

# HOUSE JOURNAL

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EIGHTIETH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

TWENTY-FIRST DAY — WEDNESDAY, FEBRUARY 14, 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 52).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Deshotel; 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; Hepflin; Hernandez; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Isett; 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; Moreno; Morrison; Mowery; Murphy; Naishtat; Noriega; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Vaught; Veasey; Villarreal; West; Woolley; Zedler; Zerwas.

Absent, Excused — O'Day; Oliveira.

Absent — Vo.

The invocation was offered by Dr. Louis C. Sidney, Sr., pastor, St. Paul Missionary Baptist Church, Houston, as follows:

Our Heavenly Father, it is because of your love and infinite wisdom that we are gathered here today, and for that we are thankful. We come before you in humble submission with bowed down heads and uplifted hearts and invite your guidance in this meeting.

We find in your word that wisdom comes from you, and therefore we graciously seek to serve the people of this great state in the best way possible. For these reasons, we solicit your blessings upon our governor, his staff, and these many men and women who represent us in so many ways. We thank you that you will also watch over our armed forces in the many assignments that they perform.

Endow these men and women with your spirit as they lead this great State of Texas. Supply them with strength and endurance to meet the many challenges they face. Finally, Father, your guidance is imminent if they are to perform the tasks that lie ahead. May you graciously provide an answer to every need and concern as they carry out the business of the State of Texas. We ask this with thanksgiving and grace.

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

### **CAPITOL PHYSICIAN**

The speaker recognized Representative Bonnen who presented Dr. Jimmy Clay Burns of West Columbia as the "Doctor for the Day."

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

(McClendon in the chair)

### **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).

(Speaker in the chair)

### **STATEMENT BY SPEAKER CRADDICK REGARDING PARLIAMENTARY INQUIRY BY REPRESENTATIVE GALLEG0**

Speaker Craddick had read the following statement:

Yesterday, Mr. Gallego made several parliamentary inquiries related to procedures for setting special orders under Rule 6, Section 2, of the House Rules. Mr. Gallego also asked the chair to state his intent regarding **HJR 1**, the constitutional amendment to provide property tax relief to Texas seniors.

Rule 6, Section 2, allows a special order to be set on the same day if a motion is made during the routine motion period and if the motion to set carries by two-thirds of the members present. A routine motion is not a privileged matter.

According to the parliamentarian's office, the house has recognized members to set a matter as a special order twice since 1997. In 1997, on May 13th, Ms. Wohlgemuth was recognized for a motion to set a special order on **HB 3464** and that motion failed. Last session, on April 28th, the chair initially declined to recognize Mr. Merritt for his motion to set **HB 1348** as a special order but then decided to allow Mr. Merritt to be recognized for his motion even though it was not timely. (See H.J. page 2392 and following, 79th Legislature, April 28, 2005.) That motion failed 95-36. The timing of these recognitions is important.

The chair notes that in both of these instances, the legislation at issue was eligible for consideration and had been in committee for a substantial period of time. **HJR 1**, the legislation at issue in this case, was referred to committee on January 29th, and it is the chair's understanding that **HJR 1** is scheduled to be heard this week by the House Committee on Ways and Means.

As you know, following the 30th day of session, committees have begun meeting to consider legislation. It is the chair's intent for all of these bills to move through the committee process. The committee process allows parties with varying interests to testify before a group of members and allows the collected wisdom of the members to consider the issue.

**HR 409 - ADOPTED**  
**(by Y. Davis)**

Representative Y. Davis moved to suspend all necessary rules to take up and consider at this time **HR 409**.

The motion prevailed.

The following resolution was laid before the house:

**HR 409**, Honoring Lorraine C. Miller on her appointment as clerk of the U.S. House of Representatives.

**HR 409** was adopted.

On motion of Representative Veasey, the names of all the members of the house were added to **HR 409** as signers thereof.

**HR 403 - ADOPTED**  
**(by Keffer)**

Representative Keffer moved to suspend all necessary rules to take up and consider at this time **HR 403**.

