

# HOUSE JOURNAL

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EIGHTIETH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

TWENTY-EIGHTH DAY — TUESDAY, FEBRUARY 27, 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 70).

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; Heflin; 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; O'Day; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, T.; Smith, W.; Smithes; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Van Arsdale; Vaught; Veasey; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Absent — Oliveira; Turner.

The invocation was offered by Randy Wallace, pastor, First Baptist Church, Killeen, as follows:

Dear God, you and you alone are better and bigger than Texas. You have created us and have made us strong with your strength. We are made in your image and because you are a good God, we, your children, are good. You are smarter than we will ever be, but as your children we get our amazing Texas ingenuity from you. You never tire, so you have taught us to not be lazy and to only rest on your Sabbath day. I praise you for who you are: creator, sustainer, and redeemer.

I admit that we have tried to go it alone in our own strength. We confess that despite your willingness to help, we try to make things better by ourselves. We confess that without your help we are hopeless. We confess that smarter people have failed at lesser tasks.

I thank you for rich soil, clean water, and the warmth of the sun that brings forth a blessed harvest. I thank you that the hard working people of this state are prospering and that our own bank accounts have continued to grow. I thank you that we are healthy enough to be in this room today, trying to make our state a better place. I thank you for our mothers and fathers, sisters and brothers, spouses and children, who believe in what we are doing here.

God, help these men and women as they try to make sense out of the issues. Help them to inspire each other to greatness, to think beyond the petty and the small. Those kids in the classroom have no control over the thermostat in their classroom, much less the outcome of this session. Help this legislature not to oppress, but to liberate. Help this legislature to bring justice, and not bureaucracy. Help this legislature to get something sustentative done.

Remind us, that at the end of the day, you are our greatest constituent. We will answer to you for what we do or do not do today. We answer to you. So we make it our goal to please you, for we must all appear before the judgement seat of Christ so that each one of us can receive what is due him for the things done while in this body, whether good or bad. (2 Corinthians 5:9-10)

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

### **CAPITOL PHYSICIAN**

The speaker recognized Representative Martinez Fischer who presented Dr. Francisco Barrera of San Antonio as the "Doctor for the Day."

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

### **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).

### **LEAVE OF ABSENCE GRANTED**

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

Dunnam on motion of Martinez Fischer.

### **HCR 119 - ADOPTED**

**(by Berman)**

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HCR 119**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 119**, Honoring Kathryn Bailey Allen of Tyler on the occasion of her 90th birthday.

**HCR 119** was adopted.

**HCR 32 - ADOPTED**  
**(by Berman)**

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HCR 32**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 32**, Designating February 26 to February 27, 2007, as Tyler Days at the State Capitol.

**HCR 32** was read and was adopted.

On motion of Representatives Hopson and Merritt, the names of all the members of the house were added to **HCR 32** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Berman who introduced a delegation from Tyler County and Smith County.

**LEAVE OF ABSENCE GRANTED**

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

Pitts on motion of Giddings.

**RESOLUTIONS ADOPTED**

Representative Dutton moved to suspend all necessary rules in order to take up and consider at this time **HR 551 - HR 558**.

The motion prevailed.

The following resolutions were laid before the house:

**HR 551** (by Dutton and Leibowitz), Honoring Jonathon A. Vogt of San Antonio for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 552** (by Dutton), Honoring Jacinta R. Alvarez of Lubbock for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 553** (by Dutton), Honoring Shamere Welcome of Houston for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 554** (by Dutton), Honoring Marcus L. Hereford of Lamesa for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 555** (by Dutton), Honoring Alvin E. Jordan of Dallas for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 556** (by Dutton), Honoring Brittny Cantero of Wharton for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 557** (by Dutton and Peña), Honoring Joaquin A. Rodriguez of Edinburg for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

**HR 558** (by Dutton), Honoring Keanna D. Franklin of Gainesville for participating in the Boys & Girls Clubs of America 2007 Youth of the Year program.

The resolutions were adopted.

**HR 258 - ADOPTED**

**(by Solomons, Crownover, Jackson, and Parker)**

Representative Solomons moved to suspend all necessary rules to take up and consider at this time **HR 258**.

The motion prevailed.

