

# HOUSE JOURNAL

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EIGHTIETH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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TWENTY-SIXTH DAY — THURSDAY, FEBRUARY 22, 2007

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 67).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Castro; Chavez; Chisum; Christian; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Driver; Dukes; Dunnam; Dutton; Eiland; Eissler; Elkins; England; Escobar; Farabee; Farias; Farrar; Flores; Flynn; Frost; Gallego; Garcia; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goolsby; Guillen; Haggerty; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Jackson; Jones; Keffer; King, P.; King, S.; King, T.; Kolkhorst; Krusee; Kuempel; Latham; Laubenberg; Leibowitz; Lucio; Macias; Madden; Mallory Caraway; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miles; Miller; Morrison; Mowery; Murphy; Naishtat; Noriega; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Paxton; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Taylor; Truitt; Turner; Van Arsdale; Vaught; Veasey; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Absent, Excused — Cohen; O'Day; Patrick.

Absent — Deshotel; Isett; Moreno; Peña; Smith, T.; Talton; Thompson.

The invocation was offered by the Most Reverend Michael Pfeifer, Catholic Diocese of San Angelo, as follows:

Good morning. Buenas dias. My dear sisters and brothers, people of God united in a spirit of faith, hope, and love, as we gather here today we humbly pray and proclaim—and please pray with me in a loud voice—God bless America; God bless the State of Texas. God has indeed blessed America and the beautiful State of Texas, and God will continue to bless us if we open our minds and hearts to be the kind of people that God calls us to be and to do what God asks us to do.

This is a defining moment in the history of our beautiful country and the great State of Texas. As we deal with the recognition that a few but loud voices more and more want to eliminate God from our public discussion and lives, and in the face of escalating violence in our world, country, and even the State of Texas, as people of God, we must renew our efforts to base all of our decisions on

the God-given principles of the Ten Commandments and to escalate love. We must never become the evil that we want to eradicate. If we want the true peace that our world, our country, and our state so much need and that we all seek, we must work for justice, justice based on the rule of law and precepts of our Judeo-Christian traditions. The spirit of evil can only be overcome by love.

So let us pray "blessed are the peace-makers; they shall be called children of God." (Matthew 5:9) Loving God, Father, and creator, we give you praise and glory with our presence here today, with our prayer, and the service that we have the privilege of giving you as citizens and leaders of the State of Texas. We thank you for your countless blessings, both material and spiritual, that are poured out upon us each day like the gentle rain.

Father, we ask that you send the Holy Spirit upon your servants of the people of the State of Texas who begin this new day of reflection and service as they gather here for deliberation, discussion, and decisions for the common good of the people they serve. May they always show a special concern for the poor, our children, and the elderly. May this great spirit guide them with wisdom and truth, with light and justice, with knowledge and courage.

God our Father, bring peace to our world, bring an end to war and watch over our military personnel. Loving God, as you desire justice for all we ask that you enable these elected servants to uphold the rights of others and do not allow them to be misled by ignorance, selfish interest, or corrupted by fear or favor. Unite them to yourself in the bonds of respect, understanding, and love and keep them faithful to all that is true. Amen. "Justice will bring about peace; right will produce calm and security." (Isaiah 32:17) We ask this in the name of Jesus the Lord. Amen.

The speaker recognized Representative Darby who led the house in the pledges of allegiance to the United States and Texas flags.

#### **CAPITOL PHYSICIAN**

The speaker recognized Representative Aycock who presented Dr. James McCurdy of Marble Falls as the "Doctor for the Day."

The house welcomed Dr. McCurdy and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Goolsby in the chair)

#### **LEAVES OF ABSENCE GRANTED**

The following member was granted leave of absence for today because of important business in the district:

Cohen on motion of Creighton.

The following member was granted leave of absence for today because of a family emergency:

Patrick on motion of Harless.

(Isett now present)

(Speaker in the chair)

**HCR 34 - ADOPTED  
(by Dunnam)**

Representative Dunnam moved to suspend all necessary rules to take up and consider at this time **HCR 34**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 34**, Congratulating the Chilton Pirates for winning the 2006 Class A Division II state football championship.

**HCR 34** was read and was adopted.

(T. Smith now present)

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Dunnam who introduced players and coaches of the Chilton High School football team.

**MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 9).

**HR 509 - ADOPTED  
(by Herrero, Bonnen, Pickett, Patrick, and Escobar)**

Representative Pickett moved to suspend all necessary rules to take up and consider at this time **HR 509**.

The motion prevailed.

The following resolution was laid before the house:

**HR 509**, Recognizing February 22, 2007, as Texas Community Colleges Day at the State Capitol.

**HR 509** was read and was adopted.

On motion of Representative Aycock, the names of all the members of the house were added to **HR 509** as signers thereof.