The motion prevailed.

The following resolution was laid before the house:

**HR 403**, In memory of Patsy Marie White Alexander.

**HR 403** was read and was unanimously adopted by a rising vote.

On motion of Representative Hodge, the names of all the members of the house were added to **HR 403** as signers thereof.

(No now present)

**HR 303 - ADOPTED**  
**(by Flores, et al.)**

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 303**.

The motion prevailed.

The following resolution was laid before the house:

**HR 303**, Recognizing February 14, 2007, as Mission Day at the State Capitol.

**HR 303** was read and was adopted.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Flores who introduced a delegation from Mission.

**HR 386 - ADOPTED**  
**(by Flores, Peña, Gonzales, and Martinez)**

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 386**.

The motion prevailed.

The following resolution was laid before the house:

**HR 386**, Recognizing February 14, 2007, as Hidalgo County Day at the State Capitol.

**HR 386** was read and was adopted.

**INTRODUCTION OF GUESTS**

The speaker recognized Representatives Gonzales and Martinez who introduced a delegation from Hidalgo County.

(Miller in the chair)

**HR 383 - ADOPTED**  
**(by Gallego)**

Representative Gallego moved to suspend all necessary rules to take up and consider at this time **HR 383**.

The motion prevailed.

The following resolution was laid before the house:

**HR 383**, Honoring the Texas State University System.

**HR 383** was read and was adopted.

On motion of Representative R. Cook, the names of all the members of the house were added to **HR 383** as signers thereof.

(Speaker in the chair)

**HR 401 - ADOPTED**  
**(by Rose)**

Representative Rose moved to suspend all necessary rules to take up and consider at this time **HR 401**.

The motion prevailed.

The following resolution was laid before the house:

**HR 401**, Recognizing February 14, 2007, as the first Susan G. Komen for the Cure Advocacy Day in Texas.

**HR 401** was read and was adopted.

On motion of Speaker Craddick, the names of all the members of the house were added to **HR 401** as signers thereof.

### **INTRODUCTION OF GUESTS**

The speaker recognized Representative Rose who introduced Anita Perry, Nadine Craddick, and representatives of Susan G. Komen for the Cure.

(Goolsby in the chair)

### **HCR 77 - ADOPTED (by Straus)**

Representative Straus moved to suspend all necessary rules to take up and consider at this time **HCR 77**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 77**, Recognizing the 75th anniversary of Firstmark Credit Union in San Antonio.

**HCR 77** was adopted.

### **HR 381 - ADOPTED (by Hernandez)**

Representative Hernandez moved to suspend all necessary rules to take up and consider at this time **HR 381**.

The motion prevailed.

The following resolution was laid before the house:

**HR 381**, Honoring the Reverend William Davis on the 50th anniversary of his ordination to the priesthood.

**HR 381** was adopted.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 381** as signers thereof.

### **HR 391 - ADOPTED (by Herrero)**

Representative Herrero moved to suspend all necessary rules to take up and consider at this time **HR 391**.

The motion prevailed.

The following resolution was laid before the house:

**HR 391**, Recognizing the 64th Annual Regional Golden Gloves Boxing Tournament in Robstown and its sponsor, the Kiwanis Club of Corpus Christi Bay.

**HR 391** was adopted.

**HR 384 - ADOPTED**  
**(by Miller)**

Representative Miller moved to suspend all necessary rules to take up and consider at this time **HR 384**.

The motion prevailed.

The following resolution was laid before the house:

**HR 384**, Recognizing February 14, 2007, as Comanche County Day at the State Capitol.

**HR 384** was read and was adopted.

**HR 412 - ADOPTED**  
**(by Gallego)**

Representative Gallego moved to suspend all necessary rules to take up and consider at this time **HR 412**.

The motion prevailed.

The following resolution was laid before the house:

**HR 412**, Honoring Mickey Havens on his retirement as Sul Ross State University vice president for administrative services.