The following resolution was laid before the house:

**HR 258**, In memory of U.S. Army Specialist Nathaniel A. Aguirre of Carrollton.

**HR 258** was read and was unanimously adopted by a rising vote.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 258** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Solomons who introduced friends and family members of U.S. Army Specialist Nathaniel A. Aguirre.

(Turner now present)

**HR 257 - ADOPTED**

**(by Solomons, Jackson, McCall, and Anchia)**

Representative Solomons moved to suspend all necessary rules to take up and consider at this time **HR 257**.

The motion prevailed.

The following resolution was laid before the house:

**HR 257**, In memory of U.S. Army Major Matthew Wade Worrell.

**HR 257** was read.

On motion of Representative Solomons and by unanimous consent, **HR 257** was amended to reflect two honors awarded to Major Worrell, specifically the posthumous awards of "The Purple Heart" and "The Silver Star."

**HR 257** was unanimously adopted by a rising vote.

On motion of Representative Crownover, the names of all the members of the house were added to **HR 257** as signers thereof.

### INTRODUCTION OF GUESTS

The speaker recognized Representative Solomons who introduced family members of U.S. Army Major Matthew Wade Worrell.

(Branch in the chair)

#### **HR 158 - ADOPTED**

**(by Crownover, Parker, and Solomons)**

Representative Crownover moved to suspend all necessary rules to take up and consider at this time **HR 158**.

The motion prevailed.

The following resolution was laid before the house:

**HR 158**, Recognizing February 27, 2007, as Denton County Day.

**HR 158** was read and was adopted.

#### **HR 536 - ADOPTED**

**(by Pitts)**

Representative Giddings moved to suspend all necessary rules to take up and consider at this time **HR 536**.

The motion prevailed.

The following resolution was laid before the house:

**HR 536**, In honor of Ellis County Day at the State Capitol on February 27, 2007.

**HR 536** was read and was adopted.

### INTRODUCTION OF GUESTS

The chair recognized Representative Giddings who introduced a delegation from Ellis County.

#### **HCR 128 - ADOPTED**

**(by Merritt)**

Representative Merritt moved to suspend all necessary rules to take up and consider at this time **HCR 128**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 128**, Recognizing February 27, 2007, as Kilgore Day at the State Capitol.

**HCR 128** was read and was adopted.

On motion of Representative Hopson, the names of all the members of the house were added to **HCR 128** as signers thereof.

**HR 512 - ADOPTED**  
**(by Deshotel)**

Representative Deshotel moved to suspend all necessary rules to take up and consider at this time **HR 512**.

The motion prevailed.

The following resolution was laid before the house:

**HR 512**, Recognizing February 25-27, 2007, as Golden Triangle Days at the State Capitol.

**HR 512** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representatives Deshotel and Hamilton who introduced a delegation from Jefferson County and Orange County.

(Speaker in the chair)

**HR 530 - ADOPTED**  
**(by Isett, Swinford, Smithee, Jones, and Chisum)**

Representative Isett moved to suspend all necessary rules to take up and consider at this time **HR 530**.

The motion prevailed.

The following resolution was laid before the house:

**HR 530**, Recognizing February 27, 2007, as Panhandle and South Plains Day at the State Capitol.

**HR 530** was read and was adopted.

On motion of Representative Swinford, the names of all the members of the house were added to **HR 530** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Swinford who introduced a delegation from the Panhandle and South Plains.

**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. 10).

(Kolkhorst in the chair)

**HR 539 - ADOPTED**  
**(by Gonzalez Toureilles)**

Representative Gonzalez Toureilles moved to suspend all necessary rules to take up and consider at this time **HR 539**.

The motion prevailed.

The following resolution was laid before the house:

**HR 539**, Recognizing February 27, 2007, as Justices of the Peace and Constables Day at the State Capitol.

**HR 539** was read and was adopted.

### **INTRODUCTION OF GUESTS**

The chair recognized Representatives B. Cook, Heflin, Harless, Riddle, O'Day, and Flores who introduced representatives of the Justices of the Peace and Constables Association.

### **HCR 47 - READ**

(by Isett)

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

**HCR 47**, Commemorating the 50th anniversary of Lubbock Christian University.

### **HR 481 - ADOPTED**

(by Menendez)

Representative Menendez moved to suspend all necessary rules to take up and consider at this time **HR 481**.

The motion prevailed.

