B133-917-1m

JOURNAL

OF THE

SENATE, STATE of TEXAS

First Called Session

Thirty-Fifth Legislature

Convened in the City of Austin
April 18, 1917

AND

Adjourned Without Day
May 17, 1917

Library and Historical
Commission
Austin, Texas

Published by Authority of the Senate

T. H. YARBROUGH, Journal Clerk

A. C. Baldwin & Sons
State Printers
Austin

SENATE JOURNAL

THIRTY-FIFTH LEGISLATURE—FIRST CALLED SESSION

FIRST DAY.

Senate Chamber,
Austin, Texas,
Wednesday, April 18, 1917.

In obedience to the call of His Excellency, Hon. Jas. E. Ferguson, Governor of the State of Texas, convening the Thirty-fifth Legislature in Special Session this, the 18th day of April, 1917, the Senate met in the Senate Chamber of the Capitol in the city of Austin at 10 o'clock a. m. and was called to order by Lieutenant Governor W. P. Hobby.

Temporary Officers.

The Chair announced the appointment of the following temporary officers: Secretary, Jno. D. McCall of Montgomery County; Journal Clerk, T. H. Yarbrough of Montague County; Sergeant-at-Arms, M. F. Hornbuckle of Bosque County; Doorkeeper, T. A. McReynolds; Calendar Clerk, W. E. Conn of Tarrant County.

Roll Call.

The Chair directed the Secretary to call the roll of the Senate. A quorum being present, the following Senators answered to their names:

Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Clark.	Lattimore.
Dayton.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Gibson.	Parr.
Hall.	Strickland.
Hopkins.	Suiter.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Absent.

Alderdice.	Harley.
Bailey.	Henderson.
Bee.	Robbins.
Caldwell.	Smith.
Floyd.	

Prayer by Rev. S. H. Morgan of Bastrop County.

Proclamation By the Governor.

The Chair here directed the reading of the following proclamation by the Governor:

Governor's Office,
Austin, Texas, April 14, 1917.

Whereas, The Thirty-fifth Legislature of the State of Texas in pursuance of a concurrent resolution, theretofore adopted, adjourned the Regular Session of said Thirty-fifth Legislature at six o'clock p. m. on March 21, 1917, without making appropriations for the support of the State Government, as provided by the Constitution shall be done:

Now, Therefore, The failure of the Legislature to pass such appropriation bills creates an extraordinary occasion, justifying the Governor to convene the Legislature in extra session, and in pursuance of the powers vested in me under the Constitution of the State of Texas, I do hereby call the said Thirty-fifth Legislature to convene in extra session in the State Capitol in the city of Austin, Texas, beginning at ten o'clock a. m. on Wednesday, the 18th day of April, A. D. 1917, for the following purposes, to wit:

1. To make appropriations for the support of the State Government and its institutions, and the repair, restoration and erecion of necessary public buildings for the fiscal years beginning September 1, 1917, and ending August 31, 1919.

2. The special consideration of the matter of the adoption of an uniform system of text books to be used in the public schools of the State after the contract for the present adoption has expired.

As is well known, the contract for the furnishing of text books for the public schools of the State will expire before the next Regular Session of the Legislature will convene in Janu-

ary, 1919. Therefore, it is highly essential that provision be made by the Legislature for the adoption of text books to be furnished the public schools. If we wait until after the contract has expired, then the patrons of the public schools would either have no place to obtain schools books or they would be at the mercy of the publishing houses and would be compelled to pay exorbitant prices for books. Already there is a well defined plan and design on the part of certain publishers of school books to defeat any legislation upon this subject at this time for the express purpose of obtaining an opportunity to unload upon the children of the State a large amount of obsolete and out of date text books at attractive prices.

Therefore, I urge upon the Thirty-fifth Legislature at its Special Session to consider the question of adopting and providing school books for the children of the State so that they may buy the best book for the least money.

3. To consider and act upon such other matters as may be presented by the Governor, pursuant to Section 40 of Article 3 of the Constitution of Texas.

In testimony whereof, I hereunto sign my name and have caused the Seal of State to be affixed, at Austin, Texas, this the 14th day of April, A. D. 1917.

(Signed) JAS. E. FERGUSON,
(Seal.) Governor of Texas.

By the Governor:
C. J. BARTLETT,
Secretary of State.

President Pro Tem.—Election Of.

The Chair announced that nominations for President Pro Tem. for the ensuing Called Session were in order.

Senator Strickland placed in nomination for that place Senator W. D Suiter of Wood County.

There being no other nominations, the Chair declared the nominations closed.

Senators Buchanan of Bell, Decherd and Gibson were appointed as tellers.

Senator Suiter received 21 votes, being a majority of all votes cast, and was declared to be duly and constitutionally elected President Pro Tempore of the Senate during the First Called Session of the Thirty-fifth Legislature.

The Chair appointed Senators Hopkins, Buchanan of Scurry and Strickland as a committee to escort President Pro Tem. Suiter to the President's stand, whereupon he took the constitutional oath of office, administered by Lieutenant Governor Hobby.

Senator Suiter addressed the Senate briefly.

Report of Caucus Committee.

Senate Chamber,
Austin, Texas, April 18, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Upon a call of Senator McNealus, Chairman of the last caucus held by the Texas Senate, a caucus was held on the evening of April 17, 1917, in the Finance Room at 8 p. m., to determine the number and personnel of the Senate officers and employes for the ensuing Special Session. A majority of Senators were present.

It was recommended that all former officers and employes elected by the Senate at the Regular Session be continued as the officers and employes of the Senate during the Special Session, except the Engrossing Clerk and the Notarial Clerk. Mrs. Clara Hemphill was elected as Engrossing Clerk.

It was further recommended that each Senator be permitted to name one stenographer typist and that such employe act as clerk to each committee of which said Senator may be chairman.

It was further recommended that the President of the Senate have exclusive appointment of such number of pages and porters as in his judgment may be necessary.

It is further recommended that the Lieutenant Governor be permitted to select a secretary and a stenographer and a personal messenger.

It is further recommended that compensation of all officers and employes be $5.00 per day, except that the Secretary of the Senate and the Journal Clerk shall each receive $7.00 per day, and except further that the pages and porters shall be paid $2.00 per day.

It is further recommended that in case of a vacancy in the position of any employe or officer, during the