JOURNAL

OF THE

House of Representatives

OF THE

SECOND CALLED SESSION

OF THE

Sixty-second Legislature

OF THE

STATE OF TEXAS

BEGUN AND HELD AT

THE CITY OF AUSTIN

MARCH 28, 1972

COMMUNICATION FROM SPEAKER G. F. (GUS) MUTSCHER

The Chair laid before the House and had read the following communication from Speaker Mutscher:

March 27, 1972

Mrs. Dorothy Hallman
Chief Clerk
Texas House of Representatives
Austin, Texas

Dear Mrs. Hallman:

I hereby submit my resignation as Speaker of the Texas House of Representatives of the 62nd Legislature effective upon the election of my successor by the Second Called Session of the 62nd Legislature.

Pursuant to Rule I, Section 10, of the Rules of the Texas House of Representatives of the 62nd Legislature of the State of Texas, I hereby appoint Representative James Slider of Morris County as the Member who shall call the House to order on the first day of the Second Called Session of the 62nd Legislature and to preside, pending the election for the office of Speaker.

Sincerely,
G. F. (Gus) Mutscher

HSR 1—ADOPTED

(Providing procedure for election of Speaker of the House of Representatives)

Mr. Carl Parker offered the following resolution:

HSR 1

Whereas, The Speaker of the House of Representatives has resigned effective upon the election of his successor and the first order of business must be the election of a new Speaker; now, therefore, be it

Resolved, That no other business shall be transacted pending the election of a Speaker; and, be it further

Resolved, That the person presiding shall call for nominations from the Floor and recognize every Member who desires to make a nomination; that each person recognized shall immediately advance to the front microphone to make his nomination in a nominating speech not to exceed five minutes in length; and, be it further

Resolved, That after all nominations have been made, nominations shall be closed by motion adopted by record vote; whereupon seconding speeches shall be allowed, one for each nomination, in the order in which the

nominations were made; and then other seconding speeches shall be allowed in rotation, with speeches in each round made in the order in which the nominations were made; provided that each nominee shall be allowed a maximum of two seconding speeches, none to exceed five minutes in length, and no person shall be considered a nominee unless his nomination is seconded by at least one Member; and, be it further

Resolved, That the person presiding cause to be distributed to the Members ballots to be used in the election of the Speaker; that the roll of the membership be called in alphabetical order and that as each Member's name is called he shall walk to the front of the reading clerk's desk, present his folded ballot for official initialing by the chief clerk, then proceed to the chief clerk's desk and there place his vote for Speaker in a box; and, be it further

Resolved, That the person presiding appoint eight (8) tellers who shall inspect the voting procedure and count the votes and report the results to the person presiding; and, be it further

Resolved, That the person presiding shall announce the results of the election; and if one nominee has received a majority of the votes cast, the person presiding shall declare him to be elected to the office of Speaker of the House of Representatives; but if no nominee has received such a majority, the two nominees receiving the largest number of votes in the first ballot shall be in a runoff election and the procedure shall be repeated a second time with votes being cast for one of the two nominees, the Member receiving the highest vote being declared to be elected; and, be it further

Resolved, That the Member presiding shall administer the oath of office to the Speaker-elect and the Speaker shall thereupon take the Chair; and, be it further

Resolved, That immediately upon completion of the count by the tellers, the ballots shall be placed in an envelope and sealed and turned over to the tellers who shall completely destroy by fire the sealed envelope and ballots.

The resolution was read.

HOUSE AT EASE

At 10:24 a.m., the Chair stated that the House would stand at ease.

The Chair called the House to order at 10:34 a.m.

HSR 1—(Consideration continued)

Mr. Cavness and Mr. Calhoun offered the following amendment to the resolution:

Amend HSR 1 by substituting the following in its entirety:

Whereas, The Speaker of the House of Representatives has resigned effective upon the election of his successor and the first order of business must be the election of a new Speaker; now, therefore, be it

Resolved, That no other business shall be transacted pending the election of a Speaker; and, be it further

Resolved, That the person presiding shall call for nominations from the Floor and recognize every Member who desires to make a nomination; that each person recognized shall immediately advance to the front microphone to make his nomination in a nominating speech not to exceed five minutes in length; and, be it further

Resolved, That after all nominations have been made, nominations shall be closed by motion adopted by record vote; whereupon seconding speeches shall be allowed, one for each nomination, in the order in which the nominations were made; and then other seconding speeches shall be allowed in rotation, with speeches in each round made in the order in which the nominations were made; provided that each nominee shall be allowed a maximum of two seconding speeches, none to exceed five minutes in length, and no person shall be considered a nominee unless his nomination is seconded by at least one Member; and, be it further

Resolved, That the person presiding, when the seconding speeches are completed, shall direct the reading clerk to call the roll; each Member, upon the calling of his name, shall rise at his desk and announce his vote. The reading clerk shall repeat the Member's name and the Member for whom he cast his vote and shall record the vote with the assistance of the chief clerk; and, be it further

Resolved, That the reading clerk, with the assistance of the chief clerk, shall count the votes cast for each nominee and report the results to the person presiding; and, be it further

Resolved, That the person presiding shall announce the results of the election; and if one nominee has received a majority of the votes cast, the person presiding shall declare him to be elected to the office of Speaker of the House of Representatives; but if no nominee has received such a majority, the two nominees receiving the largest number of votes in the first ballot shall be in a runoff election and the procedure shall be repeated a second time with votes being cast for one of the two nominees, the Member receiving the highest vote being declared to be elected; and, be it further

Resolved, That the Member presiding shall administer the oath of office to the Speaker-elect and the Speaker shall thereupon take the Chair; and, be it further

Resolved, That all votes taken shall be record votes and entered in the House Journal.

HSR 1—(Consideration continued)

Mrs. Farenthold offered the following amendment to the Cavness-Calhoun amendment:

Amend the amendment to HSR 1 to read as follows:

Whereas, The Texas Constitution, Article III, Section 9, requires that the House of Representatives elect a Speaker of the House from its own membership; and

Whereas, The Speaker of the House of Representatives is one of the major legislative officers in the government of the State of Texas, comparable in status, responsibility, and authority to the Governor and the Lieutenant Governor; and

Whereas, All major state officials, except for the Speaker of the House of Representatives, are elected directly by the people of the state following a public campaign in which the opportunity for these candidates' positions on problems and issues facing the state may become publicly known; and

Whereas, The election of the Speaker has a great effect on all of the people of this state, and should be conducted under circumstances, as open to the public viewing as possible, in order that the accountability of the Speaker to the House membership, and of the Speaker and House Members to their constituents throughout the state, may be at a maximum, in line with the canons of democratic government; and

Whereas, Such accountability is additionally enhanced when persons serve in office only one term, thus allowing House Members of each Legislature to freely participate in electing their own leadership and for that leadership to more truly reflect the will of the House each biennium; now, therefore, be it

Resolved by the House of Representatives of the 62nd Legislature, That on the first day of the Second Called Session, the House shall resolve itself into a Committee of the Whole, and elect ten (10) of its Members to serve as the Nominating Committee for the Speakership; said Nominating Committee meet immediately, and as soon as possible it shall present to the House at least three (3) nominees for serious consideration by the House membership for the Speakership, and nominations shall also be received from the Floor; and then the election of the Speaker shall occur from those candidates nominated; and, be it further

Resolved, That the person presiding, shall direct the reading clerk to call the roll; each Member, upon the calling of his name, shall rise at his

desk and announce his vote. The reading clerk shall repeat the Member's name and the Member for whom he cast his vote and shall record the vote with the assistance of the chief clerk; and, be it further

Resolved, That the reading clerk, with the assistance of the chief clerk, shall count the votes cast for each nominee and report the results to the person presiding; and, be it further

Resolved, That the person presiding shall announce the results of the election; and if one nominee has received a majority of the votes cast, the person presiding shall declare him to be elected to the office of Speaker of the House of Representatives; but if no nominee has received such a majority, the two nominees receiving the largest number of votes in the first ballot shall be in a runoff election and the procedure shall be repeated a second time with votes being cast for one of the two nominees, the Member receiving the highest vote being declared to be elected; and, be it further

Resolved, That the Member presiding shall administer the oath of office to the Speaker-elect and the Speaker shall thereupon take the Chair; and, be it further

Resolved, That all votes taken shall be record votes and entered in the House Journal.