The following resolution was laid before the house:

**HR 481**, Congratulating Armando J. Garza on his retirement as training specialist for the Child Support Division of the Office of the Attorney General.

**HR 481** was read and was adopted.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Menendez who introduced Armando J. Garza and members of his family.

### **HR 504 - ADOPTED**

(by Martinez Fischer)

Representative Martinez Fischer moved to suspend all necessary rules to take up and consider at this time **HR 504**.

The motion prevailed.

The following resolution was laid before the house:

**HR 504**, Honoring the Texas Association of Mexican-American Chambers of Commerce.

**HR 504** was read and was adopted.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 504** as signers thereof.

(Speaker in the chair)

**RESOLUTIONS ADOPTED**

Representative Homer moved to suspend all necessary rules in order to take up and consider at this time **HCR 116, HR 482, HR 550, HR 592, and HR 593.**

The motion prevailed.

The following resolutions were laid before the house:

**HCR 116** (by Hardcastle), Honoring the Northside Indians football team of Wilbarger County on winning the 2006 Class A Six-Man Division II State Championship.

**HR 482** (by Gonzalez Toureilles), Honoring Ala Loretta Hicks of Three Rivers on her 100th birthday.

**HR 550** (by Vo), Commemorating the 2007 Chinese Festival of Lanterns Celebration in Houston.

**HR 592** (by Y. Davis), Congratulating the Reverend Dr. R. E. Price, Sr., of Dallas on the renaming of the Hamilton Park post office in his honor.

**HR 593** (by Gonzales, Martinez, Peña, Flores, and Guillen), Congratulating Dr. Shirley A. Reed of Mission on her selection as the 2007 Border Texan of the Year.

The resolutions were adopted.

**RESOLUTIONS ADOPTED**

Representative Homer moved to suspend all necessary rules in order to take up and consider at this time **HCR 129, HCR 130, and HR 591.**

The motion prevailed.

The following resolutions were laid before the house:

**HCR 129** (by Homer), In memory of Donna Annita High of Paris.

**HCR 130** (by Homer), In memory of Commissioner Micheal Roger Blackburn of Lamar County.

**HR 591** (by Deshotel), In memory of U.S. Army Staff Sergeant Edward "Jay" Reynolds.

The resolutions were unanimously adopted by a rising vote.

**FIVE DAY POSTING RULE SUSPENDED**

Representative Peña moved to suspend the five day posting rule to allow the Committee on Criminal Jurisprudence, to consider **HB 1399**, upon adjournment/during bill referral Thursday, March 1, in E2.016.

The motion prevailed.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Criminal Jurisprudence, upon adjournment/during bill referral Thursday, March 1, E2.016, for a public hearing, to consider **HB 1399.**



**COMMITTEE GRANTED PERMISSION TO MEET**

Representative O'Day requested permission for the Committee on Transportation to meet while the house is in session, during bill referral today, in E2.012, for a public hearing, to consider the remainder of the agenda.

Permission to meet was granted.

**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. 2.)

**FIVE DAY POSTING RULE SUSPENDED**

Representative Hardcastle moved to suspend the five day posting rule to allow the Committee on Energy Resources, to consider **HB 2061**, at 9 a.m. tomorrow, in E2.016.

The motion prevailed.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Energy Resources, 9 a.m. tomorrow, E2.016, for a public hearing.

**PROVIDING FOR ADJOURNMENT**

Representative Martinez 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.

The motion prevailed.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING  
AND REFERRAL TO COMMITTEES****RESOLUTIONS REFERRED TO COMMITTEES****CORRECTIONS IN REFERRAL**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. Pursuant to Rule 1, Section 4 of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(R. Cook in the chair)

**ADJOURNMENT**

In accordance with a previous motion, the house, at 12:33 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 1759** (By Deshotel), Relating to the transfer of certain state property from the Health and Human Services Commission, the Department of State Health Services, or the Department of Aging and Disability Services to Spindletop MHMR Services.

To Human Services.

**HB 1760** (By Coleman), Relating to voluntary and informed consent for an abortion.

To State Affairs.

**HB 1763** (By Callegari), Relating to the Harris County Board of Protective Services for Children and Adults.

To Human Services.

**HB 1771** (By Villarreal), Relating to the capital improvements that a local government may finance with an impact fee.

To State Affairs.

