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Austin, Texas

June 1, 1945

TO THE FORTY-NINTH LEGISLATURE:

I am returning herewith House Bill No. 814 to the House of Representatives without my approval. My objections to the bill arise from a belief that it is unconstitutional.

It is my opinion that this bill falls within the category of those usually referred to as bracket bills which have been repeatedly held by the courts to be violative of Constitutional provisions. Among other cases, Bexar County Vs. Tynan, 97 S. W. (2nd) 467; Miller Vs. El Paso County, 150 S. W. (2nd) 1000.

In the message which accompanied the return of House Bill No. 167 to the 48th Legislature, and which appears in Senate Journal, Page No. 286, and House Journal, Page 581, the objections to similar legislation and the authorities supporting them are more fully referred to. I know of no subsequent opinions which overrule or modify the decisions in the cases cited.

Sincerely believing the bill to be invalid, it becomes my duty to return it to the House without my approval.

Respectfully submitted,

Coke Stevenson

Coke Stevenson

Governor of Texas