of the affairs of his office; we believe that the evidence is wholly insufficient to sustain such charges. We find that the present Adjutant General, Hon. James A. Harley of Guadalupe county, is a conscientious, efficient and faithful officer, that he has at all times administered the duties devolving upon him with reference to the State Ranger force in an intelligent, conscientious and effective manner; that he has exercised his best judgment in discharging the handling of his force; that he has maintained a high standard and morale of said force in the best manner possible under the many disadvantages confronting him. As an evidence of this fact, it is shown at this time the Ranger force consists of 108 commissioned officers and enlisted men; that during the time he has been at the head of this department The Adjutant General has discharged from the service more than one hundred men because of incompetency, and other reasons, that in his judgment justified the discharge; that this was done for the betterment of the service, and as promptly as his attention was called to improper conduct upon the part of any officer or enlisted man in the service, and for raising the Ranger force to that high standard that in his judgment he should attain; that during this time he has had resignations amongst officers and enlisted men of more than 75 in number. These conditions will again be referred to in this report. We feel that instead of being entitled to a condemnation that The Adjutant General is entitled to the commendation of the Senate and House for the able, efficient, impartial and fearless manner in which he has discharged the
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DUTIES PLACED UPON HIM AS THE HEAD OF THE RANGER FORCE OF THE STATE OF TEXAS.

3. That in our judgment the charges made against Captain W. M. Hanson, the investigating officer of the Adjutant General’s Department, of inefficiency, partiality and unfairness in the discharge of his duties in such position are not sustained; that on the other hand, under the most trying circumstances, he succeeded to this position and has endeavored in every way to faithfully, efficiently and impartially discharge the duties resting upon him as such officer; that he has at all times been efficient, prompt and fair in the discharge of these duties, and is not subject to criticism or blame with reference thereto; and we, therefore, acquit him of all blame under the charges made against him.

4. That it is the unanimous opinion of your committee that the conditions existing upon the border between Texas and Mexico at this time are such that the State Ranger force should be maintained in an adequate manner, receiving a just compensation for their services, and in a manner to give protection to the life and property along such border; that the conditions heretofore existing, and in a measure continuing at this time on said border, have been, and are now, such that this protection cannot be given to the people of that district except by the maintenance of an adequate Ranger force properly supported, officered, equipped and managed.

5. That as to the charges made for misconduct upon the part of the various members of the State ranger force, their unwarranted disregard of the rights of citizenship of many of the border counties, the unnecessary taking of life by different members of the force, the entering of private residences, searching of private residences, and the taking and confiscating of arms of private citizens by said force without warrant of law, the improper arrest of parties by different member of the ranger force; the confining of them in jail without taking them before a magistrate, as is required by the laws of this State; and the taking of life of prisoners by some members of the force, we find that many of these charges have been established by sufficient and competent evidence.

We find that some of the commanding officers have been arbitrary and overbearing in the discharge of their duties; that they have assumed authority not given to them, and that in the interpreting of the laws of this State and enforcing them in a manner not authorized under the Constitution and laws they have become guilty of, and are responsible for the gross violation of both civil and criminal laws of this State and deserve the condemnation of all law-abiding citizens for so doing. The retention of such men on the force should not be tolerated by those in charge.

It is but justice to the present administration to say that many of the outrages complained of, and to which reference is here made, were under the preceding administration, and many of the officers and men responsible for these conditions were employed under the preceding administration.

As an illustration of these conditions we refer to the incident testified to by a number of witnesses following the train wreck near the city of Brownsville in Cameron county in 1915. Uncontradicted testimony shows that within a few days following this wreck five prisoners were arrested and were in the custody of a captain of the State ranger force and his men. Without authority of law they took these men a short distance from the scene of the wreck without a trial, judgment of the court or process of law and executed them; that following this execution two other men were arrested under suspicion of having been instrumental in causing the wreck and being responsible for the deaths of parties at that time and were in the custody of the sheriff of that county; that the captain of the ranger force at that place demanded of the sheriff that these men should be delivered into their hands that they might be executed; that they had been their supposed accomplices. This request was refused by the sheriff. It is but justice to the present ranger force to say that this captain is no longer in the service, and while the evidence tends to show that some men still in the service were parties to this outrage, most of them have been discharged, and we trust that following this investigation the remainder of them will be promptly discharged from the service.

As a further illustration we refer to charge No. 5, in which it is alleged that on or about April 4, 1918, one Florencio Garcia was killed while in the custody of three rangers under circumstances that shows it to have been murder. The evidence discloses that this man was arrested under suspicion of having been interested in the stealing of some cattle; that he was carried from his home to a point some twenty-five miles dis-
tant, was not taken before a magistrate as is required by law, was placed in jail over night, the next morning was taken out and carried some five and a half miles in the country, and according to the testimony of the rangers was there act at liberty. This man is shown never again to have been seen alive. A short time afterwards human bones were found near the place where he was said to have been set at liberty, and with them was found clothing identified as having been worn by Garcia at the time of his death. The explanation made by the rangers was wholly unsatisfactory.