Mr. Carl Parker moved to table the above amendment offered by Mrs. Farenthold.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—111

Adams	Craddick	Howard	Mutscher
Agnich	Cruz	Hubenak	Nabers
Allen, John	Davis, D.	Hull	Nelms
Allred	Davis, H.	Ingram	Neugent, D.
Atwell	Doran	Johnson	Newton
Atwood	Dramberger	Jones, D.	Niland
Baker	Earthman	Jones, G.	Nugent, J.
Beckham	Finck	Jungmichel	Ogg
Blanton	Finnell	Kaster	Parker, C.
Bowers	Finney	Kilpatrick	Parker, W.
Boyle	Floyd	Kost	Pickens
Braecklein	Garcia	Lee	Poerner
Burgess	Golman	Lemmon	Poff
Bynum	Hale	Lewis	Presnal
Calhoun	Hanna, Joe	Lombardino	Price
Carrillo	Harding	Longoria	Rosson
Cates	Hawkins	Lovell	Salter
Cavness	Hawn	McAlister	Sanchez
Christian	Haynes	McKissack	Santiesteban
Clayton	Heatly	Moncrief	Schulle
Coats	Hendricks	Moore, A.	Semos
Cobb	Hilliard	Moore, G.	Shannon
Cole	Holmes, T.	Murray	Sherman

Short	Stewart	Tupper	Williams
Silber	Stroud	Uher	Williamson
Slack	Swanson	Von Dohlen	Wolff
Solomon	Tarbox	Ward	Wyatt
Spurlock	Traeger	Wieting	

Nays—36

Allen, Joe	Daniel	Harris	Nichols
Angly	Denton	Head	Orr
Bass, B.	Doyle	Holmes, Z.	Patterson
Bass, T.	Farenthold	Jones, E.	Reed
Bigham	Foreman	Kubiak	Rodriguez
Blythe	Gammage	Ligarde	Salem
Braun	Grant	Mengden	Simmons
Caldwell	Graves	Moore, T.	Truan
Clark	Hannah, John	Moreno	Vale

In The Chair

Slider

Absent-Excused

Wayne

Mr. Salter offered the following amendment to the Cavness-Calhoun amendment:

Amend the Cavness amendment to HSR 1 at line 31 by deleting the words "rise at his desk and announce his vote" and substituting therefor the following:

"mark and sign his ballot and hand the same to the Chief Clerk after all ballots have been cast."

Mr. Carl Parker moved to table the above amendment offered by Mr. Salter.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—111

Adams	Boyle	Craddick	Foreman
Agnich	Braecklein	Cruz	Gammage
Allen, Joe	Burgess	Daniel	Garcia
Allred	Calhoun	Davis, D.	Golman
Angly	Carrillo	Davis, H.	Hale
Atwell	Cates	Doran	Hanna, Joe
Baker	Cavness	Doyle	Hannah, John
Bass, B.	Christian	Dramberger	Harding
Bass, T.	Clark	Earthman	Hawkins
Beckham	Clayton	Finck	Hawn
Blanton	Coats	Finnell	Haynes
Bowers	Cole	Floyd	Head

Heatly
Hendricks
Hilliard
Holmes, Z.
Howard
Hubenak
Ingram
Johnson
Jones, D.
Jungmichel
Kaster
Kilpatrick
Kost
Lee
Lemmon
Lombardino
Longoria
McAlister
McKissack
Moncrief
Moore, A.
Moore, G.
Moreno
Murray
Mutscher
Nabers
Nelms
Neugent, D.
Newton
Niland
Nugent, J.
Ogg
Parker, C.
Pickens
Poerner
Poff
Presnal
Price
Reed
Salem
Sanchez
Santiesteban
Schulle
Semos
Short
Silber
Simmons
Slack
Solomon
Stewart
Stroud
Swanson
Tarbox
Traeger
Truan
Tupper
Uher
Von Dohlen
Ward
Wieting
Williams
Wolff
Wyatt

Nays—36

Allen, John
Atwood
Bigham
Blythe
Braun
Bynum
Caldwell
Cobb
Denton
Farenthold
Finney
Grant
Graves
Harris
Holmes, T.
Hull
Jones, E.
Jones, G.
Kubiak
Lewis
Ligarde
Lovell
Mengden
Moore, T.
Nichols
Orr
Parker, W.
Patterson
Rodriguez
Rosson
Salter
Shannon
Sherman
Spurlock
Vale
Williamson

In The Chair

Slider

Absent-Excused

Wayne

HSR 1—(Consideration continued)

Mr. Carl Parker moved to table the amendment offered by Mr. Cavness and Mr. Calhoun.

A record vote was requested.

The motion to table was lost by the following vote:

Yeas—28

Allen, Joe	Daniel	Hubenak	Ogg
Bass, B.	Doyle	Jones, D.	Parker, C.
Bigham	Gammage	Jones, E.	Poerner
Blythe	Hale	Kilpatrick	Shannon
Bynum	Hannah, John	McAlister	Short
Caldwell	Harris	Mutscher	Silber
Clayton	Heatly	Nugent, J.	Slack

Nays—119

Adams	Doran	Kost	Reed
Agnich	Dramberger	Kubiak	Rodriguez
Allen, John	Earthman	Lee	Rosson
Allred	Farenthold	Lemmon	Salem
Angly	Finck	Lewis	Salter
Atwell	Finnell	Ligarde	Sanchez
Atwood	Finney	Lombardino	Santiesteban
Baker	Floyd	Longoria	Schulle
Bass, T.	Foreman	Lovell	Semos
Beckham	Garcia	McKissack	Sherman
Blanton	Golman	Mengden	Simmons
Bowers	Grant	Moncrief	Solomon
Boyle	Graves	Moore, A.	Spurlock
Braecklein	Hanna, Joe	Moore, G.	Stewart
Braun	Harding	Moore, T.	Stroud
Burgess	Hawkins	Moreno	Swanson
Calhoun	Hawn	Murray	Tarbox
Carrillo	Haynes	Nabers	Traeger
Cates	Head	Nelms	Truan
Cavness	Hendricks	Neugent, D.	Tupper
Christian	Hilliard	Newton	Uher
Clark	Holmes, T.	Nichols	Vale
Coats	Holmes, Z.	Niland	Von Dohlen
Cobb	Howard	Orr	Ward
Cole	Hull	Parker, W.	Wieting
Craddick	Ingram	Patterson	Williams
Cruz	Johnson	Pickens	Williamson
Davis, D.	Jones, G.	Poff	Wolff
Davis, H.	Jungmichel	Presnal	Wyatt
Denton	Kaster	Price	

In The Chair

Slider

Absent-Excused

Wayne

Mr. Caldwell offered the following amendment to the Cavness-Calhoun amendment:

Amend the Cavness Substitute for HSR 1 by substituting the following:

Whereas, The Speaker of the House of Representatives has resigned effective upon the election of his successor and the first order of business must be the election of a new Speaker; now, therefore, be it

Resolved, That no other business shall be transacted pending the election of a Speaker; and, be it further

Resolved, That the person presiding shall call for nominations from the Floor and recognize every Member who desires to make a nomination; that each person recognized shall immediately advance to the front microphone to make his nomination in a nominating speech not to exceed five minutes in length; and, be it further

Resolved, That after all nominations have been made, nominations shall be closed by motion adopted by record vote; whereupon seconding speeches shall be allowed, one for each nomination, in the order in which the nominations were made; and then other seconding speeches shall be allowed in rotation, with speeches in each round made in the order in which the nominations were made; provided that each nominee shall be allowed a maximum of two seconding speeches, none to exceed five minutes in length and no person shall be considered a nominee unless his nomination is seconded by at least one Member; and, be it further

Resolved, That the person presiding cause to be distributed to the Members ballots to be used in the election of the Speaker; that each Member write thereon the name of the nominee for which he votes and sign the ballot; that the roll of the membership be called in alphabetical order and that as each Member's name is called he shall walk to the front of the reading clerk's desk, present his folded ballot for official initialing by the chief clerk, then proceed to the chief clerk's desk and there place his vote for Speaker in a box; and, be it further

Resolved, That after all ballots have been cast the reading clerk shall call from each ballot the name of the Member whose signature appears on the ballot and the nominee for whom he voted and shall record the vote with the assistance of the chief clerk; and, be it further

Resolved, That the person presiding shall announce the results of the election; and if one nominee has received a majority of the votes cast, the person presiding shall declare him to be elected to the office of Speaker of the House of Representatives; but if no nominee has received such a majority, the two nominees receiving the largest number of votes in the first ballot shall be in a runoff election and the procedure shall be repeated

a second time with votes being cast for one of the two nominees, the Member receiving the highest vote being declared to be elected; and, be it further

Resolved, That the Member presiding shall administer the oath of office to the Speaker-elect and the Speaker shall thereupon take the Chair; and, be it further

Resolved, That all votes taken shall be record votes and entered in the House Journal.

