

HOUSE JOURNAL

EIGHTIETH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-FOURTH DAY (CONTINUED) — FRIDAY, APRIL 13, 2007

The house met at 9 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 482).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bolton; Branch; Brown, B.; Brown, F.; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Cook, B.; Cook, R.; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Deshotel; Driver; Dukes; Dunnam; Dutton; Eiland; Eissler; England; Escobar; Farabee; 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; Isett; Jackson; Keffer; King, P.; King, S.; King, T.; Kolkhorst; Kuempel; Laubenberg; Leibowitz; Lucio; Macias; Madden; Mallory Caraway; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Miles; Miller; Morrison; Mowery; Murphy; Naishtat; Noriega; O'Day; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Vought; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Absent, Excused — Moreno.

Absent — Bohac; Bonnen; Burnam; Coleman; Corte; Elkins; Farias; Jones; Krusee; Latham; Merritt; Pierson; Veasey.

The invocation was offered by Dr. Scott Riling, pastor, Champion Forest Baptist Church, Houston, as follows:

Heavenly Father, thank you for another day of life. Thank you for the blessings you have brought into each of our lives. We pray that we will never take these blessings for granted. Thank you for allowing us to live in a nation that is truly blessed and free. Thank you for the privilege of living in the great State of Texas.

Today we ask for your wisdom, and discernment, and leading of the men and women who represent the citizens of Texas. We ask that every law, resolution, or debate bring about justice and mercy, and also your purposes and plans. We thank you for the things that unite us and pray for your wisdom to overcome the things that we disagree on. Ultimately, we pray that we will be a

people that honor you in every way. Thank you for the privilege of calling upon you and for your attention to our needs. Thank you for the hope of answered prayer. We bless your name. In Christ's name. Amen.

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

CAPITOL PHYSICIAN

The speaker recognized Representative Hopson who presented Dr. Clark Langley of Kilgore as the "Doctor for the Day."

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

(Farias and Pierson now present)

(McClendon in the chair)

LEAVE OF ABSENCE GRANTED

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

Moreno on motion of Escobar.

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 17 (by Hardcastle), Honoring the Texas Department of the American Volunteer Reserve Veterans Honor Guard.

HCR 162 (by Gallego), Commemorating the 125th anniversary of the town of Valentine.

HCR 167 (by Hilderbran), Recognizing the 2007 and 2008 appointments of State Poet Laureate, State Musician, and State Visual Artists.

HCR 170 (by Garcia), Commemorating the Texas Maritime Museum's 20th anniversary as the official State Maritime Museum of Texas.

HCR 175 (by Homer), Commemorating the 173rd anniversary of Shiloh Cumberland Presbyterian Church in 2007.

HCR 178 (by Craddick), Congratulating the Honorable Reuben Senterfitt of San Saba on the occasion of his 90th birthday.

HCR 182 (by Homer), Honoring Rachel Ming of Sulphur Springs on qualifying for the Business Professionals of America National Leadership Conference and Contest.

HCR 183 (by Homer), Honoring the members of the Sulphur Springs Middle School academic team for their victory at the UIL district competition.

HR 9 (by Harper-Brown), Congratulating Craig T. Reid on his promotion to senior vice president of operations for Four Seasons—the Americas.

HR 234 (by Martinez Fischer), Congratulating Jeff Horny and Pablo Veliz of San Antonio on the success of their film, La Tragedia de Macario.

HR 548 (by Parker), Congratulating Andy Eads on being named Flower Mound Citizen of the Year by the local chamber of commerce.

HR 581 (by Gonzalez Toureilles), Recognizing March 1, 2007, as Bee County Day at the State Capitol.

HR 973 (by Solomons), Recognizing November 5-9, 2007, and November 3-7, 2008, as Municipal Courts Week in Texas.

HR 974 (by Geren), Honoring the 50th wedding anniversary of Robert Waymon Hall and Betty Hall of Granbury.

HR 975 (by Merritt), Honoring Longview native Sunny Sweeney on the release of her debut album, Heartbreaker's Hall of Fame.

HR 977 (by Macias), Congratulating Carl and Martha Lavin of New Braunfels on their 70th wedding anniversary.