**HR 412** was adopted.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 412** as signers thereof.

**HR 411 - ADOPTED**  
**(by Gallego)**

Representative Gallego moved to suspend all necessary rules to take up and consider at this time **HR 411**.

The motion prevailed.

The following resolution was laid before the house:

**HR 411**, Honoring author David Marion Wilkinson for his accomplishments.

**HR 411** was adopted.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 411** as signers thereof.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Health posted for 2 p.m. or upon adjournment today has been cancelled but will meet upon adjournment Monday, February 19, in E2.036, to consider **HB 1098** and **HB 1379**.

### **PROVIDING FOR ADJOURNMENT**

Representative Vaught moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of Larry Baldwin.

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.)

(Anderson in the chair)

### **ADJOURNMENT**

In accordance with a previous motion, the house, at 12:47 p.m, adjourned until 10 a.m. tomorrow.

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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 1202** (By P. King), Relating to a private cause of action for electric market power abuse.

To Civil Practices.

**HB 1254** (By Bonnen), Relating to environmental permitting fees and electronic reporting.

To Environmental Regulation.

**HB 1255** (By Isett), Relating to the discontinuation of the Telecommunications Infrastructure Fund.

To Regulated Industries.

**HB 1256** (By Hilderbran), Relating to the enforcement of immigration laws.

To State Affairs.

**HB 1257** (By Eissler), Relating to physical activity requirements and physical fitness assessment for certain public school students.

To Public Education.

**HB 1258** (By West), Relating to the prosecution of the offense of interference with police service animals.

To Criminal Jurisprudence.

**HB 1259** (By Martinez), Relating to a cost of living increase applicable to benefits paid by the Teacher Retirement System of Texas.

To Pensions and Investments.

**HB 1260** (By Martinez), Relating to exempting certain military personnel from certain state and local governmental fees.

To Defense Affairs and State-Federal Relations.

**HB 1261** (By Martinez), Relating to eligibility for and the administration of the child health plan program.

To Human Services.

**HB 1262** (By Martinez), Relating to civil liability for the breach of security of certain computerized data containing sensitive personal information.

To Business and Industry.

**HB 1263** (By Flynn), Relating to possession of firearms and ammunition in certain foster homes.

To Human Services.

**HB 1264** (By Peña), Relating to the admissibility of evidence of other similar offenses in the prosecution of certain sexual offenses.

To Criminal Jurisprudence.

**HB 1265** (By Peña), Relating to the operations of the Task Force on Indigent Defense.

To Criminal Jurisprudence.

**HB 1266** (By Peña), Relating to the standards for attorneys representing indigent defendants in capital cases.

To Criminal Jurisprudence.

**HB 1267** (By Peña), Relating to the compensation of counsel appointed to defend an indigent defendant in a criminal proceeding.

To Criminal Jurisprudence.

**HB 1268** (By Van Arsdale), Relating to the award of attorney's fees under the terms of certain contracts with a governmental entity.

To Civil Practices.

**HB 1269** (By Crownover), Relating to the creation of a voluntary consumer-directed health plan for certain individuals eligible to participate in the insurance coverage provided under the Texas Employees Group Benefits Act and their qualified dependents.

To Insurance.



**HB 1270** (By Eissler), Relating to an intensive reading and language intervention pilot program at certain public school campuses.

To Public Education.

**HB 1271** (By Flores), Relating to the abolition of certain water control and improvement, water improvement, and irrigation districts.

To Natural Resources.

**HB 1272** (By Jackson), Relating to commercial motor vehicle safety; providing a criminal penalty.

To Transportation.

**HB 1273** (By Jackson), Relating to the enforcement of commercial motor vehicle safety standards by certain peace officers.

To Law Enforcement.

**HB 1274** (By Jackson), Relating to the requirement of speaking and reading the English language as a condition for the issuance of a commercial driver's license.

To Transportation.

**HB 1275** (By McClendon), Relating to the appeal by an individual entitled to a veteran's preference of certain adverse employment decisions.