**HB 1778** (By Giddings), Relating to a grant program to promote good citizenship.

To Appropriations.

**HB 1779** (By Latham), Relating to the punishment for the offense of burglary of a vehicle.

To Criminal Jurisprudence.

**HB 1783** (By D. Howard), Relating to the marketing of credit cards to students at a postsecondary institution and to certain young persons; providing a civil penalty.

To Business and Industry.

**HB 1784** (By Haggerty), Relating to notice of certain information concerning a governmental body's alarm system response policy.

To Urban Affairs.

**HB 1785** (By Villarreal), Relating to granting variances to certain employer-based child-care facilities from certain standards applicable to licensed child-care facilities.

To Human Services.

**HB 1786** (By Swinford), Relating to an exemption for certain programs from the child-care licensing requirements.

To Public Health.

**HB 1787** (By Hartnett), Relating to the determination of title to real property through a declaratory judgment.

To Judiciary.

**HB 1793** (By Veasey), Relating to eligibility for hospital charity care.

To Appropriations.

**HB 1799** (By Martinez Fischer), Relating to the appointment and duties of and the funding for an executive commissioner for the prevention of driving while intoxicated.

To State Affairs.

**HB 1806** (By Gattis), Relating to restrictions on the substitution of generically equivalent versions of antiepileptic and antiseizure drugs.

To Public Health.

**HB 1808** (By Herrero), Relating to an exemption from ad valorem taxation of a portion of the appraised value of the residence homesteads of military servicemembers who are serving on active duty.

To Ways and Means.

**HB 1809** (By Herrero), Relating to consumer debt owed by certain military servicemembers.

To Financial Institutions.

**HB 1810** (By Gattis), Relating to the circumstances under which consent to the taking of a specimen of the breath or blood of a person arrested for certain intoxication offenses is implied.

To Criminal Jurisprudence.

**HB 1811** (By Talton), Relating to requiring public school teachers to recite pledges of allegiance to the United States and Texas flags.

To Public Education.

**HB 1812** (By Talton), Relating to the punishment of the offense of aggravated assault.

To Criminal Jurisprudence.

**HB 1813** (By Talton), Relating to requiring that members of the governing board of certain metropolitan rapid transit authorities be elected officials.

To Transportation.

**HB 1814** (By Macias), Relating to implementation of a comprehensive character education and training pilot program at certain Texas Youth Commission facilities.

To Corrections.

**HB 1815** (By Isett), Relating to the prosecution of certain offenses that involve carrying weapons on a person's property or in a person's vehicle.

To Law Enforcement.

**HB 1816** (By Isett), Relating to the eligibility of a disabled veteran or surviving spouse to pay ad valorem taxes imposed on a residence homestead in installments.

To Ways and Means.

**HB 1817** (By Isett), Relating to weight limitations for certain vehicles transporting agricultural products and equipment.

To Transportation.

**HB 1818** (By Y. Davis), Relating to an interim study concerning alcohol-related offenses, alcohol awareness, and treatment for alcohol dependency in this state.

To State Affairs.

**HB 1819** (By Hamilton), Relating to the election of board members in emergency services districts located wholly in a less populous county.

To County Affairs.

**HB 1820** (By Hamilton), Relating to the authority to impose a county hotel occupancy tax and to the maximum rate of the tax.

To Local Government Ways and Means.

**HB 1821** (By Hamilton), Relating to the creation and dissolution of a covenant marriage.

To Juvenile Justice and Family Issues.

**HB 1822** (By Zerwas), Relating to the prosecution of the offense of aggravated robbery.

To Criminal Jurisprudence.

**HB 1823** (By Zerwas), Relating to the prosecution and punishment of the offense of fraudulent use or possession of identifying information.

To Criminal Jurisprudence.

**HB 1824** (By Villarreal), Relating to the guaranteed level of state and local funds under the existing debt allotment for school districts that comply with green building guidelines.

To Public Education.

**HB 1825** (By Raymond), Relating to assessment of public school students receiving special education services.

To Public Education.

**HB 1826** (By Raymond), Relating to monetary assistance for substitute care provided to a child by a relative caregiver.

To Appropriations.

**HB 1827** (By Raymond), Relating to the transportation of certain mental health patients.

To Public Health.

**HB 1828** (By Raymond), Relating to requiring courts to report the number of frivolous lawsuits filed each year.

To Judiciary.

