

# HOUSE JOURNAL

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EIGHTIETH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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SEVENTY-SEVENTH DAY (CONTINUED) — THURSDAY, MAY 17, 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 1480).

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.; Delisi; Deshotel; Driver; Dukes; Dunnam; Dutton; Eiland; Eissler; Elkins; England; Escobar; Farabee; Farias; Farrar; Flores; Flynn; Frost; Gallego; Garcia; Gattis; Geren; 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; Morrison; Mowery; 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.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Vaught; Veasey; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Absent — Davis, Y.; Giddings; Moreno.

The invocation was offered by Reverend Mario Arroyo, pastor, Saint Cyril of Alexandria Catholic Church, Houston, as follows:

Gracious Father, this morning, before we turn our attention to the work of the day, we acknowledge you, the ultimate source of all authority and power. By acknowledging you first, we remember that it is you who are the transcendent horizon of our civil arguments. It is you who counter the confusion of the political arena by reminding us that you alone are the ultimate horizon. But you insist, however, that our common humanity, with your gift of reason is capable of a common deliberation about how we ought to order our life together.

We know that you, Gracious Father, are not indifferent to the democratic experiment of this republic. And therefore we, who are called to think of you, and the governance of our common life, dare not be indifferent to the American experiment and of our home within it, the State of Texas. Help us to seek the common good, in which we find our good, as we yearn for and anticipate your

kingdom that is our pilgrim goal. As we work together on the business at hand, help us periodically to lift our gaze above the fray and think deeply about the story of Texas and its place in the story of the world. We remember the words of your servant Augustine who said: "It is beyond anything incredible that God should have willed the kingdoms of men, their authority and their service, to be outside the range of the laws of His providence."

When we meet you, Gracious Father, we expect to meet you as Texans and Americans, not most importantly as Texans, or Americans, to be sure, but as people who tried to take seriously, and tried to encourage others to take seriously, the story of Texas and America within the story of the world.

And so Gracious Father, give guidance to our leaders. Watch over those who serve the people of the State of Texas; give them wisdom and courage. Guide their minds and hearts so that they will work for the good of our community. Help all your people, but especially those in public office, to be generous in outlook, courageous in the face of difficulty, and wise in their decisions. Amen.

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

#### **CAPITOL PHYSICIAN**

The speaker recognized Representative Villarreal who presented Dr. James Martin of San Antonio as the "Doctor for the Day."

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

#### **LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence for the remainder of today to attend a meeting of the conference committee on **HB 1**:

Chisum on motion of Flynn.

(Morrison in the chair)

(Giddings now present)

#### **HR 1896 - READ (by Callegari)**

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

**HR 1896**, Congratulating Doyle Callender on his retirement as mayor of Katy.

#### **HR 1896 - MOTION TO ADD NAMES**

On motion of Representative Zerwas, the names of all the members of the house were added to **HR 1896** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Callegari who introduced Doyle Callender and members of his family.

**SCR 75 - ADOPTED**  
**(Zedler - House Sponsor)**

Representative Zedler moved to suspend all necessary rules to take up and consider at this time **SCR 75**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 75**, Congratulating James Joseph "Jay" Crabb for completing the Ford Ironman Arizona competition.

**SCR 75** was adopted.

On motion of Representative B. Brown, the names of all the members of the house were added to **SCR 75** 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):

**SB 138** (S. King - House Sponsor), A bill to be entitled An Act relating to promoting the retention and graduation of students enrolled in professional nursing programs.

**SB 139** (Kolkhorst - House Sponsor), A bill to be entitled An Act relating to a study on improving the curricula of professional and vocational nursing education programs.

**SB 140** (Kolkhorst - House Sponsor), A bill to be entitled An Act relating to a study of the feasibility of providing immunizations to certain students enrolled in health professional degree programs.

**SB 157** (Hopson - House Sponsor), A bill to be entitled An Act relating to the definition of criminally injurious conduct for purposes of the Crime Victims' Compensation Act.

**SB 161** (Deshotel - House Sponsor), A bill to be entitled An Act relating to intercollegiate athletics fees at institutions within the Texas State University System.

**Amendment No. 1**

Representative Rose offered the following amendment to **SB 161**:

Amend **SB 161** (House Committee Printing) in SECTION 1 of the bill as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 6), strike "adding Section 54.5381" and substitute "adding Sections 54.5381 and 54.5382".

(2) In the heading to added Section 54.5381, Education Code (page 1, line 7), immediately preceding "TEXAS STATE", insert "CERTAIN INSTITUTIONS IN".

(3) In added Subsection (a), Section 54.5381, Education Code (page 1, line 11), between "System" and "in", insert ", other than Texas State University–San Marcos,".

(4) Immediately following added Section 54.5381, Education Code (page 2, between lines 14 and 15), insert the following:

Sec. 54.5382. INTERCOLLEGIATE ATHLETICS FEE: TEXAS STATE UNIVERSITY–SAN MARCOS. (a) The board of regents of the Texas State University System may impose an intercollegiate athletics fee on each student enrolled at Texas State University–San Marcos in an amount not to exceed:

(1) \$8.75 per semester credit hour for each regular semester; and

(2) \$4.50 per semester credit hour for each summer session.

(b) The fee may not be imposed unless approved by a majority vote of the students of the university who participate in a general student election held at the university for that purpose.

(c) A fee imposed under this section may be used to develop and maintain an intercollegiate athletics program at the university.

(d) Not more than once in an academic year, the board may increase the amount of the fee authorized by this section by not more than five percent if the increase is approved by the student government of the university. An increase of more than five percent must be approved by a majority vote of the students of the university who participate in a general student election called for that purpose.

(e) A fee imposed under this section is in addition to any other fee authorized by law and may not be considered in determining the maximum amount of student services fees that may be imposed under Section 54.503.

