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TEXAS MIGRANT LABOR

The 1966 Migration

The Good Neighbor Commission of Texas

TEXAS MIGRANT LABOR

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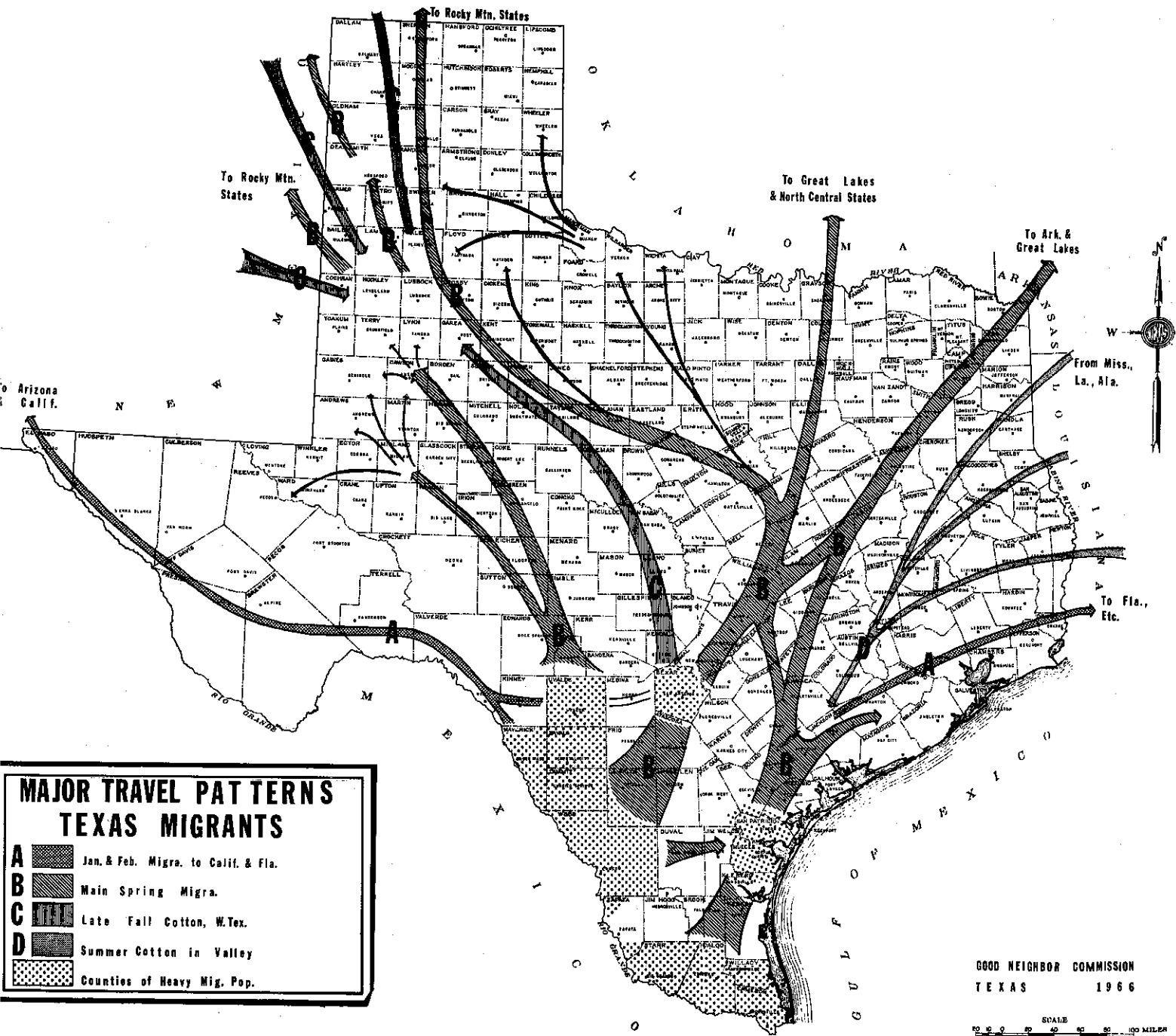
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**MAJOR TRAVEL PATTERNS  
TEXAS MIGRANTS**

- A** Jan. & Feb. Migra. to Calif. & Fla.
- B** Main Spring Migra.
- C** Late Fall Cotton, W.Tex.
- D** Summer Cotton in Valley
- Counties of Heavy Mig. Pop.

GOOD NEIGHBOR COMMISSION  
TEXAS 1966  
SCALE  
0 20 40 60 80 100 MILES

## TEXAS MIGRANT LABOR DURING 1966

### AN OVERVIEW

#### Background:

The two crop years that followed the termination of the Bracero Act at the end of 1964 marked the beginning of a new epoch in the use of farm labor in the United States, since for the first time in many decades our domestic farm labor force did not find itself in economic competition with many thousands of alien Mexican workers in most of the prime agricultural regions of the country. Thus it is well to consider the years 1965 and 1966 together in studying many of the aspects of the new situation. Moreover, these two yearly migrations are so similar in many respects--total numbers involved, composition of the groups, patterns of travel, degree of mechanization encountered in various areas, etc.--that it is apparent that they represent a distinct break with the character of previous migrations.

Considering the United States as a whole, the calendar year 1966 was the second full year in which no Braceros were imported from Mexico, and as such, proved to be a year of stabilization in the use of domestic labor, as 1965 had been a year of adjustment and transition. Although there were many areas and crops in which critical labor shortages were experienced, resulting in considerable strongly-voiced objection to the policies of the Department of Labor, American producers, on the whole, displayed great initiative, and by cooperating with the Government, proved that it was possible to harvest our crops without the large numbers of alien workers that in the past were considered indispensable.

The tradition of importing workers from Mexico to harvest our crops had actually persisted for almost a century, and the practice was greatly expanded whenever wartime conditions produced a scarcity of farm workers in the United States. In the early 1950's the practice was regularized by the conclusion of an agreement between the two countries under which the so-called Braceros were recruited, transported, and allocated to producers under strict regulations governing their working conditions, contract obligations, etc. Under Public Law 78--the "Bracero Act", as many as 460,000 workers were brought into the country in 1956, and about 445,000 in 1959. By the imposition of even stricter standards for authorizing the use of foreign labor by farmers, the number of Braceros had shrunk to 178,000 in 1964.

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Public Law 78 was terminated on the last day of 1964, and no Braceros entered the United States during 1965. Some 20,000 Mexican alien workers were allowed to enter California, but these came in under Public Law 414 (Immigration Law) and were used only in certain critical crops for which no domestic workers had been found. Contrary to the expectations of many growers and officials, no really great catastrophic labor shortages developed, and there was no generalized, overall increase in the market price of most fruits and vegetables.

Labor shortages in specific crops at critical times did occur, and these in some cases were attributed to the lack of Braceros. But in other cases they were probably as much the result of unpredictable weather conditions as of the termination of the Bracero Act. Noteworthy crop losses that can be attributed clearly to labor shortages were those in the asparagus harvest and strawberry picking in California, and "pickles" in Michigan, while numerous less extensive shortages occurred in various local areas. But qualified observers and government officials stated in 1965 that there was every reason for confidence that during the 1966 season these labor shortages could, for the most part, be avoided by timely and proper planning, plus intensified recruiting by the Employment Services and the growers themselves. These predictions did, in fact, prove to be generally accurate in 1966.

The objective for terminating the Bracero Act was to give more and better employment to our domestic farm workers. The improvement that actually took place in this direction during 1965 and 1966 was significant, and the increase in the number of workers who responded to the new incentives surprised most observers. Wage rates in many areas and crops improved, while the active recruitment of domestic workers conducted by growers, plus the intensified efforts of the Employment Services to secure workers for all states and areas in which labor shortages existed or were anticipated, gave employment to many thousands of migrants who otherwise would not have found work. Thus the absence of competition from alien workers proved beneficial, particularly to the migrant workers and their families. Moreover, as these workers become accustomed to the new situation, and the new travel and work patterns it has introduced into their lives, the results should continue to be beneficial to the workers as well as to their employers.

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Insofar as Texas is concerned, the termination of the Bracero Act, had, of itself, relatively little effect on our growers. Texas farmers had long foreseen that the alien workers would not always remain available, and had either made the change to mechanization, or had developed their ability to recruit and hold domestic workers for those crops not lending themselves easily to machine harvesting. Thus although labor shortages developed from time to time in specific crops during 1965 and 1966, these were in most cases remedied before major crop losses occurred, and Texas growers, on the whole, were not too seriously affected.