HR 978 (by Macias), Honoring John Marshall Millsap and Thomas Jay Millsap on earning the rank of Eagle Scout.

HR 979 (by McCall), Congratulating Elizabeth Pospisil of Plano on being crowned Miss Texas Junior Teen America 2007.

HR 980 (by Gonzalez Toureilles), Honoring U.S. Army Sergeant Hugo Almaraz of Alice for his courageous service in Iraq.

HR 981 (by Gonzalez Toureilles), Honoring Eliseo Garcia of Skidmore on his 101st birthday.

HR 986 (by Crownover), Congratulating Carol W. Short on earning the Otis L. Fowler Award from the Denton Chamber of Commerce.

HR 988 (by Ortiz), Commemorating the 59th anniversary of the founding of the American GI Forum.

HR 989 (by Craddick), Congratulating Vernon and Faye Kidd on their 60th wedding anniversary.

HR 990 (by Craddick), Honoring Clarence and Betty Murray of Midland on their 50th wedding anniversary.

HR 991 (by Craddick), Congratulating Alvin and Juanita Gary of Lamesa on their 50th wedding anniversary.

HR 992 (by Craddick), Congratulating James and Billie Henry of Midland on their 60th wedding anniversary.

HR 993 (by Craddick), Congratulating Fred and Ida Calaway of Midland on their 50th wedding anniversary.

HR 994 (by Craddick), Honoring K. F. and Faye Lehenbauer of Midland on their 50th wedding anniversary.

HR 995 (by Craddick), Congratulating Gary and Gail Gililland of Midland on their 50th wedding anniversary.

HR 996 (by Craddick), Honoring Ben and Marsha Shattuck of Midland on their 50th wedding anniversary.

HR 997 (by Craddick), Congratulating JoEllen and Marshall Meeks of Odessa on their 50th wedding anniversary.

HR 998 (by Craddick), Congratulating Donald and Mae Thompson of Midland on their 60th wedding anniversary.

HR 1007 was previously adopted.

HR 1010 (by Strama), Congratulating Gary Johnson on his retirement from the Federal Highway Administration.

HR 1012 was previously adopted.

HR 1013 (by Craddick), Congratulating Robert and Jean Smith of Lamesa on their 60th wedding anniversary.

HR 1014 (by Craddick), Recognizing the Rankin High School Lady Red Devils basketball team members who were named to the District 10-1A All-District team.

HR 1015 (by Craddick), Honoring Charles and Wanda Hines on their 50th wedding anniversary.

HR 1016 (by Craddick), Congratulating Dorise and Bud Watson of Midland on their 50th wedding anniversary.

HR 1017 (by Craddick), Honoring Ted and Sue Schmidt of Midland on their 50th wedding anniversary.

HR 1018 (by Craddick), Honoring Jim and Shirley Bassett of Midland on their 50th wedding anniversary.

HR 1019 (by Craddick), Congratulating Bill and Joyce Chapman of Midland on their 50th wedding anniversary.

HR 1020 (by Craddick), Honoring Kenneth and Twana Evers of Midland on their 50th wedding anniversary.

HR 1021 (by Craddick), Congratulating Leann and Harold Brenner of Midland on their 50th wedding anniversary.

HR 1022 (by Craddick), Congratulating Vernard and Patti Alexander of Midland on their 50th wedding anniversary.

HR 1023 (by Craddick), Honoring Clyde and Norma Fisher of Midland on their 50th wedding anniversary.

HR 1024 (by Craddick), Congratulating Beverly and George Horst of Midland on their 58th wedding anniversary.

HR 1025 (by Craddick), Congratulating Robert and Deanna Whitaker on their 50th wedding anniversary.

HR 1026 (by Craddick), Congratulating Billy and Edith Sullivan of Camp Wood on their 50th wedding anniversary.

HR 1027 (by Craddick), Honoring James and Ruth Sims of Midland on their 50th wedding anniversary.

HR 1028 (by Craddick), Honoring Thomas and Martha Vannaman of Midland on their 50th wedding anniversary.

HR 1029 (by Craddick), Congratulating Ruth and Allen Fields of Levelland on their 50th wedding anniversary.

HR 1030 (by Craddick), Congratulating Elizabeth and Claude Wilson of Midland on their 70th wedding anniversary.