It was shown that under the direction of a captain in the ranger service many homes were entered by the rangers, and all firearms therein were taken and confiscated without authority of law, and that many of them have never been returned to their owners. This conduct, in our judgment, was in violation of the spirit of the fundamental laws of this land, and should not be tolerated upon the part of any officer of the law. The evidence further discloses that many of the men of the ranger force pride themselves in their reputation of being quick with their guns, and desiring to have the reputation of bad men rather than faithful and efficient officers of the law. Some of the killings charged to have been done by members of the ranger force, especially that complained of in charge No. 3 is shown to have been done by a member of the ranger force in the discharge of his duties, and while he may have been negligent in his acts at that time, there is no criminal intent upon his part shown to have existed at that time.

The conduct of certain members of the ranger force in some of the counties of this State remote from the border is most reprehensible, and the killing in Eastland county charged to them was indeed a regrettable occurrence. These cases now pending in the courts of Eastland and Taylor counties will be thoroughly investigated, and at this time we do not feel like commenting thereon. The acts complained of in charges Nos. 8, 18 and 19 as shown to have been committed by persons who are not now in the ranger force, one of them was shown to have been discharged on the first of the month preceding the assault committed on a waiter in a cafe in San Antonio.

The killing complained of in charge No. 18 is shown to have been done by a man not then in the service, who was afterwards commissioned as a State ranger, but who has since left the service and the other was shown to have been committed by a man in the service, but who has since left the service, and if the evidence is to be relied upon, neither of these men should ever again be employed as a member of the State ranger force.

6. We are duly appreciative of the great service that has been rendered by many of the State rangers in the protection of property, as well as of the trying conditions confronting them, and under which these services were rendered. Too much credit cannot be given to the officers and men of the force who met these responsibilities as they should have done, and we feel sure that the Legislature of this State will commend them for the faithful manner in which they discharged their duties, and that they will be duly sensible as to the necessity for the continuation of this force. We believe and recommend to the Senate and House of Representatives that the number of State rangers should be reduced; that the Governor of this State should be authorized to increase the number in active service during any time of emergency as in his judgment the occasion demands, for the proper protection of life, property, the restraining of lawlessness and the enforcement of the laws in this State.

We believe that the officers and men should be men of high moral character, men who will regard their official oaths and discharge their duties in accordance therewith, who will at all times be conservators of the peace and diligent in the enforcement of the laws towards all men. That they shall be paid an adequate salary justifying the services of good men: that there should be a central authority over the force accountable to the Adjutant General and the Governor of the State; that said force should be organized in such a way as to avoid too great a division of authority looking to the efficient handling of the entire force. We do not believe that it would be to the best interest of the ranger force that they should be placed under bond, but we believe that instead of looking to a bond as a means for securing the faithful performance of their duty, that as above suggested, they should be selected as men of integrity and placed under a proper and rigid control of those in authority.

7. After hearing all of the evidence we desire to say that in our judgment the Hon. J. T. Canales has been prompted by no improper motives in making the charges that he has made
against the State ranger force, and that at all times during the investigation he has been fair, prompt and considerate in the presentation of charges, the furnishing of witnesses and the introduction of evidence with reference to the charges made, and we feel that much good should come both to the ranger force and to the people of Texas by reason of the investigation had under these charges.

8. We desire especially to express our appreciation not only to the Hon. J. T. Canales, but to Hon. James A. Harley, the Adjutant General, Hon. R. E. L. Knight of Dallas, and Hon. Dayton Moses of Fort Worth, for their kindness and services rendered to your committee in this investigation, and to say that by reason of their hearty cooperation we have been able to make what in our judgment is a full, fair and complete investigation of the ranger service.

Respectfully submitted,
BLEDSOE, Chairman,
McMILLIN,
LACKY,
TIDWELL,
PAGE, Vice-Chairman,
WITT,

The report was read.
On motion of Mr. Bledsoe, further consideration of the report was postponed until it has been printed in the Journal.

INVITING JUDGE HUNTER TO ADDRESS THE HOUSE.

Mr. Pool offered the following resolution:

Whereas, Judge Hunter, County Judge of Culberson county, the only real cow-punching county judge left in Texas, is on the floor of the House, wearing real clothes for the first time in his life; be it

Resolved, That he be invited to address the House.

Signed—Pool, Wiginton, Thomas, Johnson, Satterwhite, Wright, Peyton, Barrett of Bell.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of Mr. Pool and Mr. O'Banion to escort Mr. Hunter to the Speaker's stand.

Judge Hunter, being introduced by the Speaker, addressed the House.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 19, 1919.
Hon. R. E. Thomason, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed H. B. No. 100, A bill to be entitled "An Act to amend Article 130 of the Revised Civil Statutes of Texas of 1911, as amended by the act of the Regular Session of the Thirty-fifth Legislature of the State of Texas, approved February 23, 1917, (pages 63 and 64, Session Acts, Regular Session, Thirty-fifth Legislature of Texas), so as to define the terms upon which certain foreign corporations whose permits to do business in Texas have been forfeited may be readmitted to do business in Texas, and declaring an emergency."

