

**The
73rd Texas
Legislature**

**Summary of
Significant
Legislation**



SENATE RESEARCH CENTER

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THE 73RD TEXAS LEGISLATURE

**SUMMARY
OF
SIGNIFICANT LEGISLATION**

1993

THIRD PRINTING

SENATE RESEARCH CENTER

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FOREWORD

The Senate Research Center and its predecessor office, the Senate Office of Bill Analysis, has traditionally published a *Summary of Significant Legislation* shortly after the conclusion of the regular session of each legislature; the first summary was published in 1987.

The summary is comprised of five sections: an overview of major issues; a list of all enrolled bills; sunset legislation; constitutional amendments; and gubernatorial vetoes. The section listing enrolled bills has been expanded this year to include the authors/sponsors, relating clauses, and effective dates of the bills.

The Research Center offers this publication as a source of information for legislative employees answering constituent inquiries and for anyone wishing to learn more about the accomplishments of the 73rd Texas Legislature.

The *Summary of Significant Legislation* is a result of the efforts of many of the members of the Senate Research Center staff. We would like to thank the staffs of the senate committees and of the office of the lieutenant governor for their suggestions as to legislation which should be included in this summary, and Dan White for designing the cover. A very special thank you is due to Betty King, Secretary of the Senate, for her continued guidance and support.

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SENATE RESEARCH CENTER
SUMMARY OF SIGNIFICANT LEGISLATION

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SECTION I.
OVERVIEW OF MAJOR ISSUES

Appropriations / Budget

Senate Bill 5
by Senator Montford
House Sponsor: Representative Junell

General Revenue Appropriations for 1994-95 total \$38.85 billion, an increase of \$3.74 billion, or 10.66%, from 1992-93.

All Funds Appropriations for 1994-95 total \$70.12 billion, an increase of \$7.19 billion, or 11.0%, from 1992-93.

PUBLIC AND HIGHER EDUCATION

TYPE OF FUNDS	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$20.42 Billion	\$954 Million or 5% Increase
All Funds	\$26.13 Billion	\$1.43 billion or 6% Increase

- Appropriates **\$14.76 billion in general revenue for public education, a 5.6% or \$781.3 million increase from 1992-93.**
- Appropriates **\$14.3 billion for the Foundation School Program, approximately \$1 billion more than in 1992-93.** In 1994, the state aid per pupil is \$19 less than in 1993, with the 1995 level the same as in 1993.
- Appropriates \$10 million for compulsory extended school year pilot projects, a new program.
- Appropriates \$10 million for the Successful Schools Award program. This is a 66% or \$30 million reduction from the previous biennium.
- Reduces the general revenue appropriation for TEA's administrative costs by \$7.9 million or 15% from the 1993 funding level.
- Appropriates \$17 million in oil overcharge funds for energy management to assist below average wealth school districts.
- Appropriates **\$5.65 billion for higher education, a 3% or \$172.7 million increase from 1992-93.**
- Appropriates **\$96.5 million to the Border/South Texas region, a 174% or \$61.3 million increase from 1992-93.**
- Authorizes \$290 million in bonds for the construction of higher education facilities, primarily in the South Texas area.

- Appropriates \$50.4 million for the Tuition Equalization Grants Program. This appropriation, a 4.1% or \$2 million increase from 1992-93, will provide 18,891 grants.
- Appropriates \$600,000 in general revenue to continue the Scholarship Program for Educationally Disadvantaged Students and Recruitment of Minority Faculty and Staff. The funds will provide approximately 730 scholarships each year of the biennium, the same number provided in 1992-93.
- Appropriates \$95.6 million for higher education enrollment growth.

Public Safety and Corrections

<i>TYPE OF FUNDS</i>	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$3.07 Billion	\$830 Million or 37% Increase
All Funds	\$4.27 Billion	\$510 Million or 14% Increase

- Appropriates **\$3.05 billion** in general revenue to TDCJ, a **38%** or **\$832 million** increase from 1992-93. Some of the items funded include:
 - \$197 million in existing bond proceeds for the construction of a 1,000 bed regional center and 10,000 state jail beds;
 - \$25.8 million in new bonding authority for the construction of 12,000 state jail beds;
 - \$205 million for county jail backlog payments;
 - \$19.1 million in additional funds for 700 parole violators;
 - \$165 million for community supervision to meet expected growth in probation population; and
 - \$105 million for substance abuse treatment.
- Appropriates \$152 million to the Texas Youth Commission (TYC) to maintain a six-month minimum stay in a residential facility for delinquents. The TYC will receive \$166.3 million, an 18% increase from 1992-93 funding levels.
- Appropriates funding for an additional 175 officers for the Department of Public Safety. The agency's all funds appropriation of \$493.2 million is a 7% or \$31 million increase from 1992-93. The agency will not receive any general revenue.

Health & Human Services

<i>TYPE OF FUNDS</i>	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$9.47 Billion	\$1.81 Billion or 24% Increase
All Funds	\$23.64 Billion	\$4.34 Billion or 22% Increase

- Appropriates **\$3.9 billion** in general revenue and **\$12.36 billion** in all funds to the Texas Department of Health (TDH), a **41%** increase from 1992-93. Some of the programs funded include:
 - \$114 million for immunizations for 70% of all Texas children;
 - \$72.8 million to provide HIV services and education for 16,000 individuals;

- \$8.1 billion for Medicaid premiums for women, infants and families with incomes between 134 and 185 percent of poverty;
 - \$227 million for Title XX, Family Planning Services, to serve approximately 500,000 individuals; and
 - \$1.17 billion to provide between 19 and 21 million prescriptions annually.
- Appropriates **\$2.3 billion in general revenue and \$6.57 billion in all funds** to the Department of Human Services (DHS), a **15% and 13% increase, respectively**, from 1992-93. Some of the programs funded include:
 - \$1.2 billion for AFDC grants, maintaining the average monthly grant of \$57.93 per person;
 - \$305 million in child care services, allowing approximately 21,000 parents to work; and
 - \$2.2 billion for nursing home payments that will service 67,000 to 69,000 clients in the biennium.
- Appropriates **\$580.9 million in general revenue and \$960.3 million in all funds** to the Department of Protective and Regulatory Services (PRS), a **32% and 21% increase, respectively**, from 1992-93. Some programs funded included:
 - \$74 million in Child Protective Services in-home services, which will provide services for 51,000 to 61,000 children each year of the biennium; and
 - \$3.8 million to the Hope Center for Youth, an alternative treatment center serving approximately 147 youths.
- Appropriates **\$2.22 billion in all funds** to the Department of Mental Health and Mental Retardation (MHMR), a **2% increase** from 1992-93. This appropriation provides sufficient funding to comply with the federal court settlement. Some of the programs funded include:
 - \$6.8 million to serve mentally retarded clients who are dually diagnosed with mental illnesses;
 - \$40.85 million to provide mental health services to 6,800 and 9,200 children in 1994 and 1995, respectively; and
 - \$107 million to provide in-home services to 3,000 and 3,370 mentally retarded individuals in 1994 and 1995 respectively.
- Appropriates **\$54.7 million in general revenue and \$275 million in all funds** to the Texas Commission on Alcohol and Drug Abuse (TCADA), a **26% and 14% increase, respectively**, from 1992-93. Some of the programs funded include:
 - \$65 million for the chemical dependency prevention program that will annually serve 922,000 youth and 1.5 million adults; and
 - \$5 million to inspect 155 and 165 treatment facilities in 1994 and 1995, respectively.
- Appropriates **\$10.6 million in general revenue and \$11.4 million in all funds** to the Department on Aging, a **1.9% and 1.6% increase, respectively**, from 1992-93. Some of the programs funded include:
 - \$66 million to provide annually 8.5 million home meals to 145,000 individuals; and
 - \$5.35 million to provide 385,000 hours of homemaker services annually.

- Appropriates **\$81.3 million in general revenue and \$491.8 million in all funds** to the Texas Rehabilitation Commission (TRC), a **13.7% and 13.3% increase, respectively**, from 1992-93. Some of the programs funded include:
 - \$1 million to provide personal attendant services to 68 individuals;
 - \$800,000 to provide transitional planning services to 405 students; and
 - \$28.2 million to provide independent living services to people with severe disabilities.

General Government

<i>TYPE OF FUNDS</i>	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$1.28 Billion	\$142.9 Million or 12.5% Increase
All Funds	\$2.94 Billion	\$135.1 Million or 4.4% Increase

- Appropriates **\$7.6 million for the Smart Jobs Program**, a new Texas Department of Commerce program aimed at retraining Texas workers.
- Appropriates **\$54,000 for court security** for the Court of Criminal Appeals and the Supreme Court.
- Appropriates **\$74 million** to the Department of Housing and Community Affairs for loans and grants for the **HOME program**.

Employee Benefits

<i>TYPE OF FUNDS</i>	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$4.26 Billion	\$120.3 Million or 2.9% Increase
All Funds	\$5.39 Billion	\$366.7 Million or 7.3% Increase

- Maintains the state's retirement contribution rates at 6.43% for general state employees and 7.31% for public and higher education employees.
- Increases the state's contribution for group health insurance to fund a 10% increase in premiums.
- Provides funds in FY 1994 for the 3% pay raise granted in FY 1993.

Natural Resources

<i>TYPE OF FUNDS</i>	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$269 Million	\$3.9 Million or 1.4% Increase
All Funds	\$1.24 Billion	\$128.4 Million or 11.5% Increase

- Appropriates interest income from special funds to the Parks and Wildlife Department, eliminating all but statutorily dedicated general revenue as a department funding source.

- Provides funding for full implementation of the federal Clean Air Act and avoids a potential loss of \$1.0 billion in federal funds.
- Provides debt service funding of \$14.4 million for water and wastewater projects in economically distressed areas, including *colonias*.

Regulatory

TYPE OF FUNDS	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$164 Million	\$5.1 Million or 3.2% Increase
All Funds	\$360 Million	\$4.1 Million or 1.2% Increase

- Reduces Texas Department of Insurance appropriations by \$14.6 million or 15% below 1992-93 funding, primarily by:
 - capping the workforce at 1,000 positions;
 - reducing computer equipment purchases and consulting services for the Early Warning Information System; and
 - cost savings achieved during the 1992-93 biennium.

Transportation

TYPE OF FUNDS	1994-95 APPROPRIATION	CHANGE FROM 1992-93
General Revenue	\$14.6 Million	No Change
All Funds	\$6.26 Billion	\$660 Million or 12% Increase

- Appropriates \$3.24 billion, a 2.9% increase from the 1993 budget for highway construction.
- Appropriates 1993 level funding of \$145 million for preventive maintenance.

General Obligation Bonds - Corrections and MHMR Facilities**Senate Joint Resolution 45***by Senator Whitmire**House Sponsor: Representative Hightower*

- Amends the Texas Constitution to authorize the issuance, contingent upon voter approval, of up to \$1.0 billion in general obligation bonds to acquire, build and equip adult and youth corrections institutions and mental health/mental retardation (MHMR) institutions, and to repair or renovate existing corrections institutions.
 - Authorizes 12,000 state jail beds to house felons convicted of state jail offenses. These beds represent the initial capacity for the newly created State Jail Division of the Texas Department of Criminal Justice. (See SB 532, below in Criminal Justice.)
 - Authorizes funding for safety and Americans with Disability Act-related renovations of Texas Youth Commission facilities.
 - Authorizes construction of a new client facility at Laredo State Center and repairs or renovations at a number of MHMR institutions.
 - Mandates a good-faith effort to include participation by historically underutilized businesses in the issuance of at least 30 percent of all bond sales.

Senate Bill 1068*by Senators Whitmire, et al.**House Sponsor: Representative Hightower*

- Authorizes the issuance and appropriation of \$1.0 billion in general obligation bonds to acquire, build and equip adult and youth corrections institutions and MHMR institutions, and to repair or renovate existing corrections institutions. (Enabling legislation for SJR 45, above.)

Criminal Justice

Senate Bill 1

by Senators Zaffirini, et al.

House Sponsor: Representative Wolens

- Provides for the implementation of a statewide administrative driver's license revocation program targeting drunk drivers.
 - Requires an arresting officer to serve notice of driver's license suspension if a voluntary specimen of breath or blood shows illegal concentrations of alcohol or if a person refuses to submit a specimen.
 - Authorizes a person who receives notice of suspension to request a hearing to be held before the effective date of the suspension.
 - Vests jurisdiction in an administrative law judge employed by the State Office of Administrative Hearings.
 - Requires notice of suspension to be withdrawn if the administrative law judge does not find that the person's specimen showed illegal concentrations of alcohol or that the arresting officer had reasonable suspicion to stop and arrest the person.
 - Allows for the appeal of a suspension to a county court.
 - Provides for longer periods of suspension for persons previously convicted of driving while intoxicated.

Senate Bill 13

by Senators Brown, et al.

House Sponsor: Representative Combs

- Adds the murder of a child under age six to the list of capital offenses.

Senate Bill 16

by Senators Brown, et al.

House Sponsor: Representative Hill

- Establishes drug-free and weapon-free zones and provides penalties.
 - Defines drug-free zones to include schools, playgrounds, youth centers, video arcades, swimming pools, and institutions of higher education.
 - Doubles the minimum term of confinement and the maximum fine for offenses committed in the drug-free zones.