HR 1031 (by Craddick), Congratulating A. L. Teaff, Jr., and Earlene Teaff of Bureson on their 50th wedding anniversary.

HR 1032 (by Craddick), Congratulating Tom and Anna Arnold on their 60th wedding anniversary.

HR 1033 (by Craddick), Congratulating Wayne and Shirley Woodruff on their 50th wedding anniversary.

HR 1034 (by Zedler), Honoring John Christian Stadler II and Diann Tavender Stadler on their 30th wedding anniversary.

HR 1036 (by T. Smith), Honoring Hurst-Eules-Bedford ISD on being named one of the Best 100 Communities for Music Education by the American Music Conference.

HR 1038 was previously adopted.

HR 1039 was withdrawn.

HR 1040 (by Anderson), Honoring Marguerite Badger for her outstanding work with Memorial Hermann Hospital and its Life Flight program.

HR 1042 (by Flynn), Congratulating Doyle and Barbara Ross of Quinlan on their 25th wedding anniversary.

HR 1044 (by Flynn), Congratulating Wayne and Virginia Johnson of Quinlan on their 50th wedding anniversary.

HR 1045 (by Morrison), Honoring Officer Stephen Francis Allen of Victoria on his retirement from the Texas Department of Public Safety.

HR 1047 (by Morrison), Honoring Catherine Bailey on her retirement as treasurer of Victoria County.

HR 1058 was withdrawn.

HR 1059 was withdrawn.

HR 1249 (by Flynn), Congratulating the Texas A&M University–Commerce women's basketball team on winning its first conference championship.

HR 1251 (by D. Howard), Congratulating Eric Baemayr of Austin for achieving the rank of Eagle Scout.

HR 1253 (by Patrick), Congratulating Cavan Lewis Larnard of Arlington on earning the rank of Eagle Scout.

HR 1258 (by B. Brown), Congratulating Edward Harrell and Billie Jean Harden on their 60th wedding anniversary.

HR 1259 (by B. Brown), Commending Horace P. Flatt for his career achievements and his service to the United States.

HR 1260 (by B. Brown), Congratulating Heather Hirsch on exhibiting the winning animal in the Reserve Shorthorn Junior Breeding Beef Heifer competition at the 2007 Southwestern Exposition and Livestock Show.

HR 1265 (by Y. Davis), Congratulating the Duncanville High School boys' basketball team on winning the 2007 UIL Class 5A State Championship.

HR 1270 (by Garcia), Honoring the Calhoun High School boys' varsity basketball team on its successful 2006-2007 season.

HR 1271 (by Garcia), Honoring the girls' basketball team of Port Aransas High School for reaching the 1A Division I semifinals of the 2007 UIL girls basketball championships.

HR 1274 (by Ortiz), Honoring the birthday of Corpus Christi native Eva Longoria.

HR 1277 (by Talton), Commending Texas Chiropractic College for its contribution to chiropractic education in Texas.

HR 1278 (by Dukes), Honoring Edward B. Finnegan of Austin for achieving the rank of Eagle Scout.

HR 1280 was previously adopted.

HR 1287 was previously adopted.

HR 1288 (by Farabee), Honoring Ray and Karen Gordon, the owners of Skate Whirl roller rink in Wichita Falls.

HR 1290 (by Farabee), Congratulating Midwestern State University on its membership in the Council of Public Liberal Arts Colleges.

HR 1292 (by Craddick), Honoring Judge William C. Morrow on his retirement as board member of the Commission on Jail Standards and as Midland County judge.

HR 1293 (by Gonzalez Toureilles), Honoring Dr. Euell W. Crisp for his service to the Alice community.

HR 1294 (by Gonzalez Toureilles), Congratulating U.S. Army Sergeant Juan Lozano, Jr., on his receipt of the Army Commendation Medal.

HR 1302 (by Martinez Fischer), Honoring Geronimo Rodriguez, Jr., for his contributions to politics and the Hispanic community.

HR 1304 (by Farrar), Honoring Beaumont native Glenna Bell for her accomplishments as a singer and songwriter.

HR 1305 (by Guillen), Congratulating Alejandro Lee "Alex" Garza, Jr., and Amanda Garza on their success at the 2006 Amateur Athletic Union Junior Olympic Games.