Respectfully,
J. B. BENNETT,
Assistant Secretary of the Senate.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Tidwell, it was ordered that Senate bill No. 195 be not printed.
On motion of Mr. Miller of Austin, it was ordered that Senate bill No. 251 be not printed.
On motion of Mr. Biggs, it was ordered that House bill No. 498 be not printed.

BILL RECOMMITTED.

On motion of Mr. Hornby, House bill No. 372 was recommitted to the Committee on Insurance.

SENATE BILL NO. 118 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending special order, same being Senate bill No. 118, the text-book bill, on its passage to third reading, with (committee) amendment by Mr. Johnson of Ellis and substitute by Mr. Terrell for the (committee) amendment pending. Pending discussion of the amendment and the bill Mr. Pope occupied the chair temporarily.

(Speaker in the chair.)

Mr. Miller of Dallas moved the previous question on the pending amendments and the passage of the bill to
third reading, and the main question was ordered.

Question first recurring on substitute, yeas and nays were demanded.

The substitute was lost by the following vote:

Yeas—36.

Barker. King of Erath.
Barrett of Jones. McDonald.
Bertram. McLeod.
Biggs. Moon.
Bolin. Morris.
Bonham. of Montague.
Burns. Neill.
Burton. Newton.
Crumpton. Peyton.
Darroch. Pope.
Davis, John E., of Dallas. Scott.
Dodd. Sneed.
Dwiggins. Terrell.
Estes. Tharp.
Ford. Tilson.
Hill of Hidalgo. Vaughan.
Jones. Walker of Wise.
Kellis. Winfree.

Nays—87.

Atlee. King of Throckmorton.
Bagby. Kittrell.
Barnes. Lacey.
Barrett of Bell. Lackey.
Bass. Laney.
Bead. Lange.
Beason. Lawrence.
Bedell. Lee.
Black, O. B., of Bexar. Loggins.
Black, W. A., of Bexar. McDownra.
Blackburn. McFarlane.
Brown of Tarrant. Malone.
Canales. Miller of Austin.
Cox. Miller of Dallas.
Curtis. Murphy.
Davis, John, of Dallas. Murrell.
Davis of Van Zandt. Nordhaus.
Dickson. O'Banion.
Dixon. Osborne.
Faubion. Owen.
Fly. Parnell.
Gaddy. Parsley.
Hall. Pedigo.
Hamilton. Peevy.
Heideke. Pool.
Hill of Wheeler. Quicksall.
Hornby. Roemer.
Horton. Rosser.
Johnson of Blanco. Sackett.
Johnson of Ellis. Satterwhite.
Johnson of Travis. Seward.

Smith of Bastrop. Tillotson.
Smith of Hopkins. Walker of Newton.
Stewart. Wignton.
Stout. Williams.
Taylor. of McLennan.
Teer. Williams.
Thomas. of Montgomery.
Thomason Wilson.
of Nacogdoches. Wright.
Thompson. Yantis.
Tidwell. Absent.

Alexander. Fairchild.
Bledsoe. McCord.
Childers. Sentell.

Absent—Excused.

Beasley. Poage.
Brady. Ralidan.
Bryant. Reeves.
Culp. Richards.
Davidson. Rogers.
Lowe. Schlosshan.

Mr. Terrell moved to reconsider the vote by which the substitute was lost, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed to third reading, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 97 ON FINAL PASSAGE.

The House resumed consideration of pending business, same being Senate bill No. 97, relating to limited partnerships in joint stock companies, on its final passage.

Mr. Thompson offered the following amendment to the bill:

Amend Senate bill No. 97 by adding thereto immediately following Section 1, as amended, on page 2 of said bill, Sections 1a, 1b, 1c and 1d, as follows:

Section 1a. Every limited partnership, joint stock company, unincorporated joint stock company and common law corporation, organized under the laws of this State or having a permit to do business therein, is hereby required to file and to have recorded a certified copy of its charter, including all amendments thereto, articles of agreement, with all amendments and
supplements, including agreements of dissolution, in each county of this State wherein such limited partnership, joint stock company, unincorporated joint stock association, and common law corporation prosecutes or transacts business.

Sec. 1b. The filing and recording of every copy of the charter or agreement as provided in Section 1a of this act shall be constructive notice to all persons of all facts set out in said charter or agreement.

Sec. 1c. The clerks of the county courts of this State shall provide and keep as a permanent record in their office suitable and proper blank books, substantially bound and accurately indexed, to be labeled and designated "Corporation Record of .......... County," wherein copies of all charters and agreements mentioned in Section 1 of this act shall be recorded. Said record shall be provided and paid for as are other records of said office, and for the services required of said clerk in so filing and recording of said copies, he is hereby authorized to charge and to collect the same fees as are now provided by law for filing and recording other instruments in writing.