**HB 1829** (By Raymond), Relating to prohibiting human cloning and other uses of human tissue by institutions of higher education; providing penalties.  
To State Affairs.

**HB 1830** (By Raymond), Relating to the civil liability of an employer or former employer of a mental health services provider who engages in the sexual exploitation of a patient or former patient.  
To Civil Practices.

**HB 1831** (By McCall), Relating to the sales and use tax on certain pharmaceutical biotechnology cleanrooms and equipment.  
To Ways and Means.

**HB 1832** (By Riddle), Relating to specialized license plates and parking placards for vehicles of persons with disabilities.  
To Transportation.

**HB 1833** (By R. Cook), Relating to the eligibility of certain Texas Rangers for burial in the state cemetery.  
To Culture, Recreation, and Tourism.

**HB 1834** (By Delisi), Relating to long-term care insurance and a partnership for long-term care program.  
To Public Health.

**HB 1835** (By Orr), Relating to restrictions on the imposition of permit fees by political subdivisions.  
To Local Government Ways and Means.

**HB 1836** (By Geren), Relating to the collection of a fee from a person who sells a product over the Internet in violation of certain offenses involving theft or fraud.  
To Criminal Jurisprudence.

**HB 1837** (By Taylor), Relating to exempting from ad valorem taxation property used by certain nonprofit community business organizations to provide services to aid in the economic development of local communities.  
To Ways and Means.

**HB 1838** (By Taylor), Relating to the entitlement of certain students to attend a public school campus at which a full-time registered nurse is assigned.  
To Public Education.

**HB 1839** (By Bonnen), Relating to the requirements for renewal of a license to carry a concealed handgun.  
To Law Enforcement.

**HB 1840** (By Bonnen), Relating to the punishment for failing to stop following a motor vehicle accident.  
To Transportation.

**HB 1841** (By Bonnen), Relating to the presumption of validity of an act or proceeding of a navigation district, its governing body, or certain corporations of the district.

To Transportation.

**HB 1842** (By Strama), Relating to the provision of certain services and information related to unintended pregnancies and sexually transmitted diseases.

To State Affairs.

**HB 1843** (By Allen), Relating to the authority of a school district to implement a monitoring system that records images of vehicles that pass a stopped school bus; providing for the imposition of civil penalties.

To Public Education.

**HB 1844** (By C. Howard), Relating to the administration of certain tests to home-schooled students by school districts.

To Public Education.

**HB 1845** (By Coleman), Relating to monetary assistance for care provided to children by certain relatives or other designated caregivers.

To Appropriations.

**HB 1846** (By Ortiz), Relating to disease control programs to reduce the risk of certain communicable diseases.

To Public Health.

**HB 1847** (By Hancock), Relating to related services and ancillary benefits for accident, health, life and long-term care insurance.

To Insurance.

**HB 1848** (By Hancock), Relating to the frequency of certain examinations conducted by the Texas Department of Insurance.

To Insurance.

**HB 1849** (By Hancock), Relating to certain fees for valuing life insurance policies.

To Insurance.

**HB 1850** (By Flores), Relating to an inspection performed by a plumbing inspector for a political subdivision.

To Licensing and Administrative Procedures.

**HB 1851** (By Corte), Relating to certain persons that are special investigators.

To Defense Affairs and State-Federal Relations.

**HB 1852** (By Corte), Relating to the authority of a county to regulate the installation and use of lighting in certain areas.

To Defense Affairs and State-Federal Relations.

**HB 1853** (By Corte), Relating to exempting certain state agencies from certain laws relating to real property transactions.

To Land and Resource Management.

**HB 1854** (By Zerwas), Relating to the powers of the Fort Bend County Municipal Utility District No. 182, including powers related to the construction, maintenance, operation, and financing of roads or turnpikes.

To Natural Resources.

**HB 1855** (By Zerwas), Relating to the creation of the Fulshear Municipal Utility District No. 1 of Fort Bend County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

**HB 1856** (By Zerwas), Relating to the creation of the Waller County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

**HB 1857** (By Murphy), Relating to the identification and administration of land located in a future transportation corridor of a county.

To Transportation.

**HB 1858** (By Murphy), Relating to the computation of public high school grade point averages.

To Public Education.