HR 1306 (by Gallego), Honoring TxDOT Area Engineer Tomas R. Mangrem on his retirement.

HR 1308 (by Gallego), Honoring the Friends of Big Bend National Park.

HR 1309 (by Jones), Honoring Reid Richards of Lubbock on attaining the rank of Eagle Scout.

HR 1310 was previously adopted.

HR 1313 (by Farabee), Honoring Darrell Coleman of Wichita Falls on his receipt of the 2006 Pat Taggart Award for Texas Newspaper Leader of the Year.

HR 1314 (by O'Day), Honoring Ronnie Killen of Killen's Steakhouse in Pearland.

HR 1315 (by Raymond), Honoring Jesus M. Sanchez for his contributions to the Laredo community.

HR 1316 was previously adopted.

HR 1335 (by Hodges), Honoring the birth of Cyruss Dean Price Evans of Dallas.

HR 1336 (by Rodriguez), Honoring Jim and Bob Gregory of Texas Disposal Systems for providing CPR education kits to every household in Creedmoor.

HR 1337 was previously adopted.

HR 1338 (by Bolton), Honoring Kurt Metscher of Austin for achieving the rank of Eagle Scout.

HR 1339 (by Bolton), Congratulating Jody Conradt on her retirement and her achievements as head coach of The University of Texas women's basketball team.

HR 1340 (by Bolton), Honoring Texas Monthly for being nominated for a 2007 National Magazine Award for General Excellence.

HR 1341 (by Jones), Honoring Cochran County Sheriff R. W. Stalcup for his receipt of the 2006 Texas Peacemaker Award from the Sheriffs' Association of Texas.

HR 1342 (by Escobar), Commending Ricardo A. Barrera for his service to citizens of Texas.

HR 1344 (by Chavez), Recognizing the establishment of the El Paso Association of Mediators.

HR 1345 (by Chavez), Congratulating Kathleen Campbell Walker of El Paso on delivering the keynote address at the Northwest Immigration Conference presented by the Oregon Chapter of the American Immigration Lawyers Association.

HR 1347 (by Chavez), Congratulating Guadalupe Montes Arellano of El Paso on her receipt of the Sembrador del Bien Award from the Sin Fronteras Organizing Project.

HR 1348 was previously adopted.

HR 1349 was previously adopted.

HR 1350 (by Y. Davis), Commemorating the 20th anniversary of the founding of Texas Democratic Women.

HR 1351 (by Vaught), Honoring Jesse and Del Galvan of Garland on their 60th wedding anniversary.

HR 1353 (by Dunnam), Honoring the 100th birthday of Katie Mae Giddings Pride.

HR 1354 (by T. Smith), Congratulating the North Texas Chapter of the International Code Council on its receipt of an International Code Council Chapter Merit Award.

HR 1355 was withdrawn.

HR 1359 (by B. Cook), Congratulating Christine Kelly of Kosse on her retirement and her 50 years of service in the banking industry.

HR 1360 (by Merritt), Commemorating the visit of Erik, Sunny, Samantha, and Nicholas Hahn to the Lone Star State.

HR 1361 (by Leibowitz), Honoring Cynthia Barrett on her participation in the Toyota International Teacher Program as an educational ambassador to Costa Rica.

HR 1362 (by Leibowitz), Honoring Joseph Segura on his participation in the Toyota International Teacher Program as an educational ambassador to Costa Rica.

HR 1363 (by Lucio), Commending Mayor Richard Rodriguez for his contributions to the city of Harlingen.

HR 1364 (by Lucio), Honoring Dr. Norman E. Binder of Brownsville on the occasion of his retirement from The University of Texas at Brownsville and Texas Southmost College.

HR 1365 (by Frost), Congratulating the Liberty-Eylau Leopards on winning the 2006 UIL Division 1-3A State Football Championship.

HR 1366 (by Parker), Honoring Jennifer Forthun of Argyle on being named the Marcus High School Teacher of the Month for February 2007.

HR 1368 (by Hardcastle), Commemorating the 100th anniversary of Antioch Baptist Church in Gainesville.

HR 1370 (by Farabee), Honoring Tom Danaher of Wichita Falls on his receipt of the Living Legends of Aviation award.