(Peña, Talton, and Thompson now present)

**HR 480 - ADOPTED  
(by McReynolds)**

Representative McReynolds moved to suspend all necessary rules to take up and consider at this time **HR 480**.

The motion prevailed.

The following resolution was laid before the house:

**HR 480**, Recognizing February 21 and 22, 2007, as Angelina County Days at the State Capitol.

**HR 480** was read and was adopted.

**HR 475 - ADOPTED**

**(by J. Davis, Taylor, Talton, and Noriega)**

Representative J. Davis moved to suspend all necessary rules to take up and consider at this time **HR 475**.

The motion prevailed.

The following resolution was laid before the house:

**HR 475**, Commending the National Aeronautics and Space Administration on its outstanding accomplishments.

**HR 475** was read and was adopted.

On motion of Representative Talton, the names of all the members of the house were added to **HR 475** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative J. Davis who introduced representatives of NASA, the Johnson Space Center, Lockheed Martin, the Space Alliance Technology Outreach Program, and the Texas Aerospace Scholars Program.

**HR 170 - ADOPTED**

**(by Veasey)**

Representative Veasey moved to suspend all necessary rules to take up and consider at this time **HR 170**.

The motion prevailed.

The following resolution was laid before the house:

**HR 170**, Congratulating the Garden of Eden Neighborhood Association in Tarrant County on its receipt of the 2006 Grand Prize as Neighborhood of the Year from Neighborhoods, USA.

**HR 170** was read and was adopted.

On motion of Representative Hancock, the names of all the members of the house were added to **HR 170** as signers thereof.

**LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence for today because of important business:

Deshotel on motion of Peña.

**HR 417 - READ**  
**(by Guillen)**

The chair laid out and had read the following previously adopted resolution:

**HR 417**, Congratulating Manuel Benavidez, Jr., of Rio Grande City on receiving the 2006 Western Region Trustee Leadership Award from the Association of Community College Trustees.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Guillen who introduced Manuel and Rosario Benavidez.

(Hamilton in the chair)

**HR 433 - ADOPTED**  
**(by Delisi)**

Representative Delisi moved to suspend all necessary rules to take up and consider at this time **HR 433**.

The motion prevailed.

The following resolution was laid before the house:

**HR 433**, Commending the Brazos Bottom Cowographers entertainment troupe for its efforts to honor and immortalize the history of the Old West.

**HR 433** was adopted.

**HR 451 - ADOPTED**  
**(by Pierson)**

Representative Pierson moved to suspend all necessary rules to take up and consider at this time **HR 451**.

The motion prevailed.

The following resolution was laid before the house:

**HR 451**, Celebrating the 80th anniversary of Big Brothers Big Sisters of North Texas.

**HR 451** was adopted.

**HR 156 - ADOPTED**  
**(by Christian)**

Representative Christian moved to suspend all necessary rules to take up and consider at this time **HR 156**.

The motion prevailed.

The following resolution was laid before the house:

**HR 156**, Recognizing February 21 and 22, 2007, as Nacogdoches County Days.

**HR 156** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Christian who introduced a from Nacogdoches County.

**SCR 16 - ADOPTED  
(Harper-Brown - House Sponsor)**

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **SCR 16**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 16**, Commending Roy Velez on being named 2006 Texan of the Year by the Dallas Morning News.

**SCR 16** was adopted.

**SCR 22 - ADOPTED  
(Harper-Brown - House Sponsor)**

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **SCR 22**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 22**, Congratulating the University of Houston System community and declaring February 20, 2007, University of Houston System Day at the Capitol.

**SCR 22** was adopted.

**SCR 24 - ADOPTED  
(Harper-Brown - House Sponsor)**

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **SCR 24**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 24**, Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, February 21, 2007, and ending on Monday, February 26, 2007.

**SCR 24** was adopted.

(McClendon in the chair)

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Pensions and Investments, upon adjournment today, E2.030, for a public hearing, to consider invited testimony and posted legislation.

**CONGRATULATORY AND MEMORIAL CALENDAR**

The following congratulatory resolutions were laid before the house:

**HCR 18** (by Hardcastle), Congratulating the R. A. Brown Ranch on winning the 2006 Texas Ranch Roundup.

**HCR 20** (by Hardcastle), Congratulating Jody Bellah of the R. A. Brown Ranch on winning the 2006 Top Hand award at the Texas Ranch Roundup.

**HCR 31** (by Chisum), Congratulating Jimmy M. Ross of Quitaque on his election as president of the International Association of Lions Clubs for 2006-2007.