To Defense Affairs and State-Federal Relations.

**HB 1276** (By Y. Davis), Relating to the testing of certain inmates for HIV or AIDS.

To Corrections.

**HB 1277** (By Deshotel), Relating to eligibility for unemployment compensation benefits based on the claimant's availability to do part-time work.

To Economic Development.

**HB 1278** (By Deshotel), Relating to the requirement that a person who performs certain tissue-altering procedures be licensed.

To Public Health.

**HB 1280** (By Deshotel), Relating to the authority of the Texas Department of Licensing and Regulation to issue certain enforcement orders in the regulation of barbering and cosmetology.

To Licensing and Administrative Procedures.

**HB 1281** (By Bailey), Relating to the licensing and regulation of certain journeyman and apprentice sheet metal workers.

To Licensing and Administrative Procedures.

**HB 1282** (By Strama), Relating to the state's goal for electric energy generation capacity.

To Regulated Industries.

**HB 1283** (By Gallego), Relating to the territory of the Culberson County Groundwater Conservation District.

To Natural Resources.

**HB 1284** (By Creighton), Relating to the total revenue exemption for the franchise tax.

To Ways and Means.

**HB 1285** (By Zedler), Relating to accreditation requirements for certain workers' compensation insurers and self-insurers.

To Business and Industry.

**HB 1286** (By Chisum), Relating to the tax imposed on certain tobacco products.

To Ways and Means.

**HB 1287** (By Chisum), Relating to public school elective courses in the history and literature of the Old and New Testaments eras.

To Public Education.

**HB 1288** (By Chisum), Relating to the regulation of funeral homes, cemeteries, and crematories.

To Public Health.

**HB 1289** (By Coleman), Relating to an offense committed against a person because of bias or prejudice on the basis of gender identity or expression.

To Criminal Jurisprudence.

**HB 1290** (By Macias), Relating to the appeal of a decision of the Texas Ethics Commission.

To Elections.

**HB 1291** (By Hochberg), Relating to the clean school bus program.

To Environmental Regulation.

**HB 1292** (By Puente), Relating to the maximum permitted withdrawals and critical period management of groundwater in the area regulated by the Edwards Aquifer Authority and to the operations and oversight of the Edwards Aquifer Authority.

To Natural Resources.

**HB 1293** (By Flores), Relating to licensing and regulation of event coordinators for combative sports.

To Licensing and Administrative Procedures.

**HB 1294** (By Villarreal), Relating to the use of revenue from a tax increment fund to acquire, construct, or reconstruct educational facilities.

To Local Government Ways and Means.

**HB 1295** (By Hartnett), Relating to filing fees for certain actions filed in a court with probate jurisdiction.

To Judiciary.

**HB 1296** (By Thompson), Relating to providing monetary assistance to certain grandparents caring for their grandchildren.

To Appropriations.

**HB 1297** (By Delisi), Relating to the creation of the state employee wellness program.

To Public Health.

**HB 1298** (By Heflin), Relating to the terms and election of the members of the board of directors of the Stonewall County Hospital District.

To County Affairs.

**HB 1299** (By Strama), Relating to governmental liability for a violation of the federal Americans with Disabilities Act.

To Civil Practices.

**HB 1300** (By Strama), Relating to allowing certain military personnel to receive certain federal and state higher education benefits concurrently.

To Defense Affairs and State-Federal Relations.

**HB 1301** (By Zedler), Relating to the appointment of an attorney for a workers' compensation claimant in certain judicial review proceedings initiated by a workers' compensation insurance carrier.

To Business and Industry.

**HB 1302** (By Burnam), Relating to the provision of public health services or benefits without regard to a person's immigration status; providing a penalty.

To State Affairs.

**HB 1303** (By Peña), Relating to the manner of providing notice of a petition or order for the expunction or nondisclosure of certain criminal records.

To Criminal Jurisprudence.

**HB 1304** (By Coleman), Relating to a temporary moratorium on the use of stun guns by law enforcement agencies and peace officers.

