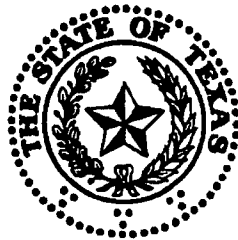


JOURNAL
OF THE
House of Representatives
OF THE
REGULAR SESSION
OF THE
Fifty-ninth Legislature
OF THE
STATE OF TEXAS
BEGUN AND HELD AT
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**ELECTION OF THE SPEAKER
OF THE HOUSE OF
REPRESENTATIVES**

The Honorable Secretary of State announced that the next order of business was the election of the Speaker of the House of Representatives of the Fifty-ninth Legislature of the State of Texas, and stated that nominations for Speaker are now in order.

The Honorable Secretary of State recognized the Honorable Bill J. Parsley, of Lubbock County, who placed in nomination for Speaker of the House of Representatives of the Fifty-ninth Legislature of the State of Texas the Honorable Ben Barnes of Comanche County, speaking as follows:

Mr. Secretary of State, Distinguished Guests, Members of the House of Representatives, Ladies and Gentlemen:

It is with great honor that I come before you to place in nomination for the high office of Speaker of the House of Representatives of the 59th Legislature the name of Ben Barnes.

I know my words will lack precision and polish. I did not think I would be called upon to give this speech so soon. Seriously, though, words alone cannot convey the deep sense of appreciation, pride and satisfaction I feel at this moment. Appreciation for the fact that I have been chosen to put into words the thoughts and feelings that so many of us share in regard to Ben Barnes.

Pride in the fact that this House shares with me recognition of the attributes of wisdom, courage, intelligence and leadership possessed by Ben Barnes.

Satisfaction for the manner in which members of this House have conducted themselves in these last few hectic days. Members may well be proud of the statesmanlike manner in which this contest for Speaker has been conducted. The dignity, decorum, fair play and sportsmanship exhibited in this race reflects most highly on this House and on our Government.

Many years ago, the Duke of Wellington was once asked what grand

strategy he used to defeat Napoleon at the Battle of Waterloo. After careful thought, the Duke replied, "The Battle of Waterloo was won on the playing fields of Eton." What was true then is equally true today. Many of the characteristics which have contributed so much to personal leadership and to leadership of our State and Nation have been forged on the playing fields of America. To many people, sports mean little more than the color of the crowd, the cheers of approval, the joys of victory. But to the players on the field, there is more, much more, to the game — determination, sacrifice, endurance, courage, teamwork — all these attributes they give in full measure. They know only too well that the All-American back is only as good as the unsung lineman blocking in front of him. They know only too well the need for teamwork. They know only too well how to give their all for victory and how to accept defeat with pride, secure in the knowledge that they did their very best.

But I am not here to nominate a most valuable player or an All-American back—I am here to nominate a Speaker of the House of Representatives. I think it is appropriate though to point out that Ben Barnes is a man who possesses the attributes of determination, sacrifice, endurance, courage and teamwork so essential, so necessary, for any man who seeks to be a leader of men.

There are many ways in which I could describe Ben Barnes: A man devoted to his wife and family. An able and energetic representative of his district. An eager student of law and government. A man of friendship. Ben Barnes is all of these things and much more. He is a man who has had to work to secure his college education and support his family. As a freshman member of the House, he served on those committees many of us considered the unhonored and unsung. He has engaged in many political battles and learned how to lose, as well as win with good grace and even temper. He has worked hard, harder than any one man might be expected to work, for those causes and for those leaders he believed in. He knows how to lead, because he worked so hard as a good follower for other leaders. He

is young in years, yet old in political wisdom. He knows, as few men know, how this House functions. He knows only too well its rich heritage and long traditions.

We members of the House of Representatives are proud individuals, proud of the fact that our fellow citizens have chosen us to represent them at the seat of government, proud of the fact that we are part of one of the most important branches of government, proud of the fact that we share in the traditions of one of the oldest institutions of democratic government.

Ben Barnes is a man who shares in full measure with each of us this pride in our House of Representatives, but he is more than that. He is a product of this House, for he came to it as a young man with no prior experience in elective office. As a member of the House, he has worked long and hard to learn what few men have learned—the processes of parliamentary procedure. He will serve this House not only as a leader but as a conservator of the customs and traditions which have developed over the years.