- Requires an offender to serve five years before becoming eligible for parole for violations in drug-free zones.
- Prohibits release to mandatory supervision for drug violators.
- Defines weapon-free zones as the premises of primary and secondary schools.
- Increases punishment for violations in weapon-free zones to next highest category of offense.

Senate Bill 25
by Senators Moncrief, et al.
House Sponsor: Representatives McCall, et al.

- Creates the offense of "stalking" and provides penalties.
 - Includes stalking within the offense of harassment, and defines it as engaging in conduct on more than one occasion with intent to harass, annoy, alarm, abuse, torment, or embarrass another and threatening bodily injury, or to commit an offense against the person or the person's family or property.
 - Provides that a stalking offense is punishable as a Class A misdemeanor, except that the offense is a felony of the third degree if the actor has been previously convicted for the conduct, or violates a court order to refrain from such behavior.
 - Requires prison officials to notify the victim and local authorities within 30 days of the offender's release or immediately upon his or her escape from custody.

Senate Bill 155
by Senators Turner, et al.
House Sponsor: Representative Hightower

- Creates the Texas Commission on Children.
 - Provides for the appointment of 18 members; six each by the governor, lieutenant governor, and speaker of the house. The governor shall appoint the chair and the vice chair.
 - Requires the commission to include as ex officio members the executive directors of agencies that serve children.
 - Requires the commission to develop recommendations to improve and coordinate programs for children.
 - Sets forth goals of the commission in education, juvenile justice, and family services.
 - Requires the commission to submit proposals for reform to the legislature by December 1, 1994.

Senate Bill 171
by Senators Montford, et al.
House Sponsor: Representative Hightower

- Authorizes and funds an emergency plan to add 10,000 beds to the Texas Department of Criminal Justice - Institutional Division to relieve the backlog of sentenced felons in Harris County jails in response to a federal court order in *Alberti*, a jail overcrowding lawsuit involving the state and Harris County.
 - Appropriates an additional \$125 million for the current biennium in unused general obligation funds to TDCJ-ID for the emergency plan.
 - Appropriates an additional \$125.8 million for the current biennium to TDCJ from the economic stabilization fund for the emergency plan.
 - Requires the criminal justice department to make a good faith effort to include minority-owned businesses in at least 20 percent of the total value of construction contracts awarded.

Senate Bill 378
by Senator Whitmire
House Sponsor: Representative Hightower

- Maximizes the availability of federal funds to the Texas Department of Criminal Justice and the efficiency and economy of TDCJ operations.
 - Establishes a Federal Funds Committee, appointed by the TDCJ board, to be responsible for maximizing TDCJ federal grant and entitlement funding.
 - Requires TDCJ to assess the long-term administrative segregation and maximum security needs of the institutional division once every three years.
 - Directs TDCJ (contingent upon funding) to establish an automated inventory and maintenance system for the institutional division.
 - Decreases the release pay for inmates from \$200 to \$100.
 - Provides state-funded transportation to either the parole officer's location or inmate's personal residence upon release.
 - Establishes a Managed Health Care Advisory Committee whose purpose is to develop a managed health care plan for all inmates. Some states have found managed health care plans to be an effective cost containment strategy in controlling health care costs.

Senate Bill 456
by Senators Ellis, et al.
House Sponsor: Representative Hochberg

- **Creates penalties for offenses motivated by bias or prejudice and establishes conditions of community supervision or parole for offenders.**
 - Defines bias or prejudice as the defendant having intentionally selected the victim primarily because of bias or prejudice against a person or group.
 - Provides that punishment for an offense is increased to the punishment prescribed for the next highest category of offense if bias or prejudice are proven.
 - Provides the court power to grant the defendant community supervision except in cases of murder or a repeat offense. Conditions of community supervision include up to 1 year imprisonment in the case of a felony and up to 90 days imprisonment for a misdemeanor.

Senate Bill 532
by Senators Whitmire, et al.
House Sponsor: Representative Hightower

- **Creates the State Jail Division within the Texas Department of Criminal Justice to oversee the development of State Jail Felony Facilities and authorizes the department's institutional division to develop transfer facilities to house sentenced felons awaiting transfer from county jails to prison.**
 - Directs the Jail Division to establish eight regions, composed of community supervision and corrections departments (CSCDs), and allocate beds to each region.
 - Directs the Jail Division to work with CSCDs to develop programs within the facilities.
 - Designates phase I of the project as a centralized mode, requiring at least 70 percent of the beds through contracting with the Institutional Division.
 - Designates phase II of the project as a decentralized mode, requiring the remaining state jail facilities to be located at sites in the eight regions and to incorporate locally developed initiatives and pilot projects.
 - Directs the Texas Board of Criminal Justice to adopt a timetable for implementation of the projects.

Senate Bill 209*by Senators Chris Harris, Moncrief, et al.**House Sponsors: Representatives Vowell and Naishtat*

- Adds review and enforcement tools for the Crime Victims Compensation program.
 - Authorizes the attorney general to adopt rules for establishing utilization review of mental health and related services in the Crime Victims Compensation program.
 - Allows the attorney general to reconsider certain Crime Victims Compensation awards and require refunds of awards paid by mistake.
 - Establishes civil and administrative penalties for Crime Victims Compensation claims that contain false statements.

Senate Bill 1067*by Senators Whitmire, et al.**House Sponsor: Representative Place*

- Rewrites the Texas Penal Code to provide longer prison terms in traditional prisons for violent offenders and greater opportunities for rehabilitation in state jails and community-based programs for lesser felons.
 - Streamlines the Penal Code by eliminating duplicative provisions and clarifying language.
 - Creates a new category of offenses called state jail felonies punishable by terms in state jails.
 - Doubles the amount of time certain violent inmates must serve before becoming eligible for parole.

Economic Development

Senate Bill 130

*by Senators Montford and Ellis
House Sponsor: Representative Oliveira*

- **Creates the Texas Smart Jobs Fund, an employment training program intended to improve the skills of workers for well-paying, high-technology industries.**
 - **Smart Jobs Program:**
 - **The program is administered by the Texas Department of Commerce. The executive director awards the job training funds, 60 percent of which must go to existing businesses.**
 - **The program is job-driven. A grant may not be awarded unless each employer participating in the project certifies that a job will exist at the end of the project and that it will be filled by a participant in the project.**
 - **Employers receiving grants must agree to increase the pay for existing jobs in the program by 10 percent or to pay 75 percent of the state average weekly wage. Newly created jobs must pay at least two-thirds of the average weekly wage.**
 - **Ten percent of the grants may be awarded to employers who have had to reduce or eliminate jobs because of reductions of overall employment in an industry or a substantial change in the skills required in the business.**
 - **Twenty percent of the funds are reserved for minority employers.**
 - **Funding:**
 - **Program is funded from a 0.1 percent Employment Training Investment Assessment on employers. At the same time, the state unemployment compensation tax would be reduced by 0.1 percent.**
 - **The funds will be transferred to a separate smart jobs fund and will amount to approximately \$50 million per year.**
 - **Recipients of smart-jobs grants would be required to match state funds.**

Senate Bill 939

*by Senator Ellis
House Sponsor: Representative Naishtat*

- **Provides for enforcement of Texas' 1981 child labor law by authorizing the Texas Employment Commission (TEC) to assess administrative and criminal penalties against those who illegally employ children.**

- Requires the TEC to develop a data collection system to monitor employment of minors throughout the state.
- The program is to be funded from the TEC's Advanced Interest Trust Fund, rather than general revenue.
 - Cost of enforcement will be approximately \$1.75 million per year.

House Bill 456
by Representative Seidlits
Senate Sponsor: Senator O.H. Harris

- Provides for the regulation of employee leasing companies through the following mechanisms.
 - Establishes licensing and registration requirements for employee leasing companies, including a requirement to provide proof of net worth as an adequate reserve.
 - Authorizes licensed employee leasing companies to sponsor and maintain employee benefit plans, with restrictions.
 - Requires a licensed employee leasing company that provides workers' compensation insurance to pay premiums based on the client company's experience rating for the first two years of the contract.
 - Prohibits employee leasing companies from sponsoring a plan of self-insurance for health benefits, except as provided in the federal Employee Retirement Income Security Act of 1974 (ERISA).
 - Provides that, for purposes of workers' compensation, the client and the licensee are co-employers. Provides that, for purposes of unemployment compensation, the licensee is the employer.

Education

Senate Bill 7
by Senator Ratliff

House Sponsors: Representatives Linebarger, et al.

- **FINANCE:** Provides for an equitable and constitutional plan to publicly finance Texas' schools.
 - Provides five options from which approximately 100 property-rich school districts may choose to bring their taxable property wealth down to \$280,000 per student:
 - Consolidation by agreement with a property-poor school district;
 - Detachment and annexation of property by agreement between property-rich and property-poor school districts;
 - Purchase of attendance credit from the state;
 - Contract for education of non-resident students from property-poor school district;
or
 - Tax base consolidation with a property-poor school district.
- **ACCOUNTABILITY:** Measures school and school district performance.
 - Sets goals for public schools which include:
 - All students should have access to an education of high quality.
 - The achievement gap between educationally disadvantaged students and other populations will be closed.
 - The state shall demonstrate exemplary performance in comparison to national and international performance standards.
 - Qualified and effective teachers will be attracted and retained with adequate and competitive compensation commensurate with their responsibilities.
 - Requires the State Board of Education to create and implement a statewide assessment program that is primarily performance-based.
 - Requires the Central Education Agency (CEA) to adopt appropriate criterion referenced assessment instruments designed to assess competence in reading, writing, social studies, science and mathematics.
 - Creates annual assessments in reading and mathematics for grades 3 through 8.
 - Requires the CEA to adopt an exit-level assessment instrument designed to assess competencies in mathematics, social studies, science, and language arts.

- Requires the CEA, not later than 1994 - 1995, to adopt end-of-year course tests for grades 9 through 12 for subjects defined by the commissioner of education and the State Board of Education.

Senate Bill 380
by Senator Ratliff
House Sponsor: Representative Junell

Through delays in payments to local school districts and higher education institutions, \$487.9 million is made available for spending in 1994-95.

- A one-week delay in the August 1995 state payment to school districts would generate a one-time saving of \$248.9 million. Exceptions are made for cash-poor school districts.
- Delays in higher education payments for both four-year and junior colleges will generate savings of \$239.0 million.
- Eliminates doctoral students with more than 130 hours from higher education formula funding. Higher education institutions are allowed, but not required, to replace this funding by charging resident doctoral students with more than 130 hours the higher, non-resident tuition rate.

Senate Joint Resolution 13
by Senator Lucio
House Sponsors: Representatives Counts and Denton

- Continues and expands the Higher Education Assistance Fund (HEAF).
 - Allows HEAF funds to be appropriated for facilities used jointly by educational and auxiliary enterprises.
 - Specifies that the legislature may increase HEAF for five-year periods starting September 1, 2000, and each subsequent five-year period.
 - Adds the Texas State Technical Colleges to the list of institutions eligible for HEAF in 1995.
 - Allows bonds issued with HEAF funds to be used to acquire capital equipment and library books.

Environment

Senate Bill 179

by Senators Parker, et al.

House Sponsor: Representative Hightower

- Gives the Texas Parks and Wildlife Commission, until August 31, 1995, the authority to announce open season for recreational hunting in state parks, forts, or sites, where size, location, other physical factors, and sound biological management practices permit.
 - Requires the commission to establish a system classifying parks, portions of parks, and wildlife management areas as game management, recreational, natural, or historical areas.
 - Gives the commission, after August 31, 1995, the authority to prescribe an open season for hunting after it has established a classification system for such areas in accordance with Section 13.001 (b) of this code.

Senate Bill 278

by Senator Montford

House Sponsors: Representatives Stiles and Eckels

- Appropriates an additional \$2,928,000 to the Texas Air Control Board for the period ending August 31, 1993, to conduct field and emission inventory studies in areas of the state where ozone levels do not meet national standards: El Paso, Beaumont, Dallas/Fort Worth, and Houston.

Senate Bill 1051

by Senator Parker

House Sponsor: Representative Saunders

- Promotes the development of markets for recycled products and the general reduction of municipal solid waste.
 - Authorizes the Texas Department of Commerce to designate enterprise zones as recycling market development zones.
 - Authorizes the department to make loans and grants to a recycling market development zone to fund sustained or increased recycling efforts.
 - Requires a state agency to expend at least five percent of its 1994 consumable procurement budget and eight percent of its consumable procurement budget each year thereafter on materials, supplies, and equipment made of recycled or environmentally sensitive material.

