JOURNAL

OF THE

SENATE, STATE of TEXAS

Third Called Session
Thirty-Fifth Legislature

Convened in the City of Austin
August 31, 1917

AND

Adjourned Without Day
September 29, 1917

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SENATE JOURNAL

THIRTY-FIFTH LEGISLATURE—THIRD CALLED SESSION

FIRST DAY.

Senate Chamber,
Austin, Texas,
Friday, August 31, 1917.

In obedience to the call of His Excellency, Hon. W. P. Hobby, Acting Governor of the State of Texas. convening the Thirty-fifth Legislature in Special Session this, the 31st day of August, 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 President Pro Tem. Hon. J. C. McNealus.

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, Z. A. McReynolds of Anderson County; Calendar Clerk, W. C. Day of Harris County.

Roll Call.

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

Alderdice.	Hall.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Robbins.
Dean.	Strickland.
Decherd.	Suiter.
Floyd.	Woodward.

Absent.

Gibson.	Henderson.
Harley.	Hudspeth.
Johnston of Harris.	Smith.
Parr.	Westbrook.

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, Aug. 29, 1917.

I, W. P. Hobby, Acting Governor of the State of Texas, by virtue of the authority vested in me by the Constitution of the State, do hereby call an extraordinary session of the Thirty-fifth Legislature to convene in the city of Austin, Texas, beginning at 10:00 o'clock a. m. Friday, August 31, A. D. 1917, for the following purposes, to wit:

1. To enact adequate laws to prevent the introduction into the State of Texas of the cotton pest known as the pink boll worm, and to eradicate such insects if their presence is discovered in this State, making necessary appropriations to enforce the law thus enacted.

2. To enact needed legislation for the purpose of protecting property rights of Texas citizens who are now or may be enlisted in the service of the United States as soldiers or sailors during the present war between the United States and her allies and the Imperial German Government; having particular regard to the extension of time in which they may as defendants answer to civil suits filed after enlistment.

3. To enact adequate legislation suspending, during the present war with Germany, the rights of execution under a power of sale in the instrument, in all deeds of trust and mortgages on real property, when the party who executed the instrument is enlisted in the army or navy of the United States, providing that execu-

tion may be had only after judicial foreclosure.

4. To enact such legislation as in the judgment of the Legislature may be necessary and proper to meet the unusual conditions that have arisen on account of the severe drouth that has prevailed in the State, providing relief to the citizens in drouth-stricken sections, especially in those counties where the food crops have been failures this season.

5. To facilitate a fair and impartial trial of the articles of impeachment preferred by the House of Representatives against the Governor of Texas.

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

In testimony whereof I have hereunto signed my name officially, and caused to be impressed hereon the seal of State, at the city of Austin, Texas, this 29th day of August, A. D. 1917.

W. P. HOBBY,
[Seal] Acting 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 Clark placed in nomination for that place Senator W. L. Dean of Walker County.

The nomination was seconded by Senators Gibson, Bee, Hopkins and Page.

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

Senators Lattimore, Alderdice and Bailey were appointed as tellers.

Senator Dean received 25 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 Third Called Session of the Thirty-fifth Legislature.

The Chair appointed Senators Suiter, Johnson of Hall and Gibson as a committee to escort President Pro Tem.-elect Dean to the President's stand, whereupon he took the constitutional oath of office administered by President Pro Tem. McNealus.

Retiring President Pro Tem. McNealus addressed the Senate, then presented the Chairman, Hon. W. L. Dean, who also addressed the Senate.

(President Pro Tem. Dean in the chair.)

Report of Caucus Committee.

Senate Chamber,
Austin, Texas, Aug. 31, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Upon call of Senator McNealus, chairman of the last caucus held by the Texas Senate, a caucus was held on August 30, 1917, in the finance room of the Senate to determine the number and personnel of the employes for the ensuing special session. Twenty-nine Senators were present.

It was recommended that all former officers and employes of the Senate at the Second Called Session, including the two newly appointed Sergeants-at-Arms in the gallery, be continued as the officers and employes of the Senate during the Third Called Session, except that Billy Nichols of Gainesville, Texas, be elected to succeed D. Eagan as Assistant Doorkeeper and that during the Third Called Session the office of clerk of the Finance Committee be abolished, and that the number of pages be limited to ten.

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 shall be chairman.

It was further recommended that the President of the Senate have exclusive appointment of the pages and such number of porters as 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 the compensation of all officers and employes be five dollars per day, except that the Secretary of the Senate and the Journal Clerk each shall receive seven dollars per day, and except further that the pages and porters shall be paid two dollars per day.

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