To Law Enforcement.

**HB 1305** (By W. Smith), Relating to the application of the sales tax to the surveying of real property.

To Ways and Means.

**HB 1307** (By Hilderbran), Relating to an interim study concerning the breeding of white-tailed and mule deer in this state.

To Culture, Recreation, and Tourism.

**HB 1308** (By Hilderbran), Relating to deer breeding operations; providing a penalty.

To Culture, Recreation, and Tourism.

**HB 1309** (By Hilderbran), Relating to the possession or transportation of certain snakes that are not indigenous to this country; providing a penalty.

To Culture, Recreation, and Tourism.

**HB 1310** (By Hilderbran), Relating to the wasting of certain game, alligators, and shellfish; imposing penalties.

To Culture, Recreation, and Tourism.

**HB 1311** (By Bonnen), Relating to requiring certain municipalities to disannex land owned by a navigation district.

To Land and Resource Management.

**HB 1312** (By Bonnen), Relating to the annexation by certain municipalities of land owned by a navigation district.

To Land and Resource Management.

**HB 1313** (By Hilderbran), Relating to transmittal to the Texas Water Development Board and a local groundwater conservation district of certain information by a person applying to subdivide a tract of land.

To Natural Resources.

**HB 1314** (By Bailey), Relating to the regulation of water and sewer utility systems in certain counties; providing a civil penalty.

To County Affairs.

**HB 1315** (By Bailey), Relating to the qualifications of a person in the chain of command over fire protection personnel.

To Urban Affairs.

**HB 1316** (By Goolsby), 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.

To Licensing and Administrative Procedures.

**HB 1317** (By Dukes), Relating to the design and construction of a cenotaph in the State Cemetery to honor 19th-century African American members of the Texas Legislature.

To Culture, Recreation, and Tourism.

**HB 1318** (By Dukes), Relating to retirement systems for police officers in certain municipalities.

To Pensions and Investments.

**HB 1319** (By Villarreal), Relating to state financial assistance to school districts that make contributions for social security coverage.

To Appropriations.

**HB 1320** (By Villarreal), Relating to the administration of certain assessment instruments to public school students under the statewide assessment program.

To Public Education.

**HB 1321** (By Farias), Relating to prohibiting an agency or political subdivision of this state, in connection with a public road, highway, toll road, port, or related infrastructure under its jurisdiction, from granting an interest in the property to a private entity.

To Transportation.

**HB 1322** (By Farias), Relating to retaliation against employees of a child-care facility.

To Civil Practices.

**HB 1323** (By Raymond), Relating to an exemption from jury service of certain persons with legal custody of a child.

To Judiciary.

**HB 1324** (By Madden), Relating to placement of public school students with certain disabilities in disciplinary alternative education programs and juvenile justice alternative education programs.

To Public Education.

**HB 1325** (By Eiland), Relating to exempting sales of certain hurricane preparation supplies in certain counties from the sales tax for a limited period.

To Ways and Means.

**HB 1326** (By Coleman), Relating to the repeal of the offense of homosexual conduct.

To Criminal Jurisprudence.

**HB 1327** (By Dutton), Relating to the authority of peace officers to conduct certain searches.

To Law Enforcement.

**HB 1328** (By T. Smith), Relating to political contributions and expenditures; providing a criminal penalty.

To Elections.

**HB 1329** (By Heflin), Relating to the boundaries, powers, and governance of the Salt Fork Water Quality District.

To Natural Resources.

**HB 1330** (By F. Brown), Relating to extending the pilot program providing for reduced undergraduate tuition during a summer term or session at Texas A&M University.

To Higher Education.

**HB 1331** (By Flores), Relating to the public posting or other display of Texas bar examination results.

To Licensing and Administrative Procedures.

**HB 1332** (By Chisum), Relating to a credit or refund for taxes paid on diesel fuel used in certain manufacturing or production processes.

To Ways and Means.

**HB 1333** (By Farabee), Relating to the release of job opening information to certain individuals.

To Economic Development.