- **Creates the Recycling Market Development Board.**
 - Creates the board composed of the commissioner of the General Land Office, the chairman of the Water Commission, the executive director of the General Services Commission, and the executive director of the Department of Commerce.
 - Requires the Board to support and coordinate the recycling activities of member agencies and to pursue an economic development strategy that focuses on the state's waste management priorities including development of recycling industries and markets.
- **Provides incentives for composting in order to meet the state's 15 percent reduction goal of municipal solid waste.**
 - Requires the Water Commission to establish minimum standards and guidelines for the issuance of permits for mixed municipal solid waste composting facilities and processes.
- **Requires the Water Commission to develop a public awareness program on properly reducing and disposing of municipal solid waste and to encourage participation on waste source reduction, composting, reuse, and recycling.**
- **Encourages used tire recycling.**
 - Facilitates the cleanup of priority scrap tire sites.
 - Changes the current flat \$2 per tire recycling fee to: \$2 per tire that has a rim diameter of between 12 and 17.5 inches, \$3.50 per tire that has a rim diameter of between 17.5 and 25 inches, and \$2 for each motorcycle tire.
- **Includes source reduction as a method for reaching the state's 40 percent municipal solid waste recycling goal that was established by Senate Bill 1340, 72nd Legislature, Regular Session, 1991. It has been established that the 40 percent goal was not achievable by recycling alone.**
- **Requires the Water Commission to reimburse used oil collection centers for costs associated with the collection and proper disposal of used oil.**

Senate Bill 1206

by Senator Sims

House Sponsor: Representative Alexander

- **Creates the Texas Low-Level Radioactive Waste Disposal Compact, subject to ratification and periodic review by the United States Congress, with Texas, Maine, and Vermont as initial members.**

- Establishes the Texas Low-Level Radioactive Waste Disposal Compact Commission to administer the provisions of the compact.
- Gives Texas, the host site, full administrative control over the development, management, and operation of the disposal facility.
- Requires other compact members to pay \$25 million to Texas as the host state.
- Requires Texas to establish disposal fees to sufficiently support the commission's activities.
- Requires the commission to establish the total volume of low-level radioactive waste that Texas will accept at the facility between 1995 and 2045.
 - Limits other members' annual shipments to no more than 20,000 cubic feet.

Senate Bill 1243

by Senator Montford

House Sponsor: Representative Counts

- Authorizes the comptroller to temporarily transfer up to \$120 million from the General Revenue Fund to the Petroleum Storage Tank Remediation Fund, for reimbursing claims and administering the remediation fund, during the 1994-1995 biennium.
 - Stipulates that petroleum-product bulk delivery fees will be used to reimburse the General Revenue Fund.
 - Increases from 3 percent to 5 percent the amount of the remediation fund's gross receipts usable for administering the remediation fund and the groundwater protection program.
 - Requires adoption of guidelines and procedures for the use of and eligibility for the remediation fund, subject to the availability of money in the fund, and authorizes prioritization and suspension of payments.
 - Establishes that owners or operators are not entitled to interest on claims.
 - Requires annual audits of claims.

Senate Bill 1477

by Senators Armbrister, et al.

House Sponsor: Representative Lewis

- Creates a conservation and reclamation district, the Edwards Aquifer Authority, to be governed by an appointed board.

- Provides that the authority has the necessary powers to manage, conserve, preserve, and protect the aquifer, and to increase the recharge of, and prevent the waste or pollution of, water in the aquifer.
- Limits the authority's regulatory powers to underground water within or withdrawn from the aquifer.
- Provides the general powers and duties of the board and the authority, including rulemaking to ensure compliance with reporting, metering, and permitting requirements.
- Limits permitted annual withdrawals from the aquifer to 450,000 acre-feet until December 31, 2007, and to 400,000 acre-feet beginning January 1, 2008. The authority may increase maximum withdrawals under certain circumstances.
- Authorizes existing users to apply for initial regular permits, based on historical withdrawals of underground water from the aquifer from June 1, 1972, through May 31, 1993.
- Guarantees existing irrigators at least 2 acre-feet of water annually for each acre of land irrigated in any one calendar year during the historical period.
- Requires the authority to implement and enforce water management practices by June 1994, to ensure that by December 2012, continuous minimum springflows of the San Marcos Springs and Comal Springs are maintained to protect endangered and threatened species as required by federal law.
- Authorizes the authority to assess administrative penalties, ranging between \$100 and \$1,000, for each violation and for each day of a continuing violation.
- Authorizes recovery of civil penalties, ranging between \$100 and \$10,000 plus attorney's fees, for each violation and for each day of a violation.
- Requires the authority, by September 1, 1995, to implement a comprehensive water management plan that includes conservation, future supply, and demand management plans.
- Requires the South Central Texas Water Advisory Committee, a locally appointed body, to advise the authority's board on downstream water rights and issues.
- Abolishes the Edwards Underground Water District and transfers its assets to the authority.
- Allows underground water conservation districts to manage and control water that is a part of the aquifer to the extent that their activities do not duplicate or conflict with actions of the authority.

House Bill 2016
by Representative Earley
Senate Sponsor: Senator Turner

- Gives the Railroad Commission jurisdiction over all salt dome storage of hazardous liquids and over salt dome storage facilities used for the storage of hazardous liquids. Certain facilities regulated under federal law are exempted.
 - Requires the commission to adopt safety standards and practices for salt dome storage of hazardous liquids and facilities used for that purpose.
 - Requires owners or operators of hazardous liquid salt dome storage facilities to comply with record-keeping and reporting requirements.
 - Authorizes the commission to undertake compliance inspections of hazardous liquid salt dome storage facilities.
 - Establishes civil penalties up to \$25,000 for each act of violation and for each day of violation and up to \$500,000 for a related series of violations.
 - Provides for administrative penalties up to \$25,000 for each violation.
 - Preempts local governments from adopting or enforcing ordinances or regulations establishing safety standards or practices applicable to hazardous liquid salt formation storage facilities subject to regulation by state or federal law.

House Bill 2622
by Representative Earley
Senate Sponsor: Senator Turner

- Gives the Railroad Commission jurisdiction over natural gas underground storage and over surface and subsurface equipment and facilities used for natural gas underground storage. Certain facilities regulated under federal law are exempted.
 - Requires the commission to adopt safety standards and practices for natural gas underground storage and storage facilities.
 - Requires owners or operators of a storage facility to comply with record-keeping and reporting requirements.
 - Authorizes the commission to inspect storage facilities for compliance with safety standards and practices and record-keeping requirements.
 - Establishes civil penalties up to \$25,000 for each violation and up to \$500,000 for a related series of violations.

- Provides for administrative penalties up to \$10,000 or \$25,000 per violation, and penalty caps for a related series of violations, depending on the nature of the violation.
- Prohibits local governments from adopting or enforcing ordinances that establish safety standards or practices applicable to storage facilities subject to regulation under this legislation or another state or federal law.

Family

Senate Bill 84

by Senator Chris Harris

House Sponsor: Representative Goodman

- Provides for enforcement of support orders for children and the issuance of insurance coverage for persons subject to a medical support order for a child.
 - Authorizes the DPS to establish rules regulating the suspension or denial of driver's licenses of persons delinquent in child support.
 - Provides that a person may not receive state grants, loans, or contracts or place bids on contracts if delinquent in child support.
 - Places limits on issuing state pay warrants to persons who are delinquent in child support.

Senate Bill 291

by Senator Rosson

House Sponsor: Representative Thompson

- Provides for the administration of a statewide plan for child support.
 - Provides the attorney general's office with greater enforcement authority in collecting child support.
 - Gives the attorney general's office greater authority in dealing with the federal government to collect federal child support funds.
 - Allows the attorney general's office to develop an Employer New Hire Reporting Program to provide a means for employers to assist the state in locating absent parents and collecting delinquent child support.

Senate Bill 857

by Senator Henderson

House Sponsor: Representative Goodman

- Requires the attorney general's office to pay certain fees to the clerk's office in suits affecting the parent-child relationship.

House Bill 196
by Representative Conley
Senate Sponsor: Senator Zaffirini

- Prohibits courts, in determining the best interests of a child, from denying or delaying adoptions on the basis of race or ethnicity of the child or of the prospective adoptive parents.
 - Prohibits the Texas Department of Human Services from prohibiting or delaying foster care placements on the basis of race or ethnicity of the child or the foster family.
 - Prohibits TDHS or related agencies from denying or delaying adoptions on the basis of race or ethnicity of the child or of the prospective adoptive parents.

House Bill 724
by Representatives Goodman, et al.
Senate Sponsor: Senator Rosson

- Clarifies the burdens of proof in suits for the determination of paternity, including the use of genetic testing data, and establishes guidelines for retroactive child support determinations.

House Bill 758
by Representatives Goodman, et al.
Senate Sponsor: Senator Chris Harris

- Raises interest accrued on delinquent child support to 12 percent simple interest per annum from the date of delinquency; provides that if payment is made prior to the 31st day of delinquency, no interest will be calculated.

House Bill 979
by Representative Goodman
Senate Sponsor: Senator Chris Harris

- Empowers administrative judges and presiding judges to appoint masters for courts specifically for the handling of Title-IV cases, relating to child support enforcement payments.

House Bill 1630
by Representative Goodman
Senate Sponsor: Senator Chris Harris

- Declares that it is the policy of the state to encourage the development of close and continuous relationships between parents and children.

- Clarifies the obligations and powers of parents as joint conservators, managing conservators, and possessory conservators subject to modification by the presiding court.
 - Increases the amount of income that can be considered for computing child support from \$4,000 to \$6,000 per month.

Gaming

House Bill 1587
by Representative Wilson
Senate Sponsor: Senator O.H. Harris

- **Creates the Texas Lottery Commission.**
 - Transfers the Lottery Division from the Comptroller of Public Accounts to the newly created Texas Lottery Commission.
 - The commission is composed of three members appointed by the governor and approved by the senate.
 - Requires the governor to designate the presiding officer of the commission.
 - Requires the commission to meet at least six times annually.
 - The commission is also charged with the administration and regulation of bingo, formerly the responsibility of the Texas Alcoholic Beverage Commission.
 - Requires the comptroller to perform an annual review of the commission and report the findings to the governor, lieutenant governor, and the speaker of the house of representatives.
 - Allows lottery tickets to be given away as prizes at charitable raffles.

House Bill 2771
by Representatives Cain, et al.
Senate Sponsor: Senator O.H. Harris

- **Transfers the administration of bingo to the State Lottery Commission; repeals the bingo gross receipts tax; increases the bingo prize fee; and establishes the Bingo Advisory Committee.**
 - Transfers the Bingo Division of the Texas Alcoholic Beverage Commission to the newly created Texas Lottery Commission (see HB 1587 above).
 - Repeals the state and local bingo gross receipts taxes.
 - Increases the bingo prize fee from 3 percent to 5 percent. Entitles cities and counties which previously imposed the bingo gross receipts tax to a 50 percent share of the prize fee. If both the municipality and the county impose the tax, the share is 25 percent each.
 - Removes the \$1,500 prize cap per bingo occasion on instant bingo.

- Allows the commission to establish the Bingo Advisory Committee.
 - The committee is to be composed of nine members appointed by the commission.
 - The committee would be allowed to advise the commission on a wide range of topics facing the state's bingo industry.
- Allows authorized organizations to jointly apply and be eligible for a commercial lessee's license.
- Requires bingo halls to post the toll-free "800" number for compulsive gambling.
- Provides administrative penalties for certain violations and removes certain licensing restrictions.

Health and Human Services

Psychiatric Hospitals / Guardianship Issues

The Senate Interim Committee on Health and Human Services studied *Patient Abuses in Private Psychiatric Hospitals, Substance Abuse and Medical Rehabilitation Facilities*.

The following set of bills is designed to add safeguards for Texans receiving mental health, substance abuse, and medical rehabilitation care in treatment facilities, enhance penalties for violating patients' rights and adopt other patient protection provisions.

Senate Bill 205

by Senators Moncrief, Chris Harris, et al.

House Sponsors: Representatives Naishtat and Vowell

- Requires state agencies to adopt a patient's bill of rights for people, including children, who receive mental health, chemical dependency or medical rehabilitation services in inpatient facilities.
- Imposes new, tougher standards and enforcement methods for marketing and admission practices by facilities.
- Enhances enforcement of violations of new standards through courts and state agencies.
 - Adds or increases civil, administrative, or criminal penalties for violation of new and existing guidelines.
 - Broadens the range of actions that state agencies which license the facilities and prosecutors can take to stop prohibited actions.
- Strengthens patient protection laws by changing provisions on admissions and discharges from facilities.
 - Sets up a new timeframe for discharging patients voluntarily receiving inpatient mental health services.
 - Requires doctors, rather than administrators, to prepare plans for patients being discharged.
- Authorizes governing boards to adopt rules to enforce new guidelines and requires them to adopt other patient protection rules.
- Adds new standards for electroconvulsive therapy, including reporting requirements on the use of electroconvulsive and other therapies.

- Includes new reporting requirements for information relating to mental health and chemical dependency services.

Senate Bill 207

by Senators Chris Harris, Moncrief, et al.

House Sponsors: Representatives Vowell and Naishtat

- Enhances patients' rights affecting multiple aspects of treatment in mental health or chemical dependency treatment facilities. These changes generally affect:
 - Providing information on prescribed medications to patients, and to their families if requested.
 - Requiring physicians, not administrators, to decide whether voluntary patients meet the criteria for court-ordered services, and stipulating that physicians must notify voluntary patients if they intend to file applications for court-ordered services.
 - Patients' rights to communicate by telephone and mail.
 - Requires the Texas Board of Mental Health and Mental Retardation to appoint an advisory task force on prescription medications.
 - Patients' rights to access the contents of their mental health records.
 - Patients' consent to medication, therapy or treatment in a chemical dependency treatment facility.
- Institutes reforms for billing practices.
 - Requires hospitals, chemical dependency treatment facilities and mental health hospitals and facilities to provide billing statements to specified third party payors.
 - Prohibits certain health care providers from billing for treatments that were known not to be provided or were otherwise improper.
 - Permits licensing agencies to audit billing records.

Senate Bill 208

by Senators Chris Harris, Moncrief, et al.