Sec. 1d. Every limited partnership, joint stock company or corporation subject to the provisions of this act, that refuses or neglects to file and to have recorded a copy of its charter or agreement as by this act required, shall, by such refusal or neglect subject the members, officers and stockholders thereof to personal and individual liability for all of the contracts and obligations of such copartnership, joint stock company or corporation.

Mr. Miller of Dallas raised a point of order on further consideration of the bill at this time, on the ground that the time for consideration of local bills has arrived.

The Speaker sustained the point of order.

SENATE BILL NO. 29 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Canales, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 29. A bill to be entitled "An Act to permit Riviera Beach & Western Railway Company to take up and remove its entire railroad, including the line from Riviera to Riviera Beach, and to sell and dispose of and abandon the same, together with its lands and equipment, and to dissolve said corporation, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 195 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 195. A bill to be entitled "An Act to create a common county line school district to be known as the Lone Cedar District, to be under the jurisdiction, management and control of the county school board of Ellis county, Texas, to be composed of the territory described in this act, and defining the rights, powers and privileges of such district, and declaring an emergency."

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

SENATE BILL NO. 251 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 251. A bill to be entitled "An Act creating the Garwood Independent School District in Colorado county, Texas, and defining its boundaries, and providing for the election of a board of trustees to manage and control the public free schools within said district: naming the fiscal year as to taxes; vesting said district with all the powers, rights and duties of independent school districts formed for free school purposes only, and providing that said board of trustees shall have such authority as is now or may be hereafter conferred by the General Laws of the State of Texas upon boards of public school trustees of independent school districts, and declaring an emergency."

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

HOUSE BILL NO. 294 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 294. A bill to be entitled "An Act amending Section 1 of the Local and Special Laws of the Regular Session of the Thirty-fifth Legislature, Chapter
22, page 86, creating the Georgetown Independent School District, by adding thereto territory adjoining same situated in Williamson county for school purposes, and declaring its boundaries, and declaring an emergency.

The bill was read third time and was passed.

HOUSE BILL NO. 436 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 436. A bill to be entitled "An Act to levy and collect annually a three dollar road tax against all able-bodied citizens of Rusk county who are between the ages of twenty-one and sixty years; providing the manner of assessment and collection of said tax, and further providing for a penalty for failure or refusal to pay such tax; repealing all laws in conflict therewith, and declaring an emergency."

The bill was read third time and was passed.

(Mr. Miller of Dallas in the chair.)

HOUSE BILL NO. 346 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 346. A bill to be entitled "An Act to increase the civil jurisdiction of the County Court of Haskell county, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 349 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 349. A bill to be entitled "An Act to create a special road law for Austin county, and providing for levying and collecting a road tax, authorizing the commissioners court of said county to employ road superintendents and laborers on the public roads thereof, providing for penalties and the enforcement of this act."

The bill was read third time and was passed.

HOUSE BILL NO. 378 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 378. A bill to be entitled "An Act to amend Sections 3, 6 and 12 of an act passed by the Twenty-seventh Legislature, creating a more efficient road system for Coryell county, the same having been amended by Acts of the Thirtieth, Thirty-fourth and Thirty-fifth Legislatures."

The bill was read third time and was passed.

HOUSE BILL NO. 381 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 381. A bill to be entitled "An Act to authorize and empower Titus county or any political subdivision or defined district of said county by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county, or political subdivision or defined district thereof, voting thereon, to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof and for the maintenance of said roads during the life of such bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and to repeal Chapter 3 of the Special Acts of the Thirty-first Legislature and Chapter 15 of the Special Acts of the Thirty-second Legislature and all other special road laws for Titus county, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—111.

Atlee. Burton.
Barker. Canales.
Barnes. Childers.
Barrett of Bell. Cox.
Barrett of Jones. Curtis.
Bass. Darroch.
Bedell. Davis, John E., of Dallas.
Bertram. Davis, John, of Dallas.
Biggs. Davis of Van Zandt.
Black, W. A., of Beulah.
of Beulah. Dickson.
Brown of Tarrant. Dodd.
Burns. Dwiggins.
### HOUSE BILL NO. 391 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 391, A bill to be entitled “An Act to create a more efficient road system for the county of Newton and State of Texas, and making the county commissioners of said county ex officio road superintendents and prescribing their duties as such, and providing for their compensation as such commissioners, and providing for the working of county convicts upon the public roads of said county, and providing for the amount of compensation in road time to be allowed by overseers to road hands for teams and road work; and providing for the condemnation of land for public road purposes; and providing further, making this law cumulative of the general laws, and in case of conflict this law is to govern as to Newton county, Texas; and fixing the penalty for the violation of this act, and repealing all laws in conflict with this act, and declaring an emergency.”

The bill was read third time and was passed.