Of greater impact on our growers was, and will continue to be, the intensive out-of-state recruitment that has been brought about by the new situation. Such labor shortages as occurred in Texas crops that had not previously lacked for workers were the result largely of the increased activities of out-of-state recruiters. Thus if from now on too many Texas workers leave to work in other states, Texas growers either have to pay wage rates sufficiently competitive to attract the workers, or the Texas agricultural economy will be adversely affected.

Insofar as our Texas migrants are concerned, the increase in the number who decided to follow the crops under the new conditions in 1965 and 1966 has been considerably greater than had been anticipated, and appears to reflect the purpose of terminating the Bracero Act. In 1964, the last year of the Act, only some 129,000 had migrated. In 1965 a total of about 167,000 including men, women, and children, followed the crops; the increase took place in all categories: men, women, children, families, etc. In 1966 about 162,000 took to the crops in a migration very similar in most respects to the 1965 migration. Of the 162,000 about 129,600 individuals migrated out of the State--the "interstate stream"--and about 32,500 remained entirely in Texas--the "intrastate stream". The statistics are considered more in detail in "Summary of Data" and "Trends In Migration".

The travel to certain other states will probably continue to increase during 1967 as more housing for families is constructed in California and other states that previously depended heavily on the Braceros, who being "singles", were quartered in barracks-type buildings. It can also be confidently expected that other states will intensify and perfect still more their methods of recruiting in Texas, since Texas has far more surplus farm labor

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than any other state. These developments attending on the cessation of the Bracero Act operate, of course, to the immediate benefit of all our migrant workers, since even those that do not migrate to other states will, in the long run, receive higher wages in Texas than would be the case if there were less competition for their labor from other states.

Some early groups of our migrants left in January and February for Arizona and Florida, as in previous years. Many of these returned later and claimed that either the housing or the working conditions were not as promised; some from Florida complained of a lack of steady work. The great bulk of our migrants, however, commenced its travel in April and May, as is usual. In 1966 Texas migrants worked in 36 states besides Texas; the two states employing the largest number of our migrants were, as usual, Michigan and Ohio.

Many of the interstate migrants worked at least some weeks in Texas, generally in the cotton harvest in West Texas upon their return in late Fall. For most of them, return to home bases takes place from September through December; by Christmas the great majority are back in their homes. During 1965 and 1966 more migrant families returned before or during the early part of September than has been the case in the past. This was to enable their school-age children to register in school at or near the beginning of the term, in keeping with the new school attendance law. Unfortunately, in various school districts of heavy migrant population, only about 20 to 30 per cent more than in previous years returned early.

Every year a small proportion of our migrants establish themselves permanently in other geographic areas, such as in West Texas or in northern states. Some thousands have settled in localities over a large area in and around Lubbock, for example. In many cases these have been able to secure permanent, year-around employment on farms or in non-agricultural work, and have left the migrant stream and thus are no longer reflected in migrant statistics. But home bases for the great majority continue to remain in South Texas, from San Antonio to the Border and to the Gulf. The heaviest concentration is in the Lower Rio Grande Valley; Hidalgo county has more migrants (25,000--workers only) than any other county. About 95 per cent of Texas migrants are of Mexican extraction; the remainder are, for the most part, Negroes residing in East Texas.

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Interested persons from other states often comment on the apparent anomaly of growers in the Lower Rio Grande Valley complaining of labor shortages, while many thousands of Valley farm workers travel to the Great Lakes area to find work. The explanation lies in the time factor: the migrants need long-term employment, and by leaving for the North in Spring, are afforded several months of gainful work before the cotton in the Valley is ready to pick. Thus when cotton and a few other crops need harvesting in the Summer, workers are at times scarce. At this time some hundreds of Negroes from Mississippi, Louisiana, and East Texas find it profitable to travel to the Valley for work.

### Recent Developments:

The recent development that overshadows all others in importance is, of course, the big increase in the number of families migrating in 1965 and 1966 as a result of the termination of the Bracero Act, already discussed. The new situation resulting from the cessation of competition from alien workers is demanding many changes in the travel patterns and other characteristics of our Texas stream. For example, some of the thousands of workers and their families who for years have looked primarily toward the Great Lakes states for their goal will now be traveling to California, as housing is constructed there. The wage rates are already higher on the West Coast than any other area, averaging \$1.40 and more per hour in 1966, exclusive of room and board. Wage rates in Texas vary considerably according to crop activity and region, but in most cases they vary from 60 cents to \$1.00 per hour, with the more critical jobs paying up to \$1.50 an hour.

Since sufficient family-type housing did not exist in California during 1965 and 1966, about 6000 "singles" were recruited in Texas by California labor agents, mostly from around El Paso and the Lower Rio Grande Valley. These were, whenever possible, transported in buses, leaving their families behind. Since these singles, in the main, were contracted to specific areas in California and then returned to Texas by bus, they are not included in Texas Employment Commission figures.

The intensified out-of-state recruitment of Texas migrants that will from now on be the rule, makes it desirable to consider briefly how this is done. On the whole, it has been done legally, and in keeping with Texas law on the subject. Recruitment may be



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done through the Texas Employment Commission, which among its many duties acts to assure as much steady employment as possible to our workers throughout the year, and attempts to secure adequate numbers of workers to satisfy the labor needs of producers in other states. Recruiting is also engaged in under the licensing system of the Texas Bureau of Labor Statistics, by which labor contractors post a \$5000 bond, and pay a state occupation tax of \$600, plus a \$150 fee for each county in which workers are to be recruited, plus certain local fees exacted by the counties. In 1966 a total of 36,463 workers were recruited for out-of-state work by labor agents licensed by the Commissioner of the Bureau of Labor Statistics.

But some illegal recruitment was engaged in during 1965 and 1966, and evoked strong complaints from Texas growers, especially in the Valley. Often such illegal recruitment is difficult to discover, and more difficult to prove; the recruiter can transact his business with the crew leader on the other side of the Border, and in any case, the workers may not testify against the recruiter. Despite insufficient enforcement personnel, however, the Labor Commissioner has apprehended and fined a number of illegal operators during the past year.

### Mechanization:

As is brought out in the study "Mechanization and the Texas Migrant", about 95 per cent of the Texas cotton crop was harvested by machine during 1966, the percentage varying according to region. Since there are now over 42,000 stripping machines and about 6000 picking machines in Texas, and most of the technical difficulties that hampered machine harvesting in the past have either been corrected or will be corrected as new refinements are developed in the machines, it can be expected that over 90 per cent of the entire crop will continue to be machine harvested in the future, given propitious weather conditions. If, however, heavy rains over large areas of the State make the use of heavy machines in the fields difficult and uneconomical, hand labor must be employed to a large extent, thus giving much-needed employment to the migrant workers.

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Generally, with the improvement that has taken place in the harvesting machines, as well as in the new gin equipment that enables the ginner to produce a cleaner, better product with machine-harvested cotton, the cost per bale has been substantially lowered while the quality has improved. In most areas, if the prevailing wage rates for hand picking and hand pulling rise above a certain figure, it has today become cheaper to harvest entirely by machine, even taking into account the fact that machine harvested cotton is usually not of as high quality as hand harvested. As a result, great hardship has been caused the thousands of Texas migrants who for years depended on cotton for their main income.

Mechanization has inevitably forced some changes in the migration pattern of our Texas migrants, who can no longer count on finding work in some areas in the State where previously they were accustomed to securing steady employment. As an example, the traditional movement up through Central and North Texas after completion of the Valley and Coastal Bend harvests has had partly to be abandoned because of the heavy use of machinery in that region. The migrants now either return to their homes after the Coastal Bend harvest, or migrate directly to West Texas or to Northern States. The interstate migration, as has been brought out, has greatly increased in recent years.

During 1966, a year of diminished total production due to acreage restrictions, the use of the machine in the cotton harvest is estimated to have displaced over 208,000 workers in Texas. Similarly, machine harvesting of vegetables probably displaced about 10,000 workers that formerly worked in those crops. Despite the fact that many localities in which vegetables are grown have available surpluses of hand labor, machine harvesting has made progress even in some vegetables; canning spinach, for example, is now 100 per cent machine harvested, sugar beets 100 per cent, bush beans 75 per cent, and carrots 25 to 50 per cent (See "Mechanization and the Texas Migrant".)

## PROBLEM AREAS IN TEXAS MIGRANT LABOR

Although our Texas migrants have for many decades performed a vital role in the agricultural economy of this and many other states, there are many serious problems afflicting these workers and their families that require remedial action on a large scale. Texas has by far the largest number of migrant farm workers among the states, and the ills and disadvantages that beset migrant workers elsewhere in the country, are accentuated in Texas. Moreover the traditional problems that have long existed among this work force, have in recent years been further intensified by the realities of our present-day mechanized, technological way of life. Our migrants have been called the most disadvantaged major segment of the Texas labor force.