I could not, nor would not, stand before you and offer in nomination for Speaker of this House the name of Ben Barnes unless I was sure in my own heart that he would be a Speaker that this House needs and deserves. Beyond all else, I know that he will be a fair Speaker; a Speaker who respects the dignity and position of each member of this House; a Speaker who will uphold the highest traditions of customs and usage which have developed over the years in this House; a Speaker who will merit the trust and approval of every member of this House. He is truly a man for all seasons, for all weather, for all men. With pride and honor, I offer in nomination the name of Ben Barnes for Speaker of the House of Representatives of the 59th Legislature.

The Chair then asked if there were further nominations for the Office of Speaker of the House of Representatives of the Fifty-ninth Legislature.

There being none, the Chair then recognized the Honorable James L. Slider, of Morris County, who sec-

onded the nomination of the Honorable Ben Barnes, speaking as follows:

Mr. Secretary of State, Distinguished Guests, Members of the House, Ladies and Gentlemen:

It is rather hard for me to express to you the sense of pride I bear at this moment. Four years ago, Ben Barnes and I entered this House together. Today, I have the opportunity and honor to second his nomination for Speaker of the House of Representatives of the 59th Legislature.

It would be nice if I could say to you today that I knew then that Ben would some day be Speaker of the House. Quite frankly though, in those days, I was too busy trying to learn how the House functioned and to be a good Representative to give much thought as to who would be a leader or speaker in future Sessions. I can say this though, that after watching Ben in action for several weeks, I knew he was a man who would accomplish much, a man who would achieve a position of leadership.

Back in those days, not only were we freshmen members of the House, but we were freshmen members with less than choice committee assignments. To Ben though, the fact that he wasn't on the major committees made no difference. He was interested in everything that happened in the House. No bill was too insignificant to escape his attention, no rule too obscure to escape his notice. He is one of those people who love every minute of the Legislative Session.

Like everything else he does, he gave 200 percent effort to his job as member. That effort has paid off today. Ben Barnes' name has been placed in nomination for Speaker of the House of Representatives, because he has earned that nomination by four years of hard work and earnest effort in the service of this House and this State.

Ben and I have been on the losing side of many a vote in this House; yet during all of the days of our service together, I have never seen him turn to bitterness or to anger when

the vote went against him. To him there would always be another day and another vote. I have been on the winning side of many votes in this House with Ben, and never once have I seen him gloat or take more than the normal satisfaction in such fact. Win or lose, Ben has always recognized and respected the position of his fellow members on every issue.

In the days to come, there will be many hard votes and many close votes. I can think of no fairer man to preside over this House on such occasions than Ben Barnes.

With great pride and great pleasure, I second the nomination of Ben Barnes for Speaker of the House of Representatives of the 59th Legislature.

The Chair then recognized the Honorable Dick McKissack, of Dallas County, who seconded the nomination of the Honorable Ben Barnes, speaking as follows:

Mr. Secretary of State, Distinguished Guests, Fellow Members of the House of Representatives, Ladies and Gentlemen:

I come before you to second the nomination of Ben Barnes for Speaker of the House of Representatives of the 59th Legislature.

I must confess that I do so with a real feeling of awe and appreciation, and also a feeling of fear and trepidation. Now, I threw that last word in just to show you that this is one football player who finally passed freshman English. As for fear, I have got to admit that if I had my druthers I would much rather try to buck the TCU line than be up here making this speech.

Actually, as a freshman member I deeply appreciate the opportunity to participate in this most important function of this House. I make no claim to having known Ben Barnes as long or as well as many members here today. However, I yield to no one in my respect for his ability or in my affection for him. In the relatively short time that I have known Ben Barnes, the only thing he has asked is how he could help me as a new member. To me he is more than a legislative leader, Ben Barnes is a true friend.

As a new member of this House, I know I speak for all new members when I say we need a leader who recognizes the difficult problems of adjustment we face in the coming days. This is a new ball game for all of us new members and it will take us a while to get used to the rules. I know of no man better equipped to help us in this transition period than Ben Barnes. I know, because he has spent many hours listening to me and then giving sound advice and assistance. As Speaker, I know he will give the same attention and help to every other new member who seeks his counsel. So speaking not only for myself but for every other new member, I second with honor and distinction the nomination of Ben Barnes for Speaker of this House of Representatives.