**HB 1859** (By Bailey), Relating to minimum compensation for educational aides employed by school districts.

To Public Education.

**HB 1860** (By Bailey), Relating to the establishment of a peace officer employment opportunity Internet website by the Commission on Law Enforcement Officer Standards and Education.

To Law Enforcement.

**HB 1861** (By Quintanilla), Relating to the area served by certain municipal drainage utility systems.

To Natural Resources.

**HB 1862** (By Quintanilla), Relating to penalties for certain violations by a person or facility certified to conduct vehicle and equipment inspections required by law.

To Transportation.

**HB 1863** (By Escobar), Relating to supplemental compensation for a county auditor.

To County Affairs.

**HB 1864** (By Gonzales), Relating to periods of possession of a child under a standard possession order.

To Juvenile Justice and Family Issues.

**HB 1865** (By Eiland), Relating to the operation of the Texas Windstorm Insurance Association.

To Insurance.

**HB 1866** (By Zerwas), Relating to the establishment of a tow truck rotation list in certain counties; providing a penalty.

To County Affairs.

**HB 1867** (By Chavez), Relating to the regulation of a person who offers, services, or brokers a deferred presentment transaction.

To Financial Institutions.

**HB 1868** (By Naishtat), Relating to the exemption from ad valorem taxation of property used by a charitable organization operating certain radio stations.

To Ways and Means.

**HB 1869** (By Castro), Relating to pool safety; providing a civil penalty.

To State Affairs.

**HB 1870** (By Delisi), Relating to authorizing certain state elected officials to conduct a marriage ceremony.

To Juvenile Justice and Family Issues.

**HB 1871** (By Giddings), Relating to information obtained regarding the sale of plastic bulk merchandise containers; providing a criminal penalty.

To Business and Industry.

**HB 1872** (By Dutton), Relating to possession of or access to a child in a suit affecting the parent-child relationship during military deployment or mobilization of the child's parent.

To Juvenile Justice and Family Issues.

**HB 1873** (By Coleman), Relating to the use of credit scoring in certain lines of personal insurance and to the contents of consumer credit reports.

To Insurance.

**HB 1874** (By Aycock), Relating to industrial development corporations.

To Economic Development.

**HB 1875** (By Hochberg), Relating to the operation and funding of drug court programs.

To Judiciary.

**HB 1876** (By Villarreal), Relating to allowing a school district to charge an impact fee for certain capital improvements.

To State Affairs.

**HB 1877** (By Villarreal), Relating to a moratorium and other limitations on increases in designated tuition charged by public institutions of higher education.

To Higher Education.

**HB 1878** (By Olivo), Relating to longevity pay for certain campus peace officers employed by a state institution of higher education or public technical institute.

To Higher Education.

**HB 1879** (By Olivo), Relating to a citizen trade policy commission and an office of trade development.

To Border and International Affairs.



**HB 1880** (By Kolkhorst), Relating to restrictions on investments by certain public retirement systems of this state.

To Pensions and Investments.

**HB 1881** (By Kolkhorst), Relating to repeal of authority for the establishment and operation of the Trans-Texas Corridor.

To Transportation.

**HB 1882** (By Leibowitz), Relating to the agreement of certain counties to certain permit applications submitted to the Texas Commission on Environmental Quality.

To Environmental Regulation.

**HB 1883** (By Anchia), Relating to licensing and regulation of massage and bodywork therapies; providing penalties.

To Government Reform.

**HB 1884** (By Villarreal), Relating to a kindergarten-plus program for certain children.

To Public Education.

**HB 1885** (By Vo), Relating to health care-associated infection rates at certain health care facilities and the creation of an advisory panel.

To Public Health.

**HB 1886** (By Callegari), Relating to the procurement methods of certain political subdivisions and certain other entities for the construction, rehabilitation, alteration, or repair of certain projects.

To Urban Affairs.

**HB 1887** (By Truitt), Relating to the punishment for and prevention of the offense of burglary of vehicles.

To Criminal Jurisprudence.

**HB 1888** (By Haggerty), Relating to the provision of pay telephone service to inmates confined in facilities operated by the Texas Department of Criminal Justice.

To Corrections.

**HB 1889** (By Raymond), Relating to allowing certain active judicial officers, bailiffs, and other court employees to carry weapons.

To Law Enforcement.