(f) An intercollegiate athletics fee committee is established at the university to advise the board and the administration of the university regarding the expenditure of revenue generated by the fees imposed under this section. The committee is composed of the following members:

(1) three students of the university appointed by the student government of the university;

(2) two students of the university who participate in intercollegiate athletics appointed by the student athlete advisory committee;

(3) the university's athletic director; and

(4) the university's assistant athletic director for business affairs.

(g) A student member of the intercollegiate athletics fee committee serves a one-year term. A student member of the committee who withdraws from the university must resign from the committee. A vacancy in an appointive position on the committee shall be filled for the unexpired portion of the term in the same manner as the original appointment.

(h) The intercollegiate athletics fee committee shall study the amounts of the fee imposed under this section and make recommendations to the appropriate administrators of the university regarding the expenditure of revenue generated by the fees imposed under this section.

(i) Before recommending the intercollegiate athletics fee budget to the board of regents each year, the president of the university shall consider the recommendations of the intercollegiate athletics fee committee. If the president's recommendations to the board are substantially different from the committee's recommendations, the president of the university shall notify the committee not later than the last date on which the committee may request an appearance at the meeting of the board of regents at which the intercollegiate athletics fee budget will be considered. On request of a member of the committee, the president shall provide the member with a written report of the president's recommendations to the board.

(j) If the imposition of a mandatory intercollegiate athletics fee as described by this section was approved by a majority vote of the students of the university who participated in a general student election held on or after January 1, 2005, the board may impose the fee as prescribed by the results of the election without calling an additional election. This subsection expires January 1, 2008.

Amendment No. 1 was adopted.

**SB 175** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 182** (Hilderbran - House Sponsor), A bill to be entitled An Act relating to the prosecution of the offense of criminal trespass.

**SB 201** (Morrison - House Sponsor), A bill to be entitled An Act relating to tuition exemptions at public institutions of higher education for certain professional nursing program preceptors and their children.

**SB 214** (Hilderbran - House Sponsor), A bill to be entitled An Act relating to authorizing the transfer for consideration of certain fractional mineral interests held by the state to certain landowners.

**SB 235** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 246** (Goolsby - House Sponsor), A bill to be entitled An Act relating to the management and maintenance of certain land located south of the Sam Houston Building by the State Preservation Board.

**SB 251** (Harper-Brown - House Sponsor), A bill to be entitled An Act relating to parking of a motor vehicle operated by or for the transportation of a veteran with a disability in certain parking spaces; providing a criminal penalty.

**SB 254** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 274** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 285** (Hill - House Sponsor), A bill to be entitled An Act relating to the imposition of certain fees on students enrolled at The University of Texas at Dallas. (Harless recording voting no.)

**SB 289** (Morrison - House Sponsor), A bill to be entitled An Act relating to the use of professional nursing shortage reduction program grants to encourage clinical nursing instruction by part-time faculty at public or private institutions of higher education.

**SB 303** (Eiland - House Sponsor), A bill to be entitled An Act relating to health care coverage for a child in a suit affecting the parent-child relationship.

**SB 310** (Farabee - House Sponsor), A bill to be entitled An Act relating to the Texas Veterans Commission's authority to make performance incentive awards for providing services to veterans.

**SB 311** (Noriega - House Sponsor), A bill to be entitled An Act relating to reemployment rights of certain members of the National Guard.

**CSSB 323** (B. Brown - House Sponsor), A bill to be entitled An Act relating to the creation of the Fairfields Municipal Utility District of Kaufman County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 328** (Harper-Brown - House Sponsor), A bill to be entitled An Act relating to the requirement that the results of an alcohol and drug test taken by certain holders of a commercial driver's license be reported to the Department of Public Safety of the State of Texas.

**SB 350** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 351** (Noriega - House Sponsor), A bill to be entitled An Act relating to notice procedures for abatement of certain nuisances.

**SB 352** (Noriega - House Sponsor), A bill to be entitled An Act relating to the method of providing notice in the enforcement of certain municipal ordinances involving substandard buildings and conditions.

**SB 397** (Goolsby - House Sponsor), A bill to be entitled An Act relating to the administration of an oath in this state.

**SB 480** (Gattis - House Sponsor), A bill to be entitled An Act relating to the definition of private or independent institution of higher education applicable to certain statutes.

**SB 512** (Solomons - House Sponsor), A bill to be entitled An Act relating to the attachment of a judgment lien to homestead property.

**SB 535** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 541** (Miles - House Sponsor), A bill to be entitled An Act relating to continuing education in sustainable and energy-efficient design standards for a person registered by the Texas Board of Architectural Examiners. (Harper-Brown and Phillips recorded voting no.)

**SB 555** (Hilderbran - House Sponsor), A bill to be entitled An Act relating to designating April as Texas Fruit and Vegetable Month.

**SB 560** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 564** (Garcia - House Sponsor), A bill to be entitled An Act relating to the name of The Calhoun County Navigation District.

**SB 565** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 592** (Parker - House Sponsor), A bill to be entitled An Act relating to special notice to the news media of the meeting of a governmental body in certain situations under the open meetings law.

**SB 608** (Callegari - House Sponsor), A bill to be entitled An Act relating to restrictions on state contracts with certain contractors.

**SB 616** (Puente - House Sponsor), A bill to be entitled An Act relating to the protection and use of intellectual property by the executive administrator of the Texas Water Development Board. (Harper-Brown recorded voting no.)

**SB 620** (Eiland - House Sponsor), A bill to be entitled An Act relating to the marking of oyster beds.

**SB 640** (Hilderbran - House Sponsor), A bill to be entitled An Act relating to creating a recognition day to celebrate adoption, adoptive families, and adoption workers in Texas.

**SB 654** (Pickett - House Sponsor), A bill to be entitled An Act relating to the management of certain public land; providing for penalties.

**CSSB 660** (Naishtat - House Sponsor), A bill to be entitled An Act relating to the creation of an additional statutory county court in Travis County.