The Chair then recognized the Honorable R. H. (Dick) Cory, of Victoria County, who seconded the nomination of the Honorable Ben Barnes, speaking as follows:

Mr. Secretary of State, Distinguished Guests, Members of the House of Representatives, Ladies and Gentlemen:

It is with a great sense of pride and pleasure that I come before you to second the nomination of Ben Barnes for Speaker, the most important office that this House can bestow.

This House is a unique institution. Members come to it from all occupations, all walks of life, all segments of society. Some are young, some old. Some are rich, some poor. Some are famous, others obscure. Some are brilliant, others are blessed with common sense. But, despite standing or status, they come to this House as equals. Each to make his mark by ability alone.

Ben Barnes has faced this test. I have been a Member of the House for six consecutive terms and I can remember when Ben first entered this House in January, 1961. Like all freshmen members who went before and have come after him, he seemed to be compounded in equal parts of eagerness and bewilderment.

As time went by, it was soon apparent that this was no ordinary member of the House. For he was

not afraid to admit his ignorance, and to seek advice, assistance and counsel of older members. In addition, he was not afraid to volunteer for the unglamorous tasks, the dull duties, that have to be done if this House is to function successfully. To him, the long hours of committee work, the always hard task of answering mail, the frequent visits to his district were all part of the job of being a member of the House of Representatives.

These efforts achieved for Ben, in a relatively short span of time, recognition by his fellow members as a natural leader in this House. Ben's position today is not based on mere chance or happenstance. His course was charted the day he entered this House in January, 1961. By his industry and effort he has earned this day.

This Legislative Session will be a hard one, and possibly a long one too. We will face problems of major magnitude, problems which will require the best of all of us. Ben Barnes has always worked hard. He has always given his best to the job at hand. As Speaker of this House, he will set a fast and hard pace for all of us. But we can be sure it will be a pace he will meet himself.

We have much to do in the days to come, and the best way I know to begin, is to second with pride the nomination of Ben Barnes for Speaker of the House of Representatives of the 59th Legislature.

Inasmuch as I understand there are no other nominations, I move that nominations cease and that the Chief Clerk be instructed to cast the ballots of all Representatives for Ben Barnes of Comanche County for Speaker of the Fifty-ninth Legislature.

The Chair then recognized the Honorable Paul Haring of Goliad County, who addressed the House, speaking as follows:

Mr. Secretary of State, Fellow Members of the Legislature, and Fellow Citizens:

Before I begin I would like to introduce to you my wonderful mother, my gracious young lady, Miss Dana Haskell, my aunt, Mrs. Elizabeth Von Dohlen, and my pastor, Reverend Peter Kolvenbach.

Standing before you today, I cannot help but recall the awe which I experienced in 1961 and again in 1963 on the beginning day of the 57th and 58th Legislatures, because I could not help but feel deeply that there were not merely 150 men and women assembled together in this Chamber to take an oath of office but rather all of the citizens of the State were gathered together. The entire citizenry of a proud State and a large part of a great nation are once more meeting to carry forward the American dream of self-government. I experience the same awe today, for once again the community of the State as a whole is assembled to promote the common good, the good human life of the community, and the highest good and goal which is the same for each individual, regardless of what his station in life may be.

Reflecting on the Speakership race, it is obvious that little good could result from remaining in the contest. I apologize to you if I have stayed in the race too long. I now officially withdraw from the race, and I extend to Representative Ben Barnes hearty congratulations and best wishes for a successful session of the Legislature. Any assistance that I may possibly be to you, I shall gladly offer whenever possible rather than offer loyal opposition.

Many reasons have been advanced to explain Representative Barnes' spectacular success and achievement in this office. No doubt many of these reasons are vital factors; however, it seems to me that the central factor of his success has not been emphasized sufficiently and that is the hard labor and untiring effort which Representative Barnes has put into his political race, an effort which far exceeds all others.

Now is the time to unite, to seek the guiding hand and light of our Heavenly Father, to meet the tremendous challenges and problems facing our State and Nation. Let us unite, regardless of what differences may tend to divide us, for if we fail to do so, the great loss will not be to us as individuals but rather to the public.