House Sponsors: Representatives Vowell and Naishtat

- Provides remedies for fraudulent health insurance claims by establishing a definition of health insurance claim fraud and imposing criminal penalties for violations of the new definition.

Senate Bill 210*by Senators Zaffirini et al.**House Sponsors: Representatives Vowell, Naishtat, and Danburg*

- **Strengthens requirements for reporting abuse or neglect of patients, or for reporting illegal or unprofessional conduct, in inpatient mental health or treatment facilities, or hospitals that provide medical rehabilitation.**
 - Adds criminal penalties for failing to report abuse.
 - Prohibits retaliation against employees and others for reporting patient abuse -- “whistle blower” protection.
- **Holds mental health services providers, and their employers under certain situations, liable for damages for injuries resulting from sexual exploitation of patients.**
 - Requires providers or their employers to report instances of sexual exploitation.
- **Creates a criminal offense for sexual contact or sexually exploitive behavior with patients by mental health services providers.**
 - Authorizes state agencies to take actions against certain providers who violate the new criminal provisions on sexual contact or exploitation or who are legally liable for damages relating to sexual exploitation. The mental health providers covered under this provision are certified social workers, medical physicists, licensed marriage and family therapists, licensed professional counselors, and psychologists.
- **Requires the Texas Board of Mental Health and Mental Retardation to appoint a mental health facility treatment methods advisory committee.**
 - Extends the treatment standards adopted by the Texas Department of Mental Health and Mental Retardation to hospitals providing mental health services, private mental hospitals and other facilities, and chemical dependency treatment facilities.
- **Changes laws affecting the admission of minors to facilities.**
- **Transfers the responsibility for licensing mental health facilities from the Texas Department of Mental Health and Mental Retardation to the Texas Department of Health.**
- **Expands prohibitions on accepting illegal remuneration for soliciting patients.**
- **Creates a criminal offense for persons who accept remuneration but fail to disclose to certain information to patients.**

- Creates civil penalties for violations.

Senate Bill 211
by Senators Zaffirini, et al.
House Sponsors: Representatives Vowell and Naishtat

- Expands prohibitions on accepting illegal remuneration for soliciting patients.
- Creates a criminal offense for persons who accept remuneration but fail to disclose to certain information to patients.
- Creates civil penalties for violations.

Senate Bill 212
by Senators Zaffirini, et al.
House Sponsors: Representatives Vowell and Naishtat

- Requires licenses for providing inpatient comprehensive medical rehabilitation services.
- Outlines minimum standards for hospitals providing rehabilitation services.

Guardianship Issues

The Senate Interim Committee on Health and Human Services also addressed problems with Texas' guardianship laws and policies. The committee's recommendations were designed to augment protection for the elderly, for persons with mental retardation or mental illnesses or for others who are not capable of making their own decisions.

Senate Bill 236
by Senators Moncrief, Chris Harris, and Zaffirini
House Sponsor: Representative Naishtat

- Reforms Texas' guardianship laws and puts into place training and other protections for incapacitated persons.
 - Requires the Texas Supreme Court to provide a course on guardianship issues for judges.
 - Requires the judge of a statutory probate court to employ a court investigator to be involved in guardianship cases.

- Requires the Office of Court Administration to develop methods to oversee court visitors' programs and the employment of a court investigator.
- Requires the State Bar to provide a course on guardianship for attorneys.
- Requires state agencies to develop an agreement that requires the use of a uniform assessment tool to assess whether certain incapacitated persons need a guardian.
- Enacts new provisions on permanent guardianship proceedings and requirements.
 - Outlines the appointment and duties of an attorney ad litem.
 - Outlines the selection, powers and duties of a guardian.
 - Requires annual court review of guardianships.
 - Requires private professional guardians to be certified by county clerks.
 - Requires each statutory probate court to operate a court visitor program.
- Provides for specified renewals for letters of guardianship.
- Provides for the compensation of guardians from available funds of the ward's estate under certain guidelines.
- Requires annual court reports from guardians.

Senate Bill 332

*by Senators Moncrief, Chris Harris, Zaffirini, and Sibley
House Sponsor: Representative Hirschi*

- Allows surrogate decision-makers to consent to medical treatment, with certain exceptions, on behalf of incapacitated patients in hospitals or nursing homes.

Health and Human Services Budget Issues

Senate Bill 79

by Senators Zaffirini, Ellis, et al.

House Sponsor: Representative Hilderbran

- Requires the state's Medicaid agency to develop a selective contracting system for providing non-emergency hospital care for Medicaid recipients. Cost savings are expected to total \$60.9 million.

House Bill 1713

by Representative Maxey

Senate Sponsor: Senator Rosson

- Permits more widespread use of clozaril, a drug which may be used in the treatment of schizophrenia, to enhance community placement of patients.
 - Schizophrenic patients in state hospitals may be able to successfully take the drug and be placed in a community setting.
 - According to one study, over 80 percent of patients who responded to treatment with clozaril were able to live at home or in community or supervised living arrangements.
 - Potential cost savings would result if the beds currently occupied by these patients were diverted to alternative uses.

Children's Health Issues

Senate Bill 266

by Senator Zaffirini, et al.

House Sponsor: Representative McDonald

- Provides for the statewide immunization of all Texas children for vaccine-preventable diseases.
 - Increases the availability of immunizations.
 - Authorizes the Texas Department of Health to set a fee schedule for vaccines, based on an individual's ability to pay the fee.
 - Authorizes the Texas Department of Health to pay certain employees for immunization-related work that occurs on holidays or compensatory time.
 - Assigns to hospitals and doctors the responsibility for reviewing children's immunization histories, administering needed vaccines, or referring children for immunizations.

- Requires physicians in several state agencies that operate facilities to review children's immunization histories and administer the vaccinations or refer children for immunizations.
- Adds immunizations for mumps to the list of required vaccinations before a child can enter a child care facility.
- Enacts exemptions from required immunizations for medical or religious reasons.

Senate Bill 714

by Senators Ellis, et al.

House Sponsor: Representative Vowell

- Enhances nutrition services for children and the needy through several state and federal nutrition programs.

Supplemental Food Program for Women, Infants and Children (WIC) and Maternal and Child Health Services:

- Expands the hours that the WIC program is available (includes evening hours or Saturdays under specified conditions).
- Adds other maternal and child health services to the extended hours if the contractor also delivers WIC services.

Summer Food Service Program:

- Requires state agencies to develop a plan to allow children in certain school districts access to the Summer Food Service Program.
 - Targeted school districts will be those in which at least 60 percent of the children are eligible for free or reduced price meals.
- Phases in requirements for certain school districts to offer summer food programs.
- Outlines joint responsibilities of agencies and districts to arrange or provide a summer food program for certain districts.
- Requires school district facilities to be used for summer food programs unless costs exceed funding or alternative facilities will be used.
- Authorizes one-year waivers of the requirement to operate a summer food program.
- Requires the Texas Education Agency and TDHS to report to the legislature on the program.
 - Requires the reports to include a list of targeted school districts that have become sponsors of a summer food program, as well as districts that failed to offer the program when required.

Food Stamp Program:

- Requires TDHS to develop and implement a plan for providing nutrition education and outreach to persons eligible for food stamps.
- Outlines the details of the education and outreach plan.
- Requires TDHS to submit the plan for federal approval.

Border Health Issues**Senate Bill 89***by Senators Truan, et al.**House Sponsors: Representative Berlanga and Brady*

- Establishes a state birth defects registry.
 - Authorizes the Texas Board of Health to establish a program to identify and investigate birth defects and maintain a central registry of birth defects cases.
 - Creates a scientific advisory committee for the registry.
 - Allows the board to require health facilities or others to make records relating to an occurrence of a birth defect available.
 - Establishes confidentiality requirements.
 - Provides for children who meet medical criteria to be referred for case management assistance.
 - Authorizes the Texas Department of Health to conduct investigations, including epidemiological and toxicological investigations, of birth defects cases.
 - Creates a limited-access birth defects registry to be used for investigating causes of birth defects and other health conditions.
 - Requires an annual report on activities using data from the registry.
 - Mandates coordination with similar research efforts in Mexico for research that affects Texas/Mexico border areas.

Senate Bill 90*by Senators Truan, et al.**House Sponsor: Representative Berlanga*

- Improves state access to information for epidemiologic or toxicologic investigations.

- Authorizes the Texas Department of Health (TDH) to conduct epidemiologic or toxicologic investigations of illnesses and environmental exposures.
- Requires TDH to report findings to and work with the Texas Natural Resource Conservation Commission to coordinate corrective measures.
- Expands the authority of the health commissioner to investigate as part of the epidemiologic or toxicologic investigations.
- Imposes confidentiality provisions on information that relates to the investigations.

Health Reform Issues

Senate Bill 427

by Senator Ellis

House Sponsor: Representative Maxey

- Clarifies the duties of nonprofit hospitals to provide community benefits, including charity care.
 - Requires nonprofit hospitals to provide community health care services, including charity care and government-sponsored indigent health care, in order to maintain exemptions from property, sales and use, and franchise taxes.
- Requires nonprofit hospitals to develop mission statements about serving the health care needs of communities and to devise plans for providing community benefits.
- Allows nonprofit hospitals to elect to provide community benefits according to their choice between several standards.
- Changes property, sales and use, and franchise tax code provisions about criteria necessary for nonprofit hospitals to qualify as tax-exempt organizations.

Senate Bill 218

by Senators Sibley, et al.

House Sponsor: Representative Renato Cuellar

- Revises eligibility requirements for a state student loan repayment assistance program for physicians.

Senate Bill 426
by Senators Sibley, et al.
House Sponsor: Representative Renato Cuellar

- **Requires advisory boards to establish three pilot programs to provide indigent health care and train family practice resident physicians.**
 - Outlines requirements for the three pilot programs.
 - Requires the Texas Higher Education Coordinating Board to report to the legislature on the allocation of funds to the pilot programs and on the progress of those programs in training family practice resident physicians and in providing indigent health care.

House Bill 2055
by Representatives Martin, McCall, Jack Harris, et al.
Senate Sponsor: Senator Parker

- **Outlines new provisions to help make health insurance more available to small employers (employers with 3 to 50 employees) and their employees.**
 - Authorizes small employer carriers to use cost containment and managed care features in small employer health benefit plans.
- **Creates a nonprofit Texas Health Benefits Purchasing Cooperative.**
 - Authorizes two or more small employers to form a private, nonprofit cooperative for purchasing small employer health benefit plans.
- **Requires small employer carriers to provide small employer health benefit plans without regard to claim experience, health status, or medical history and outlines other requirements or exceptions.**
 - Requires the carriers to renew the plans, and prohibits cancellation of the plans, except in certain circumstances.
 - Allows the carriers to establish separate classes of business for the plans only under specific circumstances, and limits the index rates for the different classes of business.
 - Places limits on increases in the premium rates charged to small employers.
 - Requires small employer carriers to apply rating factors consistently to all small employers in a class of business.
 - Allows a small employer health benefit plan to use a restricted provider network to provide benefits.

- Requires disclosures on premium rate information and other information as part of sales materials.
- Outlines three health benefit plans that small employer carriers are required to offer. The three plans are:
 - Preventive and primary care benefit plan;
 - In-hospital benefit plan; and
 - Standard health benefit plan.
 - Allows waiver of coverage for alcohol and substance abuse benefits under the preventive and primary care benefit plan standard health benefit plan under certain conditions.
- Places time and other limits on preexisting condition provisions in small employer health benefit plans.
- Creates the Texas Health Reinsurance System.
- Institutes fair marketing provisions for small employer health benefit plans.
- Requires use of certain uniform claim billing forms by providers and health insurance carriers.
- Changes provisions affecting conversion policies.
- Creates several review groups, studies or reports.
 - Creates the mandated benefit review panel to review legislation affecting mandated benefits and prepare reports.
 - Requires a comprehensive legislative study of guaranteed issue as a feature of health insurance reform.
 - Requires the Texas Department of Insurance to initiate a comprehensive study of the reinsurance system.
 - Requires certain health carriers to report on gross premiums from health benefit plans for small employers.

Other Health and Human Services Issues

House Bill 63

*by Representatives Hamric, McCall, et al.
Senate Sponsors: Senator Shapiro, et al.*

- Provides for the regulation of mammography devices and the practice of mammography.
 - Prohibits a person from performing a mammography unless the mammography system has been certified.
 - Establishes mammography certification standards.
 - Creates a board to oversee the certification of mammography devices.

House Bill 1510

*by Representative Vowell
Senate Sponsor: Senator Zaffirini*

- Continues the reorganization of Texas' health and human services agencies.
- Requires the Texas Department of Health to establish an Office of Minority Health.
- Imposes new licensing requirements for maternity homes.
 - Allows the Texas Department of Protective and Regulatory Services to inspect maternity homes.
- Bars persons convicted of certain offenses from working in positions involving direct consumer contact in specified health care facilities.
 - Authorizes criminal background checks for employees working in positions involving direct consumer contact.
- Authorizes other criminal background checks affecting programs of the Texas Department of Human Services.
- Initiates a pilot program for a Medicaid telephone health care system.
- Outlines special provisions for certain employees affected by the closure of a state school under the settlement of the *Lelsz v. Kavanagh* lawsuit.