Mr. Doran moved to table the above amendment offered by Mr. Caldwell.

A record vote was requested.

The motion to table was lost by the following vote:

Yeas—65

Adams	Doran	Lemmon	Semos
Agnich	Dramberger	Lombardino	Silber
Allen, John	Earthman	Mengden	Solomon
Angly	Finck	Moncrief	Stewart
Baker	Finnell	Moore, A.	Swanson
Beckham	Floyd	Moore, G.	Tarbox
Blanton	Foreman	Murray	Traeger
Bowers	Garcia	Nabers	Tupper
Boyle	Golman	Newton	Von Dohlen
Braecklein	Harding	Niland	Ward
Burgess	Hawn	Parker, W.	Wieting
Cavness	Howard	Poff	Williamson
Christian	Ingram	Presnal	Wolff
Coats	Jungmichel	Price	Wyatt
Cole	Kaster	Salem	
Craddick	Kilpatrick	Sanchez	
Davis, H.	Lee	Schulle	

Nays—81

Allen, Joe	Davis, D.	Holmes, T.	Mutscher
Allred	Denton	Holmes, Z.	Nelms
Atwell	Doyle	Hubenak	Neugent, D.
Atwood	Farenthold	Hull	Nichols
Bass, B.	Finney	Johnson	Nugent, J.
Bass, T.	Gammage	Jones, D.	Ogg
Bigham	Grant	Jones, E.	Orr
Blythe	Graves	Jones, G.	Parker, C.
Braun	Hale	Kost	Patterson
Bynum	Hanna, Joe	Kubiak	Pickens
Caldwell	Hannah, John	Lewis	Poerner
Carrillo	Harris	Ligarde	Reed
Cates	Hawkins	Longoria	Rodriguez
Clark	Haynes	Lovell	Rosson
Clayton	Head	McAlister	Salter
Cobb	Heatly	McKissack	Santiesteban
Cruz	Hendricks	Moore, T.	Shannon
Daniel	Hilliard	Moreno	Sherman

Short	Spurlock	Truan	Vale
Simmons	Stroud	Uher	Williams
Slack			

In The Chair

Slider

Absent

Calhoun

Absent-Excused

Wayne

A record vote was requested on the adoption of the Caldwell amendment.

The Caldwell amendment was then adopted by the following vote:

Yeas—119

Adams	Doyle	Kilpatrick	Poerner
Agnich	Earthman	Kost	Poff
Allen, Joe	Farenthold	Kubiak	Presnal
Allen, John	Finnell	Lee	Price
Allred	Finney	Lemmon	Reed
Angly	Floyd	Lewis	Rodriguez
Atwell	Gammage	Ligarde	Rosson
Atwood	Garcia	Lombardino	Salem
Baker	Grant	Longoria	Salter
Bass, B.	Graves	Lovell	Sanchez
Bass, T.	Hale	McAlister	Santiesteban
Beckham	Hanna, Joe	McKissack	Semos
Bigham	Hannah, John	Mengden	Shannon
Blythe	Harris	Moncrief	Sherman
Bowers	Hawkins	Moore, A.	Short
Braun	Hawn	Moore, T.	Simmons
Bynum	Haynes	Moreno	Slack
Caldwell	Head	Murray	Spurlock
Carrillo	Heatly	Mutscher	Stewart
Cates	Hendricks	Nabers	Stroud
Christian	Hilliard	Nelms	Swanson
Clark	Holmes, T.	Neugent, D.	Truan
Clayton	Holmes, Z.	Nichols	Tupper
Cobb	Hubenak	Nugent, J.	Uher
Cole	Hull	Ogg	Vale
Craddick	Johnson	Orr	Ward
Cruz	Jones, D.	Parker, C.	Wieting
Daniel	Jones, E.	Parker, W.	Williams
Davis, D.	Jones, G.	Patterson	Williamson
Denton	Kaster	Pickens	

Nays—28

Blanton	Burgess	Coats	Dramberger
Boyle	Calhoun	Davis, H.	Finck
Braecklein	Cavness	Doran	Foreman

Golman	Jungmichel	Schulle	Traeger
Harding	Moore, G.	Silber	Von Dohlen
Howard	Newton	Solomon	Wolff
Ingram	Niland	Tarbox	Wyatt

In The Chair

Slider

Absent-Excused

Wayne

A record vote was requested on adoption of the Cavness-Calhoun amendment, as amended.

The Cavness-Calhoun amendment, as amended, was adopted by the following vote:

Yeas—143

Adams	Denton	Jones, E.	Poff
Agnich	Doran	Jones, G.	Presnal
Allen, Joe	Doyle	Jungmichel	Price
Allen, John	Dramberger	Kaster	Reed
Allred	Earthman	Kilpatrick	Rodriguez
Angly	Farenthold	Kost	Rosson
Atwell	Finck	Kubiak	Salem
Atwood	Finnell	Lee	Salter
Baker	Finney	Lemmon	Sanchez
Bass, B.	Floyd	Lewis	Santiesteban
Bass, T.	Foreman	Ligarde	Schulle
Beckham	Gammage	Lombardino	Semos
Bigham	Garcia	Longoria	Shannon
Blanton	Golman	Lovell	Sherman
Blythe	Grant	McKissack	Short
Bowers	Graves	Mengden	Simmons
Boyle	Hale	Moncrief	Slack
Braecklein	Hanna, Joe	Moore, A.	Solomon
Braun	Hannah, John	Moore, G.	Spurlock
Burgess	Harding	Moore, T.	Stewart
Bynum	Harris	Moreno	Stroud
Caldwell	Hawkins	Murray	Swanson
Calhoun	Hawn	Mutscher	Tarbox
Carrillo	Haynes	Nabers	Traeger
Cates	Head	Nelms	Truan
Cavness	Heatly	Neugent, D.	Tupper
Christian	Hendricks	Newton	Uher
Clark	Hilliard	Nichols	Vale
Coats	Holmes, T.	Niland	Von Dohlen
Cobb	Holmes, Z.	Nugent, J.	Ward
Cole	Howard	Orr	Wieting
Craddick	Hubenak	Parker, C.	Williams
Cruz	Hull	Parker, W.	Williamson
Daniel	Ingram	Patterson	Wolff
Davis, D.	Johnson	Pickens	Wyatt
Davis, H.	Jones, D.	Poerner	

Nays—3

Clayton McAlister Silber

In The Chair

Slider

Absent

Ogg

Absent-Excused

Wayne

HSR 1, as amended, was adopted by the following vote:

Yeas—146

Adams
Agnich
Allen, Joe
Allen, John
Allred
Angly
Atwell
Atwood
Baker
Bass, B.
Bass, T.
Beckham
Bigham
Blanton
Blythe
Bowers
Boyle
Braecklein
Braun
Burgess
Bynum
Caldwell
Calhoun
Carrillo
Cates
Cavness
Christian
Clark
Clayton
Coats
Cobb
Cole
Craddick
Cruz
Daniel
Davis, D.
Davis, H.
Denton
Doran
Doyle
Dramberger
Earthman
Farenthold
Finck
Finnell
Finney
Floyd
Foreman
Gammage
Garcia
Golman
Grant
Graves
Hale
Hanna, Joe
Harding
Harris
Hawkins
Hawn
Haynes
Head
Heatly
Hendricks
Hilliard
Holmes, T.
Holmes, Z.
Howard
Hubenak
Hull
Ingram
Johnson
Jones, D.
Jones, E.
Jones, G.
Jungmichel
Kaster
Kilpatrick
Kost
Kubiak
Lee
Lemmon
Lewis
Ligarde
Lombardino
Longoria
Lovell
McAlister
McKissack
Mengden
Moncrief
Moore, A.
Moore, G.
Moore, T.
Moreno
Murray
Mutscher
Nabers
Nelms
Neugent, D.
Newton
Nichols
Niland
Nugent, J.
Ogg
Orr
Parker, C.
Parker, W.
Patterson
Pickens
Poerner
Poff
Presnal
Price
Reed
Rodriguez
Rosson
Salem
Salter
Sanchez
Santiesteban
Schulle
Semos
Shannon
Sherman
Short
Silber
Simmons
Slack
Solomon
Spurlock
Stewart
Stroud
Swanson
Tarbox
Traeger
Truan
Tupper
Uher
Vale
Von Dohlen
Ward
Wieting
Williams
Williamson
Wolff
Wyatt

In The Chair

Slider

Absent

Hannah, John

Absent-Excused

Wayne

Mr. Cavness moved to reconsider the vote by which HSR 1, as amended, was adopted and to table the motion to reconsider.

The motion to table prevailed.

ELECTION OF SPEAKER OF THE HOUSE OF REPRESENTATIVES

The Chair announced that the next order of business is the election of the Speaker of the House of Representatives pursuant to the provisions of HSR 1 and stated that nominations for Speaker are now in order.

The Chair recognized the Honorable Ed Howard who placed in nomination for Speaker of the House of the Sixty-second Legislature, the Honorable Rayford Price, speaking as follows:

As you all know, we are in a critical period right now . . . not only a critical time for government in general, but a critical time for each of us, individually and as a whole, as Legislators.

Never was this brought more in focus to me than through a letter I received yesterday from someone I feel is an average Texas citizen.

I would like to read this letter to you now. . . . .

"Dear Ed:

Because we are old friends, I feel compelled to write you this 'threatening' letter. I hope that I can express to you what I feel is a grass roots summary of voter conversation over the past several months.

The average voter in Texas—the guy who works for wages, pays his bills, lives with his family, wants his kids to do well in school—this average voter is watching you fellows in the Legislature like never before.

There are two main things we voters want from you Legislators.

One, we want to be able to take pride in our state government. When we pay, we want performance.

To put it where we live, we figure we are paying for a Cadillac and we're getting an Edsel.

We elect individual Representatives to the House and we're told the

Speaker of the House calls all the shots. The people of Texas want representation by individual Representatives—that's the reason the people of Texas set the state government up that way.

The Legislators who want to stay in office had better get decisions made closer to the voters—or we are going to send some new faces to Austin.

And second, we want some integrity in the Legislature. When we send a man to Austin, we have often seen his sense of values change.

We voters have the impression that several terms in Austin scramble a man's ideas about what is right and what is wrong. And it seems, after a time . . . he honestly can't tell the difference.

We know the legislative process demands compromise, trade and persuasion—but we think that can be done honestly and with integrity.

When you go back in special session, pass the word to give the voters some pride and yourselves some integrity.

Those of us who pay the bills are working hard to build a prosperous state—and we're proud of this state, and want to be proud of those who govern us.

And tell them that integrity is just knowing right from wrong—and then doing something about it."

That, my friends and colleagues, is what Texans want from us. They want integrity, solid leadership and they want to take pride in their government.

If we heed the desires of the people of Texas . . . the voters who put us here . . . we have no choice in this race for Speaker.

Rayford Price stands for all the things that we must have. He has served this state and his district well for 12 years. He is the only candidate who stands for reform, and we must have meaningful change now.

John F. Kennedy once said, "The basis of effective government is public confidence."

I, therefore, place in nomination the only man who can give us effective government and restore public confidence . . . Rayford Price of Palestine.

The Chair recognized the Honorable Tom Bass who placed in nomination for Speaker of the House of the Sixty-second Legislature, the Honorable L. DeWitt Hale, speaking as follows:

Mr. Speaker, citizens of the state, and Members of the House:

We assemble today at a somewhat unique time in Texas history when state government is in crisis and high public officials have been convicted in court. Rarely has any Texas Legislature faced a more trying or challenging situation. We must take the first step toward meeting these responsibilities by the selection of a new presiding officer for this distinguished Body.

It was slightly over a year ago that I resigned my committee chairmanship and my position on the Rules Committee. At the time I was warned that such a step was "political suicide" and there was no way we could change the system. As a result of this and other actions I became a charter member of the "Dirty Thirty."

I am proud of this association and would like nothing better than to see a fellow Member of this outstanding group become Speaker. Realistically, though the Dirty Thirty will have served its purpose if this House adopts meaningful reform rules.

The next step in our fight for reform is to select a Speaker at this time.

The office of Speaker of the House of Representatives is burdened with heavy responsibilities even under the most favorable circumstances. In this hour of crisis, the need is all the more apparent for a careful consideration of the man we select to lead us during the next critical months. The eyes of Texas are upon Austin today, and each of us will be judged by the people of Texas on the basis of our ability to rise above the political storm and to make decisions based solely upon the public interest.

Perhaps the most important factor in the selection of a new Speaker was the firm conviction of many of us that the presiding officer during turbulent days ahead must be a man who is not a candidate for Speaker in January 1973.

Widely divergent viewpoints in the House quickly agreed that the presiding officer during the interim must be a man who would commit himself not to seek election as Speaker next January, thus freeing this Body for the remainder of this term from political decisions which would be inherent in the legislative process if the Speaker were a candidate for reelection to that office.

My nominee is such a man. He was requested by a large number of his colleagues, representing all positions on the political spectrum, to make himself available because many of his colleagues felt that he was the one man who could lead this House out of its chaotic position. This man can and will undertake the arduous duty of attempting to restore unity, harmony and decorum to our deliberations.

That my nominee has demonstrated capacity for dynamic leadership, is demonstrated by his distinguished career as a Member of this House.

The gentleman from Nueces, now the third ranking Member of this House in seniority, is serving his 20th year as a Member of this Body. Throughout this 20-year period, he has been an active, aggressive, and successful leader in many political battles which have altered or determined the course of Texas history.

I submit to you that these are the attributes, these are the talents, these are the abilities, that are solely needed in this hour of crisis in the House of Representatives.

My nominee first entered this Body in 1939 while attending law school at the University of Texas. He was the youngest Member of the 46th Texas Legislature.

Following service in the United States Air Force during World War II, my nominee moved to Corpus Christi and began a successful career in the practice of law. He quickly gained stature in his new home area as a man of ability, honor and dedication. In 1953 he was returned to the Legislature by the people of Nueces County and has served continuously since that time except for one two-year break. In nine elections for State Representative in Nueces County, my nominee was unopposed on five occasions, demonstrating the esteem in which he is held by the people he so ably represents.

In this Body the gentleman from Nueces has made a distinguished record in both the administrative and the legislative fields. He has been an articulate participant in many of the great debates of the last 20 years. He has sponsored a tremendous volume of legislation including such outstanding contributions as the Hale-Aikin Committee for school improvements, the Legislative Reorganization Act, and Liquor by the Drink.

My nominee has long been known as probably the outstanding expert in this Body on its Rules of Procedure.

The gentleman from Nueces has served in many leadership roles through the years. He has been chairman or vice-chairman of many of the important committees and is presently serving as Chairman of the Judiciary Committee. He has on many occasions presided over the deliberations of this House as acting Speaker and was selected as Speaker Pro Tempore of the 57th Texas Legislature.

I have reviewed the career of my nominee to demonstrate through his deeds that he has the ability, the capacity and the dedication to lead this House at this trying time. I feel that he will conduct the affairs of the House without regard to personal ambition and he will dedicate his abilities and his talents to the operation of this House in an expeditious and businesslike manner.