HR 1371 (by Taylor), Congratulating Westwood Elementary School in Friendswood on its receipt of the inaugural Texas State School of Character Award.

HR 1372 (by Flynn), Congratulating the Martins Mill High School girls' basketball team on advancing to the 2007 state finals.

SCR 15 (Allen - House Sponsor), Commending Vincent Paul Young, Jr., for his selection as Associated Press Offensive Rookie of the Year.

The resolutions were adopted.

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, House List No. 21).

CONGRATULATORY AND MEMORIAL CALENDAR (consideration continued)

The following memorial resolutions were laid before the house:

HCR 123 (by McCall), In memory of successful businessman and Dallas Holocaust Museum cofounder Martin Donald.

HCR 163 (by Gallego), In memory of the Honorable Stillman Dudley Harrison of Sanderson.

HCR 171 (by Homer), In memory of Zane Daniel Newsom of Paris, Texas.

HCR 174 (by Homer), In memory of Leonard Boone of Paris, Texas.

HCR 179 (by Homer), In memory of Madison Hope Nation of Paris.

HR 924 (by Dunnam), In memory of the Reverend Father Jose Roig Ferrer of Palma de Mallorca, Spain.

HR 976 (by Macias), In memory of Lia Franke Scheffrahn of Boerne.

HR 984 (by Goolsby), In memory of Robert Plummer of Hurst.

HR 1006 (by Goolsby), In memory of Paul Mabrey Hanson of Dallas.

HR 1011 (by T. Smith), In memory of Willie Mae McCormick of Euless.

HR 1035 (by Oliveira), In memory of Eliseo B. "Cheo" Vega, Port Isabel municipal court judge.

HR 1037 (by T. Smith), In memory of Raymond Louis Saleh of Euless.

HR 1050 (by Pitts), In memory of D. N. "Dan" Jackson.

HR 1051 (by Christian), In memory of James Earl Keffer of Dallas.

HR 1056 (by Solomons), In memory of U.S. Army Captain Todd Tyler Christmas.

HR 1057 was withdrawn.

HR 1257 (by B. Brown), In memory of Allen Brenton Jaynes of Murchison.

HR 1273 (by R. Cook), In memory of Dr. W. H. Cardwell of Elgin.

HR 1275 (by McCall), In memory of renowned businessman, philanthropist, and patron of the arts Raymond D. Nasher of Dallas.

HR 1276 (by Goolsby), In memory of Martha Barnes Weisend of Dallas.

HR 1283 (by T. Smith), In memory of Leahmon Frank Chambers of Bedford.

HR 1285 (by Anderson), In memory of Molly Maloy of Waco.

HR 1289 (by Farabee), In memory of Don R. Talley of Holliday.

HR 1298 (by Callegari), In memory of Mary Eugenia Curvin.

HR 1300 (by Ortiz), In memory of former Nueces County judge Robert "Bob" Barnes.

HR 1303 (by Martinez Fischer), In memory of Cristobal Angelini, Jr., of San Antonio.

HR 1307 (by Gallego), In memory of Philip Abraham Mahl.

HR 1311 (by Y. Davis), In memory of Lester "Buck" Massey of Dallas.

HR 1317 was previously adopted.

HR 1343 (by Escobar), In memory of Ruperta Moreno Escobar of Corpus Christi.

HR 1346 (by Chavez), In memory of U.S. Navy Petty Officer First Class Gilbert "Beto" Minjares, Jr., of El Paso.

HR 1352 (by Vaught), In memory of Larry Baldwin of Dallas.

HR 1356 was previously adopted.

HR 1358 (by B. Cook), In memory of Peggy Sue Logan Baechtle of Corsicana.

HR 1367 (by Jones), In memory of Lubbock firefighter Jackie Waynn "Jay" Lester.

HR 1373 (by Gonzalez Toureilles), In memory of Cecil Carlisle of Alice.

SCR 31 (Murphy - House Sponsor), In memory of Stephen Robert Sandler.

The resolutions were unanimously adopted by a rising vote.

(Bohac and Corte now present)

MOTIONS TO ADD NAMES

On motion of Representative Gallego, the names of all the members of the house were added to **HCR 162**, **HCR 163**, **HR 1306**, and **HR 1307** as signers thereof.