**SB 682** (Zerwas - House Sponsor), A bill to be entitled An Act 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.

**SB 687** (Solomons - House Sponsor), A bill to be entitled An Act relating to the use of TexasOnline by state agencies and local governments.

**CSSB 688** (Quintanilla - House Sponsor), A bill to be entitled An Act relating to the area served by certain municipal drainage utility systems.

**SB 705** (Goolsby - House Sponsor), A bill to be entitled An Act relating to an annual report by the Office of Court Administration of the Texas Judicial System about jury charges and sentences in capital cases. (Harper-Brown and Phillips recorded voting no.)

**SB 711** (Solomons - House Sponsor), A bill to be entitled An Act relating to the use of TexasOnline by businesses to apply and pay for certain permits.

**SB 748** (Garcia - House Sponsor), A bill to be entitled An Act relating to the dissolution of the Aransas County Conservation and Reclamation District.

**SB 749** (Hartnett, Woolley, Hughes, Alonzo, and Eiland - House Sponsors), A bill to be entitled An Act relating to the authority and salary of a district judge presiding over multidistrict litigation proceedings in cases involving claims for asbestos-related or silica-related injuries.

**SB 757** (Callegari - House Sponsor), A bill to be entitled An Act relating to the planning and management of state telecommunications services by the Department of Information Resources.

**SB 763** (P. King - House Sponsor), A bill to be entitled An Act relating to the affidavit required to prove expenses in a civil action.

#### **Amendment No. 1**

Representative P. King offered the following amendment to **SB 763**:

Amend **SB 763** (House committee printing) by adding the following appropriately numbered SECTION (page 2, between lines 6 and 7) and renumbering the subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Chapter 30, Civil Practice and Remedies Code, is amended by adding Section 30.013 to read as follows:

Sec. 30.013. NONDISCLOSURE OF CERTAIN INFORMATION. (a) The supreme court shall adopt rules prohibiting a court or the clerk of a court from requiring a party in a civil action to disclose a social security number or driver's license number or any part of a social security number or driver's license number in the records or pleadings of the court unless the party consents to the disclosure in any document, including a document filed as provided by Title 2 of this code or Chapter 52, Property Code.

(b) This section expires August 31, 2009.

Amendment No. 1 was adopted.

**SB 781** (Pickett - House Sponsor), A bill to be entitled An Act relating to remedies available if a subdivider fails to provide water or sewer services in certain subdivisions near an international border. (Harper-Brown recorded voting no.)

#### **SB 781 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE TALTON: Representative Pickett, right now under this bill, the attorney general is the only one that has the power to address issues under the model subdivision rules. Is that correct?

REPRESENTATIVE PICKETT: That is correct.

TALTON: What is your bill doing regarding that?

PICKETT: This bill would allow an individual to enjoin as the attorney general or as a county official would.

TALTON: Do you think that this is going to create any frivolous lawsuits?

PICKETT: No, I don't.



TALTON: Secondly, under the current law, a developer or subdivider cannot plat or sell a lot in the area addressed by this bill without the sewer and water plants being approved. Is that correct?

PICKETT: That is correct.

TALTON: Does your bill change that?

PICKETT: It does not.

TALTON: Thirdly, the bill additionally allows the courts to grant an injunction for a threatened violation. Is that what your bill does?

PICKETT: Would you say that again?

TALTON: Does the bill that you have now, does it allow an individual to file for an injunction for a threatened violation?

PICKETT: Exactly, that is the point. Yes, sir.

TALTON: In addition to that injunction, does it allow them to be awarded damages and attorney fees?

PICKETT: Just as the attorney general and county officials. Yes, sir.

TALTON: Okay, then lastly what does your bill really do? What are you trying to do with this bill?

PICKETT: There's a lot of areas where the individuals themselves would like to be able to have the court enjoin in them, as we already allow the attorney general and certain county officials because there are areas where they can't, the attorney general or county officials, get to all of these properties. So we want the individual to have the same ability as the attorney general.

**CSSB 813** (Turner - House Sponsor), A bill to be entitled An Act relating to child protective services.

**SB 819** (Hartnett - House Sponsor), A bill to be entitled An Act relating to the fees charged for filing an inventory and appraisal in probate actions.

**SB 821** (Hartnett - House Sponsor), A bill to be entitled An Act relating to the use of certain excess contributions to the judicial fund that are remitted to certain counties.

**CSSB 831** (Straus - House Sponsor), A bill to be entitled An Act relating to energy savings performance contracts.

**SB 833** (Escobar - House Sponsor), A bill to be entitled An Act relating to limitations on the compensation of county auditors for certain counties.

**SB 835** (Hughes - House Sponsor), A bill to be entitled An Act relating to exempting certain federal judges from certain procedural requirements for obtaining or renewing a concealed handgun license.

**SB 850** (Darby - House Sponsor), A bill to be entitled An Act relating to the designation of certain highways as the Ports-to-Plains Corridor.

**SB 853** (McReynolds - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, functions, operations, and financing of the San Jacinto Special Utility District; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 870** (Hughes - House Sponsor), A bill to be entitled An Act relating to the definition of "institution" in the law regulating convalescent and nursing homes.

**SB 885** (Turner - House Sponsor), A bill to be entitled An Act relating to access to criminal history record information by state appellate courts.

**SB 964** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 965** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 969** (Harless - House Sponsor), A bill to be entitled An Act relating to exemptions from certain fees for government vessels and outboard motors.

**CSSB 976** (Truitt - House Sponsor), A bill to be entitled An Act relating to the public retirement system of certain municipalities.

**SB 1039** (Homer - House Sponsor), A bill to be entitled An Act relating to the payment of benefits to certain retirees of the Teacher Retirement System of Texas who return to work.

### **REMARKS ORDERED PRINTED**

Representative Thompson moved to print remarks between Representative Pickett and Representative Talton regarding **SB 781**.