**HB 1334** (By Homer), Relating to the use of crossbows by certain individuals.

To Culture, Recreation, and Tourism.

**HB 1335** (By Bohac), Relating to the Texas emissions reduction plan, including the motor vehicle purchase or lease incentive program under the plan.

To Environmental Regulation.

**HB 1336** (By Geren), Relating to a deduction under the franchise tax for certain contracts with the federal government.

To Ways and Means.

**HB 1337** (By Eissler), Relating to the use of the term "seminary" in the official name or title of a private postsecondary educational institution.

To Higher Education.

**HB 1338** (By Eissler), Relating to an intensive reading and language intervention pilot program at certain public school campuses.

To Public Education.

**HB 1339** (By Menendez), Relating to the eligibility for education benefits of surviving minor children of certain public employees killed in the line of duty.

To Pensions and Investments.

**HB 1340** (By Menendez), Relating to delaying parole eligibility for an individual convicted of murder who evades arrest.

To Criminal Jurisprudence.

**HB 1341** (By Menendez), Relating to the criminal penalty for endangering certain blind or disabled pedestrians.

To Criminal Jurisprudence.

**HB 1342** (By Oliveira), Relating to the creation of an additional judicial district in Cameron County.

To Judiciary.

**HB 1343** (By Oliveira), Relating to the creation of an additional judicial district in Cameron County.

To Judiciary.

**HB 1344** (By Villarreal), Relating to the regulation of refund anticipation loans; providing an administrative penalty.

To Financial Institutions.

**HB 1345** (By Villarreal), Relating to a school district policy for responding to a train derailment near a district school.

To Public Education.

**HB 1346** (By Latham), Relating to continuing education for truancy magistrates in certain counties.

To Judiciary.

**HB 1347** (By Thompson), Relating to the suspension of sentence and deferral of final disposition for a violation of certain state laws or local ordinances committed by a holder of a commercial driver's license.

To Criminal Jurisprudence.

**HB 1348** (By Thompson), Relating to the discontinuation of the Telecommunications Infrastructure Fund.

To Regulated Industries.

**HB 1349** (By Burnam), Relating to a prohibition against institutions of higher education entering into certain contracts regarding the development or production of nuclear weapons.

To Higher Education.

**HB 1350** (By T. King), Relating to required notice of and a lien resulting from damage to a fence.

To Business and Industry.

**HB 1351** (By T. King), Relating to the operation of certain staff leasing services arrangements.

To Business and Industry.

**HB 1352** (By Paxton), Relating to the operation of a farm, ranch, factory, or other business by the personal representative of a decedent's estate.

To Judiciary.

**HB 1353** (By Paxton), Relating to the contents and effect of a deed conveying property sold at an ad valorem tax sale.

To Local Government Ways and Means.

**HB 1354** (By Madden), Relating to housing conditions for inmates confined in a facility operated by or under contract with the Texas Department of Criminal Justice.

To Corrections.

**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

Wednesday, February 14, 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 58** Driver SPONSOR: Duncan  
Honoring the Texas Police Chiefs Association for 50 years of service.

**HCR 68** King, Susan SPONSOR: Fraser  
Honoring Chris Kyker of Abilene for her many years of service in behalf of the citizens of Texas.

**HCR 71** Gallego SPONSOR: Uresti  
Recognizing the 100th anniversary of First State Bank of Uvalde.

**HCR 76** Craddick SPONSOR: Seliger  
Recognizing Monsignor Larry J. Droll on his 60th birthday.

**HCR 86** Isett SPONSOR: Duncan  
Recognizing February 13, 2007, as Red and Black Day at the State Capitol.

**HCR 88** Craddick SPONSOR: Seliger  
Recognizing the Commemorative Air Force on the occasion of its 50th anniversary.

**HCR 89** Craddick SPONSOR: Seliger  
Designating February 13, 2007, as Midland-Odessa Day at the State Capitol.

Respectfully,  
Patsy Spaw  
Secretary of the Senate