**HB 1890** (By Raymond), Relating to exempting books purchased by university and college students from the sales tax for a limited period.

To Ways and Means.

**HB 1891** (By Goolsby), Relating to the regulation of a patient assistance program.

To Human Services.

**HB 1892** (By W. Smith), Relating to the power of counties and certain other public entities with respect to certain transportation projects.

To County Affairs.

**HB 1893** (By Dutton), Relating to requiring a municipality to notify certain public utilities and telecommunications utilities on receiving an application for a permit to excavate or construct underground facilities.

To Regulated Industries.

**HB 1894** (By D. Howard), Relating to the use of money from the permanent fund for health-related programs to provide grants to nursing education programs.

To Appropriations.

**HB 1895** (By D. Howard), Relating to the immunization registry.

To Public Health.

**HB 2020** (By Herrero), Relating to the asset test for determining eligibility for the child health plan program.

To Human Services.

**HB 2049** (By J. Davis), Relating to eligibility for and information regarding the child health plan program.

To Human Services.

**HCR 81** (By Hernandez), Designating Podunk, Texas, as the official Mythical Town of Texas.

To Culture, Recreation, and Tourism.

**HCR 82** (By Dutton), Directing the Texas Higher Education Coordinating Board to develop and implement policies and programs to be adopted by Texas universities that address the incidence of discrimination and harassment on campus.

To Higher Education.

**HCR 87** (By T. Smith), Urging Congress to remove confidentiality mandates for minors from family planning services programs operating under Title X of the Public Health Services Act and Medicaid.

To State Affairs.

**HCR 91** (By Villarreal), Requesting that Congress improve public safety by implementing and enforcing stricter federal rail regulations.

To Transportation.

**HCR 92** (By Flynn), Authorizing the construction of a monument on the Capitol grounds honoring the contributions of small businesses.

To House Administration.

**HCR 93** (By S. King), Designating August 2007 as American Indian Scouts Month.

To Culture, Recreation, and Tourism.

**HCR 94** (By S. King), Designating June 2007 as Juneteenth/Frontier Cowboy Month.

To Culture, Recreation, and Tourism.

**HCR 95** (By Dutton), Requesting The University of Texas at Austin to study the effectiveness of the Texas Education Agency in dealing with low-performing students and other matters.

To Public Education.

**HCR 96** (By Driver), Requesting the lieutenant governor and speaker to create a joint interim committee to study the qualifications and standards necessary to be designated a police agency and to encourage a moratorium on the statutory creation of new police agencies.

To Law Enforcement.

**HCR 97** (By Rose), Urging the U.S. Department of Labor to reconsider the proposed reduction in student training slots at the Gary Job Corps Center in San Marcos, Texas.

To Economic Development.

**HCR 102** (By Gallego), Designating silver as the official precious metal of Texas.

To Culture, Recreation, and Tourism.

**HCR 107** (By McClendon), Memorializing Congress to eliminate the Medicaid Estate Recovery Program.

To Appropriations.

**HCR 108** (By Vo), Memorializing Congress to approve sufficient funds for Texas' block grant allocation for the State Children's Health Insurance Program to enable the state to increase enrollment levels.

To Appropriations.

**HCR 109** (By Herrero), Formally recognizing Robstown, Texas, as the birthplace of the poker game Texas Hold'em.

To Culture, Recreation, and Tourism.

**HCR 111** (By Strama), Authorizing the placement of a monument commemorating the federal Bill of Rights.

To House Administration.

**HCR 112** (By Kuempel), Granting the Whiting family permission to sue the State of Texas, The University of Texas Medical Branch at Galveston, and the Anatomical Board of the State of Texas.

To Civil Practices.

**HCR 117** (By Christian), Requesting that the president of the United States grant a presidential pardon to U.S. Border Patrol Agent Ignacio Ramos and U.S. Border Patrol Agent Jose Alonso Compean.

To Border and International Affairs.

**HJR 68** (By Olivo), Proposing a constitutional amendment authorizing compensation for public school employees and retired public school employees serving as members of local governing bodies.

To Public Education.

**HJR 69** (By Heflin), Proposing a constitutional amendment to abolish the constitutional authority for the office of inspector of hides and animals.

To Agriculture and Livestock.