The average yearly income from farm labor of the migrant worker has been reported as less than \$1000 over recent years, and every year it is becoming increasingly difficult for most of them to find steady employment. As a consequence, they must travel farther for fewer days of work. Since these workers are not generally skilled in other work and can not readily be absorbed in industry or the services, they will become unemployed to an increasing degree from now on. This, in turn, poses a serious problem to the Texas communities where they have their homes, as these communities are entirely unprepared to sustain, by themselves, the large numbers of unemployed with which they will be faced.

The previous section of this report has described the large increase in the number of Texas migrants that took to the crops during 1965 and 1966 as a result of the somewhat improved situation regarding employment availability and wage scales resulting from the termination of the Bracero Act. But although the lot of the migrants has been, for the moment, improved by the absence of competition from alien labor, it is at best a temporary situation. It is only a question of time--a few years perhaps--until most of the work now performed by hand labor will be done by machine. Actually some of the major crops that in past years gave employment to countless thousands of migrant workers are already mechanized, either totally or in part. Among them are cotton, sugar beets, potatoes, beans, carrots, and even some fruits. (See "Mechanization and the Texas Migrant").

## Problem Areas In Texas Migrant Labor

Many of the ills of the migrants are the result of basic, fundamental factors that can not be corrected in a short time, even if the efforts are made and the funds are available. The way of life of the great majority of our migrants has been characterized by poverty, lack of basic education both among the adults and the children, the prevalence of diseases and assorted ailments stemming from a lack of sanitation, health care, and knowledge of health rules, inability to speak English, and the general sub-standard mode of their hand-to-mouth existence. It is a vicious cycle that, to be corrected, must be attacked on a variety of fronts, and this requires time and perseverance. It is this unavoidable time-lag that gives concern to the agencies involved in programs to benefit the migrants. Mechanization will not wait, and if large numbers of migrants are not to be left completely unemployed and unemployable, their preparation for a fuller role in our economy and society must be undertaken now.

The establishment by the Governor within the Executive Department, of an Office of Economic Opportunity to administer the State's anti-poverty program, constitutes the major long-range step toward correcting many of the basic handicaps from which the migrants have suffered. The president's Economic Opportunity Act, as well as several other legislative measures enacted or amended in recent years, contain provisions especially designed to benefit migrant farm workers. At the present time the Texas Office of Economic Opportunity, under the general policy guidance of an Inter-Agency Committee for Economic Opportunity also recently appointed by the Governor, is working out high priority plans in the area of poverty elimination, with special emphasis on migrant laborers and their families. A number of specific programs and projects are well under way in various communities, and the number should increase greatly as experience is gained and their value becomes recognized by the communities.

Brief summaries of the major problem areas follow.

## Problem Areas in Texas Migrant Labor

Education of the Children: Undoubtedly the one problem of greatest long-range importance in breaking the cycle of ignorance and vocational unpreparedness of the migrants is that of educating the children. Although some of the children of migrant families have, over the decades, remained in school and eventually acquired sufficient education to enter vocations requiring skill and knowledge, and a few have reached high educational levels, the great majority have not had this privilege. On the average, they find themselves unable to keep up with the other children after about the third or fourth year, so they drop out of school, and from then on accompany their parents throughout the yearly migrations. As they, in turn, reach maturity, they are prepared only for unskilled farm work, usually speak very little English, and thus are unable to enter any other vocational field.

Among the obstacles that in the past have frustrated any efforts on the part of others to induce the parents to keep their children in school, has been that of the economic necessity of their contributing to the meager earning of the parents. Even parents who would prefer to leave their children in school usually contend that without these additional earnings they would be even less able to pay their bills on returning to home base, make payments on their home or their car, etc.

Another basic obstacle is that of apathy on the part of parents toward education. The father is usually more inclined to be apathetic toward school than the mother. Being hard pushed to earn enough for even a subsistence living, and often never having been to school himself, he finds it easy to take the position that what's good enough for him, is good enough for his children. The mother is frequently more anxious to see her children receive an education, but under the patriarchal system of their class, she is unable to sway the father. There are also the additional obstacles posed by the strong disinclination of Latin families to split up, even for only a few months, and the difficulty of finding relatives or friends to care for the children at home base during the parents' absence.

As a step in the correction of this situation the 58th Legislature passed two bills designed to keep the migrant children in school. These laws amended the Child Labor law so as to extend its benefits to children hired in agriculture, who previously were exempted, and amended the Compulsory School Attendance law so as to require school-age children to attend for the entire

## Problem Areas in Texas Migrant Labor

regular school term of the district in which they are located. The old law required only 120 days' attendance, and even this minimum was not commonly enforced insofar as the migrant children were concerned. School attendance is enforced by the local authorities who, being aware of the great economic needs of the migrant families, are loath to force the children to remain home in school when their earnings are needed by the migrating family.

These laws became effective in August 1963, but compliance with their provisions can not yet be considered satisfactory. Much publicity has been given them in areas of heavy migrant population by the school authorities, interested State agencies, and civic organizations, and crew leaders and migrant parents have stated that they are generally aware of the laws. But informal checks with school authorities in several districts indicate that an average of only some 20 to 30 per cent more migrant children returned to school early in September of 1965 than was the case in prior years, and about the same percentage remained until school closed in 1966. The 59th Legislature raised the mandatory school attendance age to 17, effective for the 1966-1967 school year.

Thus, although compliance so far has not been sufficient to solve the problem, considerable good has been accomplished, and the trend may grow. Very probably there has also been an increase in the number of Texas children who make an effort to enroll in school in states to which they travel, in compliance with the Texas law.

During the Fall of 1963 the Texas Education Agency, on the recommendations of some 12 superintendents of South Texas school districts, instituted an experiment that has proved very successful and gratifying. It instituted intensive 6-months courses designed to meet the special needs of migrant children, and which would provide in six months approximately the same number of hours of instruction (1050) as are given in the regular 9 months schools. Initially these courses were set up in 5 districts, all located in the Lower Rio Grande Valley. At the time this is being written, the courses have been extended to and are operating in a total of 40 school districts in many areas of Texas, and plans envision their extension to other districts as soon as this can feasibly be done, and they are requested by the districts. At this time some 20,000 children are enrolled in these courses. A chart presenting data on the program is attached at the end of this section.

## Problem Areas in Texas Migrant Labor

The reaction to these courses has been positive to a very gratifying degree, both on the part of the parents as well as the students, and registrations in many districts have considerably exceeded expectations. This is especially significant in view of the heavy work schedule: 8 hours of classes a day, 5 days a week, with greatly curtailed holiday periods. But the courses allow the children to accompany their parents during about 6 months of the year, and achievement tests during the Summer of 1965 and 1966 in selected subjects indicated that these children progressed at about the same rate as those in the regular courses.

Other states have shown considerable interest in this unique Texas experiment and are studying the possibility of adapting the curricula as well as the methods developed here, to similar courses in their areas. During the Summer of 1966, 24 selected teachers of the special courses followed the migrants to their areas of employment in other states to provide continuity in the school program. In 1967, special 6-weeks training institutes will be conducted during the Summer for 200 principals, teachers, and teacher aides preparing to teach these special courses.

Funds for these and other similar programs come from the Office of Economic Opportunity, Title I of the Elementary and Secondary Education Act, local sources, and private contributions. Of the \$32 million dollars of Federal Funds appropriated for migrant programs in 1966 in the United States, Texas received some \$5.73 million, of which about \$927,592 will be devoted to the education of the migrant children, and about \$4.8 million to adult migrant education. These funds were allotted under Title III-B of the Economic Opportunity Act. Altogether, funds for the education of migrant children for the 1966-1967 year amount to about \$3.7 million, counting Title I, Title III, State and other sources.

Mention should be made of the Pre-School Courses for Non-English Speaking children conducted during the Summer under Texas Minimum Foundation funds, as these courses are of inestimable value in preparing the pre-school age children for school later. About 20,000 children were enrolled in these courses last Summer, a high proportion of them being children of migrant or of seasonal farm worker families. Many of the programs for non-English speaking children are coupled with O.E.O. "Head Start" funds (Title I) which provide nutritional, health, and special services

## Problem Areas in Texas Migrant Labor

for needy children. Experience has shown that by and large, those children who have attended these courses full-time, have been able to assimilate satisfactorily the work of the first grades when they enter school, and to keep up with their primer-school classmates.