The motion prevailed.

**SB 1047** (Swinford - House Sponsor), A bill to be entitled An Act relating to the use of information obtained by the attorney general through a civil investigative demand under the Deceptive Trade Practices-Consumer Protection Act.

**SB 1056** (Smithee - House Sponsor), A bill to be entitled An Act relating to conversion of a reciprocal or interinsurance exchange to a stock company through creation of a mutual holding company.

(Y. Davis now present)

**SB 1063** (Eissler - House Sponsor), A bill to be entitled An Act relating to the authority of the governing body of a taxing unit to waive penalties and interest on a delinquent ad valorem tax.

**SB 1086** (Hartnett - House Sponsor), A bill to be entitled An Act relating to providing notice of the anticipated fiscal impact of municipal charter amendments. (Latham recorded voting no.)

**SB 1123** (Miles - House Sponsor), A bill to be entitled An Act relating to the creation of the Harris County Improvement District No. 8; providing authority to impose a tax and issue bonds.

**Amendment No. 1**

Representative Miles offered the following amendment to **SB 1123**:

Amend **SB 1123** as follows:

(1) In Section 2 of the bill, in added Section 3848.003(a), Special District Local Laws Code (page 3, lines 16-17), strike "the Metropolitan Transit Authority of Harris County,".

(2) In Section 2 of the bill, in added Subchapter A, Chapter 3848, Special District Local Laws Code (page 5, between lines 14 and 15), insert the following:

Sec. 3848.008. EFFECT ON METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY. (a) This chapter does not grant any additional power to the Metropolitan Transit Authority of Harris County to individually or jointly own or develop a project in the district.

(b) The Metropolitan Transit Authority of Harris County may not own, individually or jointly, a hotel, office building, or retail facility in the district.

(3) In Section 2 of the bill, in added Section 3848.107, Special District Local Laws Code (page 10, between lines 8 and 9), insert the following:

(c) The district may not own or operate a toll road or turnpike.

Amendment No. 1 was adopted.

**CSSB 1153** (Deshotel - House Sponsor), A bill to be entitled An Act relating to the use of title insurance to insure certain interests in personal property.

**SB 1165** (Hardcastle - House Sponsor), A bill to be entitled An Act relating to the powers and duties of the Gainesville Hospital District.

**SB 1182** (Hartnett and Gonzales - House Sponsors), A bill to be entitled An Act relating to the imposition of an additional filing fee in certain proceedings for the support of the Supreme Court of Texas.

**SB 1196** (Harless - House Sponsor), A bill to be entitled An Act relating to access to criminal history record information by certain county attorneys.

**SB 1244** (Harless - House Sponsor), A bill to be entitled An Act relating to the authority of an investigator employed by a prosecuting attorney.

**SB 1257** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 1260** (Jones - House Sponsor), A bill to be entitled An Act relating to the issuance of a nonresident commercial driver's license. (Harper-Brown recorded voting no.)

**CSSB 1263** (Eiland - House Sponsor), A bill to be entitled An Act relating to regulation and licensing of certain insurance agents.

**SB 1269** (Strama - House Sponsor), A bill to be entitled An Act relating to the performance of certain civil duties by officers in this state.

**SB 1297** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 1325** (McCall - House Sponsor), A bill to be entitled An Act relating to the eligibility of relatives of public college and university board members to receive certain scholarships; providing a criminal penalty.

**SB 1349** (Van Arsdale - House Sponsor), A bill to be entitled An Act relating to the annexation of certain municipally owned airports.

**SB 1354** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 1383** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 1396** (Morrison - House Sponsor), A bill to be entitled An Act relating to the filing of a conflicts disclosure statement by a vendor or member of a governing body of a port authority or navigation district.

**SB 1412** (Gonzales - House Sponsor), A bill to be entitled An Act relating to certain fees collected by justice courts and small claims courts. (Harper-Brown and Phillips recorded voting no.)

**SB 1413** (Gonzales - House Sponsor), A bill to be entitled An Act relating to the amount of a judgment that may be appealed or removed from justice court.

(Moreno now present)

**SB 1416** (Gonzales - House Sponsor), A bill to be entitled An Act relating to the amount of a judgment that may be appealed from small claims court.

**SB 1417** (Ortiz - House Sponsor), A bill to be entitled An Act relating to the student endowment scholarship and internship program fund at Texas A&M University—Corpus Christi.

**SB 1439** (Callegari - House Sponsor), A bill to be entitled An Act relating to the annexation powers of the West Fort Bend Management District.

**CSSB 1533** (Aycock - House Sponsor), A bill to be entitled An Act relating to the transfer of certain state property from the Texas Department of Criminal Justice to Burnet County.

**SB 1540** (Bailey - House Sponsor), A bill to be entitled An Act relating to financing statements and other records under the secured transactions law.

**SB 1613** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 1618** (Veasey - House Sponsor), A bill to be entitled An Act relating to the award of a contract by an airport authority created by certain municipalities.

**SB 1626** (Rodriguez - House Sponsor), A bill to be entitled An Act relating to participation in the proportionate retirement program by certain public employees.

**SB 1630** (Macias - House Sponsor), A bill to be entitled An Act relating to limitations on the compensation of county auditors for certain counties.

**SB 1661** (Rose - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, functions, operations, and financing of the Goforth Special Utility District; providing authority to impose a tax and issue bonds; granting the power of eminent domain. (Puente recorded present, not voting.)

**SB 1732** (Goolsby - House Sponsor), A bill to be entitled An Act relating to fees for copies of certain records and research protected by copyright and owned by the State Preservation Board.

**CSSB 1735** (Jackson - House Sponsor), A bill to be entitled An Act relating to the effect of a charter provision relating to the sale of alcoholic beverages for off-premise consumption on a subsequent local option election for the sale of alcoholic beverages in certain home-rule municipalities.