### HOUSE BILL NO. 403 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 403, A bill to be entitled “An Act creating the Ingleside Independent School District, situated in Young county; defining its metes and bounds; vesting it with the rights, powers, duties and privileges of districts incorporated for school purposes only under the general laws; providing for a board of trustees thereof, and declaring an emergency.”

The bill was read third time and was passed.

### BILL AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

**H. C. R. No. 29, Providing for Texas Independence Day celebration.**

H. B. No. 100, “An Act to amend Article 7805 of Chapter 1 of Title 130, of the Revised Civil Statutes of Texas of 1911, as amended by the act of the Regular Session of the Thirty-fifth Legisla-

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### Absent—Excused.

| Alexander. | Hall. |
| Bagby. | Johnson of Ellis. |
| Beard. | Miller of Austin. |
| Beason. | Owen. |
| Black, O. B. | Parnell. |
| of Bexar. | Poage. |
| Blackburn. | Pool. |
| Bed好人 | Sentell. |
| Bonham. | Thomas. |

### Absent—Excused.

| Beasley. | Lowe. |
| Brady. | Raiden. |
| Bryant. | Reeves. |
| Culp. | Richards. |
| Davidson. | Rogers. |
The Speaker laid before the House, on its third reading and final passage.

H. B. No. 413. A bill to be entitled "An Act creating the independent school district to be known as the 'White Deer Independent School District'; and to provide for the creation of a board of trustees thereof, and authorizing the board of trustees to levy, assess and collect special taxes, and to pay current expenses for the maintenance and support of said schools, and providing that the present board of trustees of the Common School District No. 1, of Carson county shall have full control and management of said independent school district until next regular trustees' election; and providing a method for filling vacancies occurring in said board; providing for a board of equalization and prescribing the duty and authority of said board of trustees, and repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time.

Mr. Satterwhite offered the following amendment to the bill:

Amend House bill No. 413 by striking out all of Section 1 following the word "towit" and insert in lieu thereof the following:

Beginning at the southwest corner of Survey No. 72, in Block No. 7, I. & G. N. Ry. Co. grantee; thence north on section lines to the southwest corner of Survey No. 61, in Block No. 4, same grantee; thence west on section lines to the southwest corner of Survey No. 64, in Block No. 5, same grantee; thence north on section lines to north line of Carson county; thence east on said north line of said Carson county to the northeast corner of said county; thence south on the east line of said county to the intersection of said line with the south line of Survey No. 234, in Block B-2, I. & G. N. Ry. Co. grantee; thence west on section lines to the place of beginning, and containing 174 sections and 34 pieces of sections of land, which said tracts of land are described as to survey numbers, block numbers and original grantees as follows, to wit:

Sections numbered 1, 2, 3, 4, 5, 6, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, and parts of sections numbered 119, 120, 121, 122, 123, 124, and 125, in Block No. 4, I. & G. N. Ry. Co. original grantee; sections numbered 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, and parts of sections numbered 130, 131 and 132, in Block No. 3, I. & G. N. Ry. Co. original grantee; sections numbered 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204 and parts of sections numbered 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192 and 193 in Block No. 3, I. & G. N. Ry Co. original grantee; sections numbered 241, 242, 243, 244, 245, 246, 247 and parts of sections numbered 234, 235, 236, 237, 238, 239 and 240 in Block B-2, I. & G. N. Ry Co. original grantee. The said sections described in this district as parts of sections includes all the land in said sections that lies in Carson county, all of which are county line sections.

The amendment was adopted.

House bill No. 413 was then passed.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 423. A bill to be entitled "An Act increasing the salary of the official court reporter for the Fourth Judicial District of Texas to the sum of eighteen hundred ($1,800.00) dollars per annum; providing the manner of payment of such salary, and declaring an emergency."

The bill was read third time and was passed.
HOUSE BILL NO. 425 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 425, A bill to be entitled "An Act providing that all persons legally liable for road duty in Hardeman county be, and they are, hereby given the right and privilege to pay to the county treasurer of said county the sum of three dollars on or before the 1st day of February of each year in lieu of actual work on said roads, and in the event that such parties shall pay said sum of money to the treasurer of said county, at a time herein stipulated, they shall be exempted from road duty for said year for which said sum of money is paid; provided that the money so collected from such persons shall be expended by the commissioners court of said county in the road precinct where the parties resided at the time of the payment of same, and declaring an emergency."

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

HOUSE BILL NO. 439 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment, H. B. No. 439, A bill to be entitled "An Act creating the Lakeview Independent School District, situated in Hale county, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of trustees therefor; providing for a board of equalization and prescribing the duties and authority of said board, and of said trustees; declaring valid a maintenance tax heretofore voted, declaring valid all debts owing to and by said district, and declaring an emergency." 