On motion of Representative Goolsby, the names of all the members of the house were added to **HR 1051** as signers thereof.

(Speaker pro tempore in the chair)

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading, and the following resolutions were laid before the house on committee report and adopted (members registering votes are shown following the caption):

CSHB 41 (by Paxton, Madden, and Hughes), A bill to be entitled An Act relating to the confidentiality of home address information of certain federal judges and their spouses, of certain state judges, and of state legislators. (Hartnett recorded voting no.)

Amendment No. 1

On behalf of Representative Paxton, Representative Madden offered the following amendment to **CSHB 41**:

Amend **CSHB 41** as follows:

- (1) On page 1, line 9, strike "STATE LEGISLATORS AND".
- (2) On page 1, lines 23 and 24, strike ", state legislator,".
- (3) On page 2, line 3, strike ", state legislator,".
- (4) On page 2, line 18, strike "or a state legislator,".
- (5) On page 3, lines 11 and 12, strike "or a state legislator,".
- (6) On page 3, line 17, strike ", STATE LEGISLATOR,".
- (7) On page 3, line 20, strike ", state legislator,".
- (8) On page 3, line 22, strike "or legislator".
- (9) On page 3, line 23, strike ", state legislator,".
- (10) On page 4, lines 1 and 2, strike ", state legislator,".
- (11) On page 4, line 26, strike ", state legislator,".
- (12) On page 5, lines 11 and 12, strike "or a state legislator,".
- (13) On page 7, lines 5 and 6, strike "or the street address of the district office of the state legislator".
- (14) On page 7, strike lines 17-20 and substitute: "or the license holder serves as a state judge. In".
- (15) On page 7, lines 23 and 24, strike "a state legislator,".
- (16) On page 8, lines 3 and 4, strike "a state legislator,".
- (17) On page 8, line 13, strike "a state legislator,".
- (18) On page 9, line 6, strike ", state legislator,".

Amendment No. 1 was adopted.

HB 86 (by Branch, et al.), A bill to be entitled An Act relating to tuition rebates provided by general academic teaching institutions to students who participate in the Reserve Officers' Training Corps.

CSHB 442 (by Phillips), A bill to be entitled An Act relating to taking or attempting to take a stun gun from a peace officer or certain other officers.

CSHB 463 (by Flores), A bill to be entitled An Act relating to the regulation of air conditioning and refrigeration contracting; providing an administrative penalty.

SB 670 (Vo - House Sponsor), in lieu of **HB 477**, A bill to be entitled An Act relating to allowing an independent school district to change the length of trustees' terms. (Farias recorded voting no.)

Representative Vo moved to lay **HB 477** on the table subject to call.

The motion prevailed.

(Burnam now present)

HB 492 (by Orr), A bill to be entitled An Act relating to removal of territory from an emergency services district by a municipality.

CSHB 534 (by Smithee), A bill to be entitled An Act relating to authorizing the lease or conveyance of certain real property owned by Amarillo College.

HB 629 (by P. King), A bill to be entitled An Act relating to the date for a consolidation election of two or more municipalities.

CSHB 630 (by P. King and Veasey), A bill to be entitled An Act relating to notice to a surface owner by an oil or gas well operator of the issuance of a permit for certain oil and gas operations.

HB 741 (by T. King, et al.), A bill to be entitled An Act relating to an exemption from tuition and fees at public institutions of higher education for children of certain volunteer peace officers who are killed or disabled in the line of duty.

HB 873 (by Turner), A bill to be entitled An Act relating to eligibility requirements for a beginning position in a police department in certain municipalities under municipal civil service.

HB 902 (by Crownover), A bill to be entitled An Act relating to a student fitness and recreational fee at Texas Woman's University.

HB 1023 (by Berman), A bill to be entitled An Act relating to grants made by the Texas Commission on the Arts.

(Coleman now present)

CSHB 1067 (by Murphy), A bill to be entitled An Act relating to subdivision replatting by certain municipalities.

CSHB 1127 (by Creighton), A bill to be entitled An Act relating to the issuance of bonds for recreational facilities by certain conservation and reclamation districts in Montgomery County.

HB 1157 (by West), A bill to be entitled An Act relating to a student services building fee at The University of Texas of the Permian Basin.

