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Now, therefore, be it resolved by the Legislature of the State of Texas, by the Senate and the House concurring:

Section 1. That said proposed amendment to the Constitution of the United States of America, being House Joint Resolution 27, of the Eightieth Congress of the United States, at its First Session, reading substantially as follows, to wit:

"ARTICLE ———

"Section 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President, for more than two years of a term to which some other person was elected President shall be elected to the office of the President more than once. But this article shall not apply to any person holding the office of President when this article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President, during the term within which this article becomes operative from holding the office of President or acting as President during the remainder of such term.

"Sec. 2. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the Legislatures of three-fourths of the several States within seven years from the date of its submission to the States by the Congress." be, and the same is, hereby ratified by the Legislature of the State of Texas.

Sec. 2. That certified copies of the foregoing preamble and this Joint Resolution be forwarded by the Governor of the State of Texas to the President of the United States, the Secretary of State of the United States, the President of the Senate of the United States and the Speaker of the House of Representatives of the United States.


Approved March 1, 1951.

AID FOR THE NEEDY

H. J. R. No. 6

Proposing an Amendment to the Constitution of the State of Texas amending Article III, Section 51a, providing that the Legislature shall have the power to provide assistance to and provide for the payment of same to residents of the State of Texas who are needy aged persons over the age of sixty-five (65) years, needy blind persons over the age of sixteen (16) years; needy children under the age of sixteen (16) years; removing the Thirty-five Million Dollars ($35,000,000) limitation upon expenditures for such purposes and providing for a limitation of Forty-two Million Dollars ($42,000,000) upon such expenditures; providing a maximum payment of Thirty Dollars ($30) per month from State funds for old age assistance; prohibiting payment of assistance after disposition of property under certain conditions; providing for the acceptance of financial aid from the Government of the United States of America for such assistance; providing that the payment of such from State funds shall never exceed the payments from Federal funds; providing for the necessary election, and providing for the form of ballot, proclamation, and publication.

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

Section 1. That Section 51a of Article III of the Constitution of the State of Texas be amended, and the same is hereby amended so that the same shall hereafter read as follows:

"Section 51a. The Legislature shall have the power, by general laws to provide, subject to limitations and restrictions herein contained, and
such other limitations, restrictions, and regulations as may by the Legislature be deemed expedient for assistance to, and for the payment of assistance to:

“(1) Needy aged persons who are over the age of sixty-five (65) years; provided that no such assistance shall be paid to any inmate of any State-supported institution, while such inmate; and provided that any resident of the State, if otherwise eligible, may not be excluded who has resided in the State for five (5) years during the nine (9) years immediately preceding the filing of the application for such assistance including the one (1) year continuously immediately preceding the filing of such application; provided that the maximum payment per month from State funds shall not be more than Thirty Dollars ($30) per month.

“Any applicant for or recipient of assistance, including the spouse in each instance, who shall dispose of any property after June 1, 1952, and any person who initially applies for assistance after June 1, 1957, who has disposed of any property within five (5) years prior to the date of application, shall be ineligible to receive assistance; provided, that if such property was disposed of by bona fide sale and conveyance, and for value commensurate with the actual market value thereof, such disposition shall not affect eligibility for assistance if it be shown that all proceeds from such sale have been used by such person and spouse for normal living expenses, or for the purchase of other real property of like value. If any recipient of assistance or spouse shall sell any real property, neither such recipient nor spouse shall thereafter receive assistance until all net proceeds of said sale have been expended for normal living expenses; and in case of disposition of such property by gifts or for an amount less than its actual market value, such person and spouse shall not thereafter receive assistance until the expiration of the period of time during which the net proceeds of said sale would have paid their normal living expenses had the actual market value been realized therefrom.

“(2) Needy blind persons who are over the age of sixteen (16) years; provided that no such assistance shall be paid to any inmate of any State-supported institution, while such inmate; and provided that any resident of the State, if otherwise eligible, may not be excluded who has resided in the State for five (5) years during the nine (9) years immediately preceding the filing of the application for such assistance including the one (1) year continuously immediately preceding the filing of such application.

“(3) Needy children who are under the age of sixteen (16) years; provided that any child, if otherwise eligible, may not be excluded who has resided in the State for one (1) year immediately preceding the filing of the application for such assistance, or, if said child is under the age of one (1) year, whose parent or other relative with whom the child is living has resided in the State for one (1) year immediately preceding the birth of such child.

“The Legislature shall have the authority to accept from the Federal Government of the United States such financial aid for the assistance of the needy aged, needy blind, and needy children as such Government may offer not inconsistent with restrictions herein set forth; provided, however, that the amount of such assistance out of State funds to each person assisted shall never exceed the amount so expended out of Federal funds; and provided further that the total amount of money to be expended out of State funds for such assistance to the needy aged, needy blind and needy children shall never exceed the sum of Forty-two Million Dollars ($42,000,000) per year.

“Should the Legislature enact enabling laws and provide an additional appropriation hereto in anticipation of the adoption of this Amendment, such Acts shall not be invalid by reason of their anticipatory character.”
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Sec. 2. The foregoing Constitutional Amendment shall be submitted to the qualified electors of Texas at the Election to be held throughout the State of Texas on the Second Tuesday in November, 1951, at which election there shall be printed on such ballot the following clause:

"FOR the amendment to the Constitution giving the Legislature power to set up a system of payments of assistance to needy persons over sixty-five (65) years of age; to needy blind persons over the age of sixteen (16) years; to needy children under sixteen (16) years of age; removing the Thirty-five Million Dollar ($35,000,000) limitation upon amount of State expenditures for such purposes; disqualifying persons who dispose of property under certain conditions; providing a maximum payment of Thirty Dollars ($30) per month from State funds for old age assistance; providing for the acceptance and expenditure of funds from the Federal Government; providing that expenditures from State funds shall not exceed the expenditure from Federal funds with respect to any individual; and providing conditions as to residence within the State in order to be eligible to receive assistance; and providing a limitation of Forty-two Million Dollars ($42,000,000) per year on State fund expenditures for such purpose each year.

AGAINST the amendment to the Constitution giving the Legislature power to set up a system of payments of assistance to needy persons over sixty-five (65) years of age; to needy blind persons over the age of sixteen (16) years; to needy children under sixteen (16) years of age; removing the Thirty-five Million Dollar ($35,000,000) limitation upon amount of State expenditures for such purposes; disqualifying persons who dispose of property under certain conditions; providing a maximum payment of Thirty Dollars ($30) per month from State funds for old age assistance; providing for the acceptance and expenditure of funds from the Federal Government; providing that expenditures from State funds shall not exceed the expenditure from Federal Funds with respect to any individual; and providing conditions as to residence within the State in order to be eligible to receive assistance; and providing a limitation of Forty-two Million Dollars ($42,000,000) per year on State Fund expenditures for such purpose each year."

Sec. 3. The Governor of the State of Texas is hereby directed to issue the necessary proclamation for said election and have the same published and held as required by the Constitution and Laws of the State of Texas.