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

HOUSE BILL NO. 440 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment, H. B. No. 440, A bill to be entitled "An Act creating the Petersburg Independent School District, situated in Hale county, Texas; defining its metes and bounds; vesting it with rights, powers, duties and privileges of independent districts incorporated for school purposes only under the general laws; providing for a board of trustees therefor; providing for a board of equalization and prescribing the duties and authority of said board and of said trustees; declaring valid an issue of bonds heretofore voted; declaring valid all debts owing to and by said district, and declaring an emergency."

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

HOUSE BILL NO. 445 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment, H. B. No. 445, A bill to be entitled "An Act to amend Section 1, House bill No. 533, Chapter 47, of the Local and
Special Laws, passed at the Regular Session of the Thirtieth Legislature, entitled 'An Act creating the Eldorado Independent School District in Schleicher county, Texas, changing and defining its boundaries, and declaring an emergency."

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

HOUSE BILL NO. 448 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 448, A bill to be entitled "An Act providing that the commissioners court of Grimes county, Texas, shall not issue, without submitting it to a vote of the voters of Grimes county, Texas, as required by law, more than five thousand dollars in bonds in any one year and then only in case of an emergency, and providing that said commissioners court shall not issue nor sell anticipation warrants at all, and repealing all laws in conflict with this act."

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

HOUSE BILL NO. 468 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 468, A bill to be entitled "An Act to repeal Senate bill No. 55, Chapter 8, pages 304 and 305, of the General and Special Laws of the State of Texas, passed at the First Called Session of the Thirty-fifth Legislature of the State of Texas, and entitled 'An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces county, Texas; to provide for the election of trustees, for the raising of revenue, issuing bonds, building and maintaining school houses, maintaining public free schools, declaring valid a maintenance tax heretofore voted, and declaring an emergency, passed at the First Called Session of the Thirty-second Legislature, 1911, and approved August 31, 1911, by amending Section 3 thereof so as to provide for the assessment and collection of taxes by the assessor and collector of Nueces county, providing for fees for such assessment and collection, providing for the valuation of property in said district, prescribing duties of the county attorney of Nueces county, and declaring an emergency,' and declaring an emergency."

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

HOUSE BILL NO. 470 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 470, A bill to be entitled "An Act changing the boundaries of Chireno Independent School District of Nacogdoches county, Texas, as created by an act of the Thirty-fifth Legislature at its Regular Session, published in the Local and Special Laws, Regular Session, Thirty-fifth Legislature of Texas, page 217, and providing that certain territory which, before said act was passed, constituted Bethel Common School District, in Nacogdoches county, Texas, shall be transferred to and remain a part of and constitute Bethel Common School District, and declaring an emergency."

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

HOUSE BILL NO. 476 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 476, A bill to be entitled "An Act to amend Sections 2, 5, 8, 10, 16 and 17, of the special road law for Baylor county, passed by the Regular Session of the Thirty-third Legislature, approved April 1, 1913, to provide for the compensation of county commissioners when acting as road commissioners, to limit the days per month each commissioner can receive pay as road commissioner, to provide for the compensation for hands and teams for road work in said county, to provide for the time of the reports of road overseers and for their compensation for the excess of days over five days they may serve in any one year, to exempt any citizen from road duty for any year upon his payment to the county of three and 50-100 ($3.50) dollars, and to provide that the county clerk attach to road overseers' commissions a list of names of those who have paid the $3.50 and declaring an emergency."

The bill was read second time and was passed to engrossment.
HOUSE BILL NO. 488 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 488, A bill to be entitled "An Act to amend Sections 1, 2, 16 and 21 of the Local and Special Laws passed at the Regular Session of the Thirty-fifth Legislature, same being Chapter 121 of said act, increasing compensation of county commissioners and road hands, and amending Section 6 of the Local and Special Laws passed at the Regular Session of the Thirty-first Legislature, being Chapter 74 of said act, defining the number of hours to constitute a day's work; repealing all laws in conflict with this act, and declaring an emergency."

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

HOUSE BILL NO. 497 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 497, A bill to be entitled "An Act to amend Section 19 of the Special Road Law for Houston county, passed by the Regular Session of the Thirty-fifth Legislature, and approved March 8, 1917, so as to authorize the commissioners court of said county to issue 'deficiency' and other warrants on the road and bridge fund of said county in certain cases and for certain purposes, and to authorize said court to issue time-warrants and any other evidence of debt against said fund for the payment, extension or liquidation of any debt now existing against such fund, and declaring an emergency."

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

HOUSE BILL NO. 498 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 498, A bill to be entitled "An Act creating the Tatum Independent School District in Rusk and Panola counties, Texas; defining its boundaries; providing for a board of trustees to manage and control the public free schools within said district; and the title of all property now held and used for public school purposes; investing powers, privileges and duties of a town or village incorporated for free school purposes only, under the general laws; creating the trustees of said independent school district as a board of equalization thereof, and conferring upon them the powers, etc., given by the general laws, and declaring an emergency."