**HCR 200 - ADOPTED**  
**(by Escobar)**

Representative Escobar moved to suspend all necessary rules to take up and consider at this time **HCR 200**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 200**, Memorializing Congress to reopen consideration of posthumously awarding WWI hero Marcelino Serna the Medal of Honor.

**HCR 200** was adopted.

On motion of Representatives Moreno and Noriega, the names of all the members of the house were added to **HCR 200** as signers thereof.

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR**  
**(consideration continued)**

**SB 1761** (Deshotel - House Sponsor), A bill to be entitled An Act relating to the pilot program to provide health services to state employees in state office complexes.

**SB 1765** (Martinez Fischer - House Sponsor), A bill to be entitled An Act relating to the authority of a municipality to enter into contracts without competitive bidding; making conforming changes. (Latham recorded voting no.)

**SB 1766** (Naishtat - House Sponsor), A bill to be entitled An Act relating to expansion of the use of consumer direction for delivery of certain services to persons with disabilities and elderly persons.

**SB 1786** (Hill - House Sponsor), A bill to be entitled An Act relating to temporary cardboard tags on vehicles; providing penalties.

**SB 1884** (Thompson - House Sponsor), A bill to be entitled An Act relating to liability for and calculation of underpayment penalties under certain provisions regarding prompt payment of physicians and providers under certain managed care plans.

**SB 1953** (Garcia - House Sponsor), A bill to be entitled An Act relating to the name, commissioners, and powers of the Aransas County Navigation District No. 1.

**SB 1961** (Zerwas - House Sponsor), A bill to be entitled An Act relating to the creation of the Willow Creek Farms Municipal Utility District; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 1963** (Creighton - House Sponsor), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 113; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 1964** (Creighton - House Sponsor), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 114; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 1965** (Creighton - House Sponsor), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 121; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 1966** (Creighton - House Sponsor), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 123; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**SB 1967** (Creighton - House Sponsor), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 124; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**CSSB 1983** (P. King - House Sponsor), A bill to be entitled An Act relating to the creation of the Upper Trinity Groundwater Conservation District; providing authority to issue bonds.

**SB 1993** (Flynn - House Sponsor), A bill to be entitled An Act relating to the validation of acts and proceedings of the Lake View Management and Development District and the division of the district into two or more new districts.

**Amendment No. 1 (Committee Amendment No. 1)**

On behalf of Representative Latham, Representative Flynn offered the following committee amendment to **SB 1993**:

Amend the Senate Engrossed Version of **SB 1993** as follows:

1. On Page 1, Line 10, strike "or more".

2. On Page 1, Line 14, strike "53.030-53.041, Water Code." and substitute in lieu thereof:

"53.030 through 53.041, Water Code."

3. On Page 1, strike Lines 23 and 24 in their entirety and substitute in lieu thereof:

"the Lake View Management and Development District taken before April 1, 2007, are validated, ratified, and confirmed".

Amendment No. 1 was adopted.

**SB 1999** (J. Davis - House Sponsor), A bill to be entitled An Act relating to the creation of the NASA Area Management District; providing authority to impose an assessment, impose a sales and use tax, and issue bonds.

**SB 2009** (Garcia, Herrero, Ortiz, and Escobar - House Sponsors), A bill to be entitled An Act relating to the creation of municipal courts of record in the city of Corpus Christi.

**CCSB 2016** (Merritt - House Sponsor), A bill to be entitled An Act relating to the compensation paid to a statutory county court judge in Gregg County.

**CSHB 3984** (by Phillips), A bill to be entitled An Act relating to the creation of the Double Platinum Ranch Water Control and Improvement District No. 1 of Grayson County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

#### **Amendment No. 1**

Representatives Puente and Phillips offered the following amendment to **CSHB 3984**:

Amend **CSHB 3984** (House Committee Printing) on page 6, line 2, between "maintain," and "and operate", by inserting "repair,".

Amendment No. 1 was adopted.

**CSHB 3990** (by Aycock), A bill to be entitled An Act relating to the creation of the Burnet County Water Control and Improvement District No. 1; providing authority to impose a tax and issue bonds.

**CSHB 4033** (by Laubenberg), A bill to be entitled An Act relating to the creation of the Ledbetter Utility District No. 1 of Kaufman and Rockwall Counties; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**CSHB 4034** (by Laubenberg), A bill to be entitled An Act relating to the creation of the Ledbetter Utility District No. 2 of Kaufman and Rockwall Counties; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**HB 4044** (by Parker), A bill to be entitled An Act relating to the qualifications and method of electing directors of the Mustang Special Utility District.

**HB 4066** (by J. Davis), A bill to be entitled An Act relating to the creation of the NASA Area Management District; providing authority to impose an assessment, impose a sales and use tax, and issue bonds.

**CSHB 4085** (by Laubenberg and B. Brown), A bill to be entitled An Act relating to the creation of the Triple Creek Municipal Management District; providing authority to levy an assessment, impose a tax, and issue bonds.

**CSHB 4088** (by Rose), A bill to be entitled An Act relating to the Plum Creek Conservation District.

### Amendment No. 1

Representative Puente offered the following amendment to **CSHB 4088**:

Amend **CSHB 4088** (House Committee Printing) as follows:

- (1) On page 1, line 9, strike "(i), and (j)" and substitute "and (i)".
- (2) Strike page 2, line 22, through page 3, line 7.
- (3) On page 3, line 8, strike "(j)" and substitute "(i)".
- (4) On page 3, line 22, following the underlined semicolon, add "and".
- (5) On page 3, strike lines 23 through 25.
- (6) On page 3, line 26, strike "(4)" and substitute "(3)".
- (7) On page 3, line 27, strike "10A(j)" and substitute "10A(i)".
- (8) On page 4, line 8, strike "four" and substitute "three".
- (9) On page 4, line 16, following the underlined semicolon, add "and".
- (10) On page 4, strike lines 17 through 20.
- (11) On page 4, line 21, strike "(4)" and substitute "(3)".
- (12) On page 4, line 25, strike "four" and substitute "three".
- (13) On page 5, strike lines 19 through 23.
- (14) On page 5, line 24, strike "(g)" and substitute "(f)".
- (15) On page 5, line 26, strike "10A(j)" and substitute "10A(i)".
- (16) On page 6, line 3, strike "(4)" and substitute "(3)".
- (17) On page 8, line 11, strike "(i), and (j)" and substitute "and (i)".