HB 1179 (by Flores), A bill to be entitled An Act relating to procurements by the Texas Lottery Commission.

HB 1187 (by Morrison), A bill to be entitled An Act relating to vouchers for tuition and required fees at certain institutions of higher education for students who sound "Taps" at a veteran's funeral.

HB 1260 (by Martinez, Escobar, and Herrero), A bill to be entitled An Act relating to exempting certain military personnel from certain state and local governmental fees.

CSHB 1308 (by Hilderbran and Kuempel), A bill to be entitled An Act relating to deer breeding operations; providing a penalty. (Kolkhorst recorded voting no.)

CSHB 1310 (by Hilderbran), A bill to be entitled An Act relating to the wasting of certain game, alligators, and shellfish; imposing penalties.

CSHB 1316 (by Goolsby), A bill to be entitled An Act relating to a fee exemption under the Public Accountancy Act for certain accountants in this state who are employed by the government of another state.

HB 1401 (by Dutton), A bill to be entitled An Act relating to the powers and duties of the Harris County Municipal Utility District No. 402 regarding road projects; providing authority to impose a tax and issue bonds.

HB 1453 (by Bohac), A bill to be entitled An Act relating to the manner in which certain state officials request and receive notice of the residence of certain sex offenders.

SB 505 (Naishtat - House Sponsor), in lieu of **HB 1483**, A bill to be entitled An Act relating to access to criminal history record information by the Guardianship Certification Board.

Representative Naishtat moved to lay **HB 1483** on the table subject to call.

The motion prevailed.

SB 506 (Naishtat - House Sponsor), in lieu of **HB 1484**, A bill to be entitled An Act relating to provisional certification for certain guardians.

Representative Naishtat moved to lay **HB 1484** on the table subject to call.

The motion prevailed.

CSHB 1530 (by Flores), A bill to be entitled An Act relating to the regulation of the sale and inspection of real estate and residential service contracts.

CSHB 1781 (by Harless), A bill to be entitled An Act relating to information displayed on a disabled parking placard.

CSHB 1788 (by Pitts), A bill to be entitled An Act relating to the planning, reporting, and review of the state's information resources.

CSHB 1789 (by Pitts), A bill to be entitled An Act relating to the management and oversight of information resources projects.

HB 2054 (by Homer), A bill to be entitled An Act relating to the authority of the Texas Historical Commission to assist in establishing and operating a museum and study center at Fort Bliss.

HB 2076 (by Krusee), A bill to be entitled An Act relating to the definition of an authorized emergency vehicle.

HB 2090 (by Hill, et al.), A bill to be entitled An Act relating to the creation of a local government transportation corporation by a hospital district or hospital authority.

HB 2094 (by Hill), A bill to be entitled An Act relating to hearings for owners or operators of vehicles that are towed and subsequently stored in a facility.

HB 2127 (by Murphy), A bill to be entitled An Act relating to the operation of all-terrain vehicles in connection with utility work.

CSHB 2188 (by Paxton, et al.), A bill to be entitled An Act relating to the exception of certain ad valorem tax appraisal information from required disclosure under the public information law.

HB 2212 (by Guillen), A bill to be entitled An Act relating to the authority to consolidate municipalities.

CSHB 2261 (by Callegari and Bonnen), A bill to be entitled An Act relating to the regulation of certain service contracts.

HB 2269 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Calendars.

HB 2281 (by Corte), A bill to be entitled An Act relating to administrative approval of replats involving minor plat revisions.

HB 2518 (by Y. Davis), A bill to be entitled An Act relating to the posting by the General Land Office of information about the process for purchasing commercial real estate from the School Land Board.

CSHB 2600 (by Raymond, Guillen, Oliveira, Lucio, and Escobar), A bill to be entitled An Act relating to international railroad toll bridges in certain counties.

HB 2766 (by Eiland), A bill to be entitled An Act relating to the location at which certain courts may conduct proceedings following certain disasters.

HB 2769 (by Eiland), A bill to be entitled An Act relating to the marking of oyster beds.

HB 2839 (by S. King), A bill to be entitled An Act relating to the deadline for filing a personal financial statement by persons appointed to certain state offices.