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

HOUSE BILL NO. 500 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 500, A bill to be entitled "An Act to amend Chapter 75 of the Special Laws of the Thirty-third Legislature, entitled 'An Act to create a more efficient road system for Hill county, Texas, making commissioners of said county ex-officio road commissioners and prescribing their duties as such and providing for their compensation as such road commissioners, and defining their powers and duties as such road commissioners; providing for the working of county convicts on the public roads of said county; providing for officers' fees and awards and penalties of said convicts and awards for the capture of escaped convicts, and for the payment of costs and fees to said officers, and providing for the employment of the county road superintendent of such county, fixing the salary of said road superintendent and providing for eminent domain in opening, widening, laying out and straightening and draining public highways in said county, and handling and securing material for the construction or maintenance of public highways in said county; amending Chapter 54 of the Acts of the Legislature of 1901, providing a special road law for Hill county, adopting certain provisions of Chapter 2, Title 18, of the General Laws of the State of Texas contained in the Revised Statutes thereof adopted in 1911; providing for the defining of districts in said Hill county adopting Chapter 203, Acts of 1917 of the Thirty-fifth Legislature, and adopting Chapter 29, Acts of the Fourth Called Session of the Thirty-fifth Legislature, 1918, and providing for issuing bonds therein and for levying taxes therein, and for holding elections for said purpose, and for levying taxes for the payment of interest, and sinking fund, and requiring persons.
failing to pay poll taxes to work eight days per annum on the public roads of Hill county, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

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

**HOUSE BILL NO. 508 ON SECOND READING.**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 508, A bill to be entitled "An Act creating the Rosedale Independent School District in Jefferson county, Texas, defining its boundaries; providing for a board of trustees in said independent school district and prescribing their qualifications and terms of office, defining the rights, powers and privileges of the board of trustees of said independent school district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of the State upon the independent school district and the board of trustees; providing for the creation of the board of trustees; providing for the raising of revenue, issuing of bonds, building and maintaining school houses, maintaining public free schools; declaring valid a maintenance tax heretofore voted; providing that said independent school district shall assume and pay certain bonded indebtedness now outstanding against a portion of the territory comprising said independent school district; repealing all laws or parts of laws conflicting herewith and providing that in case any clause or section of this act is declared unconstitutional such act by the court shall not invalidate the remainder of the section and clauses of this act, and declaring an emergency."

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

**HOUSE BILL NO. 387 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 387, A bill to be entitled "An Act to create a more efficient road system for Grayson county, in the State of Texas; creating the office of superintendent of roads and bridges for said county; providing for the appointment of such superintendent and his assistants by the commissioners court of said county; prescribing the qualifications, the term of office, bonds, duties, salary and providing for declaring vacancies in such office, and the appointment and selection of their successors by said commissioners court; making county commissioners of said county ex-officio road commissioners of said county and prescribing their bonds, their duties and responsibilities of such, and prescribing their authority relative to employing consulting engineers and working, laying out, draining, providing for making public roads and bridge improvements by contract and providing for bids thereon, and the manner of letting same, and repairing the public roads, and for purchasing teams, tools and machinery necessary for the working of said road, and providing for the condemnation of land for public road purposes in opening, straightening, widening and in shortening and draining the public roads of said county; providing for the working of county convicts on the public roads of said county and prescribing regulations thereof, as to the care, maintenance, safety and safekeeping of said convicts, providing for the creation and establishing of road districts, which may or may not include towns, villages or municipal corporations in said county for the purpose of constructing and maintaining under the direction of the commissioners court macadamized, graveled or paved roads, or turnpikes in said road district; providing for assessing and collecting all taxes levied in such district by the county tax assessor and the county tax collector and prescribing their compensation therefor, providing for a method of requiring owners of hedges along public roads to trim said hedges down to certain height, after notice in writing, and making it a misdemeanor for any person to damage, deface or injure or obstruct any of the public roads or any ditches or drains along side same or build any fence or structure in or on said roads, and prescribing a penalty; making the provisions of this act cumulative of all general laws on the subject of roads and bridges, and repealing all laws in conflict herewith, and requiring courts to take notice hereof, and declaring an emergency."

The bill was read third time.

Mr. Barker offered the following amendment to the bill:
Amend House bill No. 387 by striking out, in line 3, section 4, the $3,500.00 and inserting in lieu thereof $3,000.00. The amendment was adopted. House bill No. 387 was then passed.

SPECIAL ORDER SET.

On motion of Mr. Laney, House Joint Resolution No. 13 was set as a special order for 10 o'clock a. m. next Tuesday.

HOUSE BILL NO. 239 ON THIRD READING.

(By Unanimous Consent.)

On motion of Mr. Murphy, the regular order of business was suspended to take up and have placed on its third reading and final passage H. B. No. 239, A bill to be entitled "An Act to permit defendants, in cases in which requisitions have been issued for them by the Governor and where they appeal their cases to the Court of Criminal Appeals, to give bond the same as defendants in other felony cases, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed.