Revenue

Senate Joint Resolution 49
by: Senators Montford, et al.
House Sponsor: Representative Stiles

- Prohibits a state income tax without a vote of the people.
 - Prohibits a state income tax unless the registered voters of Texas approve, by majority vote in a referendum, the imposition of an income tax and the proposed tax rate. The referendum on the constitutional amendment prohibiting a state income tax without voter approval is to be held on November 2, 1993.
 - Prohibits any increase in the tax rate or any change in the tax that results in an increase in the combined tax liability of all persons unless approved by voters.
- If the amendment is approved by the voters, the constitution would:
 - Require two-thirds of all net income tax revenue to be used to reduce the rate of ad valorem maintenance and operation taxes levied for the support of primary and secondary education.
 - Require the legislature to appropriate the remaining net revenue to the support of education.
 - Require a school district to reduce its maximum ad valorem maintenance and operation taxes by an amount equal to 1¢ per \$100 valuation for each 1¢ per \$100 valuation that its ad valorem tax is reduced by the use of income tax revenue, unless a higher rate is approved by the voters.

Senate Bill 82
by Senator Montford
House Sponsor: Representatives Junell and Romo

- Provides for the administration, collection, enforcement, and application of, and exemptions from, various taxes and fees.
 - Gives the comptroller additional enforcement authority and changes some fines and penalties related to tax enforcement (i.e., more authority over hot check writers, delinquent taxpayers, etc.).
 - Requires sales and franchise taxpayers who pay by electronic funds transfer to remit certain taxes sooner than in the past.
 - Delays the allocation of motor fuels taxes for June, July, and August, 1995.
 - Provides for sales and franchise tax credits for employers who hire employees who are eligible for Aid to Families with Dependent Children.

- Requires monthly, rather than quarterly, filing by certain hotel/motel taxpayers.
- Requires insurance companies paying the insurance occupation tax to remit semi-annual payments instead of quarterly payments as in the past, and provides for title insurance maintenance fees in place of the insurance maintenance tax.
- Allows the comptroller to certify payments of taxes paid in protest.

Senate Bill 384

by Senator Turner

House Sponsor: Representative Junell

- Provides for the management and control of state finances; generates revenue in connection with the unclaimed money fund.
 - Requires the Board of Pharmacy, the State Advisory Commission on Emergency Communications, and the Board of Medical Examiners to place their funds with the state treasury in accounts in the general revenue fund.
 - Requires the Public Finance Authority to provide the Legislative Budget Board and the Governor's Office of Budget and Planning with accurate estimates of interest and sinking fund balances available for payment of debt service on general obligation bonds.
 - Authorizes the state treasurer to sell advertising space in the annual unclaimed property notice, impose a handling fee for reinstating ownership of unclaimed property with a value of \$50 or more, and grants the treasury more options for investing the proceeds from unclaimed stocks.

House Bill 706

by Representatives Oliveira, et al.

Senate Sponsor: Senator Montford

- Replaces the dedication of revenue from the cigarette tax to the Parks and Wildlife Department with the sales and use tax on sporting goods.
 - Dedicates revenue derived from the sales and use tax on sporting goods to the Parks and Wildlife Department. For the 1994-95 biennium, an amount equal to the cigarette tax revenue that would have been dedicated to the department will be dedicated from the tax on sporting goods. Beginning in fiscal year 1996, no more than \$32 million per year will be dedicated to the Parks and Wildlife Department from revenue on sporting goods sales and use tax.
 - Allocates the 2¢ per pack of cigarette tax revenue formerly dedicated to the Parks and Wildlife Department to the General Revenue Fund.
 - Converts parks and wildlife related funds into accounts in the general revenue fund.

- Provides that when revenues to the Texas recreation and parks account exceeds \$14 million per year, an amount not to exceed 15 percent shall be made available for grants to local governments to assist in acquisition or development of indoor public recreation facilities.

State Affairs

Senate Bill 81

by Senator Barrientos

House Sponsor: Representative Junell

- A temporary increase in retirement benefits is expected to attract a number of eligible state employees to retire early, resulting in state payroll savings.
- Delays in last quarter General Revenue transfers to the state's Teacher and Employee Retirement Systems will provide a one-time revenue gain (an estimated \$276.7 million) needed to continue funding of existing state services.

Senate Bill 381

by Senator Haley

House Sponsor: Representative Turner

- Establishes a central identification numbering system for state vendors and requires all state agencies to convert their vendor records to this system.
- Requires GSC and all state agencies to:
 - incorporate a written plan for increasing the use of historically underutilized businesses (HUBs) in purchasing and public works contracting in their strategic plans; and
 - prepare an annual report by December 31st of each year, detailing progress towards increasing the use of HUBs.
- Establishes a catalogue purchase procedure for automated information systems.
- Directs the GSC, the Department of Information Resources, and the Comptroller's Office to develop in coordination with higher education institutions and other state agencies, a state telecommunications network plan. A comprehensive summary of this plan, and an implementation schedule, is to be presented to the governor and the legislature no later than September 1, 1994.
- Authorizes the GSC or a state agency to provide all or some of the bond or insurance requirements of a contractor or subcontractor for state projects if advantageous to the state.

- Authorizes the GSC to purchase existing buildings as an alternative to leasing space in counties where the state is leasing 50,000 or more square feet.
- Transfers the Small Business Assistance Program from the Texas Department of Commerce to GSC.
- Requires the GSC and the Comptroller to study and design a central automated purchasing system for all state agencies and report recommendations back to the Legislature no later than January 1, 1995.
- Consolidates the state and federal programs for surplus personal property by transferring the Texas Surplus Property Agency to the GSC.
- Consolidates first class mail operations of state agencies located in Travis County within the GSC. Requires the GSC to report to the Legislature all significant changes in first class mail practices by February 1, 1995.

Sunset

Senate Bill 498
by Senator Parker
House Sponsor: Representative Cain

- Continues operation of the Public Utility Commission until September 1, 1995.

House Bill 1445
by Representative Wilson
Senate Sponsor: Senator Carriker

- Continues the Texas Alcoholic Beverage Commission and makes changes regarding alcoholic beverage regulation.
 - Continues the Texas Alcoholic Beverage Commission (TABC) until September 1, 2005.
 - Transfers the mixed beverage tax from the Alcoholic Beverage Code to the Tax Code, giving the comptroller the responsibility to administer the tax.
 - Allows publicly traded companies to operate their own alcoholic beverage sales operation.
 - Makes consuming an alcoholic beverage on a public street, alley, or sidewalk within 600 feet of a public or private school (K-12), a Class C misdemeanor.
 - Establishes a human resources division within the TABC and provides for new hiring and recruiting practices at the TABC.
 - Requires TABC licensees to comply with the Americans with Disabilities Act.
 - Allows certain holders of a brewer's permit to sell malt liquor as may the holder of a general class B wholesaler's permit.
 - Provides for a special three-day wine and beer permit.
 - Provides for a package store tasting permit.
 - Provides for a brewpub license, allowing the licensee to manufacture, brew, bottle, can, package, and label malt liquor, ale and beer for sale or free consumption on the brewpub premises.
 - Transfers the administrative law division of the TABC to the State Office of Administrative Hearings.
 - Increases fines for certain penalties.

House Bill 1461
by Representatives Counts, et al.
Senate Sponsor: Senator Parker

- Continues operation of the Texas Department of Insurance until September 1, 2005.
 - Authorizes insurance advisory organizations to continue gathering the data upon which insurance rates are based.
 - Authorizes the insurance commissioner to regularly audit the organizations and to appoint an ex-officio member to their board.
 - Requires associations to use only historical data instead of projected losses in the data they provide to regulators.
 - Eliminates three-member board; requires a single commissioner to be appointed by the governor.
 - Establishes an insurance rate board to promulgate rates and rate rules.
 - Transfers the function of administrative hearings to the State Office of Administrative Hearings.
 - Transfers the duties of collection, reporting, and administration of taxes and certain fees and assessments to the Office of the Comptroller of Public Accounts on September 1, 1993.
 - Transfers the responsibility for regulating premium finance companies to the Office of Consumer Credit Commissioner by January 1, 1994.
 - Requires the department to study, and authorizes the commissioner to adopt and implement, procedures for streamlining insurance rate proceedings.
 - Creates a select committee to meet monthly to study insurance rate and policy form regulation and to issue a report no later than December 1, 1994.
 - Requires insurance companies to provide audited financial reports to the department for the conducting of examinations.
 - Moves the Texas Automobile Insurance Plan statute from the Motor Vehicle Safety-Responsibility Act to the Insurance Code.
 - Establishes criminal penalties for the use of unauthorized motor vehicle proof of liability insurance forms.
 - Provides for the regulation of alien insurers in Texas.

House Bill 2626
by Representative Black
Senate Sponsors: Senators O.H. Harris, et al.

- Continues the General Services Commission for an eight-year period, and makes statutory modifications recommended by the Sunset Advisory Commission along with other statutory provisions.
 - Creates new provisions for disadvantaged businesses.
 - Moves certification of disadvantaged businesses from the Department of Commerce to GSC.
 - Requires each state agency to submit to the commission a semi-annual report listing purchases and contracts with historically underutilized businesses.
 - Sets out new procedures for competitive sealed proposals.
 - Requires the GSC to develop a centralized master bidder's list by September 1, 1993, and prohibits a state agency from maintaining its own list except in special circumstances.
 - Requires the GSC to prepare a written evaluation of various energy alternatives for each project.
 - Requires the GSC to establish a small contractor participation assistance program.
 - Applies to contracts whose costs exceed \$20 million.
 - Directs the GSC to provide technical and financial assistance to small businesses.
 - Directs the GSC to provide for centralized purchasing of required insurance.
 - Creates the State Council on Competitive Government, whose purpose is to identify services currently being provided by state agencies that might be more efficiently provided by private commercial sources or other state agencies.

Tort Reform

Senate Bill 2

by Senators Montford, O.H. Harris, et al.

House Sponsor: Representative Junell

- Allows Texas courts to use the doctrine of *forum non conveniens* to bar certain personal injury and wrongful death suits.
 - Provides that a court may, upon a finding that a case would be more properly heard in a court outside this state and other findings on the residency of the claimants, stay or dismiss the case.
 - Prohibits courts from exercising the doctrine with respect to United States residents unless all defendants agree to submit to the jurisdiction of the other forum.
 - Prohibits a court from exercising the doctrine if one of the claimants is a resident of Texas, or if the act or omission causing the injury occurred in Texas.

Senate Bill 4

by Senators Parker, O.H. Harris, et al.

House Sponsor: Representative Seidlits

- Reforms Texas' products liability law.
 - Requires a manufacturer to indemnify a seller for any loss arising out of a products liability action, except for any loss caused by the seller's negligence or misconduct.
 - Provides that a manufacturer and seller are not liable for damage caused by products that are inherently unsafe and known by the ordinary consumer to be unsafe.
 - Requires claimants in design defect cases to prove that there was a safer alternative design and that the defect caused the injury or damage.
 - Requires claimants in actions brought against manufacturers or sellers of firearms and ammunition to prove that the actual design was defective, causing the firearm or ammunition not to function in the manner expected, and that the defect caused the injury or damage.
 - Requires products liability actions regarding manufacturing equipment to be brought within 15 years after the sale of the equipment, or for however long the equipment was warranted to be safe beyond that date.

Senate Bill 1409
by Senator Parker
House Sponsor: Representative Martin

- **Attempts to curb the filing of non-meritorious medical malpractice lawsuits.**
 - Continues the Medical Liability and Insurance Improvement Act that provides standards for informed consent to patients, limitations on damages in a wrongful death action, and protection for health-care providers under the Deceptive Trade Practice Act.
 - Requires a plaintiff to provide, within a certain time period, a written opinion from an expert that the actions of the physician or health care provider were negligent and a proximate cause of the injury, harm or damage.
 - Standardizes discovery proceedings to reduce costs and resolve disputes more quickly.

Transportation

Senate Bill 33

*by Senators Ratliff, Armbrister, et al.
House Sponsor: Representative Telford*

- Revises the number of Texas Department of Transportation (TxDOT) districts required by statute, from 18 to 25.
 - Passage of this bill clarifies legislative intent regarding the organization of TxDOT's districts and makes a 25th district office in Laredo possible.

Senate Bill 242

*by Senators Ellis, Leedom, et al.
House Sponsors: Representatives Bosse and Talton*

- Authorizes the Texas Turnpike Authority to convey a turnpike project to a county or local government corporation created under the Texas Transportation Corporation Act, and authorizes such a corporation to lease, buy, or receive such a project.
 - Passage of this bill enables the Houston Ship Channel Bridge to be sold to Harris County and the North Dallas Toll Road to Dallas County.

Senate Bill 387

*by Senator Bivins
House Sponsor: Representative Stiles*

- Requires the automatic suspension of a person's driver's license upon the final conviction or adjudication of that person for a misdemeanor or felony offense involving alcohol or controlled substances.
 - If an automatic suspension law had not been passed in Texas this legislative session, the federal government, beginning in Fiscal Year 1994, could have withheld \$40 million in federal highway funds from Texas the first year, and \$80 million in subsequent years.

Senate Bill 1313

*by Senators Bivins, et al.
House Sponsor: Representative Seidlits*

- Revises regulation of the trucking industry.