Here truly is a situation where the office has sought the man. Here is demonstrated public service where personal desires and ambitions on the part of this man and many Members are subordinated to the welfare of Texas. Here is a man to whom we can all look for leadership with the hope that he will be guided at all times by what is right and just and best for all of Texas.

I submit to you that no man today, March 28, 1972, can offer you more than this. I respectfully submit to you as a Member of this House that this man is our only real choice.

It is with some reservation, yet quite confident, therefore, Mr. Speaker, that I make this nomination today. With confidence in his character, his ability, and his capacity for leadership, and firmly believing that his selection will meet the great needs of these critical times, I wish to place in nomination for Speaker of the House of the 62nd Legislature my trusted colleague and personal friend, a distinguished gentleman from Nueces County, the Honorable L. DeWitt Hale.

The Chair recognized the Honorable Tom Moore who placed in nomination for Speaker of the House of the Sixty-second Legislature, the Honorable Zan Holmes, Jr., speaking as follows:

During the last regular session some of us came before this Body to witness in a small way to principles of reform. Some of us attempted to witness to the fact that pragmatism is not necessary where honor and decency and dignity are at stake. Some of us tried to witness to people of this Texas, that we all profess to love so much, that compromise and pragmatism are never necessary where honesty and decency and what is right and good are concerned.

We would like to have a choice at this time to witness once more to the people of Texas that reform is indeed possible but some of us feel that this is impossible if the nominations are confined to the two principal candidates who have been mentioned so open and clear. There is nothing personal in our attitude toward these two gentlemen, but how can we in the Dirty 30 and how can you who profess publicly, if you have, to the necessity of reform, demonstrate to the people that you really believe in these principles by choosing between one candidate who is the open and professed candidate of the Texas Manufacturers Association and the Oil and Chemical Industries and has spent their money copiously in seeking this job; in choosing between him and another of our esteemed comrades who is attempting to put together the wreckage of the Mutscher machine. This to us who truly believe in reform is no choice at all. I realize that any efforts on behalf of another is in vain but at least by God we can say to the people of Texas some of us will cast at least our first vote for a true reformer whose record is a hundred to one better in the field of reform than any other candidate mentioned so far. Over and above that, we have encouraged throughout this state new candidates to seek seats on the Floor of this House to come here with a new attitude unencumbered with obligations and pragmatism in behalf of the lobby. And what are we going to say to them? That we have become pragmatic at this time and compromised? We're gonna say to them, "Well fellas it was just a grandstand play and if you wanta get elected well cozy up and be pragmatic and compromise, get in there with the lobby." I'm not gonna say that. I invite you to show whether you really believe in reform and a new day on this Floor, in joining me in my support of the man that I am proud to nominate at this point. A man who, as I have said, has a record in reform second to none in this House. A man who is not devisive. A man who is not seeking reelection. A man of decency. Mr. Speaker and Members I nominate the Reverend Mr. Zan Holmes of Dallas.

The Chair recognized the Honorable Charles Patterson who placed in nomination for Speaker of the House of the Sixty-second Legislature, the Honorable Jack Hawkins, speaking as follows:

The objective of this session is to act on the issues submitted for legislative consideration by the Governor.

The objective of the House is to select the Member who best can preside over this Body under the present circumstances and get on with the job.

1. If he is to be an interim Speaker that should be certain.

2. He should be knowledgeable enough and wise enough to preside over this House.

3. Preferably, he should be the kind of man who has brought unity to the House on previous occasions, where there was division.

The candidate I proffer for your consideration has these important qualities:

1. He is not a candidate for reelection. He has no choice other than serving as interim Speaker.

2. He is a knowledgeable, wise Legislator and respected colleague.

3. For the two regular sessions and three previous special sessions I have served with this gentleman, he has shown the ability, desire, and success in bringing order to disorder. He is the man we need for Speaker of the Texas House during this special session.

I place in nomination the name of Representative Hawkins, of Limestone County, and ask your thoughtful consideration.

Earlier today we heard that what we need from the presiding officer is objectivity. I ask for your objectivity. Some of us have made no commitment to any of the announced candidates. I ask those of you who have made pledges to reconsider and objectively make your decision based upon this new alternative you now have. Mr. Hawkins is a good man who would make a fine Speaker.

The Chair asked if there were any other nominations for Speaker of the House.

There were no other nominations offered.

Mr. Adams moved that nominations cease.

The motion prevailed by the following vote:

Yeas—147

Adams	Carrillo	Floyd	Hull
Agnich	Cates	Foreman	Ingram
Allen, Joe	Cavness	Gammage	Johnson
Allen, John	Christian	Garcia	Jones, D.
Allred	Clark	Golman	Jones, E.
Angly	Clayton	Grant	Jones, G.
Atwell	Coats	Graves	Jungmichel
Atwood	Cobb	Hale	Kaster
Baker	Cole	Hanna, Joe	Kilpatrick
Bass, B.	Craddick	Hannah, John	Kost
Bass, T.	Cruz	Harding	Kubiak
Beckham	Daniel	Harris	Lee
Bigham	Davis, D.	Hawkins	Lemmon
Blanton	Davis, H.	Hawn	Lewis
Blythe	Denton	Haynes	Ligarde
Bowers	Doran	Head	Lombardino
Boyle	Doyle	Heatly	Longoria
Braecklein	Dramberger	Hendricks	Lovell
Braun	Earthman	Hilliard	McAlister
Burgess	Farenthold	Holmes, T.	McKissack
Bynum	Finck	Holmes, Z.	Mengden
Caldwell	Finnell	Howard	Moncrief
Calhoun	Finney	Hubenak	Moore, A.

Moore, G.	Parker, W.	Schulle	Traeger
Moore, T.	Patterson	Semos	Truan
Moreno	Pickens	Shannon	Tupper
Murray	Poerner	Sherman	Uher
Nabers	Poff	Short	Vale
Nelms	Presnal	Silber	Von Dohlen
Neugent, D.	Price	Simmons	Ward
Newton	Reed	Slack	Wieting
Nichols	Rodriguez	Solomon	Williams
Niland	Rosson	Spurlock	Williamson
Nugent, J.	Salem	Stewart	Wolff
Ogg	Salter	Stroud	Wyatt
Orr	Sanchez	Swanson	Mutscher
Parker, C.	Santiesteban	Tarbox	

In The Chair

Slider

Absent-Excused

Wayne

The Honorable Sam Coats was recognized by the Chair and seconded the nomination of the Honorable Rayford Price for Speaker of the House, speaking as follows:

Mr. Speaker and fellow Members, we have a greater potential for good today than ever before in the history of this state. Regardless of the outcome of this Speaker's race, the people of Texas are going to be better off. Any time the Texas House of Representatives faces an open contest with full presentation of issues, we all benefit.

I rise today to second the nomination of Rayford Price of Palestine. Had I known that my colleague from Dallas, the Honorable Zan Holmes, was going to have his name placed in nomination, I could not have made this seconding speech. However, I did not know that he was going to be a candidate, and last night I decided to support the candidacy of Rayford Price.

I came to this session unpledged to any candidate for Speaker. I do not believe in the pledge system, and I do not intend to ever sign a pledge in a Speaker's race.

The impact of this race will come after the election of the new Speaker. It will come more by change and reform that this House brings about, and regardless of who is elected, the next Speaker of the Texas House is going to have much less power than previous Speakers have had. I am supporting Rayford Price because I believe he is committed to the reforms that we all realize are essential if we are to fulfill the responsibilities of our office and represent the people who elected us.

We are going to see limitations on all conference committees and an elimination of the economic waste that has plagued this state too long. We will have elimination of the power of the Speaker to control the destiny of any given piece of legislation regardless of its merits or demerits. We will see elimination of the Speaker's "legislative program"—which as

presiding officer he has no business having to begin with. We will see a system of limited seniority that will assure better use of talent and expertise within the House, not because of support of affiliation, but because it is necessary if this House is to be sensitive to the needs of the people of Texas.