HOUSE BILL NO. 345 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Hill of Wheeler, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment H. B. No. 345, A bill to be entitled "An Act to amend Article 1869, Chapter 6, Title 37, of the Revised Civil Statutes of the State of Texas of 1911, as amended by the Act of the Regular Session of the Thirty-fifth Legislature of the State of Texas, approved February 23, 1917 (pages 63 and 64, Session Acts, Regular Session, Thirty-fifth Legislature of Texas), so as to define the terms on which certain foreign corporations whose permits to do business in Texas have been forfeited may be readmitted to do business in Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

ADJOURNMENT.

On motion of Mr. O'Banion, the House, at 5 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

MISCELLANEOUS COMMITTEE REPORTS.

The following bills were today reported favorably by the committees as follows:

Public Printing: House bill No. 297.
Education: Senate bill No. 231.
House bills Nos. 496, 508, 468, 510, 489.
Banks and Banking: House bill No. 297.
Oil, Gas and Mines: House bill No. 333.

The following bills were today reported adversely by the committees as follows:

Banks and Banking: Senate bill No. 36.
Judiciary: Senate bill No. 33.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 19, 1919.

Hon. R. E. Thomason, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred H. B. No. 100, "An Act to amend Article 7805 of Chapter 1 of Title 130 of the Revised Civil Statutes of Texas of 1911, as amended by the Act of the Regular Session of the Thirty-fifth Legislature of the State of Texas, approved February 23, 1917 (pages 63 and 64, Session Acts, Regular Session, Thirty-fifth Legislature of Texas), so as to define the terms on which certain foreign corporations whose permits to do business in Texas have been forfeited may be readmitted to do business in Texas, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:50 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,
Austin, Texas, February 19, 1919.

Hon. R. E. Thomason, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred H. C. R. No. 29, Relating to anniversary of birth of Sam Houston and adoption of Declaration of Texas Independence,

Have carefully compared same and
TWENTY-NINTH DAY.

(Thursday, February 20, 1919.)

The House met at 10 o'clock a. m., pursuant to adjournment and was called to order by Speaker Thomason.

The roll was called and the following members were present:

Alexander. Alexander of Van Zandt.
Atlee. Horton.
Bagby. Johnson of Blanco.
Barker. Johnson of Ellis.
Barnes. Jones.
Barrett of Bell. Kellis.
Barrett of Jones. King of Erath.
Bass. King of Throckmorton.
Beard. Kittrell.
Bedell. Lacey.
Bertram. Lacy.
Biggs. Lackey.
Black, O. B., of Bexar. Lane.
Black, W. A., of Bexar. Lange.
Blackburn. Lawrence.
Bolin. Lee.
Bonham. Loggins.
Brown of Liberty. McDonald.
Brown of Tarrant. McFarlane.
Burns. McMillin.
Burton. Malone.
Childers. Miller of Austin.
Cox. Miller of Dallas.
Crumpston. Moon.
Curtis. Morris of Bosque.
Darroch. Morris of Montague.
Davis, John E., of Dallas. Murphy.
Davis, John, of Dallas. Murrell.
Davis of Van Zandt. Neill.
Dickson. Newton.
Dodd. Nordhaus.
Dwiggins. O'Banion.
Eetes. Owen.
Fairchild. Parnell.
Faubion. Parsley.
Fly. Pedigo.
Ford. Peery.
Gaddy. Peyton.
Hall. Pool.
Hamilton. Pope.
Heideke. Quicksall.
Hill of Hidalgo. Richards.
Hill of Wheeler. Rogers.
Hornby. Rosser.
Sackett. Thompson.
Satterwhite. Tillwell.
Scott. Tillotson.
Seagler. Tilson.
Seward. Vaughan.
Smith of Bastrop. Veatch.
Smith of Hopkins. Walker of Newton.
Sned. Walker of Wise.
Stewart. Wiginton.
Stout. Williams
Taylor. Williams
Teer. of McLennan.
Terrell. of Montgomery.
Thomas. Winfree.
Thomason of Nacogdoches. Wright.

Absent—Excused.

Beasley. Lowe.
Beason. Poage.
Bledsoe. Raiden.
Brady. Reeves.
Bryant. Schlosshan.
Culp. Sentell.
Davidson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Beason for today and indefinitely, on motion of Mr. Dixon.
Mr. Sentell for today and tomorrow, on motion of Mr. Tidwell.
Mr. Brady for today and indefinitely, on motion of Mr. Bonham.
Mr. Bledsoe indefinitely, on motion of Mr. Fairchild.

BILL ORDERED NOT PRINTED.

On motion of Mr. Thomas, it was ordered that Senate bill No. 155 be not printed.

BILLS ORDERED PRINTED.

On motion of Mr. Taylor, it was ordered that House bill No. 130 be printed.

On motion of Mr. Malone, it was ordered that House bill No. 503 be printed.

BILLS RECOMMITTED.

On motion of Mr. Bertram, Senate bill No. 33 was recommitted to the Judiciary Committee.