- *Entry*: Eases market entry for contract carriers of truckload general commodities, with certain exceptions. Revises the standard by which the Railroad Commission (RRC) grants operating authority, from the *public convenience and necessity* standard of old, to the new *fit, willing, and able* standard. When a prima facie case is made by an applicant, the RRC is required to grant the application.
- *Disadvantaged Businesses (DBEs)*: Requires the RRC to grant operating authority to DBEs when a DBE applicant makes a prima facie case that it is *fit, willing, and able* to perform the proposed services. Grants DBE applications for operating authority precedence over all other applications.
- *Rates*: Allows certain truckers to establish their own rates and expands the allowable range for deviation from the established rate structure to a 40 percent deviation above or below the base rate for truckload shipments of general commodities.
- *Backhauls*: Authorizes backhauls by certain specialized motor carriers within 75 miles of the route used to make the initial transport of the specialized commodity. Authorizes the RRC to expand this provision by rule to other commodities or vehicles.
- *Regulatory Procedure*: Allows a motor carrier to apply to establish rates and charges without cost justification. Requires the RRC to adopt rules requiring certificates of public convenience and necessity to be granted without hearings, formal presentations, or orders of the commission within 10 days for uncontested applications.
- *Commercial Zones*: Expands all commercial zones to include only full counties.
- **Enforcement**
 - *Multiple Violations*: Authorizes the Railroad Commission to assess penalties of up to \$25,000 for repeat violators of trucking regulations.
 - *Inspections*: Allows Department of Public Safety officers to inspect trucks, and provides that a trucker refusing inspection commits a Class C misdemeanor and is subject to a \$1,000 fine.

House Bill 1969
by Representative Saunders
Senate Sponsor: Senator Ellis

- Requires the Texas Department of Transportation (TxDOT) to implement a system for annual or biennial inspections of motor vehicles under the vehicle emissions inspection and maintenance program in non-attainment areas identified by the federal Clean Air Act amendments.

SECTION II.
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Aeronautics

SB 348 (Ike Harris/Brimer) Relating to the control of certain airports, air navigation facilities, and airport hazard areas. Effective date: May 6, 1993.

Aging

HB 76 (Danburg/Carriker) Relating to the accessibility of a polling place or a precinct convention to the elderly and physically handicapped. Effective date: September 1, 1993.

HB 670 (Senfronia Thompson/Whitmire) Relating to the payment date of a utility bill for an elderly person. Effective date: August 30, 1993.

HB 1270 (Yost/Ratliff) Relating to installment payments of ad valorem taxes imposed on the homestead of an elderly person. Effective date: September 1, 1993.

HB 1345 (McCall/Moncrief, Zaffirini) Relating to licensing of adult day-care and adult day health care facilities; providing a criminal penalty. Effective date: January 1, 1994.

HB 2264 (Naishtat/Carriker) Relating to representation of the Office of the State Long-Term Care Ombudsman of the Department on Aging. Effective date: August 30, 1993.

Agriculture

SB 30 (Sims/Pete Patterson) Relating to providing for methods and procedures for the eradication of boll weevils and the reduction in use of toxic substances in the control of cotton insects; creating offenses and providing penalties and injunctive relief. Effective date: June 1, 1993.

SB 196 (Carriker/Kubiak) Relating to the residency and certain duties of public weighers. Effective date: August 1, 1993.

SB 231 (Sims/Junell) Relating to the inactive status of the Southern Rolling Plains Cotton Producers Board and certain other agricultural boards. Effective date: August 30, 1993.

SB 502 (Sims/Counts) Relating to certain powers and duties of the State Soil and Water Conservation Board. Effective date: September 1, 1993.

SB 609 (Armbrister/Swinford) Relating to the authority of cities, towns, and other political subdivisions of the state to regulate pesticides and pesticide use. Effective date: May 7, 1993.

SB 729 (Jim Turner/Ogden) Relating to the designation of the Texas Agricultural Experiment Station as administrator of the United States Bureau of the Census federal-state cooperative programs. Effective date: June 8, 1993.

SB 976 (Sims/Junell) Relating to authorizing private persons to inspect and test weights and measures; providing a criminal penalty. Effective date: September 1, 1993.

SB 1089 (Ike Harris/Johnson) Relating to the farm and ranch loan security fund. Effective date: June 17, 1993.

SB 1208 (**Montford/Pete Patterson**) Relating to grading, packing, and inspecting horticultural products. Effective date: September 1, 1993.

SB 1487 (**Sims/Delwin Jones**) Relating to the ad valorem taxation of cotton. Effective date: January 1, 1993.

HB 288 (**De La Garza/Lucio**) Relating to criminal trespass on land where crops are grown. Effective date: September 1, 1993.

HB 334 (**Glaze, et al./Haley**) Relating to certain devices used to protect nursery stock and the inspection of those devices when used for commercial purposes. Effective date: January 1, 1994.

HB 345 (**Gutierrez/Lucio**) Relating to the authority of an agricultural marketing association to deal in non-member products and supplies. Effective date: August 30, 1993.

HB 395 (**Brimer/Chris Harris**) Relating to regulating certain slaughterers; providing penalties. Effective date: September 1, 1993.

HB 608 (**Black/Sims**) Relating to the ownership, recovery, theft and taxation of exotic livestock and exotic fowl, and to control of disease in exotic fowl; providing criminal penalties. Effective date: September 1, 1993.

HB 644 (**Bob Turner/Lucio**) Relating to the annual registration of certain farm trailers, farm semitrailers, or forestry vehicles. Effective date: June 8, 1993.

HB 1287 (**Pete Patterson/Sims**) Relating to the establishment and funding of a young farmer loan guarantee program. Effective date: August 30, 1993.

HB 1302 (**Swinford/Ike Harris**) Relating to the authority of the Texas Agricultural Finance Authority to issue bonds. Effective date: August 30, 1992.

HB 1309 (**Counts/Carriker**) Relating to the composition and authority of the Texas Agricultural Finance Authority. Effective date: January 1, 1994.

HB 1320 (**Pete Patterson/Shelley**) Relating to the authority of the State Seed and Plant Board to hold board meetings telephonically. Effective date: May 2, 1993.

HB 1638 (**Kubiak/Armbrister**) Relating to the Texas Egg Law. Effective date: September 1, 1993.

HB 1679 (**Bivins/Swinford**) Relating to arbitration of seed performance disputes. Effective date: September 1, 1993.

HB 1684 (**Pete Patterson/Carriker**) Relating to the farm and ranch finance program; granting the authority to issue bonds; providing penalties. Effective date: September 1, 1993.

HB 1687 (**Johnson/Ike Harris**) Relating to increasing the grant amounts for and to the administration of the agricultural diversification and microenterprise support programs. Effective date: August 30, 1993.

HB 1878 (**Junell/Ike Harris**) Relating to the issuance of general obligation bonds by the Texas Agricultural Finance Authority and to the authority's efforts to support minority-owned and women-owned businesses. Effective upon adoption of the constitutional amendment proposed by SJR 44.

HB 2009 (**Hightower/Sims**) Relating to the Texas Animal Health Commission and to the control of animal diseases and pests; providing penalties. Effective date: September 1, 1993.

HB 2105 (**Renato Cuellar/Lucio**) Relating to seizure, treatment, and destruction of a citrus plant, citrus plant product, or citrus substance. Effective date: May 20, 1993.

HB 2219 (**Eckels/Ike Harris**) Relating to the re-creation of the Texas-Israel Semi-Arid Fund as the Texas-Israel Exchange Fund and to the powers and duties of that board. Effective date: May 18, 1993.

HB 2220 (**Eckels/Shelley**) Relating to the authority of the Texas Department of Agriculture to sell publications and collect publication fees. Effective date: August 30, 1993.

HB 2242 (**Bob Turner/Sibley**) Relating to the regulation of certain herbicides; providing penalties. Effective date: September 1, 1993.

HB 2446 (**Danburg/Bivins**) Relating to the establishment of an organic standards and certification program; providing penalties. Effective date: August 30, 1993.

HB 2493 (**Bob Turner/Sibley**) Relating to the enforcement of seed inspection and labeling requirements. Effective date: August 30, 1993.

HB 2501 (**Swinford/Shelley**) Relating to the regulation of warehouses and certain cotton buyers. Effective date: September 1, 1993.

HB 2634 (**Chisum/Bivins**) Relating to restrictions on concentrated animal feeding operations to protect waters of the state. Effective date: September 1, 1993.

Alcoholic Beverage Regulation

SB 1 (**Zaffirini/Wolens**) Relating to the implementation of a state-wide administrative driver's license revocation program; providing penalties. (For additional information about this bill, please see page 7 of the Overview of Major Issues.) Effective date: January 1, 1995.

SB 27 (**Moncrief/Goodman**) Relating to cancellation of wine and beer retailer permits and retail dealer on-premise licenses. Effective date: May 16, 1993.

SB 135 (**Lucio/Gallegos**) Relating to commissions for honorably retired inspectors and representatives of the Texas Alcoholic Beverage Commission. Effective date: April 16, 1993.

SB 398 (**Madla/Van de Putte**) Relating to certain temporary wine and beer and mixed beverage permits for certain nonprofit organizations. Effective date: June 2, 1993.

SB 834 (**Zaffirini/Coleman**) Relating to the treatment of chemically dependent persons and to certain reporting requirements regarding minors and tobacco. Effective date: June 15, 1993.

HB 409 (**Kamel/Ike Harris**) Relating to certain private club registration permits. Effective date: September 1, 1993.

HB 908 (**Gutierrez/Lucio**) Relating to extended hours for the sale, delivery, consumption, and possession of alcoholic beverages. Effective date: September 1, 1993.

HB 1425 (Hilbert/Rosson) Relating to the establishment of a brew pub license. Effective date: August 30, 1993.

HB 2088 (Delwin Jones/Montford) Relating to the authority of a winery to give promotional bottles of wine. Effective date: August 30, 1993.

Alcoholism and Drug Abuse

SB 205 (Moncrief, et al./Naishtat) Relating to the regulation of the provision of services to persons with certain disabilities or in need of counseling in a crisis or an emergency; creating offenses and providing civil and criminal penalties. (For additional information about this bill, please see page 27 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 207 (Chris Harris, et al./Vowell) Relating to the regulation of the provision of mental health and chemical dependency services. (For additional information about this bill, please see page 28 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 210 (Zaffirini/Vowell, et al.) Relating to the regulation of the provision of health care services and mental health services to certain persons and to referrals of certain persons for such services; transferring certain funds; creating offenses and providing penalties. (For additional information about this bill, please see page 29 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 555 (Jerry Patterson/Siebert) Relating to the provision of certain mental health and substance abuse services through single service health maintenance organizations. Vetoed by the governor.

Aliens

HB 603 (Cook/Carriker) Relating to the admission of foreign exchange students to the public free schools. Effective date: 1993-94 school year.

Amusement, Games, and Sports

SB 87 (Armbrister/Junell) Relating to the regulation of certain athlete agents; providing penalties. Effective date: September 1, 1993.

SB 274 (Barrientos/McDonald) Relating to restroom facilities in places where the public congregates. Effective date: September 1, 1993.

SB 341 (Henderson/Hamric) Relating to the use of county roads for festivals and civic events. Effective date: April 6, 1993.

SB 1023 (Wentworth/Seidlits) Relating to duties and liabilities of operators of roller-skating centers, roller-skaters, and spectators at roller-skating centers. Effective date: September 1, 1993.

HB 800 (Gallego/Lucio) Relating to school district use of a discriminatory athletic club for extracurricular activities. Effective date: September 1, 1993.

HB 1011 (Junell/Armbrister) Relating to reimbursement of the general revenue fund from the Texas Racing Commission Fund. Effective date: August 30, 1993.

HB 1013 (Junell, et al./Montford) Relating to abolishing the state lottery stabilization fund. Effective date: September 1, 1993.

HB 1298 (Puente/Madla) Relating to the gloves used in a boxing contest, match or exhibition. Effective date: December 1, 1993.

HB 1587 (Wilson/Ike Harris) Relating to the operation of the state lottery; creating the State Lottery Commission; providing penalties. (For additional information about this bill, please see page 25 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1978 (Hirschi/Barrientos) Relating to bicycle safety training courses. Effective date: January 1, 1994.

HB 2637 (Wilson/Montford) Relating to qualification for sales and use tax exemption of film, video, and audio recording production in Texas. Effective date: October 1, 1993.

HB 2771 (Cain/Ike Harris) Relating to the regulation of bingo; providing penalties; imposing taxes. (For additional information about this bill, please see page 25 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 2833 (Delwin Jones/Montford) Relating to a change of location of a racetrack and the conversion of a reinstated racetrack license to a perpetual license. Effective date: June 2, 1993.

Animals

SB 560 (Armbrister/Coleman) Relating to correction of a reference in law to the name of the former United States Bureau of Animal Industry. Effective date: September 1, 1993.

SB 623 (Carriker/Black) Relating to the continuation and functions of the State Board of Veterinary Medical Examiners and to the regulation of the practice of veterinary medicine and the administration of dangerous drugs to animals. Effective date: September 1, 1993.

HB 716 (Holzhauser/Sims) Relating to bounties for certain predatory animals. Effective date: August 30, 1993.

HB 1226 (Hilderbran/Sims) Relating to exceptions from dog and cat sterilization requirements for animal pounds, shelters, and humane organizations in certain countries. Effective date: June 16, 1993.

HB 1652 (Bob Turner/Sims) Relating to the membership of the Texas Animal Health Commission. Effective date: August 30, 1993.

Arts and Humanities

HB 1232 (Ashley Smith/Ellis) Relating to the proportion of the hotel occupancy tax collected in certain cities which can be utilized to promote the arts. Effective date: August 30, 1993.