We will see financial disclosures and a standard of ethics that will deter the future use of public office for private gain. We will see the elimination of secret committee hearings and "Jim Hogg" hearings that have in the past permitted Sharpstown legislation to be introduced and rushed through the House without full deliberation and disclosure.

We will see accurate recordings of committee hearings and House debates which will provide the legislative history that is now lacking and hopefully improve the decorum of this Chamber—a Chamber that should exemplify democracy for all the people of Texas.

More important, we will see a complete revamping of the committees and power structures of the Texas House to make this Body more independent and responsible to the needs of the people of Texas—the people we as individual Members are sworn to represent be they liberal or conservative, blue collar or white collar, Black, Chicano, or Anglo, urban or rural, Republican or Democrat.

I am not persuaded by the argument we should accept interim leadership in this session, for in the session that lies ahead, we have many matters of major importance to consider. We will have to appropriate more than 3½ billions of dollars to fund the second year of the appropriations bill. We must this week consider and pass highway beautification legislation and primary financing legislation. We need strong leadership that is dedicated to changing this House and getting on with the business of the state.

It is interesting to note that each candidate for Speaker has a wide range of ideological support. Each has some support from the "Dirty 30", each has some liberal support, each has some conservative support, and each has pledged to reform the House. For myself, I do not want to be a member of the Rayford Price team or any team. I want to vote on each issue as it arises without fear of reprisal when I disagree and without offer of reward when I agree. I am convinced that this is the type of leadership Rayford Price will provide, and it is for that reason that I am proud to second his nomination.

The Honorable Cordell Hull was recognized by the Chair and seconded the nomination of the Honorable L. DeWitt Hale for Speaker of the House, speaking as follows:

Mr. Speaker, distinguished guests, and Members of the House:

I rise to second the nomination of L. DeWitt Hale as Speaker of the House because I believe him to be the man of the hour in this difficult situation now confronting us.

Make no mistake about it, the Texas Legislature itself is on trial. What we do here today, and the actions we take in the months to come, will largely determine the final verdict which history will place upon us. If

there was a time when personal ambitions should be subordinated to the public interest, that time is now.

We must have leadership dedicated to the job at hand, willing to sacrifice personal gain for public good, and dedicated to raising a standard to which all good and true men can repair. We cannot afford the luxury at this time of a presiding officer with personal ambitions more compelling than the public interest. We cannot tolerate at this time the return of this House to a political battleground with all the recriminations and animosities that such action generates.

For these reasons our distinguished colleague, L. DeWitt Hale, was drafted by his fellow Members to provide such leadership during the months to come. He agreed with us that the crisis of our time was too critical to allow the Speakership to be used as a pawn for the personal ambitions of any Member. He committed himself that he would not seek election as Speaker in January 1973 and that he would not permit the office of Speaker to be used to influence the outcome of that election. His commitments are in keeping with the finest traditions of statesmanship.

Here a man is answering the call of his fellow Members to make his contribution to the ultimate welfare and benefit of all of us.

Visualize with me, if you can, the political consequences of electing at this time as Speaker of the House any man who is a candidate for that office next January. Every decision made by the Chair from now until January will inevitably be influenced and tainted by the effect which it will have upon that political campaign. All of us have experienced and observed the great power which is concentrated in the man with the gavel. That power should not be used at this time by any person who is seeking the office of Speaker of the 63rd Texas Legislature.

I have watched and observed the work of L. DeWitt Hale in this Body for many years. He had demonstrated time and time again that he has the capability of rising to the challenge of the time. He has been called upon in other hours of crisis and has performed admirably. Speakers in the past have relied upon him, upon his ability, upon his judgment, upon his knowledge of the rules, and upon his ability to get the job done.

As presiding officer of this Body on many occasions in the past 20 years, L. DeWitt Hale has gained the respect of every colleague with whom he served. All have praised him as an able and fair presiding officer. He is tolerant yet firm. He yields to no man in his expertise at parliamentary procedures and his ability to interpret and apply the rules of procedure in a consistent, fair and equitable manner.

Throughout my years in the Legislature I have looked to Mr. Hale for leadership. Never has his ability and his experience been needed more. Under his leadership we can hopefully remove the scars of our past, unite for the common good, dedicate ourselves to solving the problems which confront us.

Reform is an important question as we attack the problems that face our state, and I know no man who has been more active in seeking reform than L. DeWitt Hale.

I am convinced that L. DeWitt Hale as Speaker of this House can achieve these results and will achieve these results with our help and cooperation.

For these reasons, Mr. Speaker, I take pride and pleasure in seconding the nomination of the Honorable L. DeWitt Hale as Speaker of the House of Representatives for the balance of this Sixty-second Session.

The Honorable Curtis Graves was recognized by the Chair and seconded the nomination of the Honorable Zan Holmes, Jr., for Speaker of the House, speaking as follows:

Mr. Speaker and fellow Members, can I get you to settle down and recollect yourselves for a few minutes and indulge with me in a little chronology and a little recent Texas history if you will. We talked, or we heard talk today about integrity and decency and fairness and upstanding individuals and ability and we have heard all those high sounding terms but we've not really come down to the crux of what we are all here today to deal with. On March 15, 1971, I, along with twenty-nine other Members of this Body supported a resolution to call for an immediate investigation of the whole stock fraud scandal. Twenty-nine—thirty brave souls—stood up and demanded that investigation but were soundly defeated and when we look at the other side we see that the two other major candidates were voting against that investigation; were voting for the people who were in the positions of authority to remain there and then way later on, appoint their own investigators. One year to the day after March 15, 1971 a jury of twelve individuals in Abilene, Texas seconded our motion. One year to the day the verdict was rendered on March 15, 1972. I think that we ought to understand the historical significance of that and we ought to understand the fact that nobody who is seeking the office of interim Speaker right now besides the gentleman that I am seconding stood up with those thirty. The individual from Dallas that I am seconding is an individual who has probably attained more educational qualifications and has more ability than any of the other candidates. He is a graduate of Huston-Tillotson College with a Bachelor of Arts Degree but that wasn't enough; he then went to Southern Methodist and obtained a Bachelor of Divinity but that wasn't enough; then went back to Southern Methodist and obtained a Master of Theology but that wasn't enough; Huston-Tillotson bestowed a Doctorate Degree upon him but even that wasn't enough because this man truly represents all of those high sounding terms that we talked about. If ever we needed guidance from the Lord, today is the day, if ever we needed seated in that Chair a man of the cloth, today is the day, if ever we needed true integrity, dignity, ability, today is the day. In Dallas this man has been honored to be appointed by a Federal Court to Chair a Tri-ethnic Committee to deal with the subject of education, and I could go on and on and on dealing with his qualifications for this office from now until May 6th but most of us are busy so I will try to cut it short. I think that we ought to think seriously about what we are doing. We ought to think about what governs the individuals that we are electing or selecting today; we ought to know whether that individual asked several questions of himself because every man is really governed by one of several questions that we would like to pose to you. Is your candidate governed by vanity, which asks the question how does it look? Is your candidate governed by selfishness, which asks the question what does it profit me? Is your candidate governed by expedience, which asks the question, is it politics? Well my candidate for interim Speaker is governed by conscience, which only asks the question, is it right? On that basis I would like to firmly

second the nomination of Zan Wesley Holmes for the interim Speaker of the Sixty-second Legislature of the State of Texas. Thank you so much.

The Honorable Bill Blythe was recognized by the Chair and seconded the nomination of the Honorable Jack Hawkins for Speaker of the House, speaking as follows:

As a Member of the 30 reform-minded Legislators who fought to establish reform in the Texas House of Representatives during the last regular session and who have fought consistently for that purpose since the end of the regular session, I have spent countless days soul-searching as to whom I should support for Speaker of the House.

As a Legislator who was elected as a result of a grass roots campaign, I decided that I should consult with the constituents in my district on a grass roots level as to their feelings as to whom I, as their Legislator, should support for Speaker of the House.

I appeared before civic organizations, neighborhood to neighborhood coffees and meetings. I talked to republicans and democrats as well because no republican wins without some democrat vote. I explained to my constituents the pros and cons of each candidate and the concept of temporary Speaker as compared to permanent Speaker.