Let us pray that Texas as the home of the leader of the free world may

proudly repeat the words which Pericles said of the Athenians: "We do not imitate but are a model to others."

Mr. Cory moved that nominations cease, and that the Chief Clerk be instructed to cast the vote of all the Members of the House for the Honorable Ben Barnes of Comanche County for Speaker of the House of Representatives of the Fifty-ninth Legislature.

The motion prevailed unanimously.

The Temporary Chief Clerk, upon direction of the Honorable Secretary of State, then cast the entire ballot for the Honorable Ben Barnes for Speaker of the House of Representatives of the Fifty-ninth Legislature.

The Honorable Crawford C. Martin, Secretary of State of the State of Texas, then declared the Honorable Ben Barnes of Comanche County to be the duly elected Speaker of the House of Representatives of the State of Texas of the Fifty-ninth Legislature.

OATH OF OFFICE TAKEN BY THE SPEAKER OF THE HOUSE

The Honorable Secretary of State 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 Hendryx, Allen, Brown of Taylor, Cain, Clayton, Edwards, Field, Whitfield, Wade, Bernal, Johnson of Bell, Mann, McClinton, McLaughlin, Miller of Harris, Roberts, Thompson, and Longoria.

The Honorable Ben Barnes of Comanche County, having been escorted to the Speaker's rostrum, took the Constitutional Oath of Office as Speaker of the House of Representatives of the Fifty-ninth Legislature of the State of Texas, which was administered by the Honorable Crawford C. Martin, Secretary of State.

INTRODUCTION OF SPEAKER BEN BARNES

The Honorable Secretary of State presented the Honorable Maurice S. Pipkin, of Cameron County.

Mr. Pipkin, in turn, introduced Speaker Ben Barnes to the House of Representatives.

Speaker Barnes then addressed the House, as follows:

The honor you have bestowed on me here today leaves me with a deep sense of humility. I suppose that no one chosen to follow in the footsteps of great Texans who have been privileged to lead this body can begin the journey without some feeling of inadequacy. Fortunately, the very distinction of the pathways they have carved gives strength and inspiration to those of us who follow.

I am deeply grateful for your confidence. And I shall do all within my power to justify it, and to measure up to the proud record of my predecessor, the Honorable Byron Tunnell, in meeting the important responsibilities of Speakership of the House.

My sincere thanks to the many friends whose help and support brought this honor my way. I shall never forget your unselfish endeavors in my behalf.

And if I may, I'd like to take just a moment to express my special thanks to one who, more than any other, made it possible for me to stand before you here now.

One whose own sacrifice made it possible for me to get a college education. One who worked long and hard to make it possible for me to first be seated in this House four years ago ... as 39 of you are for the first time this afternoon.

One who has been the strength at my side through every test and triumph ... one who has made possible whatever achievements have been mine. My wonderful wife, Martha.

Thank you again ... all of you ... very much.

The Chair then recognized the Honorable Gus Mutscher, of Washington County, who addressed the House, presenting the following members of the families of the Honorable Ben Barnes and Mrs. Barnes:

Mr. and Mrs. B. F. Barnes, parents of Speaker Barnes; Mrs. Jesse

Barnes, paternal grandmother of Speaker Barnes; Mrs. Charles Carrigan, maternal grandmother of Speaker Barnes; Mr. and Mrs. Le Roy Laughlin, uncle and aunt of Speaker Barnes; Greg Barnes and Amy Barnes, son and daughter of Speaker and Mrs. Barnes; Martha Barnes, wife of Speaker Barnes; Mr. and Mrs. W. A. Morgan, parents of Mrs. Barnes; Mrs. Charles Haslett, grandmother of Mrs. Barnes; Mrs. Glenn Newson, sister of Mrs. Barnes; and Mr. and Mrs. Jim Wilkerson, uncle and aunt of Mrs. Barnes.

The Chair then recognized the Honorable Paul Haring, who presented a gavel to the Honorable Ben Barnes.

The Chair then recognized the Honorable W. T. (Bill) Dungan, who, in turn, introduced the Honorable Wayne Connally, who presented a large gavel to Speaker Barnes.