**HCR 32** was withdrawn.

**HCR 34** was withdrawn.

**HCR 39** (by Taylor, et al.), Honoring the winners of the Faithful Fathering Initiative in Texas' 2006 Chick-Fil-A Dads Becoming Heroes Essay Contest.

**HCR 40** (by Isett), Honoring the Texas Tech women's cross country team for their performance in the 2006 NCAA championships.

**HCR 41** (by Isett), Honoring Whitney Wofford of Lubbock for winning the Bryan-College Station Super Championship Major Zone Tennis Tournament.

**HCR 44** (by Hardcastle), Congratulating Kelly Maben of Spur for setting a new arena record for barrel racing at the 2006 Wrangler National Finals Rodeo.

**HCR 47** (by Isett), Commemorating the 50th anniversary of Lubbock Christian University.

**HCR 50** (by Hughes), Honoring Mark Taylor on his retirement as Wood County district attorney.

**HCR 54** (by T. King), Honoring the Hondo High School football team on its outstanding 2006 season.

**HCR 56** (by Guillen), Honoring J. O. Barrera for his many years of service as Duval County Veterans Service Officer.

**HR 65** (by Hilderbran), Honoring Bruce and Jennie Motheral of Kerrville on their 50th wedding anniversary.

**HR 66** (by Hilderbran), Honoring John and Jaye George of Kerrville on their 50th wedding anniversary.

**HR 71** (by Hilderbran), Honoring Edward and Margaret Higgins of Center Point on their 60th wedding anniversary.

**HR 77** was withdrawn.

**HR 78** (by Dutton, Taylor, and J. Davis), Honoring Dr. Michael D. Griffin for his superlative achievements as NASA Administrator.

**HR 81** (by F. Brown), Recognizing the TALL X class of the Texas Agricultural Lifetime Leadership "TALL" program.

**HR 91** (by F. Brown), Congratulating Travis E. Nelson of Bryan on his 85th birthday.

**HR 98** was withdrawn.

**HR 101** (by R. Cook), Honoring James "Chick" Herrin on his induction into the International Lineman's Hall of Fame.

**HR 102** (by Herrero), Honoring Maria Silguero of Robstown on her 94th birthday.

**HR 103** (by Straus), Congratulating the San Antonio Public Library on its receipt of a 2006 National Award for Museum and Library Service from the Institute of Museum and Library Services.

**HR 107** was withdrawn.

**HR 110** was withdrawn.

**HR 117** (by Raymond), Recognizing the HOSA program at the Dr. Dennis Cantu Health Science Magnet School in Laredo.

**HR 124** (by Woolley), Congratulating Arthur Rudolph and Tommie Lynn Ayles of Pasadena on their 40th wedding anniversary.

**HR 127** (by Alonzo), Honoring Oak Cliff on the occasion of the 104th anniversary of its annexation to Dallas.

**HR 128** (by Alonzo), Honoring Oak Cliff on the occasion of the 105th anniversary of its annexation to Dallas.

**HR 129** (by Alonzo), Honoring the life of Benito Juárez on March 21, 2007, the 201st anniversary of his birth.

**HR 130** (by Alonzo), Honoring the life of Benito Juárez on March 21, 2008, the 202nd anniversary of his birth.

**HR 131** (by Alonzo), Honoring the life of Cesar Chavez and recognizing the month beginning March 31, 2007, as Cesar Chavez Farmworker Appreciation Month.

**HR 132** (by Alonzo), Honoring the life of Cesar Chavez and recognizing the month beginning March 31, 2008, as Cesar Chavez Farmworker Appreciation Month.

**HR 133** (by Alonzo), Honoring the life of Cesar E. Chavez on March 31, 2007, the 80th anniversary of his birth.

**HR 134** (by Alonzo), Honoring the life of Cesar E. Chavez on March 31, 2008, the 81st anniversary of his birth.

**HR 139** (by Alonzo), Recognizing the week of April 22 through April 28, 2007, as National Crime Victims' Rights Week.

**HR 140** (by Alonzo), Recognizing National Crime Victims' Rights Week in 2008.

**HR 141** (by Alonzo), Commemorating Cinco de Mayo, 2007.

**HR 142** (by Alonzo), Commemorating Cinco de Mayo, 2008.

**HR 143** (by Alonzo), Recognizing the 20th annual Grand Prairie Cinco de Mayo Celebration.

**HR 144** (by Alonzo), Recognizing the 21st annual Grand Prairie Cinco de Mayo Celebration.



**HR 145** (by Alonzo), Honoring participants in the University of North Texas Roberto R. Alonzo Bilingual/ESL Education Scholars Program for 2007.

**HR 146** (by Alonzo), Honoring participants in the University of North Texas Roberto R. Alonzo Bilingual/ESL Education Scholars Program for 2008.