HB 2223 (Junell, et al./Montford) Relating to the dedication of certain funds for the use of the Texas Commission on the Arts. Effective date: September 1, 1993.

Business and Commerce

SB 4 (**Parker/Seidlits**) Relating to products liability. (For additional information about this bill, please see page 47 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 336 (**Parker/Stiles**) Relating to prohibiting certain extensions of credit by retail stores owned or operated by public institutions of higher education. Effective date: September 1, 1993.

SB 642 (**Ellis/Ashley Smith, et al.**) Relating to the creation of the Council on Workforce and Economic Competiveness, the creation of local workforce development boards, and the development of an integrated state and local program delivery system serving all Texans. Effective date: September 1, 1993.

SB 680 (**Henderson/Earley**) Relating to allowing a limited partnership to operate as a common carrier for the transportation by pipeline of certain materials. Effective date: September 1, 1993.

SB 1075 (**Parker/Todd Hunter**) Relating to payment of fees for registration and licensing under Title 79, Revised Statutes. Effective date: May 20, 1993.

HB 7 (**Carona/Henderson**) Relating to the criteria for enforceability of covenants not to compete and to certain procedures and remedies in actions to enforce those covenants. Effective date: September 1, 1993.

HB 259 (**Giddings/Royce West**) Relating to the creation and administration of a linked deposit program to encourage lending to small businesses in distressed communities. Effective date: August 30, 1993.

HB 456 (**Seidlits/Ike Harris**) Relating to the regulation of certain staff leasing services; providing penalties. (For additional information about this bill, please see page 13 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 575 (**Danburg/Gregory Luna**) Relating to repossession under a worker's lien; providing a criminal penalty. Effective date: September 1, 1993.

HB 606 (**Heflin/Ike Harris**) Relating to finance charge limitations. Effective date: August 30, 1993.

HB 709 (**Blackwood/Sibley**) Relating to storage fees charged by a vehicle storage facility. Effective date: September 1, 1993.

HB 712 (**Blackwood/Lucio**) Relating to solicitation by public safety organizations, public safety publications, and certain independent promoters; providing criminal and civil penalties. Effective date: September 1, 1993.

HB 795 (**Rodriguez/Madla**) Relating to the contracting authority and procedures of certain hospital districts. Effective date: August 30, 1993.

HB 813 (**Marchant/Parker**) Relating to the regulation of certain consumer credit transactions; providing civil penalties. Effective date: April 30, 1993.

HB 1146 (**Erickson/Carriker**) Relating to statistical reporting by aquatic products dealers. Effective date: September 1, 1993.

HB 1239 (**Brimer/Ike Harris**) Relating to the organization and operation of certain business organizations that provide for limited liability; providing penalties. Effective date: September 1, 1993.

HB 1899 (**Willis/Rosson**) Relating to solicitations for veterans' organizations; providing penalties. Effective date: September 1, 1993.

HB 2055 (**Martin/Parker**) Relating to health insurance and health costs and the availability of health insurance coverage for certain individuals and small employers. (For additional information about this bill, please see page 36 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 2218 (**Eckels/Parker**) Relating to the conduct of certain business or commercial transactions. Effective date: August 30, 1993.

HB 2243 (**Giddings/Royce West**) Relating to the regulation of health spas; providing penalties; making an appropriation. Effective date: September 1, 1993.

HB 2310 (**Sylvester Turner/Royce West**) Relating to contracts between governmental entities and certain disadvantaged businesses; providing a civil penalty. Effective date: September 1, 1993.

HB 2480 (**Dutton/Brown**) Relating to provisions in an automobile rental agreement. Effective date: September 1, 1993.

HB 2499 (**Marchant/Montfort**) Relating to prepaid funeral services or merchandise. Effective date: September 1, 1993.

HB 2564 (**Campbell/Sims**) Relating to the regulation of persons engaged in certain business activities; providing civil penalties. Effective date: January 1, 1994.

Cemeteries

HB 1213 (**Gutierrez, Naishtat/Parker**) Relating to the laws governing cemeteries and perpetual care cemeteries; providing civil and criminal penalties. Effective date: September 1, 1993.

HB 1696 (**Bob Hunter/Sims**) Relating to the location of cemeteries in certain municipalities. Effective date: September 1, 1993.

Charitable and Nonprofit Organizations

SB 1355 (**Barrientos/Alonzo**) Relating to the special license plates for members of certain nonprofit organizations. Effective date: September 1, 1993.

HB 161 (**Hochberg/Shelley**) Relating to certain exceptions from the application of the Private Investigators and Private Security Agencies Act and to the definition of an alarm systems company for the purposes of that Act. Effective date: August 30, 1993.

HB 467 (**Chisum/Bivins**) Relating to the signs erected along certain highways by nonprofit organizations. Effective date: August 30, 1993.

HB 1096 (Ogden/Jim Turner) Relating to exempting from ad valorem taxation property owned by certain charitable organizations. Effective date: January 1, 1994.

HB 1479 (Cain, Berlanga/Parker) Relating to the regulation of optometry and to the continuation and functions of the Texas Optometry Board; providing penalties. Effective date: September 1, 1993.

HB 1494 (Sylvester Turner/Ike Harris) Relating to the organization and operation of nonprofit corporations. Effective date: January 1, 1994.

HB 1660 (Stiles/Armbrister) Relating to sales and use tax exemptions for religious, charitable, educational, and public service organizations. Effective date: August 30, 1993.

HB 2087 (Berlanga/Truan) Relating to the authority of a county to donate surplus or salvage property to a civic or charitable organization. Effective date: August 30, 1993.

City Government

SB 22 (Moncrief/Giddings) Relating to performance bonds required of county contractors. Effective date: August 30, 1993.

SB 63 (Leedom/Marchant) Relating to the issuance of anticipation notes by counties and municipalities. Effective date: September 1, 1993.

SB 404 (Truan, et al./Martin) Relating to the right of certain municipal and county employees to purchase a continuation of health benefits coverage at retirement. Effective date: September 1, 1993.

SB 450 (Sibley, Ellis/Wolens) Relating to authorized investment of the state and certain units of local government. Effective date: June 18, 1993.

SB 505 (Henderson/Gallegos) Relating to the regulation of property development and development plats by a zoned or unzoned municipality with a population of more than 1.5 million. Effective date: May 11, 1993.

SB 506 (Henderson/Eckels, Senfronia Thompson) Relating to the creation of multiple panels of, and to the operation of, a municipality's zoning board of adjustment; providing for the repeal of zoning regulations. Effective date: September 1, 1993.

SB 631 (Jerry Patterson/Gray, Martin) Relating to the authority of a municipality to provide for the repair and assessment of repairs of bulkheads or other structures. Effective date: August 30, 1993.

SB 952 (Wentworth/Krusee) Relating to the transfer of extraterritorial jurisdiction between certain municipalities. Vetoed by the governor.

SB 987 (Jim Turner, Wentworth/Chisum, Krusee) Relating to the service area for a municipal drainage utility system. Effective date: August 30, 1993.

SB 1018 (Wentworth/Combs) Relating to the authority of the boards of directors of certain water control and improvement districts to remove the district from the extraterritorial jurisdiction of a home-rule municipality and place the district in the extraterritorial jurisdiction of another home-rule municipality. Effective date: September 1, 1993.

SB 1271 (**Montford/Seidlits**) Relating to the establishment of an intercept program to increase the credit rating of certain local government debt and authorizing the comptroller of public accounts to withhold local government funds to pay such obligations under certain circumstances. Effective date: August 30, 1993.

SB 1445 (**Rosson/Vowell**) Relating to the establishment of fiscal years in certain municipalities. Effective date: August 30, 1993.

HB 78 (**Danburg/Brown**) Relating to the application of the open meetings law to certain municipal boards, commissions and committees. Effective date: August 30, 1993.

HB 384 (**Campbell/Carriker**) Relating to the authority of a municipality to adopt an additional sales and use tax. Effective date: May 28, 1993.

HB 647 (**Chisum/Bivins**) Relating to the sale of real property by municipalities. Effective date: August 30, 1993.

HB 663 (**Sylvester Turner/Whitmire**) Relating to the filling of vacancies on the governing bodies of certain municipalities. Effective date: August 30, 1993.

HB 684 (**Counts/Sims**) Relating to the fiscal year of general law municipalities. Effective date: May 2, 1993.

HB 696 (**Marchant/Armbrister**) Relating to depositories and investment securities for local governments. Effective date: September 1, 1993.

HB 728 (**Hilbert/Henderson**) Relating to the annexation of and provision of services to areas by certain municipalities. Effective date: September 1, 1993.

HB 772 (**Stiles/Whitmire**) Relating to the deposition of abandoned or unclaimed property. Effective date: May 28, 1993.

HB 811 (**Stiles/Lucio**) Relating to annexation by general law municipalities. Effective date: August 30, 1993.

HB 824 (**Dutton/Ellis**) Relating to the sale or exchange of land by a home-rule municipality. Effective date: August 30, 1993.

HB 825 (**Dutton/Whitmire**) Relating to the authority of a municipality to correct certain violations of municipal sanitation regulations. Effective date: August 30, 1993.

HB 832 (**Puente/Madla**) Relating to the civil penalty a municipality may recover for a violation of certain water control ordinances. Effective date: September 1, 1993.

HB 859 (**Greenberg, Carter/Rosson**) Relating to confidentiality of certain information of a customer of a government-operated utility; providing a criminal penalty. Effective date: September 1, 1993.

HB 1091 (**Junell/Sims**) Relating to the right of certain lessees of land owned by municipalities to purchase the leased land for the appraised fair market value of the land. Effective date: August 30, 1993.

- HB 1103 (**Gutierrez/Lucio**) Relating to the hours of labor and vacation of members of fire departments in certain municipalities. Effective date: September 1, 1993.
- HB 1107 (**Cook/Jim Turner**) Relating to the designation of a resident agent for acceptance of service of process in guardianship proceedings as qualification for the appointment of nonresident persons as guardians of resident wards. Effective date: September 1, 1993.
- HB 1273 (**Goodman/Ike Harris**) Relating to the issuance of obligations and the execution of credit agreements by certain governmental entities. Effective date: August 30, 1993.
- HB 1312 (**Combs/Barrientos**) Relating to governmental authority and voter rights in the extraterritorial jurisdiction of certain municipalities. Effective date: May 17, 1993.
- HB 1450 (**Pitts/Sibley**) Relating to validation of governmental acts and proceedings by certain municipalities. Effective date: May 24, 1993.
- HB 1547 (**Naishtat/Ellis**) Relating to the appointment and election of commissioners of public housing authorities. Effective date: September 1, 1993.
- HB 1745 (**Blackwood/Sibley**) Relating to the financing and use of certain property by a municipality or county. Effective date: June 19, 1993.
- HB 1780 (**Puente/Madla**) Relating to the management and operation of certain municipally owned utilities and validation of certain acts in relation to the utilities. Effective date: August 30, 1993.
- HB 1803 (**Brady/Brown**) Relating to the regulation of outdoor signs in the extraterritorial jurisdiction of municipalities in certain counties; providing a penalty. Effective date: August 30, 1993.
- HB 1821 (**Allen/Moncrief**) Relating to the investment of the funds of a local government or an institution of higher education. Effective date: August 30, 1993.
- HB 1852 (**Bosse/Rosson**) Relating to the control of outdoor advertising signs; providing penalties. Effective date: August 30, 1993.
- HB 2083 (**McCoulskey/Armbrister**) Relating to the validation of governmental acts and proceedings related to certain annexations and certain extensions of extraterritorial boundaries by municipalities. Effective date: June 19, 1993.
- HB 2671 (**Culberson, Eckels/Henderson**) Relating to the sale or trade by certain municipalities of a park under two acres that is no longer usable and functional as a park. Effective date: May 17, 1993.
- HB 2714 (**Bailey/Whitmire**) Relating to the provision of water and sewer service to annexed areas of certain municipalities. Effective date: August 30, 1993.
- HB 2740 (**Rodriguez/Wentworth**) Relating to the service area for operation of a municipal drainage system and collection of drainage charges. Effective date: June 18, 1993.
- HB 2854 (**Ashley Smith/Henderson**) Relating to the regulation by home-rule municipalities of streets, avenues, alleys, and boulevards on which certain residences are located. Effective date: August 30, 1993.

Civil Remedies and Liabilities

SB 2 (Montford, Ike Harris/Junell) Relating to the application of the doctrine of forum non conveniens to certain actions. (For additional information about this bill, please see page 46 of the Overview of Major Issues.) Effective date: August 30, 1993.

SB 76 (Jim Turner/Cain) Relating to the appeals of certain interlocutory orders and judgments upholding those orders. Effective date: September 1, 1993.

SB 146 (Sibley/Puente) Relating to the criminal responsibility of a person for failure to perform an act that the person has a duty to perform. Effective date: February 25, 1993.

SB 779 (Armbrister/Earley) Relating to liability of a licensed installer or servicer of certain liquefied petroleum gas systems. Effective date: August 30, 1993.

SB 877 (Montford/Junell, Seidlits) Relating to the duties of the attorney general in representation of the legislature and state agencies and to certain immunities from liability. Effective date: June 17, 1993.

SB 1409 (Parker/Martin) Relating to medical liability actions and medical liability insurance; proving penalties. (For additional information about this bill, please see page 47 of the Overview of Major Issues.) Effective date: June 10, 1993.