Amendment No. 1 was adopted.

**CSHB 4096** (by Phillips), A bill to be entitled An Act relating to the creation of the King's Crossing Municipal Utility District of Grayson County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

### Amendment No. 1

Representatives Puente and Phillips offered the following amendment to **CSHB 4096**:

Amend **CSHB 4096** (house committee printing) on page 5, between lines 14 and 15, by inserting the following:

Sec. 8251.104. MAINTENANCE AND REPAIR OF ROADS IN TERRITORY OUTSIDE CORPORATE LIMITS OF MUNICIPALITY. If district territory, or a portion of district territory, is located outside the corporate limits of a municipality, the district shall:



(1) maintain, improve, operate, and repair any road located in that territory in accordance with the ordinances and rules of each political subdivision in whose jurisdiction the road is located; and

(2) pay for the cost of performing the district's duties under Subdivision (1).

Amendment No. 1 was adopted.

**HB 4126** (by Hilderbran), A bill to be entitled An Act relating to a pilot program to provide additional protection to the headwaters of the Upper Guadalupe River to be implemented by the Upper Guadalupe River Authority.

**Amendment No. 1**

Representative Hilderbran offered the following amendment to **HB 4126**:

Amend **HB 4126** by striking all below the enacting clause and substituting the following:

SECTION 1. Chapter 5, page 1062, Special Laws, acts of the 46th Legislature, Regular Session, 1939 is amended by adding Section 16A to read as follows:

Sec. 16A. (a) As necessary to prevent erosion and protect the water quality of the Upper Guadalupe River, the district may adopt rules to require a responsible party to obtain a permit from the district for any quarry operation in the district that:

(1) is located one-half mile or less from that portion of the Guadalupe River or its tributaries, the water quality of which is threatened by activities at a quarry.

(b) In this section:

(1) "Quarry" means the site from which aggregates for commercial sale are being or have been removed or extracted from the earth to form a pit, including the entire excavation, stripped areas, haulage ramps, and the immediately adjacent land on which the plant processing the raw materials is located. The term does not include any land owned or leased by the responsible party not being currently used in the production of aggregates for commercial sale or an excavation to mine clay or shale for use in manufacturing structural clay products.

(2) "Responsible Party" means the owner, operator, lessor, or lessee who is responsible for overall function and operation of a quarry required to apply for an hold a permit pursuant to this section.

(c) the district by rule shall establish performance criteria and requirements for the permit required under Subsection (a) to address:

(1) slope gradients that minimize the potential for erosion of quarry walls and banks into the surface waters and related water quality considerations;

(2) potential effects on areas subject to frequent flooding and related risks to public safety and property;

(3) the control of surface water drainage and water accumulation to prevent:

(A) erosion, siltation, or runoff; and

(B) damage to public or private property;

(4) closure of a quarry, after quarry activities have ended, consistent with best management standards and practices adopted by the commission for quarry stabilization and reuse, which may include soil stabilization and compacting, grading, erosion control measures, removal of waste, debris, and structures, and revegetation; and

(5) restoration of a receiving water body to background conditions in the event of an unauthorized discharge that affects the water body.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2007.

Amendment No. 1 was adopted.

### 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).

### LOCAL, CONSENT, AND RESOLUTIONS CALENDAR (consideration continued)

**HB 4134** (by Miles), A bill to be entitled An Act relating to the creation of the Harris County Improvement District No. 10; providing authority to impose a tax and issue bonds.

#### Amendment No. 1

Representative Miles offered the following amendment to **HB 4134**:

Amend **HB 4134** as follows:

- (1) On page 4, line 10, strike "or".
- (2) On page 4, between lines 10 and 11, insert:
  - (2) Section 3860.111; or
- (3) On page 4, line 11, strike "(2)" and substitute "(3)".
- (4) On page 5, line 11, strike "nine" and substitute "14".
- (5) On page 5, line 12, strike "four or five" and substitute "seven".
- (6) On page 5, line 14, between "by" and "resolution", insert "order or".
- (7) On page 5, line 18, strike "nine" and substitute "15".
- (8) Strike page 7, line 22, through page 8, line 3, and substitute:

1 Vivian Harris

2 Homer Clark

3 Rita Foretich

4 Lance Gilliam

5 Melva Thorton

6 Eileen Barrett Williams

7 Rhonda Jordan

8 Willie Belle Boone

9 Rev. Wallace Lockett

10 Rev. Jefferson

11 Anganette Young

12 Theldon Branch

13 Mark O'Sikes

14 Keith Wade

(b) Of the initial voting directors, the terms of directors appointed for even-numbered positions expire June 1, 2009, and the terms of directors appointed for odd-numbered positions expire June 1, 2011.

(9) On page 11, between lines 13 and 14, insert:

Sec. 3860.111. DIVISION OF DISTRICT. (a) The district shall be divided into two districts only if the district is not imposing ad valorem taxes.

(b) Not later than the 60th day after the effective date of the Act creating this chapter, the board shall adopt an order dividing the district into two districts. The original district includes all district territory not included in the new district. The new district includes all the territory included in state representative district 131 on the date the division is effective. Neither district may request consent to its creation from the City of Houston until the order dividing the district is adopted.

(c) After the division of the district:

(1) the original district is governed by a board of seven voting directors consisting of the directors appointed to positions eight through fourteen; and

(2) the new district is governed by a board of seven voting directors consisting of the directors appointed to positions one through seven of the original district.