**HR 147** (by Alonzo), Honoring Representative Irma Rangel and the third anniversary of the opening of the Irma Lerma Rangel Young Women's Leadership School in Dallas.

**HR 148** (by Alonzo), Honoring Representative Irma Rangel and the fourth anniversary of the opening of the Irma Lerma Rangel Young Women's Leadership School in Dallas.

**HR 149** (by Alonzo), Honoring former presidents of the Mexican American Democrats of Texas for 2007.

**HR 150** (by Alonzo), Honoring former presidents of the Mexican American Democrats of Texas for 2008.

**HR 151** (by Alonzo), Recognizing Diez y Seiz de Septiembre (Mexican Independence Day) for 2007.

**HR 152** (by Alonzo), Recognizing Diez y Seiz de Septiembre (Mexican Independence Day) for 2008.

**HR 153** (by Alonzo), Commemorating the 38th anniversary of the 1969 Crystal City student walkout.

**HR 154** (by Alonzo), Commemorating the 39th anniversary of the 1969 Crystal City student walkout.

**HR 165** (by P. King), Congratulating barber Mike Manchack of Fort Worth on his retirement.

**HR 168** (by Flynn), Honoring Marland and Linda Faye Poe of Caddo Mills on their 50th wedding anniversary.

**HR 170** was previously adopted.

**HR 171** (by Veasey), Congratulating San Diego Chargers' running back LaDainian Tomlinson on being named the 2006 National Football League Most Valuable Player and honoring him for his community service.

**HR 181** (by Ortiz), Honoring Delia Salazar of Corpus Christi on her 80th birthday.

**HR 182** was previously adopted.

**HR 188** was previously adopted.

**HR 192** (by Parker), Congratulating David Cole Pullig for earning the rank of Eagle Scout.

**HR 194** (by Flynn), Honoring the ALERT Cadet program.

**HR 195** (by Flynn), Congratulating the Canton Lions Club on its 75th anniversary.

**HR 196** (by Flynn), Commemorating the 75th anniversary of the First Church of the Nazarene in Marshall.

**HR 197** (by Flynn), Honoring Grand Saline Police Chief Dan Zajac for his service with the department.

**HR 198** (by Guillen), Honoring Angel Garza of San Ygnacio on his retirement from the Zapata County Commissioners Court.

**HR 199** (by Leibowitz), In honor of Dagan Ferrier's receipt of the Milken Family Foundation National Educator Award.

**HR 213** (by Martinez Fischer), Congratulating Rosa María González on her selection as 2006 Queen Huevo by the San Anto Cultural Arts, Inc., Board of Directors.

**HR 215** (by Strama, Dukes, and D. Howard), Honoring Charles Dupre on his appointment as superintendent of the Pflugerville Independent School District.

**HR 217** (by Kolkhorst), Recognizing February 28, 2007, as Washington County Day at the State Capitol.

**HR 218** was previously adopted.

**HR 219** (by Paxton), Congratulating 10 schools in the McKinney Independent School District for being recognized by Texas Monthly magazine as among the best public schools in the state for 2006.

**HR 222** (by Bohac), Congratulating Matthew Stephens of Houston on becoming an Eagle Scout.

**HR 229** (by Paxton), Honoring Wolford Elementary School in McKinney on its selection as a No Child Left Behind–Blue Ribbon School.

**HR 230** (by Paxton), Congratulating Glen Oaks Elementary School in McKinney on its designation as a No Child Left Behind–Blue Ribbon School.

**HR 235** (by Martinez Fischer), Honoring Susana I. Aleman for her contributions as assistant dean for student affairs at The University of Texas at Austin School of Law and for her efforts in behalf of the greater Austin community.

**HR 236** was withdrawn.

**HR 241** was previously adopted.

**HR 243** (by Zedler), Honoring Dr. Wendell Nedderman of Arlington for 50 years of service in Kiwanis International.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