Education of Adults: It has been estimated that the average adult migrant has the equivalent of about a fourth-grade education; many of them have had no formal schooling at all. Our Texas migrants, for the most part, also have a language handicap, and possess little, if any, skills other than in farm hand labor. Before any considerable number of them can be absorbed in industry or other non-farm employment, they must be afforded some general education in order that they will be able to absorb vocational training in appropriate skills. Although the problem is complex and no simple solution is possible, a comprehensive program carried out with funds now becoming available could, in time, reduce substantially the number of these illiterates, and enable them to absorb the training necessary to become employable in full-time farm work, or in non-agricultural vocations.

Employment Commission records indicate, for example, that in agriculture alone there are some thousands of unfilled full-time jobs requiring skills not now possessed by the average migrant. Small-scale programs of training in farm machinery operation have been conducted by the Texas Education Agency for the last several years under the Manpower Development and Training Act, but due to various technical difficulties, these have usually numbered only about 14 classes, averaging about 20 students, most of the classes being located in South Texas communities. High job placement rates among the graduates have, however, been reported.

More ambitious programs can be initiated in adult migrant education and vocational training under Title III-B of the Economic Opportunity Act, which is restricted to helping migrants only. As has been noted, funds of some \$4.8 million dollars under this title have been made available for adult education of Texas migrants. At this time of writing some 4200 adults are enrolled in local school facilities by the Vocational Education Division of the Texas Education Agency.



TEXAS MIGRANT PROJECT SCHOOLS 1966-1967

School	COMPLETE PROGRAM		MODIFIED PROGRAM		Total Staff
	Grades	Est. No. Students	Grades	Est. No. Students	
Alton	1-6	150	1-6	150	19
Brownsville	1-9	348	1-8	110	27
Calallen			1-9	75	3
Carrizo Springs			1-9	450	18
Cotulla	1-9	362	7-12	45	26
Crystal City	1-8	890			43
Del Rio	1-6	200	1-8	225	18
Donna	1-6	630	1-12	502	30
Eagle Pass	1-9	816	1-9	230	61
Edcouch-Elsa	1-9	530	1-9	360	24
Edinburg	1-6	352	1-12	289	46
El Campo	1-8	60	1-8	40	14
Greg.-Portland			1-9	75	15
Harlingen	1-6	450	7-9	60	28
Hereford			1-8	548	12
Hidalgo County	1-9	700			59
Hidalgo ISD	1-9	500			37
Laredo	1-6	300	1-6	300	17
Lasara			1-9	51	24
McAllen	1-9	949			71
Mercedes	1-9	585	1-12	360	37
Mission	1-6	600	1-12	200	48
Pharr-San Juan					
Alamo	1-9	1899	1-12	210	98
Plainview			1-9	150	51
Poteet	1-9	140			23
Raymondville	1-6	351	1-9	800	11
Rio Grande City	1-8	510	1-12	235	40
Riverside ISD	1-6	151	6-9	44	10
Robstown	1-9	436	1-12	550	30
Roma			1-9	508	37
San Benito	1-9	506	1-12	77	40
San Felipe			1-9	250	13
San Marcos	1-9	150			61
Santa Rosa	1-9	150			28
Sinton			1-12	300	122
So. San Antonio			1-8	289	9
United Cons.			1-9	70	4
Uvalde			1-6	283	20
Waelder	1-9	104	9-12	8	7
Weslaco	1-9	630	1-9	190	46

NOTE: Courses average 6 months. Opening & Closing Dates vary.

Problem Areas in Texas Migrant Labor

In view of the fact that our migrant adults generally lack sufficient general education to be effectively trained for other vocations, and moreover in most cases do not know enough English to understand instruction, it has been apparent that they must be given a grounding in basic education before vocational training can be feasibly undertaken. Hence the 6-months courses are composed of 3 months Basic education, followed by 3 months Vocational training. Currently the latter program concentrates on 13 occupations, including those for women as well as for men.

Most of the schools are located in South Texas, where the migrants are concentrated. The principal criticism of the program by those who conduct it is that the time prescribed for completion is not sufficient to produce the results that could be obtained if some additional weeks could be devoted to this training. This is particularly true of the Basic course.

Besides the above training for adult migrants, it should be noted that many migrants or ex-migrants are also receiving education under the general program designed for all illiterates, for which funds are provided by the Department of Health, Education and Welfare, and which have already been in operation. For example, in 1965 of the approximately 60,000 students enrolled in the Basic Education course (then funded under Title II-B), about 24,000 or 40 per cent, were migrants or persons who in the past have been migrants. During 1966, because of a substantial reduction in funds for the program, some 37,000 adult students were enrolled, of whom an estimated 5000 were migrants.

On the whole, therefore, several significant steps have been taken toward attacking the basic educational handicaps that, in the past, have operated to prevent the migrants from entering other occupations; steps which if continued, and if extended into other areas and communities where the migrants reside, can in time break the self-perpetuating cycle of ignorance and unemployment.

Day Care Centers: As a rule when the parents of migrant children are working in the fields, their small children and infants are either carried into the fields with them or are left in camp under the care of an elderly or infirm member of the family, or under the questionable care of older children of the family. When the family is staying in or near a labor camp it is usually not impossible to find someone who will, after a fashion, watch the children. But more often than not, "camp" is simply the

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truck or family car parked at the side of the field, or an old abandoned shack near the field.

In any case, it is a sad aspect to contemplate and a difficult situation to remedy, given the fact that the field work is often in rural areas far removed from towns or cities. Day care centers do exist at a few camps in areas where migrants work; they are usually organized and conducted by a few local church women, and have little in the way of facilities, and less in the way of financial support.

Because of this situation and the general lack of such health factors as sanitation, clean water, proper diet, and preventive medicine, the infant mortality rate from diarrhea and dysentery is very high among migrants. Nor do the children generally receive the kind of early care and training that is necessary to prepare them mentally and psychologically for school. At all conferences on the problems of migrant labor, the great need for day-care centers is frequently voiced by authorities on the subject.

Some planning by the interested State and Federal agencies has been done, and in time funds for a program of this nature may become available. But as of the moment, the many other projects and programs being undertaken are receiving first attention.

Housing at Labor Camps: There is no legal authority under which the State Department of Health can require certain standards of health and sanitation at farm labor camps, and the owners of such camps determine what facilities and precautions to maintain on their property. The result is that the adequacy of Texas labor housing varies greatly, ranging from excellent in some instances, to deplorable in others. In West Texas many camps are quite adequate, often having cement block houses, screens over doors and windows, approved water supply, metal chemical privies or indoor bathrooms, electricity and cooking heat, etc. But some of the worst housing encountered in various parts of the State, does not even have very minimum facilities and sanitation, with the result that the health of the workers and their families as well as that of the community itself is endangered.

The migrants consider proper housing one of the most important factors in deciding where to accept employment; they often report that housing in some areas in Texas is the worst they encounter in their migration.

## Problem Areas in Texas Migrant Labor

The State Department of Health has drawn up a guide for employers of migrants--"Suggested Health Standards for Migratory Labor Camps"--which it makes available to owners of migrant housing during their regular visits. But compliance with the suggested standards is voluntary, and the owner may or may not feel like following the suggestions. Since migrants sometimes stay only a few days or weeks in a particular camp, the owner may not feel that any considerable expense in repairing his facilities is warranted; but some minimal standards should be required if outbreaks of communicable diseases are to be avoided.

Legislation to give the Department of Health authority to prescribe and enforce minimum standards for migrant housing was introduced in the 56th, 57th, and 58th Legislature, and has again been introduced in the current 60th Session, but to-date such legislation has not been enacted. Federal financial assistance under FHA criteria for the construction of proper labor housing has been made available, but has not been applied for on a widespread scale. Hence this remains an area in which remedial action by the State would have a real and positive effect on the health of the farm labor force.

Transportation and Vehicle Safety: Every year there occur on Texas highways numerous serious accidents involving trucks that transport the migrant workers and their families; in many instances multiple fatalities result. In the first 10 months of a recent year, over 100 fatal and near-fatal accidents occurred involving migrant families; this was within Texas only. The principle causes of this situation are overcrowded trucks, inadequate safety devices on the vehicles, inexperienced drivers, unroadworthy vehicles, etc.

The Interstate Commerce Commission enforces its strict regulations for migrant trucks only if these vehicles cross out of Texas into other states, hence the hundreds of trucks and their crews that remain in Texas are not subject to any inspections nor to any standards other than those required for hauling cargo, despite the fact that the trucks are transporting passengers the same as a bus.

Bills to regulate the truck transportation of migrants were introduced in the 56th, 57th, and 58th Legislatures, but were not enacted into law. A similar bill has again been introduced in the current 60th Legislature, but hearings have not yet been held as of the time of this report. Since the migrant worker and families continue to be involved in many serious accidents year after year, endangering also the general travelling public, some minimum standards in this area are indicated.