I talked to republican and democratic reform candidates for the legislature also.

The overwhelming majority of the many constituents I visited with, republican and democrat, was in favor of a temporary Speaker. I would like to share with you a telegram received from members of my political affiliation.

Mr. Bill Blythe
Texas State House of Representatives, Austin, Texas

The below signed leaders of the Harris County Republican Party are taking this final opportunity to advise each of you that they, and what they feel are the overwhelming views of the party membership within the county, favor the election of an interim Speaker for the special session.

We do not feel that the best interest and the long range goals of the Republican Party in Texas will be served by the election of a permanent Speaker at this session.

Very Sincerely Yours,

Nancy Palm, Chairman
Russell Pryor, Chairman 7th Senatorial District
Russ Mather, Chairman 13th Senatorial District
J. P. Forney, Chairman 15th Senatorial District
Joe Tamasay, Chairman Primary Committee and Precinct 124
John Van Aken, Chairman Precinct 300.

Those who have signed this telegram are duly elected officials expressing a majority viewpoint in my opinion.

In response to the constituents, I favor a guaranteed temporary Speak-

er and, therefore, arise to second the nomination of the Honorable Jack Hawkins for Speaker of the Texas House of Representatives.

Representative Hawkins will be a temporary Speaker without any doubt, as he is not a candidate for reelection and, therefore, cannot perpetuate himself or have any particular influence in electing a permanent Speaker.

Representative Hawkins is a man of honor. He is a man who has treated his fellow Members with respect and dignity. He has provided needed leadership at times when the House Membership has been sorely divided over an issue. At these critical times, Representative Hawkins has given leadership that brought the House back together on a reasonable and objective basis.

Representative Hawkins can provide the leadership necessary to restore the unity in our House and bring back honor and integrity to its Halls.

I support Mr. Hawkins in the best interest of reform. I have made no deal to better myself or my political affiliation. I ask the Members to join with me in my support of Representative Hawkins so that we might have the opportunity of bringing about reform in our Legislature for the best interest of our great State of Texas.

The Honorable John Traeger was recognized by the Chair and seconded the nomination of the Honorable Rayford Price for Speaker of the House, speaking as follows:

Mr. Chairman, distinguished guests, Members of the House of Representatives, ladies and gentlemen:

A decade ago, I came to the House of Representatives as a freshman Member. Not too many of you, now within the sound of my voice, were present on that occasion. Time, changing events, and many other factors have caused the hundred and fifty Members who were present that day to dwindle to a number of about one-fifth that size. Rayford Price was among that number, and though our districts are far removed from each other geographically, and in some cases philosophically, we soon developed a mutual respect and a spirit of cooperation which resulted ultimately in a friendship that I am proud to acknowledge.

To be a Representative, in a state like Texas, and a spokesman on an opportunity such as this, comes to but a few men, and I am proud to have such an opportunity. The duties this Legislative Body will face and the obligations it must meet in the near future are staggering. The history we will write, here today, will leave its mark, not only upon each of us, but upon every citizen of this state. To accomplish our task, we must have a proved leader, whose interests encompass those of all Texans.

There has been an awful lot of talk about Rule reforms. I would like to remind you that Rayford Price was the first man to advocate Rule changes publicly and out in the open—and, furthermore, he has the resolutions drafted to submit to you Members, no later than tomorrow, for your vote to do away with the objectionable features of the present Rules about which there has been so much discussion. I have served on one or more committees of which Rayford Price was a member during each session

held during the past decade. Although on many occasions we have differed, sincerely and honestly, on the issues before us, I have always found him to be completely fair, reasonable and willing to hear all sides of the issue at hand. As a member of committees of which he was a chairman, I have found him to preside most ably, most fairly, and always with integrity. He is a man who does not sulk when he loses, and does not gloat when he wins. He is not vindictive. He is, above all, a decent, honest, fair-minded gentleman. I am, therefore, humbly grateful that we have this deserving man among us, on whom we can rely, to fulfill fairly, the heavy responsibility and duty that will come to him with the office of Speaker. It is, therefore, with extreme pleasure and with deep personal pride, that I have the honor of seconding the nomination, for Speaker of the House of Representatives, a man who has proved by action and hard work that he can lead this House—the Honorable Rayford Price of Anderson County.

The Honorable Bill Clayton was recognized by the Chair and seconded the nomination of the Honorable L. DeWitt Hale for Speaker of the House, speaking as follows:

Mr. Speaker, Members, distinguished guests, I find it somewhat amusing, as I come to the podium following my good friend, John Traeger, with whom I came here 10 years ago, and with whom, during the past several sessions, I have officed. Through the years we find ourselves philosophically together on most issues, but for practical reasons we differ on others. On this occasion I differ with my office-mate. I rise to second the nomination of the Honorable L. DeWitt Hale, from Nueces County, and to tell you why.

In the 10 years that I have served in this House, I've seen many Members come and go. We've had some rough battles, we've had some demagoguery, and we've had some sincerity. To me, DeWitt Hale is the epitome of sincerity. I've seen him in action. I've been on the opposite side, and I've admired the way he carried the battle. He runs from no fight. He makes no commitment until he knows in his own conscience and mind that he's right, and then he pursues that course.

We have heard today "reform," but let me suggest that you look back through the pages of the House Journal, from 1954 to the present, and see who has asked that reforms be placed in the Rules of this House—reforms that perhaps limit the powers of the Speaker, and reforms that establish a seniority system. If you will check that record, I think you'll find that the one who championed those causes, long before reforms became so paramount this past year, was L. DeWitt Hale.

I am reminded of a study conducted by some scientists from the Smithsonian Institute, and I think it really will fit the occasion today as we judge and we weigh and we deliberate on how we will cast ballots for the man who will sit in the Chair for the remainder of the 62nd Legislature. It seems that these scientists were sent into the darkest jungles of Africa to make a study of a certain tribe of monkeys. After having reached the jungles, and having discovered where the tribe of monkeys were, the scientists cleared a huge area in the wilderness, and as evening time came along they built a fire and withdrew into the shadows to watch the actions of this particular tribe of monkeys. It was an amazing thing because it so parallels our society today, because as the shadows grew over the forest and the fire lit the area that was cleared, the monkeys paired off in different groups. There were the younger monkeys that ran and played by the light of the fire, there were the older monkeys that sat around and chatted, and then there were the teen-age monkeys that paired off and

went into the shadows. But, finally as the observers watched, the fire grew dim, and finally the fire went out. And, to them, this was something that they wanted to relate in their study. Why did the fire go out? Because not a single monkey ever put another log on the fire.

The same is true today in the opposite sense. Texas has always had a man to rise to the occasion, to shoulder the burden, and to put a log on the fire. We're in troublesome times, and today demands that type of a man who will not shirk responsibility and will put a log on the fire. And that man is DeWitt Hale. He has championed the cause of many fights in this House and has proven his courage in the last 20 years. I would ask that you consider carefully the record; that you consider carefully the choice you are about to make, because between now and January of 1973, I think we have to have someone who has publicly pledged that he will not seek the Speakership for the 63rd Legislature, and that the Speaker's office will not be a political tool to motivate the actions of those who aspire. I think it's time that this House does take action and stand firm. I urge that you would, with me, consider your vote and cast it for the Honorable DeWitt Hale of Nueces County. **Thank you.**

The Honorable Lane Denton was recognized by the Chair and seconded the nomination of the Honorable Zan Holmes, Jr., for Speaker of the House, speaking as follows:

I rise to second the nomination of Representative Zan Holmes as Speaker of the Texas House of Representatives.

These are troublesome times facing our state and our state Legislature.

We do not need studies or promises. We need a man of courage and character. We do not need warmed over politicians of a yesterday.

Troublesome times were present March 15, 1971 when only thirty members voted for a full investigation of the Sharpstown stock controversy. Today I second the nomination of one of those thirty. A man with a proven record of reform.

In the selection of Speaker, it does matter that each person deal honestly and openly with his or her conscience and the people of Texas.

What better recommendation than a man with a proven record for reform—a man of Christian principles and ethics.