**HJR 70** (By Farabee), Proposing a constitutional amendment establishing the right to hunt, fish, and otherwise enjoy reasonable access to certain natural resources and the right to enjoy clean air and water.

To Culture, Recreation, and Tourism.

**HJR 71** (By Hilderbran), Proposing a constitutional amendment relating to the allocation and use of the sporting goods sales tax revenue to fund state and local parks.

To Culture, Recreation, and Tourism.

**HJR 72** (By Solomons), Proposing a constitutional amendment to clarify certain provisions relating to the making of a home equity loan and use of home equity loan proceeds.

To Financial Institutions.

**HJR 73** (By Coleman), Proposing a constitutional amendment to repeal the constitutional provision providing that marriage in this state consists only of the union of one man and one woman and prohibiting this state or a political subdivision of this state from creating or recognizing any legal status identical or similar to marriage.

To State Affairs.

**HJR 74** (By Moreno), Proposing a constitutional amendment to allow a member of the legislature to designate a successor to serve in case of the member's death or incapacity to serve.

To State Affairs.

**HJR 75** (By Goolsby), Proposing a constitutional amendment to include a certain type of structure as a homestead protected from certain types of forced sale.

To Business and Industry.

**HJR 76** (By Gattis), Proposing a constitutional amendment relating to the forfeiture of rights and interests of certain heirs, devisees, and legatees.

To Judiciary.

**HJR 77** (By Goolsby), Proposing a constitutional amendment to require each house of the legislature to take a record vote on final passage of a bill or proposed constitutional amendment.

To State Affairs.

**HJR 79** (By Anderson), Proposing a constitutional amendment to prohibit the state or a political subdivision from taking private property for the primary purpose of economic development or to benefit a particular private party.

To Land and Resource Management.

**HR 535** (By Quintanilla), In memory of Rogelio Sanchez of El Paso.

To Rules and Resolutions.

**HR 537** (By Castro), Commending Larry Patin of San Antonio for his notable service in behalf of others.

To Rules and Resolutions.

**HR 540** (By Anderson), In memory of Bill Lewallen of McGregor.

To Rules and Resolutions.

**HR 541** (By Martinez Fischer), In memory of Victoria Vasquez Alderete of San Antonio.

To Rules and Resolutions.

**HR 542** (By Goolsby), Congratulating Senior Corporal Roger Rudloff of the Dallas Police Department for winning the Dallas Police Association 2006 Cop's Cop Award.

To Rules and Resolutions.

**HR 544** (By Krusee), In memory of S. Thomas McDaniel of Georgetown.

To Rules and Resolutions.

**HR 545** (By Laubenberg), Commending Dr. John Dale Coble for his professional achievements and community service.

To Rules and Resolutions.

**HR 546** (By Rodriguez), Congratulating LatinWorks on being the first Hispanic advertising agency in Texas to place an ad during the Super Bowl.

To Rules and Resolutions.

**HR 547** (By Parker), Recognizing Parker Square on the occasion of its designation as the 2007 Business of the Year by the Flower Mound Chamber of Commerce.

To Rules and Resolutions.

**HR 549** (By Flynn), Honoring Charles and Dorothy Boettcher of Greenville on their 50th wedding anniversary.

To Rules and Resolutions.

Pursuant to Rule 1, Section 4 of the House Rules, the chair corrects the referral of the following bills and resolutions:

**HB 477** (By Vo, Callegari, and Murphy), Relating to allowing an independent school district to change the length of trustees' terms.

To Government Reform.

**HB 898** (By McClendon), Relating to the creation of the Criminal Justice Legislative Oversight Committee.

To Corrections.

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

To Insurance.

**List No. 2**

**HB 2061** (By Keffer), Relating to the disclosure of social security numbers under the public information law.  
To Energy Resources.

**SIGNED BY THE SPEAKER**

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

**Senate List No. 10**

**SCR 16, SCR 22, SCR 24**

**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  
Tuesday, February 27, 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:

**SCR 25** Janek  
In memory of U.S. Army Specialist Ryan Berg of Sabine Pass.

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 26**

Agriculture and Livestock - **HCR 67**

Judiciary - **HB 335, HB 1295**

Natural Resources - **HB 3**

Public Health - **HB 1098, HB 1379**

**ENROLLED**

**February 26 - HCR 72, HCR 103, HCR 104, HCR 106**