Problem Areas in Texas Migrant Labor

Rest Stops: Migrants have long reported that while on the road they experience much difficulty in finding rest stops where the families can take baths, wash clothes, cook, and rest up between their long and uncomfortable trips. In some cases they need to stop for only a few hours; after a long day's travel they try to find an overnight stopping place. There are only a few reasonably adequate rest stops in Texas, and these are at widely scattered places. Since the camps are maintained by interested local civic groups and funds for them are scarce, there is considerable variation in the facilities offered. The better sites usually consist of a parking area for vehicles, a few shower baths, toilets or privies, laundry tubs, electric lights, and barbecue pits for cooking. Most of the rest stops are not this well equipped.

Migrants are not as a rule welcome to stop for any length of time at filling stations or roadside tourist travel centers, nor are these places adequate to their needs if the group is large. Along the routes most frequently travelled by the migrants, such rest stops as exist are frequently at great distances from each other; the families therefore, often simply spend the night along the side of the road, and they may do this several nights in succession; or they continue for hours beyond the safe driving endurance of the driver of the vehicle, to an out-of-state rest stop. A good example is the custom of crews and families migrating toward the Great Lakes area from South Texas: a large proportion of them annually try to continue their trip all the way through East Texas without stopping, to the camp at Hope, Arkansas, Northeast of Texarkana. Here for the first time since leaving home base they encounter adequate facilities for their needs.

The State, therefore, could provide a service that would be a real benefit to the families that follow the crops, by providing proper rest camps at carefully selected points on the usually travelled routes, all equipped with such basic facilities as would accommodate the needs of the migrants. There is, at present, no program at Federal level to carry out such projects under the Economic Opportunity Act, at least not in Texas.

Migrant Health Centers: One of the adverse aspects in our migrant labor system that has plagued it from the beginning was the fact that these families, while migrating, as a rule had no medical services available to them when sickness suddenly struck them while on the road. In such cases, if they happened to be

Problem Areas in Texas Migrant Labor

near a city where a concerned local group took it upon itself to take the sick member to a local charity hospital or to a doctor who would take the case, they were fortunate. In the majority of cases, however, there was no local health organization with sufficient facilities or personnel to attend to the needs of the migrants, nor were funds generally available for such purposes. In many rural areas--the areas in which the migrants spend most of their time--there is often only one over-worked doctor who is hard pushed to attend to his many regular patients.

Since 1962 Federal funds have been made available for the establishment of medical clinics or health centers for migrants under the Migrant Health Act and its subsequent amendments. Under this Act local communities or multi-county areas, through a non-profit organization or group, may apply for a grant, of which a portion of the monetary value must be furnished by the locality in the form of facilities, medical services, funds or similar contribution. The health centers comprise one or more clinics at which some or all of the following services are available: inpatient medical care, outpatient medical care, dental care, health education, nurses, sanitarian, and technical assistance.

The centers are usually established in areas through which or near which pass the principal routes followed by the migrants; ideally the clinic is located near the convergence of several major migrant routes. The State Department of Health furnishes assistance in their establishment and provides general guidance and supervision in their operation. The number of such health centers approved and operating in Texas has grown steadily as communities have seen their very special value and benefit. By March of 1967 a total of 20 centers were approved and functioning, 3 more have been approved and are awaiting funding, and 4 more have applications being processed, making a total of 27.

Thus in the vital area of maintaining the health of migrant families while they are working and travelling all over our State, significant strides have been made. As knowledge of their contribution to the health of the community grows, and experience in their operation progresses, their extension to additional communities where they are strongly needed can be anticipated.

## TEXAS MIGRANT WORKERS-1966

### SUMMARY OF DATA

#### GENERAL:

This short capitulation of the major statistics involved in the 1966 migration of Texas farm workers is presented in order to furnish those persons and agencies charged with planning programs designed to benefit this large segment of Texas labor, with numerical data that may assist them in their projects. Thus it is meant to supplement such other short studies as "Trends in Total Migration" in providing a ready, if concise, reference for understanding the magnitude of this annual movement of Texas families.

The year 1966, as has been mentioned elsewhere, was one of stabilization in the use and availability of farm labor in Texas. The big increase in the number of migrant farm workers following the crops had taken place during 1965 as a result of the absence of Mexican Braceros and the somewhat improved wage scales in various parts of the country resulting from termination of the Bracero Act. Thus 1965 had been a year of transition and adjustment to dependence on domestic labor.

In 1966 there occurred no significant change over 1965 in the overall magnitude of the migration, while there emerged a clearly defined pattern of lessening dependence on hand labor, and even greater efforts than in previous years toward the development of mechanization and the introduction of various labor saving devices. In Texas, for example, new labor-reducing devices were particularly evident in such crops as cantaloupes, cucumbers, and tomatoes, and in the greater use of herbicides to eliminate cotton chopping.

As in previous years some early groups of Texas workers migrated to Arizona, California, and Florida during February, but the great bulk of migrants commenced its travel out-of-state in April and May. A large number of families delayed their departure until after schools closed in May so as to be able to take their school-age children. This was true particularly among those families whose children attended the special courses for migrant children in 40 districts. Intensified recruitment by the Texas Employment Commission and out-of-state

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## Summary of Data

recruiters caused the out-of-state migration to remain as great as in 1965, or slightly larger. The intrastate group decreased a few thousand. Most of the interstate workers also worked at least some weeks in Texas, generally in West Texas upon their return.

Arrival at home bases in Texas commenced in September and continued until December. A large number returned in the first week in November so that the children could enter the special migrant schools opening in that month.

Home bases for the great majority of Texas migrants are located in South Texas from San Antonio to the Border and to the Gulf, with a heavy concentration in the Lower Rio Grande Valley (See "Principal Counties of Residence of Migrants"). About 95 per cent of Texas migrants are of Mexican extraction; a few hundred Negroes migrate out of East Texas.

### T.E.C. Records on Interstate Migration:

According to T.E.C. records the 1966 out-of-state migration consisted of 7683 groups (crews and families). The total number of men, women, and children was 104,224. Of this number 69,956 were workers. The 104,224 comprised 38,248 men 16 years of age and over, 29,267 women 16 and over, and 36,709 youths under 16. Families in the interstate stream numbered 14,756. There were 7075 unattached men and 1682 unattached women. Additionally the Texas Bureau of Labor Statistics has records on 36,463 workers recruited under B. L. S. regulations for out-of-state work in 1966. Many of these workers are also reflected in T.E.C. figures as a result of the operation of the Annual Worker Plan. Adjusting for this duplication of interstate workers, the Employment Commission estimates the out-of-state migration to have involved approximately 83,500 workers on whom records exist.

About 4 per cent of migrants migrate entirely on their own, without contacting either official agency; they are known as "Free-Wheelers." Thus the figure of 83,500 out-of-state workers is increased by 3,340 (4%), making the total for out-of-state workers 86,840. Using the above T.E.C. proportions, the total number of individuals, workers and non-workers, comes to approximately 129,600, interstate only.



Summary of Data

As to the intrastate migration--those who worked entirely in Texas--there are, as mentioned, no very reliable figures on the numbers involved. The Texas Employment Commission estimated this group to have totalled about 21,755 workers; using the above proportions to determine the total number of persons involved, this figure increases to 32,470. Thus the total number of Texas migrants, interstate plus intrastate men, women, and children, was about 162,000 in 1966. In 1965 this figure was 167,000.

SCHOOL AGE CHILDREN:

In 1966, assuming that the proportion of school-age children among the "youths under 16" was about the same as in previous years, about 30,600 school children migrated with their families. This figure represents only those who travelled on extended migration; the total number of children who missed substantial periods of school because of work in the fields was considerably higher. Many thousands work with their families, or by themselves, in fields located within commuting distance of their homes and are therefore not classified as "migrants", nor are they reflected in migrant statistics. Including these children, the figure might reach 50,000 or more.

The remaining 26,100 "youths" were infants and children under school age. As with the school-age children, the overall total is considerably higher, as a large number of small children accompanied their parents to work within commuting distance of their homes and are thus not reflected in migrant statistics.



## TRENDS IN MIGRATION

1965-1966

During the 1966 migration there developed no very significant change over the large 1965 migration as far as the overall numbers of migrants are concerned, but there was an increase in the number of "unattached women" from 1900 in 1965 to 2600 in 1966. This was an increase of 36.8 per cent, by far the biggest change percentage-wise among all categories.