I ask you to join with me in supporting Reverend Zan Holmes for Speaker of the Texas House of Representatives.

The Members of the House then proceeded to the casting of the votes for the Speaker of the House of Representatives following the procedure as outlined in HSR 1 previously adopted by the House.

(Mr. Wieting occupied the Chair temporarily)

(Mr. Slider in the Chair)

The roll of the House was called in alphabetical order and votes were cast as follows:

For the Honorable Rayford Price—67

Adams	Cole	Hubenak	Poff
Agnich	Craddick	Ingram	Presnal
Allen, John	Davis, H.	Jones, G.	Price
Angly	Doran	Jungmichel	Rosson
Atwood	Dramberger	Kaster	Salter
Baker	Earthman	Lee	Schulle
Beckham	Finck	Lemmon	Solomon
Blanton	Finnell	Lovell	Stewart
Bowers	Floyd	Mengden	Swanson
Boyle	Foreman	Moncrief	Traeger
Burgess	Garcia	Moore, G.	Tupper
Caldwell	Golman	Murray	Von Dohlen
Calhoun	Hanna, Joe	Nabers	Ward
Cates	Harding	Neugent, D.	Williamson
Cavness	Hawn	Newton	Wolff
Christian	Hendricks	Niland	Wyatt
Coats	Howard	Parker, W.	

For the Honorable L. DeWitt Hale—50

Allen, Joe	Gammage	Kost	Santiesteban
Allred	Grant	Lombardino	Shannon
Atwell	Hale	Longoria	Sherman
Bass, B.	Hannah, John	McAlister	Short
Bass, T.	Harris	McKissack	Slack
Bynum	Haynes	Mutscher	Slider
Carrillo	Head	Nelms	Spurlock
Clark	Heatly	Nichols	Tarbox
Clayton	Hilliard	Nugent, J.	Truan
Daniel	Hull	Parker, C.	Wieting
Davis, D.	Johnson	Poerner	Williams
Doyle	Jones, D.	Salem	
Finney	Kilpatrick	Sanchez	

For the Honorable Zan Holmes, Jr.—17

Bigham	Graves	Moore, T.	Rodriguez
Braun	Holmes, Z.	Moreno	Semos
Cruz	Lewis	Orr	Stroud
Denton	Ligarde	Reed	Vale
Farenthold			

For the Honorable Jack Hawkins—10

Blythe	Holmes, T.	Moore, A.	Patterson
Braecklein	Jones, E.	Ogg	Simmons
Cobb	Kubiak		

For the Honorable James Nugent—1

Silber

Present—Not Voting

Hawkins	Pickens	Uher

Absent-Excused

Wayne

The vote being cast and counted, the Chief Clerk certified the following result:

The Honorable Rayford Price received 67 votes.

The Honorable L. DeWitt Hale received 50 votes.

The Honorable Zan Holmes, Jr., received 17 votes.

The Honorable Jack Hawkins received 10 votes.

The Honorable James Nugent received 1 vote.

Present—Not Voting 3.

The Chair announced that in accordance with the provisions of HSR 1, since no nominee received a majority of the votes cast, the House would now proceed to the casting of the votes for the two nominees who had received the highest number of votes.

(While the votes were being cast, Mr. Atwell and Mr. Atwood occupied the Chair temporarily)

(Mr. Slider in the Chair)

The roll of the House was again called in alphabetical order and votes were cast as follows:

For the Honorable Rayford Price—77

Adams
Agnich
Allen, John
Angly
Atwood
Baker
Beckham
Blanton
Bowers
Boyle
Braecklein
Burgess
Caldwell
Calhoun
Cates
Cavness
Christian
Coats
Cole
Craddick
Davis, H.
Doran
Dramberger
Earthman
Finck
Finnell
Floyd
Foreman
Garcia
Golman
Hanna, Joe
Harding
Hawkins
Hawn
Hendricks
Howard
Hubenak
Ingram
Jones, E.
Jones, G.
Jungmichel
Kaster
Lee
Lemmon
Ligarde
Lovell
Mengden
Moncrief
Moore, G.
Murray
Nabers
Neugent, D.
Newton
Niland
Orr
Parker, W.
Poff
Presnal
Price
Rosson
Salter
Schulle
Semos
Silber
Simmons
Solomon
Stewart
Stroud
Swanson
Traeger
Tupper
Vale
Von Dohlen
Ward
Williamson
Wolff
Wyatt

For the Honorable L. DeWitt Hale—65

Allen, Joe	Farenthold	Kilpatrick	Rodriguez
Allred	Finney	Kost	Salem
Atwell	Gammage	Lewis	Sanchez
Bass, B.	Grant	Lombardino	Santiesteban
Bass, T.	Graves	Longoria	Shannon
Bigham	Hale	McAlister	Sherman
Braun	Hannah, John	McKissack	Short
Bynum	Harris	Moore, A.	Slack
Carrillo	Haynes	Moore, T.	Slider
Clark	Head	Moreno	Spurlock
Clayton	Heatly	Mutscher	Tarbox
Cobb	Hilliard	Nelms	Truan
Cruz	Holmes, T.	Nichols	Wieting
Daniel	Holmes, Z.	Nugent, J.	Williams
Davis, D.	Hull	Parker, C.	
Denton	Johnson	Poerner	
Doyle	Jones, D.	Reed	

Present—Not Voting

Blythe	Ogg	Pickens	Uher
Kubiak	Patterson		

Absent-Excused

Wayne

The vote being cast and counted, the Chief Clerk certified the following result:

The Honorable Rayford Price received 77 votes.

The Honorable L. DeWitt Hale received 65 votes.

Present—Not Voting 6.

The Chair then declared the Honorable Rayford Price to be the duly elected Speaker of the House of Representatives for the Sixty-second Legislature.

REASON FOR VOTE IN RUNOFF SPEAKER'S RACE

I voted for Representative Hale in the runoff for Speaker because of his pledge not to seek the Speakership for the 63rd Session. In my judgment to elect a Member who is a candidate for the Speaker's position in the 63rd Session will seriously undermine if not destroy the reform movement. I do not want the Member who succeeds me to be confronted with the same situation with which I was confronted, that of having no voice in electing the presiding officer of the Texas House of Representatives.

Signed: Dick Reed

REASON FOR ABSTAINING ON THE SECOND VOTE FOR SPEAKER OF THE HOUSE

Because I am not a candidate for reelection to the House of Representa-

tives, I favored the election of a Speaker for the interim only. Representative Price had previously stated that he was a candidate for Speaker, not only in the interim, but for the next session. Representative Hale, although saying he would not be a candidate for Speaker for the next session is running for reelection to the House of Representatives and, therefore, would be subject to a draft or possibly changing his mind. I voted for Representative Jack Hawkins on the first ballot because he is not seeking reelection to the House of Representatives and could not have been a candidate for Speaker in the next session. Representative Hale was also backed by the "old guard" and "Dirty 30" and Representative Price by some of the lobby interests, therefore, I don't feel any meaningful reform could be accomplished by voting for either candidate and I was left with no alternative but to abstain.

Signed: Jack Ogg

ESCORT COMMITTEE APPOINTED

The Chair announced the appointment of the following committee to escort the Speaker-elect to the Speaker's Rostrum for the purpose of the taking of the Constitutional Oath of Office by the Speaker-elect: Representatives Cole, Adams, Atwood, Christian, Joe Hanna, Finck, Kaster, Blanton, and Caldwell.

OATH OF OFFICE TAKEN BY THE SPEAKER OF THE HOUSE

The Honorable Rayford Price, having been escorted to the Speaker's Rostrum, took the Constitutional Oath of Office as Speaker of the House of Representatives of the Sixty-second Legislature of the State of Texas, which was administered by the Honorable James Slider.

(Speaker in the Chair)

Speaker Price addressed the House briefly.

The Speaker recognized the Honorable Don Cavness who introduced the Speaker's mother and father, Mr. and Mrs. Quanah Price, who were seated on the Speaker's Rostrum.

Mr. Cavness then introduced Speaker Price's wife, Barbara, who was also seated on the Speaker's Rostrum.