**HCR 23** was withdrawn.

**HCR 26** was withdrawn.

**HR 61** (by Hilderbran), In memory of Keith Robert Heffington of Austin.

**HR 62** (by Hilderbran), In memory of Dorothy Perkins Doran Fournier of Kerrville.

**HR 63** (by Hilderbran), In memory of Lillian Tamsitt Condra of Boerne.

**HR 64** (by Hilderbran), In memory of former Kerr County Commissioner Glenn Holekamp of Comfort.

**HR 67** (by Hilderbran), In memory of Eldera Jenkins Vordenbaum of Kerrville.

**HR 68** (by Hilderbran), In memory of Phyllis Keidel of Kerrville.

**HR 69** (by Hilderbran), In memory of Harvie Bird, Jr., of Kerrville.

**HR 70** (by Hilderbran), In memory of Virginia Ann Jakovich Stehling of Kerrville.

**HR 87** (by Goolsby), In memory of Vidal M. Trevino, former state representative and superintendent of Laredo ISD.

**HR 105** was withdrawn.

**HR 108** was withdrawn.

**HR 109** (by Gallego), In memory of longtime Del Rio resident Libbie Stool.

**HR 121** (by Goolsby and S. King), In memory of Daniel Boone of Abilene.

**HR 126** (by Martinez Fischer), In memory of Luis Augusto Moreno of San Antonio.

**HR 135** (by Alonzo), Honoring the life of Selena Quintanilla Perez on the 12th anniversary of her passing.

**HR 136** (by Alonzo), Honoring the life of Selena Quintanilla Perez on the 13th anniversary of her passing.

**HR 137** (by Alonzo), In memory of Laura Canales of Kingsville, "La Reina de la Onda Tejana," on the second anniversary of her passing.

**HR 138** (by Alonzo), In memory of Laura Canales of Kingsville, "La Reina de la Onda Tejana," on the third anniversary of her passing.

**HR 175** (by R. Cook), In memory of Malcom Thomas, Sr., of Eagle Lake.

**HR 176** (by Hughes), In memory of Bobby Delafield.

**HR 206** was withdrawn.

**HR 210** (by Martinez Fischer), In memory of Audrey Perez Cantu of San Antonio.

**HR 211** (by Martinez Fischer), In memory of John Addersley Campbell, Sr.

**HR 212** (by Martinez Fischer), In memory of Robert J. Bernal of San Antonio.

**HR 214** (by Martinez Fischer), In memory of Hector X. Najar, Sr., of San Antonio.

**HR 216** was withdrawn.

**HR 220** (by Hernandez), In memory of Jesus M. Abarca of Houston.

**HR 223** (by Zedler), In memory of Charles A. James of Arlington.

**HR 233** (by Martinez Fischer), In memory of Thomas Cullin DeChant of San Antonio.

**HR 247** (by Farabee), In memory of James E. Lane of Wichita Falls.

**HR 248** (by McCall and Madden), In memory of Benjamin F. Thomas of Plano.

The resolutions were unanimously adopted by a rising vote.

### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Branch requested permission for the Committee on Appropriations, Subcommittee on Education, to meet while the house is in session, during bill referral today, in JHR 100, for a formal meeting, to consider the previously posted schedule.

Permission to meet was granted.

### **HR 109 - MOTION TO ADD NAMES**

On motion of Representative Gallego, the names of all the members of the house were added to **HR 109** as signers thereof.

### **PROVIDING FOR ADJOURNMENT**

Representative Flynn moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 2 p.m. Monday, February 26 in memory of Austin Dixon of Edgewood.

The motion prevailed.

### **BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Laubenberg in the chair)

### **ADJOURNMENT**

In accordance with a previous motion, the house, at 11:46 a.m., adjourned until 2 p.m. Monday, February 26.

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**ADDENDUM**

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**REFERRED TO COMMITTEES**

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

**List No. 1**

**HB 9** (By Crownover), Relating to the elimination of smoking in all workplaces and public places; providing penalties.

To Business and Industry.

**HB 1094** (By Hughes), Relating to advance directives or health care or treatment decisions made by or on behalf of patients.

To Public Health.

**HB 1517** (By Paxton), Relating to the reporting of expenditures for legislative communication by local governmental entities.

To State Affairs.

**HB 1552** (By Villarreal), Relating to mandatory sales price disclosure in real property sales; providing a civil penalty.

To Local Government Ways and Means.

**HB 1557** (By Gattis), Relating to the billing and reimbursement of anatomic pathology services.

To State Affairs.

**HB 1560** (By Callegari), Relating to liability of a governmental unit for certain recreational activities.

To Civil Practices.

**HB 1561** (By Bailey), Relating to the investigation of a firefighter in certain municipalities.

To Urban Affairs.

**HB 1562** (By Bailey), Relating to hours of labor in certain fire departments.

To Urban Affairs.

**HB 1563** (By Bolton), Relating to the issuance of high school diplomas to certain crime victims.

To Public Education.

**HB 1564** (By Bolton), Relating to erecting an off-premise sign adjacent to and visible from certain roads.

To Transportation.

**HB 1565** (By Puente), Relating to the board of directors of the Bexar Metropolitan Water District.

To Natural Resources.

**HB 1566** (By Goolsby), Relating to the requirement that an applicant for a cosmetologist examination not owe tuition to a beauty culture school.

To Licensing and Administrative Procedures.

**HB 1567** (By Goolsby), Relating to the requirement to hold a certificate of registration as a landscape architect.

To Licensing and Administrative Procedures.