Available information indicates that many families that heretofore travelled as part of a crew migrated separately during 1966, and not as part of a bigger crew. This trend appears to be the result of a desire to get around the provisions of the Federal Crew Leader Registration Law, ("Farm Labor Contractor Registration Act") which contains extensive requirements for liability insurance and other stipulations for crews of 10 or more members. By breaking up into smaller family units the law is made inapplicable.

The total out-of-state migration increased slightly to 129,600, indicating continued efforts by licensed recruiters from other states, and by the Texas Employment Commission, to fill the needs of these states for labor that previously were filled, in part, by the alien Braceros. It also reflects the improved wage rates in many areas of the country resulting from the absence of competition from alien workers.

Although there continued to exist a scarcity of family-type housing in some states -- particularly in California -- to accommodate all the workers needed, construction of such quarters and conversion of barracks-type housing continued. In the meantime, the trend observed in 1965 of bussing single workers to California to fill specific contracts with growers continued during 1966. A high proportion of these "singles" came from the El Paso area.

Although no figures are available this year concerning the proportion of migrants travelling by private car rather than by truck, it is believed that the trend toward the use of the family car continued during 1966. From 1956 until 1964 -- the last year on which figures are available -- the percentage of private cars among all vehicles increased from 58 per cent

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### Trends in Migration

to 72 per cent. In all probability the proportion was even higher in 1966 in view of the trend mentioned above of families breaking away from crews and migrating on their own.

The average size of families while on migration increased from 6.4 members in 1964 and 1965, to 6.5 members in 1966. Probably the increased number of children attending the 6-months' special courses for migrant children, which make it possible for more school-age children to migrate with their parents during the rest of the year, accounts for the small increase.

As mentioned elsewhere, the figure of 6.5 members should be used with discretion, as it does not represent the average size of the immediate family of husband, wife, and children. In many instances parents, brothers, or sisters of the husband or wife accompany them and are included in the family, while one or more school-age sons or daughters are left in school at home base and are not counted.

Trends in Migration

TABULATION:

Total Individuals	1965	167,000	
	1966	<u>162,000</u>	
		5,000	3% Decrease
Total Interstate	1966	129,600	
	1965	<u>128,500</u>	
		1,100	.86% Increase
Total Intrastate	1965	38,600	
	1966	<u>32,500</u>	
		6,100	15.8% Decrease
Families	1965	23,700	
	1966	<u>22,800</u>	
		900	3.4% Decrease
Men 16 and over	1965	62,300	
	1966	<u>59,500</u>	
		2,800	4.5% Decrease
Women 16 and over	1965	46,300	
	1966	<u>45,500</u>	
		800	1.7% Decrease
Youths under 16	1965	58,400	
	1966	<u>56,700</u>	
		1,700	3% Decrease
School-Age Youths	1965	31,500	
	1966	<u>30,600</u>	
		900	2.9% Decrease
Unattached Men	1965	12,500	
	1966	<u>11,000</u>	
		1,500	12% Decrease
Unattached Women	1966	2,600	
	1965	<u>1,900</u>	
		700	36.8% Increase
Size of Families while migrating	1965	---	6.4 Members
	1966	---	6.5 Members

## MECHANIZATION AND THE TEXAS MIGRANT

1966

With the termination of the Bracero Act on December 31, 1964, and the consequent impossibility of securing any noteworthy numbers of Mexican laborers in the future, farmers in all states that have in the past depended on this labor have given increased attention to the use of machinery in all crops lending themselves to mechanization. A rapid increase in machine harvesting had already taken place before 1965 in a number of crops, principal of which were cotton, spinach, sugar beets, potatoes, snap beans, etc. Currently, intensive efforts are being made to adapt the machine to certain other vegetables that heretofore have not lent themselves readily to mechanization, such as tomatoes and lettuce.

Cotton: In Texas the greatest single crop is cotton, which in the past traditionally gave work to over 100,000 domestic workers, as well as many thousands of alien workers from Mexico. Not only were many more workers employed annually in cotton than in the other crops, they were employed for longer periods of time, as the season progressed from early cotton picking in South Texas in June, to the end of the pulling season in West Texas in late December and January.

Texas cotton farmers, anticipating the day when Braceros would no longer be available as shock troops in the fields, started converting to machine harvesting several years ago. Thus the gradual annual reduction in the number of Braceros allowed to enter, and the final termination of Public Law 78, found Texas growers relatively well prepared to carry on without them. An unfortunate corollary of this development was, however, that it affected our domestic migrants as well, depriving them of their major field of agricultural employment and income at the very time when they might have expected to gain the benefits resulting from the elimination of competition from the alien labor. In cotton, therefore, it is doubtful that Texas migrants derived any great benefit from the termination of Public Law 78, as they did in vegetable crops.

A few figures should be included to illustrate the rapid increase in cotton mechanization. During the middle 1950's about 25 per cent of Texas cotton was machine harvested, and most of this occurred in West Texas where "stripping" by machine was feasible, given the storm-proof type of plant grown there. By 1962 over 70

## Mechanization and the Texas Migrant

per cent of all Texas cotton was mechanized, and in 1966 about 95 per cent of the harvest was mechanized. This probably represents about the maximum potential for machine work, as there will always be a few areas in which the weather happens to preclude the use of machines at harvest time. And even when the weather is right for machine harvesting, many growers prefer to give their crop an initial going over by hand labor in order to catch the first picking. The attached Table A tabulates the extent of machine harvesting by region, over the last five years. Table B gives the yearly increase in number of machines since 1947.

Most mechanical harvesting is done by "stripping" machines, of which there are now over 42,000 in the State. Stripping originally was confined largely to West Texas, where, as mentioned before, the variety of cotton planted lent itself to this kind of operation. Over the last few years, however, many growers in the other sections of Texas have gone in for stripping, preferring this simpler, less expensive operation to the use of the more complicated and expensive picking machine. There are, nevertheless, about 6000 picking machines in use in Texas, most of them located in the Lower Rio Grande Valley and in the Upper and Lower Coastal Bend. Whether cotton is machine stripped or machine picked, the cost per bale is substantially lower than the cost by hand labor.

In past years the quality of machine harvested cotton, and thus its price, was somewhat lower than that of hand-picked cotton; but improvements in gin machinery and the use of special cleaners has greatly reduced the disparity. This, in turn, has increased the demand for machines in all regions of Texas, so that now, in addition to the machines owned in Texas, many are moved in from other states such as Alabama, Mississippi, and Arkansas. In 1964, of the total Texas production of 4,080,000 bales, about 3,509,000 were machine harvested. This represents about 3,930,000 man-weeks of hand labor. In 1965 the total production was about 4,630,000 bales, of which some 4,200,000 were machine harvested, representing about 4,700,000 man-weeks of hand labor. Thus the machine displaced the hand labor of about 290,000 workers in 1965. Last year the production was 3,175,000 bales; thus the 95 per cent machine harvested (3,016,000 b.) displaced about 208,000 workers.

Vegetables: Insofar as the mechanical harvesting of vegetables is concerned, there has been noteworthy progress only in regard to certain vegetables. On the whole, the machine has taken over much more slowly here than in cotton for two reasons: the difficulty of adapting the machine to many kinds of vegetables

Mechanization and the Texas Migrant

(or conversely, developing the kind of plant that can be handled by the machine), and because of the existence of surpluses of hand labor in some areas of vegetable production, such as the Lower Rio Grande Valley.

At the present early stage in the mechanization of vegetables, it has been estimated that machine harvesting displaces some 10,000 workers annually, although reliable figures are not available. The following list indicates the extent of machine harvesting of some of the principal crops in 1966:

Spinach	-----	100 per cent
(Canning only. Fresh market all by hand)		
Beets	-----	100 per cent
(Sugar beets. Table beets by hand)		
Beans	-----	75 per cent
(Bush beans. Pole beans by hand)		
Carrots	-----	25-50 per cent

The rapid increase in machine harvesting of all kinds of crops in the other states as well as in Texas has made it increasingly difficult for our Texas migrants to find steady employment during the crops season. For the moment, the termination of the Bracero Act and the consequent rises in wage rates in many areas, coupled with intensive recruitment efforts by out-of-state recruiters and by the Texas Employment Commission, are the principal reasons for the large increase in the number of workers who migrated in 1965 and 1966. During the current (1967) season the competition for labor may be even stronger.

But it is only a question of time until mechanization will replace hand labor in most harvesting operations in the principal agricultural areas of the nation. Since the migrant workers are not generally skilled in other work and can not, as a rule, secure employment in industry or the services, they will become unemployed in large numbers. This will become a serious problem to the communities in South Texas where our Texas migrants have their homes, as the communities will be entirely unable to cope with the large concentration of unemployed and underemployed with which they will be faced. It is this outlook that prompts the urgency underlying the establishment of the various migrant programs of the War on Poverty, and their extension into many communities of heavy migrant population in Texas where they have not yet been initiated.