(Speaker in the Chair)

ADDRESS BY SPEAKER BARNES

Speaker Barnes addressed the House, as follows:

Members of the Texas House of Representatives, Distinguished Guests, Ladies and Gentlemen:

I venture to undertake the task you have entrusted to me here today only because I know I will have your experience, your wisdom, and your help in meeting whatever challenges we face in the weeks and months ahead. For, no matter who shall occupy this seat as Speaker of the House, our record can be no more nor no less than the 150 members of this body shall will it.

And as we gather here this afternoon for the first meeting of the 59th Legislature, I hope that, together, we shall will that it is to be a great Legislature.

Few such bodies in the history of our state have faced a bigger job than the one confronting us. Some call it one of the most difficult sessions in our history. Certainly, action that we take here in the next few weeks and next few months may have a great deal of influence on the future growth and prosperity of our state.

And yet, such sober realization should only sharpen our determination. For the greater the challenges, the greater our opportunities for significant service to the people of Texas.

I know that all of us are aware of the magnitude of the problems with which we shall deal in the 59th Legislature. And I know that you, as I, are eager to get to work. Starting immediately, and proceeding as rapidly as possible, I will meet with each of you personally to discuss organization of the House to conduct our work, including individual committee assignments. On January 27th, Governor Connally will address a joint session of the Legislature, presenting in detail his program for attention by the two Houses. I am confident that we will be ready to begin promptly our work on the vital matters to be considered. I am mindful of, and thankful for, the many years of experience represented before me in this Chamber. And I

assure you that I intend to make full use of it in conducting the affairs of this House.

Certainly as important as the substance of the work we shall deal with is the manner in which we deal with it. And today, as we officially open this session, I'd like to outline briefly several guidelines and principles to which I hope we all can dedicate ourselves, principles which I am convinced can go far in determining what kind of results we can expect.

First, I hope we will be an industrious body. I mean by that simply that we tackle the jobs to be done and do them—that we deal with the public's business with the same vigor that we would our own.

I hope that we will be a diligent body. To me, this means taking the time and trouble to do our jobs right ... to do our homework ... to spend the long hours necessary to be good representatives.

I hope that we will be a respected body. I know that you share my conviction that we should conduct ourselves always in a manner reflecting honor, dignity and respect for the offices we hold. Along this line, I hereby endorse and reaffirm the practices of decorum instituted by this body under the leadership of Speaker Tunnell in the 58th Legislature.

I hope that we will be an harmonious body. The immensely important issues that face us in this session leave no time for politics as usual. I shall, of course, always uphold the right of members to a free forum in this hall. And I am sure that we shall not always agree. But I do hope that we can have the maturity to leave petty differences and political partisanship outside these doors in the interest of a productive session. And the office of the Speaker shall stand ready to help us resolve our differences at all times.

Finally, I hope that we will be a responsible body. This session, as few times before, we shall face stern tests of statesmanship. There will be temptations ... as there always are, to do the expedient. There will be tendencies ... as there always are,

to champion regional interests to the detriment of our state as a whole. There will be tendencies to wish away some of our most critical problems ... to another Legislature or another day.

We cannot afford to pay the price of yielding to these temptations or tendencies in 1965. Our times demand more of us. And I am confident that we will be a responsible body. That we will face the issues of our time with courage, with dedication and sense of purpose.

In the past few weeks, we all have been hearing a great deal about special sessions. Some observers seem to take them for granted, even before we start to work.

Certainly the job facing us is a big one. But if we are an industrious body, a diligent body, an harmonious body, a responsible body, I am convinced we will need no special session.

As we undertake the labors of the 59th Legislature, I hope that we will reflect together for a moment on the rare opportunity that is ours. We 150 Texans embody the very purest form of our representative form of government. As the duly elected voices of ten million people, ours is the sacred trust to shape, for better or for worse, the lawful order which governs our state.

Fifty-eight times before us, men have convened for this purpose. Sometimes, their efforts have resulted in failure. Sometimes even in disaster. But often in greatness. The pages of Texas history are filled with their deeds. Their efforts have given to us a legacy rich in tradition, and bountiful in goodness for our people.

Now is our brief moment in history. Let us pledge to keep the faith ... faith with those valiant Texans who have gone before us ... faith with the millions of Texans we represent ... and faith with those unborn generations to follow.

To this end I dedicate myself this day. To this end I ask your help, that together we may make ours a proud and memorable moment.

Thank you.