**HB 1568** (By Goolsby), Relating to the selection by certain governmental entities of providers of landscape architectural services.

To Government Reform.

**HB 1569** (By Goolsby), Relating to participation in school district services and activities by home-schooled students.

To Public Education.

**HB 1570** (By Murphy), Relating to the deposit of revenue collected from certain traffic penalties in the designated trauma facility and emergency medical services account.

To Public Health.

**HB 1571** (By Woolley), Relating to the authority of certain municipalities to regulate the hours of certain businesses that sell alcoholic beverages.

To Licensing and Administrative Procedures.

**HB 1572** (By Woolley), Relating to providing guidelines to the supreme court for the promulgation of rules for an exception from discovery in civil cases for nonparty law enforcement agencies.

To Civil Practices.

**HB 1573** (By Keffer), Relating to the creation, administration, powers, duties, functions, operations, and financing of the Fort Griffin Special Utility District.

To Natural Resources.

**HB 1574** (By Strama), Relating to the operation, powers, and duties of a toll project entity.

To Transportation.

**HB 1575** (By Dutton), Relating to the powers and duties of a domestic relations office.

To Juvenile Justice and Family Issues.

**HB 1576** (By Dutton), Relating to the authority of the attorney representing the state to dismiss a criminal action based on the commission of a nonviolent offense.

To Criminal Jurisprudence.

**HB 1577** (By Laubenberg), Relating to certain challenges for cause in criminal cases.

To Criminal Jurisprudence.

**HB 1578** (By Laubenberg), Relating to certain exceptions to the statutory exclusionary rule in criminal prosecutions.

To Criminal Jurisprudence.

**HB 1579** (By Guillen), Relating to reimbursement for health care services provided at certain times to persons enrolled in the Medicaid managed care program.

To Public Health.

**HB 1580** (By Thompson), Relating to excepting dates of birth of employees of governmental bodies from required disclosure under the public information law.

To State Affairs.

**HB 1581** (By Thompson), Relating to charges by a consumer reporting agency for placing a security freeze on a consumer file.

To Financial Institutions.

**HB 1582** (By Thompson), Relating to the creation of a submersion injury and drowning prevention database.

To Public Health.

**HB 1583** (By Hopson), Relating to increasing the amount of the residence homestead exemption from ad valorem taxation by a school district to \$45,000, providing for an adjustment of the limitation on the total amount of ad valorem taxes that may be imposed by a school district on the homesteads of the elderly or disabled to reflect the increased exemption amount and changes in the school district's ad valorem tax rate, and protecting school districts against the resulting loss in local revenue.

To Ways and Means.

**HB 1584** (By Hopson), Relating to increasing the amount of the residence homestead exemption from ad valorem taxation by a school district to \$22,500, providing for an adjustment of the limitation on the total amount of ad valorem taxes that may be imposed by a school district on the homesteads of the elderly or disabled to reflect the increased exemption amount and changes in the school district's ad valorem tax rate, and protecting school districts against the resulting loss in local revenue.

To Ways and Means.

**HB 1585** (By S. King), Relating to administrative penalties imposed by a public health district for violations of health and safety provisions relating to retail food service.

To Public Health.

**HB 1586** (By Flores), Relating to the creation of the offense of illumination of an aircraft by intense light.

To Criminal Jurisprudence.

**HB 1587** (By Kuempel), Relating to participation and credit in, contributions to, and benefits and administration of the Texas County and District Retirement System.

To Pensions and Investments.

**HB 1588** (By B. Brown), Relating to clarifying the law regarding lobbyist communications with the executive branch.

To Elections.

**HB 1589** (By Smithee), Relating to minimum insurance coverage amounts to establish evidence of financial responsibility under the Texas Motor Vehicle Safety Responsibility Act.

To Insurance.

**HB 1590** (By Smithee), Relating to Chapter 425, Subchapter B, Insurance Code, the Standard Valuation Law, by adding Section 425.071 to include lapse rates in the calculation of reserves for secondary guarantees in universal life contracts.

To Insurance.

**HB 1591** (By Rose), Relating to the administration, operation, financing, powers, and duties of the Hays Trinity Groundwater Conservation District.

To Natural Resources.

**HB 1592** (By Rose), Relating to the labeling requirement for fuel pumps dispensing certain gasoline and ethanol mixtures.

To Agriculture and Livestock.

**HB 1593** (By Villarreal), Relating to creation and operation of a pilot program for certain voluntary alternative agreements regarding compensable injuries.

To Business and Industry.

**HB 1594** (By Zerwas), Relating to expedited credentialing for certain physicians providing services under a managed care plan.

To Insurance.