TABLE A  
MECHANIZATION IN TEXAS COTTON HARVEST  
1966

<u>Region</u>	<u>Yearly Percentage</u>				1966
	<u>1962</u>	<u>1963</u>	<u>1964</u>	<u>1965</u>	
Northern Panhandle	85	93	95	95	All regions over 90 per cent
High Plains	70	83	90	94	
El Paso-Pecos	99	79	82	86	
Winter Garden-San Antonio	78	85	85	88	
Central Texas	82	92	90	94	
Cross Timbers-East Texas	70	76	85	87	
Edwards Plateau	60	82	85	86	
Brazos River Valley	69	61	85	89	
Upper & Lower Coastal Bend	65	73	70	92	
Lower Rio Grande Valley	90	90	95	98	
	<u>70</u>	<u>81</u>	<u>86</u>	<u>91</u>	<u>95</u>

Note:

- a. Total Texas production, 1965, was about 4,630,000 bales. In 1966 it was only 3,175,000, due to acreage restrictions.
- b. Percentages over 90 represent about the maximum potential for machine harvesting.

TABLE B  
NUMBER OF PICKERS AND STRIPPERS IN USE IN TEXAS  
1947 THROUGH 1966

Year	Spindle Pickers	% Machine Picked	Number of Counties	Stripper Harvesters	Machine Stripped	Number of Counties	Total % Machine Harvested
1947	19		13	3,443		58	
1948	92		23	4,523		61	
1949	335		69	7,003		84	
1950	225		63	7,138		72	
1951	767		72	14,127		109	
1952	1,122		74	14,270		119	
1953	1,557	3	83	15,088	21	130	24
1954	1,532	3	78	18,877	18	133	21
1955	1,547	3	70	19,524	21	130	24
1956	1,618	3	68	20,698	22	117	25
1957	1,587	2	57	23,132	35	123	37
1958	1,831	4	78	26,692	31	133	38
1959	3,280	10	100	29,236	34	143	44
1960	4,505	14	110	32,042	44	152	58
1961	4,782	14	106	33,089	51	151	65
1962	6,777	19	103	37,540	58	159	77
1963	5,381	18	92	40,921	62	168	80
1964	5,864	20	86	41,512	70	167	90
1965	6,498	22	88	45,232	72	173	94
1966	5,847	22	81	42,306	73	170	95

FCE/1967

-Texas A&M University Extension Service

Good Neighbor Commission  
March, 1967



Principal Counties of Residence of Migrants

Total Outside Rio Grande Valley 46,000

Lower Rio Grande Valley --

Hidalgo	- - - - -	25,000
Cameron	- - - - -	10,000
Starr	- - - - -	2,200
Willacy	- - - - -	<u>2,000</u>

39,200

In addition, approximately 40 counties have fewer than 200 resident migrant workers; these total about 3,500

3,500

TOTAL

88,700

NOTE:

- a. Numbers comprise workers recorded by Texas Employment Commission or recruited under Bureau of Labor Statistics regulations, plus estimated "free wheelers" in counties of heavy concentration.
- b. Figures revised as of March 1967.

## MIGRANT LABOR LEGISLATION

### INTRODUCED IN THE

58th, 59th AND 60th LEGISLATURES

#### 58th Legislature:

Five bills were introduced on Migrant Labor that were similar to those introduced in the 57th Legislature and 56th Legislature. These bills concerned Child Labor (introduced in both House and Senate), Compulsory School Attendance (introduced in House and Senate), Transportation Safety (introduced in House only), Crew Leader Licensing (introduced in Senate only), and Labor Camp Housing (introduced in Senate only).

In addition, 6 new bills, concerning Education for Adult Migrants and Illiterates and prepared by the Texas Education Agency, were introduced in identical versions in both House and Senate. No similar bills had been introduced in previous Legislatures.

The majority of migrant bills were not reported out of committee or voted on in either the House or Senate. However, as a result of the studies and hearings which the House Interim Committee on Migrant Labor (Kennard Committee) had conducted during the interim between the 57th and 58th Legislatures, the 58th Legislature was provided with a much clearer understanding of the problems and needs of our Texas migrants. As a consequence, two of the bills which have been regarded as among the most urgently needed pieces of corrective legislation--the Child Labor and Compulsory School Attendance Bills--were enacted into law. Similarly, funds were appropriated in the Appropriations Bill to finance a study project for the education of adult migrants (and other illiterates) in order to facilitate their entry into other vocations. However, local matching funds for this project did not materialize, and the study was dropped.

The details of the actions taken on the various migrant labor bills in the House and in the Senate follow.

Migrant Labor Legislation

HOUSE OF REPRESENTATIVES

H.B. 165--Child Labor Law--de la Garza (same as S.B. 408). Amends the Child Labor laws to provide a minimum of fourteen (14) years of age in regard to work permits issued by a county judge to a child whose earnings are necessary to a family in needy circumstances, and provides for the procedure in establishing the need. Provides for repeal of language that expressly excludes children hired in agricultural work from the provisions of the child labor laws, but retains other previous exceptions, and provides for an exception to cover the employment at farm work of a farmer's children.

Referred to Criminal Jurisprudence Committee. Was passed by Senate on April 9, 1963; signed by the Governor on May 30, 1963; became effective on August 23, 1963.

H.B. 331--School Attendance Law--Markgraf. (Same as S.B. 409). Provides that every child who is seven (7) years and not more than sixteen (16) years of age to attend public school for the entire regular school term in the district of its residence or in some other district to which it may be transferred as provided by law. Act exempts high school graduates, and does not affect the exceptions for students at private schools, nor alter previous provisions for enforcement.

Referred to Education Committee. Was passed by Senate on May 21, 1963, was signed by Governor on June 5, 1963, and became effective on August 23, 1963.

H.B. 401--Transportation Safety--Townsend. Provides for safety standards, devices and procedures for the transportation of migrant farm workers and their families by truck within the State. Generally similar to the Interstate Commerce Commission regulations now governing the interstate transportation of migrants. Provides for enforcement and establishes penalties for violations.

Referred to Motor Traffic Committee. No open hearings held. Was not reported out of committee.

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Migrant Labor Legislation

- H.B. 791--Education for Adult Illiterates--Ligarde.  
(Same as S.B. 405)
- H.B. 792--Education for Adult Illiterates--Ligarde.  
(Same as S.B. 403)
- H.B. 793--Education for Adult Migrant Agricultural Workers--Ligarde.  
(Same as S.B. 404)
- H.B. 794--Education for Adult Migrant Agricultural Workers--Ligarde.  
(Same as S.B. 406)
- H.B. 795--Education of Adults--Ligarde.  
(Same as S.B. 402)
- H.B. 796--Education for Adult Migrant Agricultural Workers--Ligarde.  
(Same as S.B. 407)

These 6 Bills were referred to the Appropriations Committee. Open hearing was held on April 29, 1963. No further action taken on the Bills, but the Committee recommended \$30,000 for the biennium for a study project on the education of adult illiterates. The project was never carried out; but the numerous projects for adult education instituted since then by the Texas Education Agency make the study irrelevant.

SENATE

- S.B. 408--Child Labor Law--Kennard. (Same as H.B. 165)

Referred to Jurisprudence Committee. No hearings held, but Senate passed H.B. 165 when same was referred to it.

- S.B. 409--School Attendance Law--Kennard (Same as H.B. 331)

Referred to Jurisprudence Committee. No hearings held, but Senate passed H.B. 331 when same was referred to it.

Migrant Labor Legislation

S.B. 410--Crew Leader Licensing--Kennard. Provides for licensing and registration of crew leaders by the Commissioner of the Bureau of Labor Statistics, so they may have legal responsibilities toward the workers recruited by them, the employers, and the public. Sets minimum standards governing their operation, lists prohibited acts, and provides for enforcement and sets penalties for violations.

Referred to Finance Committee. No hearings were held; bill not reported out of committee.

S.B. 411--Labor Camp Housing--Kennard. Authorizes the State Department of Health to adopt rules and regulations to govern housing facilities for migrant farm workers and protect the health, safety, and welfare of workers living therein; provides for issuance of permits for construction and operation of such facilities, sets forth fees, and provides for inspection, enforcement, and penalties for violations.

Referred to Jurisprudence Committee. No hearings were held; Bill was not reported out of committee.