(d) An order dividing the district must:

(1) name the new district;

(2) describe the boundaries of the new district;

(3) name the initial directors of the new district; and

(4) divide the assets and liabilities in any manner between the new district and the original district.

(e) Not later than the 10th day after the date the board adopts the order, the district shall file the order with the Texas Commission on Environmental Quality and record the order in the real property records of Harris County.

(f) The new district has all the powers and duties of the district.

(10) On page 11, line 14, strike "3860.111" and substitute "3860.112".

(11) On page 11, line 16, strike "3860.112" and substitute "3860.113".

(12) On page 17, between lines 1 and 2, insert:

Sec. 3860.209. POWERS OF MUNICIPAL UTILITY DISTRICT TO ESTABLISH DEFINED AREAS AND DESIGNATED PROPERTY; TAXES; BONDS. (a) The district has the powers of a municipal utility district under Subchapter J, Chapter 54, Water Code, including the power to:

(1) implement a plan adopted under that subchapter;

(2) issue bonds; and

(3) impose a tax in a defined area established under that subchapter.

(b) The district may exercise the powers described by Subsection (a) regardless of whether the district is composed of the minimum number of acres provided by Section 54.801, Water Code.

(13) On page 17, line 2, strike "3860.209" and substitute "3860.210".

(14) On page 17, line 6, strike "3860.210" and substitute "3860.211".

(15) On page 17, line 9, strike "3860.211" and substitute "3860.212".

Amendment No. 1 was adopted.

**CSHB 4013** (by Allen), A bill to be entitled An Act relating to the creation of the Spectrum Management District; providing authority to levy an assessment, impose a tax, and issue bonds.

**HB 4139** (by Flynn), A bill to be entitled An Act relating to the creation of a county court at law in Van Zandt County.

**HB 4092** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Calendars.

**CSHCR 1** (by Garcia), Memorializing congress to support legislation for veterans' health care budget reform.

**HCR 200** was previously adopted.

**HCR 222** (by Gallego), Encouraging the board of the Texas Youth Commission, or its successor entity, to name the TYC facility in Sheffield in honor of William David Slaughter, Jr.

**SB 175** (Parker - House Sponsor), A bill to be entitled An Act relating to the calculation of certain deadlines under the public information law.

**SB 235** (T. Smith - House Sponsor), A bill to be entitled An Act relating to the composition of a county bail bond board.

**CSSB 254** (Dutton - House Sponsor), A bill to be entitled An Act relating to the sale of live animals in certain counties on a public highway or road, the right-of-way of a public highway or road, or a parking lot.

**SB 274** (Escobar - House Sponsor), A bill to be entitled An Act relating to the issuance of Silver Star Medal license plates.

**CSSB 350** (Noriega - House Sponsor), A bill to be entitled An Act relating to the abatement of certain nuisances involving junked vehicles.

**SB 535** (Homer - House Sponsor), A bill to be entitled An Act relating to the possession or shooting of a handgun on the land of the Lower Colorado River Authority by a person licensed to carry a concealed handgun.

**SB 560** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 565** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 964** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 965** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**SB 1257** (Keffer - House Sponsor), A bill to be entitled An Act relating to the definition of hotel under the Alcoholic Beverage Code.

**CSSB 1297** (Puente - House Sponsor), A bill to be entitled An Act relating to additional criminal law magistrates in Bexar County.

**SB 1383** was withdrawn and was postponed until the beginning of the next local, consent, and resolutions calendar.

**HCR 261 - ADOPTED**  
(by Corte)

Representative Corte moved to suspend all necessary rules to take up and consider at this time **HCR 261**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 261**, Convening a joint memorial session to honor all Texans killed during the Global War on Terrorism.

**HCR 261** was adopted.

**HR 2134 - ADOPTED**  
(by Veasey)

Representative Veasey moved to suspend all necessary rules to take up and consider at this time **HR 2134**.

The motion prevailed.

The following resolution was laid before the house:

**HR 2134**, Congratulating Pastor Roy Edwin West on being named district overseer of the Tarrant County area of the Full Gospel Baptist Church Fellowship.

**HR 2134** was adopted.

**HR 2135 - ADOPTED**  
(by Veasey)

Representative Veasey moved to suspend all necessary rules to take up and consider at this time **HR 2135**.

The motion prevailed.

The following resolution was laid before the house:

**HR 2135**, Honoring Carol Coston McPike of Boerne on her 60th birthday.

**HR 2135** was adopted.

**COMMITTEE MEETING ANNOUNCEMENTS**

The following committee meetings were announced:

Border and International Affairs, upon lunch recess today, Desk 30, for a formal meeting, to consider pending business.

Land and Resource Management, upon lunch recess today, Desk 74, for a formal meeting, to consider pending business.

Juvenile Justice and Family Issues, upon lunch recess today, Desk 115, for a formal meeting, to consider **SB 583**.

Corrections, upon lunch recess today, Desk 50, for a formal meeting, to consider pending business.

State Affairs, upon lunch recess today, Desk 9, for a formal meeting, to consider pending business.

Higher Education, upon lunch recess today, Desk 86, for a formal meeting, to consider pending business.

**HCR 259 - ADOPTED**  
**(by Miles)**

Representative Miles moved to suspend all necessary rules to take up and consider at this time **HCR 259**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 259**, Honoring Bardoli Global for helping students of color to study abroad.

**HCR 259** was read and was adopted.

On motion of Representative McClendon, the names of all the members of the house were added to **HCR 259** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Miles who introduced members of Bardoli Global.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Health, upon lunch recess today, Desk 58, for a formal meeting, to consider pending business.

**ADJOURNMENT**

The chair announced that the house would adjourn until 11:05 a.m. today.

The house accordingly, at 10:55 a.m., adjourned until 11:05 a.m. today.