**HB 1595** (By Dutton), Relating to the reduction or termination of the period of community supervision imposed on a defendant convicted of certain intoxication offenses.

To Corrections.

**HB 1596** (By Dutton), Relating to the restoration of certain rights to a criminal defendant.

To Corrections.

**HB 1597** (By Rose), Relating to penalties for certain repeat and habitual felony sex offenders.

To Criminal Jurisprudence.



**HB 1598** (By Goolsby), Relating to an annual report by the Office of Court Administration of the Texas Judicial System about jury charges and sentences in capital cases.

To Judiciary.

**HB 1599** (By Goolsby), Relating to the appointment of attorneys ad litem.

To Judiciary.

**HB 1600** (By Thompson), Relating to a study concerning maximum lifetime benefit limits under health benefit plan coverage applicable to hemophilia-related services, supplies, pharmaceuticals, and biologics.

To Insurance.

**HB 1601** (By Madden), Relating to the expulsion of a public school student for certain offenses committed on or off school property.

To Public Education.

**HB 1602** (By Van Arsdale), Relating to venue in civil actions under the Jones Act.

To Civil Practices.

**HB 1603** (By Laubenberg), Relating to assessment of public school students enrolled in English immersion programs.

To Public Education.

**HB 1605** (By Zedler), Relating to the punishment for the offense of trafficking of persons.

To Criminal Jurisprudence.

**HB 1606** (By Zedler), Relating to the exemption from ad valorem taxation for property owned by a religious organization for purposes of expanding a religious facility or constructing a new religious facility.

To Ways and Means.

**HB 1607** (By Zedler), Relating to the dissemination of false or misleading information by a professional association or organization for educators; providing a civil penalty.

To Public Education.

**HB 1608** (By Hughes), Relating to the obstruction of emergency vehicles at railroad crossings.

To Transportation.

**HB 1609** (By Crownover), Relating to funding of the Communities In Schools program.

To Public Education.

**HB 1610** (By Madden), Relating to the requirement that a judge release on community supervision certain defendants convicted of certain state jail felonies.

To Criminal Jurisprudence.

**HB 1611** (By Madden), Relating to the punishment for the offense of forgery of a writing that is or purports to be a check.

To Criminal Jurisprudence.

**HB 1612** (By Madden), Relating to garnishment of wages for court-ordered restitution in a criminal judgment.

To Criminal Jurisprudence.

**HB 1614** (By Gattis), Relating to the establishment and use of a columbarium on the campuses of certain institutions of higher education.

To Public Health.

**HB 1615** (By Chisum), Relating to an electronic fingerprint verification system used by a seller to confirm the age of a purchaser of certain products.

To Transportation.

**HB 1616** (By Dutton), Relating to the dates for which public school student enrollment information must be submitted under the Public Education Information Management System.

To Public Education.

**HB 1617** (By Darby), Relating to the qualifications for appointment to the board of directors of certain economic development corporations.

To Economic Development.

**HB 1618** (By Ritter), Relating to a credit or refund for diesel fuel taxes paid on diesel fuel used in this state by certain oil field well service equipment.

To Ways and Means.

**HB 1619** (By Chisum), Relating to fees charged by a perpetual care cemetery.

To Public Health.

**HB 1620** (By Villarreal), Relating to motor fuel tax credits for certain metropolitan rapid transit authorities providing public school transportation services to a school district.

To Ways and Means.

**HB 1621** (By Goolsby), Relating to a civil or administrative penalty imposed by a local authority to enforce compliance with a traffic-control signal.

To Transportation.

**HB 1622** (By Delisi), Relating to the reporting of certain grievances by school district employees.

To Public Education.

**HB 1623** (By Phillips), Relating to certain penalties and fees imposed for operating a motor vehicle or vessel in violation of law.

To Transportation.

**HB 1624** (By Giddings), Relating to the reporting of information by a school district relating to certain offenses committed by certain students.

To Public Education.

**HB 1625** (By Raymond), Relating to the salary paid to certain professional employees of public schools.

To Public Education.

**HB 1626** (By B. Brown), Relating to assessment of damages in a condemnation proceeding.

To Land and Resource Management.

**HB 1627** (By Chavez), Relating to the provision of state death benefits to certain federal law enforcement officers and special agents who assist state and local law enforcement agencies in this state.

To Pensions and Investments.

**HB 1628** (By Chavez), Relating to the creation of the Criminal Judicial District of El Paso County.

To Judiciary.

**HB 1629** (By Chavez), Relating to the transfer of adult education and literacy programs from the Texas Education Agency to the Texas Workforce Commission.

To Economic Development.

**HB 1630** (By Martinez), Relating to the meetings and records of certain property owners' associations.

To Business and Industry.