S.B. 402--Education for Adults--Kennard (Same as H.B. 795)

S.B. 403--Education for Adults--Kennard (Same as H.B. 792)

S.B. 404--Education for Adult Migrant Agricultural Workers--Kennard.  
(Same as H.B. 793)

S.B. 405--Education for Adult Migrant Agricultural Workers--Kennard.  
(Same as H.B. 791)

S.B. 406--Education for Adult Migrant Agricultural Workers--Kennard.  
(Same as H.B. 794)

S.B. 407--Education for Adult Migrant Agricultural Workers--Kennard.  
(Same as H.B. 796)

These 6 Bills referred to Finance Committee. Open hearing was held on April 23, 1963. No further action was taken on the Bills, but Senate, in passing Appropriations Bill, appropriated \$30,000 for the study project for the education of adults, referred to above. The study was never initiated. But the numerous adult education projects initiated by the Texas Education Agency over the last 3 years make the study irrelevant.



Migrant Labor Legislation

59th Legislature:

Only one piece of legislation primarily having to do with migrant labor was introduced in the 59th Legislature. This was Senate Bill 179 (House Bill 96), to consolidate the Texas Council on Migrant Labor with the Texas Good Neighbor Commission. The Senate Bill passed the Senate on February 15 and the House on April 7, and was signed by the Governor on April 22, 1965.

The merger, which became effective on September 1, 1965, places the functions of the Migrant Labor Council in the Good Neighbor Commission and provides an additional staff position with the title "Coordinator of Migrant Labor." The law thereby abolished the "ex-officio" membership of the Council, comprising the heads of seven State departments. The Migrant Council had long held the view that the "ex-officio" principle of Council membership was awkward, and should be replaced by a commission. The Good Neighbor Commission is such an agency.

One other piece of legislation, not primarily a "migrant labor" bill affects migrants through one of its provisions. Senate Bill No. 130, enacted into law by the 59th Legislature, transfers all tuberculosis hospitals from the State Board of Hospitals and Special Schools to the State Department of Health. Section 6 of the law provides that all migratory workers shall furnish a certificate attesting that the worker has been examined for tuberculosis, to the labor agent licensed by the Commissioner of Labor Statistics. Violation of the provision constitutes grounds for revocation of the labor agent's license.

## Migrant Labor Legislation

### 60th Legislature:

Two bills specifically concerning migrant labor have been introduced in the 60th Legislature as of the time of writing (March 6, 1967). One is House Bill 208, by Representative Bill Rapp, concerning Migrant Labor Housing, and the other is House Bill 223, also by Rep. Rapp, concerning Migrant Workers Transportation.

The Housing bill has been assigned to the Committee on Public Health, which has held one hearing on it and assigned it to a sub-committee for further study and recommendation. The bill gives the State Department of Health authority to license migrant labor camps housing 15 or more migrants and to prescribe minimum standards governing the construction and sanitary facilities of such camps. It provides for penalties for non-compliance and sets procedures for hearings and adjudication of cases involving revocation of licenses.

The Transportation bill has been assigned to the Motor Traffic Committee, which has not held a hearing on it to date. The bill provides for safety standards for trucks transporting 5 or more migrant workers for a distance of over 50 miles. It sets standards governing the qualifications of the driver of the vehicle, the equipment of the vehicle, and the operation of the vehicle, and provides for penalties for non-compliance, and enforcement by peace officers of the State.

In addition to these two bills, a Minimum Wage bill has been introduced in both houses. The Senate bill is S.B. 82 by Senator Joe Bernal; an identical bill in the House is H.B. 169 by Representative Lauro Cruz. In the Senate the bill has been assigned to the Labor and Management Committee; the House bill has been assigned to the Labor Committee. No hearings have been held as of this time. Although the bill does not specifically single out migrant workers but applies to other workers also, public concern over the low income of our Texas migrant farm workers gave rise to the introduction of this legislation.

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Migrant Labor Legislation

The bill would establish a minimum wage of \$1.25 per hour for all employes on and after the date of June 1, 1967. It provides procedures for employe suits to recover wages due, and makes the Commissioner of the Bureau of Labor Statistics responsible for prescribing rules and regulations governing the administration of the Act, and authorizes the latter or his representatives to make the investigations necessary to determine if the Act is being complied with.

The Act does not apply to wages of a worker under 17 years of age, to employment of persons by their parents, to services performed intentionally for charitable or public service institutions, nor to services of a salesman working solely on a commission basis.

MIGRANT LABOR  
GLOSSARY OF TERMS

**ANNUAL WORKER PLAN:**

The plan under which representatives of the Texas Employment Commission recruit and schedule interstate migrant agricultural workers to a series of successive employments in agriculture throughout their migration, including their return to Texas.

(The purpose of the plan is to assure maximum employment throughout the year for the migrant workers).

**BRACERO:**

Alien Mexican field-hand employed on a contract basis in agricultural labor in the United States, under terms and guarantees agreed to between the United States and Mexico, and enforced by the U.S. Dept. of Labor under P.L. 78.

(Under this law, terminated on Dec. 31, 1964, adult male laborers were transported into the U.S. to work in a specified crop area for a specific period of time. They were never accompanied by women or children. They were returned to Mexico upon completion of the contract. Although limited numbers of aliens of other nationalities are also imported annually, the term "bracero" refers only to the Mexican national. In some areas the braceros are colloquially called "nationals").

**CREW:**

A group of migrant farm workers travelling as a unit under the control and direction of one of their number (crewleader). A crew usually includes some relatives and friends of the crewleader, and in many cases comprises entire families -- men, women, and children.

(Texas crews may vary in size from a small family of a few members travelling in the family car, to several hundred travelling in trucks and cars. Most crews number from 20 to 30 persons.)

**CREWLEADER (CREW CHIEF):**

A person who solicits or recruits migrant farm workers, transports and personally accompanies such workers during their migration, and acts as their spokesman or agent in dealing or negotiating with employers concerning terms of employment, wages, and working conditions.

(Our Texas crewleaders perform a variety of other services for the members of their crews).

Glossary of Terms

**DAY HAUL:**

The transportation of local seasonal agricultural workers on a day to day basis between their employment and their own permanent home or residence.

**DAY HAUL RECRUITER:**

Any person who solicits or recruits, and transports, local agricultural workers on a day-to-day basis between their employment and their permanent home or residence.

**EMPLOYER:**

As here used, the term "employer" means any person, firm, association, or cooperative group employing the services of migrant agricultural workers, including the first processing of agricultural products.

**FREE WHEELERS:**

Migrants who do not contact an office of the Texas Employment Commission before migrating, or are not recruited by licensed out-of-State recruiters, but migrate entirely on their own responsibility.

(Many free-wheelers follow an itinerary on which they return to certain employers for whom they have worked in previous years, and with whom they maintain contact during the off season).

**INTERSTATE MIGRATION:**

That portion of the migration that moves from Texas to other states in search of employment.

(During the last few years Texas migrants migrated to about 36 other states. A large number of these also worked at least some weeks in Texas, usually in cotton in West Texas upon their return. The interstate migration comprised about 80 per cent of our total number of migrants in 1966.)

**INTRASTATE MIGRATION:**

That portion of the migrants who remain entirely within Texas during their migration.

(This portion comprised about 20 per cent of the total number in 1966.)

Glossary of Terms

LABOR AGENT (LABOR CONTRACTOR):

Under Texas law, a "labor agent" is a person who, for a fee or without a fee, procures employment for common or agricultural workers for employers, or supplies the services of common or agricultural workers to any person.

(In Texas, migrant crewleaders are not considered to be labor agents, in the legal sense intended, and hence are not subject to registration and licensing under our Texas Labor Law, nor to payment of the various taxes and fees required of the latter. The law primarily affects out-of-State contractors who recruit farm labor in Texas).

MIGRANT (Also MIGRANT LABORER; MIGRANT FARM WORKER; MIGRANT AGRICULTURAL WORKER; MIGRATORY WORKER; DOMESTIC MIGRANT):

A seasonal farm worker who is a U.S. citizen and who performs his labor at such distance from his permanent home that he cannot return to his home at night, but must be quartered in the area of his employment.

(The term "migrant" usually refers to the migrant agricultural, rather than industrial worker, and includes members of the worker's family who accompany him).

MIGRATION:

As used here, migration is the annual or seasonal travel of migrants as they follow the crops. Harvesting the crops forms the principal employment, but extensive employment is also found in cultivating activities in various crop areas throughout the Nation and the State.

WETBACK:

Mexican national who enters the United States illegally in search of agricultural work. So-called because they often swim the Rio Grande.

(At one time wetbacks entered the U.S. in such large numbers that they constituted a serious problem. With establishment of the Bracero program, under which Mexicans could enter legally and perform farm work, the wetbacks decreased greatly in number. Today the problem is no longer serious due to stricter enforcement on both sides of the Border.)