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**ADDENDUM**

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**MESSAGES FROM THE SENATE**

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

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, May 17, 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:

**LOCAL AND UNCONTESTED CALENDAR**

**HB 125** Delisi SPONSOR: Van de Putte  
Relating to tuition and fee exemptions for the children of certain military personnel.

**HB 273** Truitt SPONSOR: Harris  
Relating to certain contracts and purchasing procedures for school districts.  
(Committee Substitute)

**HB 386** Callegari SPONSOR: Hegar  
Relating to the repeal of the law creating the Texas Deepwater Port Authority.

**HB 425** Madden SPONSOR: Hinojosa  
Relating to the instructional requirements for education services provided in a juvenile residential facility operated by a juvenile board or under contract with the Texas Youth Commission.

**HB 496** Cook, Robby SPONSOR: Hegar  
Relating to mileage reimbursement for soil and water conservation district directors and delegates.

**HB 576** Smith, Wayne SPONSOR: Ellis  
Relating to the bid bond form of bid deposit for certain special district construction projects.

**HB 902** Crownover SPONSOR: Estes  
Relating to a student fitness and recreational fee at Texas Woman's University.  
(Committee Substitute)

**HB 921** Delisi SPONSOR: Ellis  
Relating to the sharing of information among state agencies.  
(Committee Substitute)

**HB 1023** Berman SPONSOR: Watson  
Relating to grants made by the Texas Commission on the Arts.

**HB 1045** Truitt SPONSOR: Zaffirini  
Relating to designating April as Child Safety Month.

**HB 1100** Lucio III SPONSOR: Lucio  
Relating to cancellation of a subdivision plat under certain circumstances.

- HB 1138** Leibowitz SPONSOR: Watson  
Relating to the authority of the General Land Office to accept grants.
- HB 1178** Escobar SPONSOR: Ellis  
Relating to procedures applicable to waivers of the right to counsel in certain adversary judicial proceedings that may result in punishment by confinement.
- HB 1365** Flores SPONSOR: Whitmire  
Relating to residency requirements for holders of a promotional alcoholic beverage permit.
- HB 1382** McCall SPONSOR: Shapiro  
Relating to authorizing the sale of certain real property held by the Department of Public Safety.
- HB 1401** Dutton SPONSOR: Gallegos  
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 1471** Hancock SPONSOR: Brimer  
Relating to resource sharing among certain political subdivisions, including regional planning commissions, during a disaster.  
(Committee Substitute)
- HB 1497** Van Arsdale SPONSOR: Williams  
Relating to the consequences of the failure by a person requesting information under the public information law to timely respond to certain written communications from a governmental body.
- HB 1741** Flynn SPONSOR: Janek  
Relating to certain investments by insurance companies and related organizations.
- HB 1787** Hartnett SPONSOR: Watson  
Relating to the determination of title to real property through a declaratory judgment.
- HB 1820** Hamilton SPONSOR: Williams  
Relating to the authority to impose a county hotel occupancy tax and to the maximum rate of the tax.
- HB 1844** Howard, Charlie SPONSOR: Janek  
Relating to the administration of certain tests to home-schooled students by school districts.
- HB 1871** Giddings SPONSOR: Fraser  
Relating to information obtained regarding the sale of plastic bulk merchandise containers; providing civil penalties.
- HB 1910** Elkins SPONSOR: Watson  
Relating to the seizure of personal property for the payment of ad valorem taxes.
- HB 1973** Delisi SPONSOR: Nelson  
Relating to certain duties of the Texas Medical Board in licensing and expert testimony.  
(Committee Substitute)
- HB 2212** Guillen SPONSOR: Zaffirini



Relating to the authority to consolidate municipalities.

**HB 2338** Bailey SPONSOR: Gallegos  
Relating to the authority of certain municipalities to regulate a vehicle operating as a limousine.

**HB 2393** Flynn SPONSOR: Janek  
Relating to the investment and management of assets held in a prepaid funeral benefits trust.

**HB 2458** Cook, Byron SPONSOR: Brimer  
Relating to the continuation and functions of the Texas Structural Pest Control Board.  
(Committee Substitute)

**HB 2514** McClendon SPONSOR: West, Royce  
Relating to the creation of an arts and entertainment district by a populous municipality.

**HB 2799** McClendon SPONSOR: Van de Putte  
Relating to the applicability of the Texas Local Fire Fighters Retirement Act.

**HB 3084** Phillips SPONSOR: Deuell  
Relating to the municipal street maintenance sales tax.

**HB 3138** Bohac SPONSOR: Ellis  
Relating to the authority to operate a mobile food unit, roadside food vendor, or temporary food service establishment in certain counties.

**HB 3140** Flynn SPONSOR: Shapleigh  
Relating to the review and functions of the Veterans' Land Board.  
(Committee Substitute)

**HB 3191** Hill SPONSOR: West, Royce  
Relating to the exemption from ad valorem taxation of certain property used to provide low-income housing.

**HB 3226** Branch SPONSOR: West, Royce  
Relating to the equalization of property wealth in certain school districts.

**HCR 136** Flynn SPONSOR: Deuell  
Designating the Ghostriders as the official Rodeo Drill Team of Texas.

**HCR 137** Miller SPONSOR: Fraser  
Designating the Barnie McBee Memorial Cook-off in Comanche as the official North Central Texas Regional Championship Barbecue Cook-off.

**HCR 159** Morrison SPONSOR: Shapleigh  
Requesting that the governor, lieutenant governor, and speaker appoint a select commission on higher education and global competitiveness.

**SB 1024** Wentworth  
Relating to the requirements for appointment as a visiting statutory probate court judge.

**SB 2044** Gallegos  
Relating to the creation of the Harris County Improvement District No. 9; providing authority to impose a tax and issue bonds.

Respectfully,  
Patsy Spaw  
Secretary of the Senate