**HB 1631** (By Heflin), Relating to abolishing the office of inspector of hides and animals.

To Agriculture and Livestock.

**HB 1632** (By Eissler), Relating to the use of technology by public schools.

To Public Education.

**HB 1633** (By Geren), Relating to the certification of eligibility for Medicaid for certain persons in the armed forces and their family members.

To Human Services.

**HB 1634** (By Dukes), Relating to incentives for the film, television, and multimedia production industries.

To Culture, Recreation, and Tourism.

**HB 1635** (By Dukes), Relating to agreements for the automatic admission to public institutions of higher education of certain undergraduate transfer students and to reports by those institutions of information relating to the transfer students.

To Higher Education.

**HB 1636** (By Menendez), Relating to conditions of employment for certain police officers.

To Urban Affairs.

**HB 1637** (By Menendez), Relating to the operation and administration of the Texas First-Time Homebuyer Program by the Texas Department of Housing and Community Affairs and to certain down payment assistance under that program.

To Urban Affairs.

**HB 1638** (By Taylor), Relating to enforcement of commercial motor vehicle safety standards in certain municipalities.

To Transportation.

**HB 1639** (By Eissler), Relating to performance standards and accreditation procedures for public schools.

To Public Education.

**HB 1640** (By Geren), Relating to the prosecution of the offense of fraudulent use or possession of identifying information.

To Criminal Jurisprudence.

**HB 1641** (By Noriega), Relating to reimbursement for health care services provided at certain times to persons enrolled in the Medicaid managed care program.

To Public Health.

**HB 1642** (By Ortiz), Relating to the days on which early voting by personal appearance may begin.

To Elections.

**HB 1643** (By Menendez), Relating to the use of political contributions to make payments in connection with the rental of certain real property.

To Elections.

**HJR 62** (By Goolsby), Proposing a constitutional amendment allowing bills and resolutions to be introduced at any time during a regular session of the legislature.

To State Affairs.

**HJR 64** (By Alonzo), Proposing a constitutional amendment authorizing the election of district judges from election subdistricts.

To Judiciary.

**HJR 65** (By Hopson), Proposing a constitutional amendment increasing the amount of the residence homestead exemption from ad valorem taxation for public school purposes to \$45,000 and providing for an adjustment of the limitation on the total amount of taxes that may be imposed for those purposes on the homesteads of the elderly or disabled to reflect the increased exemption amount and changes in the rate of the tax imposed for those purposes.

To Ways and Means.

**HJR 66** (By Hopson), Proposing a constitutional amendment increasing the amount of the residence homestead exemption from ad valorem taxation for public school purposes to \$22,500 and providing for an adjustment of the limitation on the total amount of taxes that may be imposed for those purposes on the homesteads of the elderly or disabled to reflect the increased exemption amount and changes in the rate of the tax imposed for those purposes.

To Ways and Means.

**HJR 67** (By Madden), Proposing a constitutional amendment authorizing garnishment of wages for court-ordered restitution in a criminal judgment.

To Criminal Jurisprudence.

**SIGNED BY THE SPEAKER**

The following bills and resolutions were today signed in the presence of the house by the speaker:

**Senate List No. 9**

**SCR 19, SCR 20, SJR 13**

**MESSAGES FROM THE SENATE**

The following messages from the senate were today received by the house:

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, February 22, 2007

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

**HCR 72** Naishtat SPONSOR: Watson  
In memory of Molly Ivins of Austin.

**HCR 103** McClendon SPONSOR: Uresti  
Honoring San Antonio native Aaron Barker for his participation in the Texas Songwriter Showcase.

**HCR 104** Isett SPONSOR: Duncan  
Honoring Lubbock native Richie McDonald for his participation in the Texas Songwriter Showcase.

**HCR 106** Homer SPONSOR: Eltife  
Honoring Paris native Leslie Satcher for her participation in the Texas Songwriter Showcase.

**SCR 16** Duncan SPONSOR: Isett, Carl  
Commending Roy Velez on being named 2006 Texan of the Year by the Dallas Morning News.

**SCR 24** Whitmire SPONSOR:  
Harper-Brown  
Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, February 21, 2007, and ending on Monday, February 26, 2007.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, February 22, 2007 - 2

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS CONCURRED IN HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

**SJR 13** (29 Yeas, 0 Nays)

Respectfully,  
Patsy Spaw  
Secretary of the Senate

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

**February 21**

Regulated Industries - **HB 735, HB 1217**

**ENGROSSED**

**February 21 - HB 2**

**ENROLLED**

**February 21 - HCR 84**

**SENT TO THE GOVERNOR**

**February 21 - HCR 58, HCR 68, HCR 71, HCR 76, HCR 84, HCR 86, HCR 88, HCR 89**