HB 2967 (by Hartnett), A bill to be entitled An Act relating to a performance bond required of a statutory probate court judge.

HB 3169 (by Swinford), A bill to be entitled An Act relating to the transfer of certain state property from the Texas Health and Human Services Commission, on behalf of the Department of State Health Services or the Department of Aging and Disability Services, as appropriate, to Texas Panhandle Mental Health Mental Retardation.

HCR 125 (by Martinez), Requesting Congress to restore full funding to the Community Oriented Policing Services program to assist Texas law enforcement in patrolling the border.

CSHB 413 (by Eissler, Harless, and Van Arsdale), A bill to be entitled An Act relating to erecting certain signs on certain rights-of-way; providing penalties.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness in the family:

Chavez on motion of Guillen.

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Mowery on motion of Hill.

Smithee on motion of Flynn.

RULES SUSPENDED

Representative P. King moved to suspend all necessary rules to allow the Committee on Regulated Industries to consider **SB 483** upon first adjournment today in 3N.3.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Regulated Industries, upon first adjournment today, 3N.3, for a formal meeting, to consider **SB 483**.

Natural Resources, upon first adjournment today, 3W.9, for a formal meeting, to consider **HB 4** and pending business.

Higher Education, upon first adjournment today, 3N.4, for a formal meeting, to consider **HB 2978** and pending business.

Local Government Ways and Means, upon first adjournment today, 3W.9, for a formal meeting, to consider pending business.

(Bonnen now present)

HB 4107 - PERMISSION TO INTRODUCE

Representative Herrero requested permission to introduce and have placed on first reading **HB 4107**.

A record vote was requested.

Permission to introduce was granted by (Record 483): 129 Yeas, 0 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Chisum; Christian; Cohen; Coleman; Cook, R.; Corte; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Deshotel; Dukes; Dunnam; Dutton; Eiland; Eissler; England; Escobar; Farabee; Farias; Farrar; Flores; Flynn; Frost; Gallego; Garcia; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goolsby; Guillen; Haggerty; Hamilton; Hancock; Harless; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard, D.; Hughes; Isett; Jackson; Keffer; King, S.; King, T.; Kolkhorst; Kuempel; Laubenberg; Leibowitz; Lucio; Macias; Madden; Mallory Caraway; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Miles; Miller; Morrison; Murphy; Naishtat; Noriega; O'Day; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla; Raymond; Ritter; Rose; Smith, T.; Smith, W.; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Van Arsdale; Vaught; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Riddle; Turner(C).

Absent, Excused — Chavez; Moreno; Mowery; Smithee.

Absent — Castro; Cook, B.; Driver; Elkins; Hardcastle; Harper-Brown; Howard, C.; Jones; King, P.; Krusee; Latham; Merritt; Rodriguez; Veasey.

(Latham now present)

HB 4108 - PERMISSION TO INTRODUCE

Representative Raymond requested permission to introduce and have placed on first reading **HB 4108**.

A record vote was requested.

Permission to introduce was granted by (Record 484): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Castro; Chisum; Christian; Cohen; Cook, B.; Cook, R.; Corte; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Deshotel; Driver; Dukes; Dunnam; Dutton; Eiland; Eissler; England; Escobar; Farabee; Farias; Farrar; Flores; Flynn; Frost; Gallego; Garcia; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goolsby; Guillen; Haggerty; Hamilton; Hancock; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Isett; Jackson; Keffer; King, P.; King, S.; King, T.; Kolkhorst; Kuempel; Latham; Laubenberg; Leibowitz; Lucio; Macias; Madden; Mallory Caraway; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Miles; Miller; Morrison; Murphy; Naishtat; Noriega; O'Day; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla;

Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, T.; Smith, W.; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Van Arsdale; Vaught; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Turner(C).

Absent, Excused — Chavez; Moreno; Mowery; Smithee.

Absent — Coleman; Elkins; Hardcastle; Jones; Krusee; Merritt; Veasey.

ADJOURNMENT

Representative R. Cook moved that the house adjourn until 10:40 a.m. today in memory of Joe Goodson of Giddings.

The motion prevailed.

The house accordingly, at 10:26 a.m., adjourned until 10:40 a.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

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

House List No. 21

HB 674, HB 675