SB 1410 (Parker/Martin) Relating to state indemnification of and liability insurance premiums for certain health care claims. Effective date: September 1, 1993.

HB 49 (Uher/Chris Harris) Relating to payment of judgments not claimed by the prevailing party. Effective date: August 30, 1993.

HB 294 (Chisum/Jim Turner) Relating to the liability of certain governmental employees for acts or omissions in connection with inmate work programs and community service projects. Effective date: August 30, 1993.

HB 697 (Cain/Whitmire) Relating to civil actions to abate certain activities of combinations or criminal street gangs. Effective date: August 30, 1993.

HB 898 (Jackson/Lucio) Relating to the application of certain statutes of limitation to certain districts and entities. Effective date: August 30, 1993.

HB 1076 (Marchant/Chris Harris) Relating to the personal liability of officers and directors of insured depository institutions. Effective date: August 30, 1993.

HB 1143 (Pitts/Chris Harris) Relating to an action for recovery of real property conveyed by an instrument with certain technical defects. Effective date: September 1, 1993.

HB 1395 (Duncan/Montford) Relating to residential construction liability. Effective date: August 30, 1993.

HB 2005 (Smithee/Parker) Relating to avoidance of liability by correction of certain violations of state credit law. Effective date: August 30, 1993.

HB 2237 (Todd Hunter/Henderson) Relating to qualified immunity from civil liability for certain impartial third parties who conduct or facilitate alternative dispute resolution procedures. Effective date: September 1, 1993.

HB 2270 (Martin/Barrientos) Relating to claims for abandoned property filed with the state treasurer. Effective date: September 1, 1993.

HB 2271 (Martin/Parker) Relating to the ability of the Texas Water Development Board to obtain liability insurance and exempting Texas Water Development Board members and employees from personal liability relating to board business. Effective date: August 30, 1993.

HB 2516 (Horn/Brown) Relating to the fees for the administration and enforcement of the labeling of motor fuels containing certain mixtures of gasoline and alcohol. Effective date: August 30, 1993.

Coastal Affairs and Beaches

SB 1049 (Parker/Berlanga) Relating to the prevention of, the damage, cleanup, and costs related to, and liability for oil spills in coastal waters of the state; providing for response to the discharge of oil and other pollutants in the coastal waters of the state; authorizing appropriations from the coastal protection fund. Effective date: September 1, 1993.

SB 1392 (Truan, Parker/Todd Hunter) Relating to establishment of the Texas Coastal Ocean Observation Network for collection of coastal management data. Effective date: August 30, 1993.

HB 2612 (Tallas/Jerry Patterson) Relating to the membership of the Coastal Coordination Council. Vetoes by the governor.

Common Carriers

SB 966 (Sims/Black) Relating to notice given to landowners by a common carrier. Effective date: September 1, 1993.

SB 1128 (Zaffirini/Henry Cuellar) Relating to the minimum population requirements for allowing peace officers to enforce state and federal hazardous materials regulations and state and federal motor carriers safety regulations. Effective date: September 1, 1993.

SB 1313 (Bivins/Seidlits) Relating to the regulation of motor carriers; providing penalties. (For additional information about this bill, please see page 49 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1156 (Seidlits/Bivins) Relating to the maximum deviation from the base rate that a motor carrier may charge. Effective date: September 1, 1993.

Consumer Protection

SB 558 (Armbrister/Coleman) Relating to food labeling requirements under the Texas Food, Drug, and Cosmetic Act. Effective date: September 1, 1993.

SB 561 (Armbrister/Glaze) Relating to licensing exemptions for the wholesale distribution of prescription drugs. Effective date: June 2, 1993.

SB 562 (Armbrister/Coleman) Relating to civil, criminal, and administrative penalties under the Texas Food, Drug, Device, and Cosmetic Salvage Act. Effective date: September 1, 1993.

SB 564 (Armbrister/Glaze) Relating to the licensing of wholesale device distributors under the Texas Food, Drug, and Cosmetic Act; providing civil and administrative penalties. Effective date: September 1, 1993.

SB 565 (Armbrister/Glaze) Relating to the licensure of food manufacturers and wholesale food distributors. Effective date: September 1, 1993.

SB 1041 (Parker/Saunders) Relating to protecting public drinking water supplies; creating offenses and providing fees and penalties. Effective date: September 1, 1993.

HB 364 (Clemons/Lucio) Relating to the regulation of telephone solicitation; providing civil and criminal penalties. Effective date: September 1, 1993.

HB 1081 (Brimer/Brown) Relating to a seller's duty to disclose the condition of real property to a purchaser. Effective date: January 1, 1994.

Corporations and Associations

SB 118 (Henderson/Wolens) Relating to the use of in-house counsel by the State Securities Board. Effective date: September 1, 1993.

SB 1311 (Brown/Hochberg) Relating to the powers of certain cooperative associations. Effective date: June 19, 1993.

HB 1212 (Carona/Parker) Relating to the creation of state limited banking associations. Effective date: August 30, 1993.

Corrections

SB 25 (Moncrief, Ellis, Montford, et al./McCall, Danburg, et al.) Relating to the offense of harassment and including within that offense conduct that constitutes stalking; providing limitations on release on bond, furlough, probation, and parole; and providing notification. (For additional information about this bill, please see page 8 of the Overview of Major Issues.) Effective date: March 19, 1993.

SB 57 (Moncrief/Hirschi) Relating to the screening and treatment for tuberculosis of employees, volunteers, and inmates in county jails and other correctional facilities. Effective date: September 1, 1993.

SB 109 (Brown/Place) Relating to presentence investigation reports in certain criminal cases. Effective date: September 1, 1993.

SB 171 (Montford, et al./Hightower) Relating to the issuance of general obligation bonds for projects relating to state prisons and to an emergency appropriation to the Texas Department of Criminal Justice for the operation of state prisons and intermediate sanction facilities, discretionary grants, and payments to counties. (For additional information about this bill, please see page 9 of the Overview of Major Issues.) Effective date: February 23, 1993.

SB 175 (Parker/Stiles) Relating to the authority of the Commission on Jail Standards to regulate the temporary housing of county inmates in certain facilities to alleviate overcrowding in county jails. Effective date: May 15, 1993.

SB 371 (Bivins/Place) Relating to the operation of a motor vehicle by certain persons and the return of driver's licenses to those persons. Effective date: September 1, 1993.

SB 378 (Whitmire/Hightower) Relating to maximizing the availability of federal funds to the Texas Department of Criminal Justice and to the efficient and economical operation of the department. (For additional information about this bill, please see page 9 of the Overview of Major Issues.) Effective date: May 22, 1993.

SB 456 (Ellis/Hochberg) Relating to the punishment for certain offenses motivated by bias or prejudice and to the conditions of community supervision or parole of persons convicted of that offense. (For additional information about this bill, please see page 10 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 532 (Whitmire/Hightower) Relating to the creation of the state jail division of the Texas Department of Criminal Justice and to the operations of other divisions of the department and community supervision and corrections departments, to the certification of certain offenders, and to the confinement of certain felons convicted of state jail felonies or awaiting transfer from county jail to the institutional division of the Texas Department of Criminal Justice; providing penalties; making an appropriation from the economic stabilization fund. (For additional information about this bill, please see page 10 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 818 (Jim Turner/Place) Relating to the punishment as a capital offense of certain murders committed by individuals incarcerated in penal institutions. Effective date: September 1, 1993.

SB 1068 (Whitmire/Hightower) Relating to the issuance of general obligation bonds for projects relating to facilities of corrections institutions, including youth corrections institutions and mental health and mental retardation institutions. (For additional information about this bill, please see page 6 of the Overview of Major Issues.) Effective on adoption of constitutional amendment proposed by SJR 45.

SB 1069 (Whitmire/Hightower) Relating to the financing of correctional facilities. Effective date: April 22, 1993.

SB 1329 (Parker/Stiles) Relating to the administration of county jails. Effective date: September 1, 1993.

HB 119 (Brinder/Chris Harris) Relating to counseling as a condition of probation for a person who commits family violence. Effective date: September 1, 1993.

HB 537 (Place/Whitmire) Relating to the procedures for determining eligibility for parole of a defendant serving a life sentence after conviction of a capital felony. Effective date: June 6, 1993.

HB 744 (Telford/Ratliff) Relating to a contract to provide that a justice center on the state line contain a jail annex for which the county in this state and the county in the other state are jointly responsible. Effective date: April 2, 1993.

HB 864 (Johnson/Haley) Relating to work programs for inmates confined in county jail awaiting transfer to the institutional division of the Texas Department of Criminal Justice. Effective date: August 30, 1993.

HB 930 (Sylvester Turner/Whitmire) Relating to the authority of a justice of the peace or municipal judge to order community service in satisfaction of fines or costs and to the justice

precinct in which persons may be tried or in which the constable may be allowed a fee. Effective date: May 27, 1993.

HB 1056 (Delco, et al./Barrientos) Relating to the creation of county jail industries programs and the use of county jail inmates for public works, public improvements, and public maintenance projects. Effective date: June 11, 1993.

HB 1116 (Stiles/Whitmire) Relating to the use of temporary housing for certain inmates of the institutional division of the Texas Department of Criminal Justice. Effective date: June 19, 1993.

HB 1220 (Hightower/Montford) Relating to the management of certain funds of the institutional division of the Texas Department of Criminal Justice. Effective date: September 1, 1993.

HB 1718 (Allen/Shelley) Relating to work programs for inmates and former inmates of a county jail or state prison. Effective date: August 30, 1993.

HB 2535 (Campbell/Armbrister) Relating to the authority of a community supervision and corrections department or the pardons and paroles division of the Texas Department of Criminal Justice to enter into contracts for certain supervision or telecommunications services. Effective date: August 30, 1993.

County Government

SB 21 (Moncrief/Longoria) Relating to the sheriff's petty cash fund. Effective date: May 11, 1993.

SB 24 (Moncrief/Hamric) Relating to the transfer and investment of certain funds by electronic means. Effective date: August 30, 1993.

SB 112 (Brown/Jack Harris) Relating to the regulation of outdoor signs in certain areas of certain counties; providing a penalty. Effective date: September 1, 1993.

SB 126 (Chris Harris/Brimer) Relating to the regulation of sight distances along county roads in certain counties. Effective date: August 30, 1993.

SB 339 (Parker/Stiles) Relating to the qualification of sheriffs. Effective upon passage of the constitutional amendment proposed by SJR 18.

SB 342 (Jerry Patterson/Hamric) Relating to the changes in plans, specifications, or proposals pertaining to contracts made by counties. Effective date: June 19, 1993.

SB 490 (Whitmire/Bailey) Relating to the power of a sheriff's department civil service commission to adopt rules concerning the rights of employees during an internal investigation. Effective date: September 1, 1993.

SB 508 (Wentworth/Kuempel) Relating to county purchase of road construction material. Effective date: May 11, 1993.

SB 610 (Henderson/Hilbert) Relating to the composition of a county bail bond board. Effective date: May 4, 1993.

SB 670 (Barrientos/Naishtat) Relating to the authority of a commissioners court to delegate authority to make traffic safety decisions in certain counties. Effective date: May 4, 1993.

SB 749 (Montford/George West) Relating to the fines and costs imposed on a defendant convicted in a municipal court. Effective date: June 6, 1993.

SB 784 (Whitmire/Yarbrough) Relating to procedures for certain employment matters concerning sheriff's department employees of certain counties. Effective date: September 1, 1993.

SB 798 (Armbrister/Campbell) Relating to liability insurance and similar coverage for political subdivisions and for certain governmental officials and employees. Effective date: August 30, 1993.

SB 1093 (Madla/Rangel) Relating to authorization for a county to create a county utility system board to operate and manage certain utility systems. Effective date: June 6, 1993.

SB 1380 (Jerry Patterson/Martin) Relating to performance of the duties of a county budget officer. Effective date: June 11, 1993.

HB 86 (Kamel/Shapiro) Relating to unclaimed juror reimbursement payments. Effective date: August 30, 1993.

HB 126 (Kamel/Truan) Relating to county library privileges from an established library. Effective date: August 30, 1993.

HB 132 (Uher/Armbrister) Relating to the notice required to be given of the fees charged for the services of a sheriff or constable. Effective date: May 29, 1993.

HB 199 (Rudd/Bivins) Relating to the residence of county and district clerks or their deputies. Effective date: May 19, 1993.

HB 333 (Gallegos/Whitmire) Relating to the authority and procedures of municipalities for the inspection and regulation of buildings in the interest of public safety. Effective date: September 1, 1993.

HB 638 (Danburg/Carriker) Relating to combining certain county election precincts. Effective date: May 19, 1993.

HB 901 (Hamric/Jerry Patterson) Relating to contracts made by local governments. Effective date: May 7, 1993.

HB 1039 (Maxey/Barrientos) Relating to the abolition of the office of elected county public weigher. Effective date: August 30, 1993.

HB 1377 (Zbranek/Carriker) Relating to the return of a warrant or check issued by a county. Effective date: August 30, 1993.

HB 1595 (Erickson/Montford) Relating to the use of certain funds in the unclaimed money fund for economic development by counties. Effective date: September 1, 1995.

HB 1756 (Marchant/Leedom) Relating to certain transfers of property by a county purchasing agent. Effective date: August 30, 1993.

HB 1967 (Saunders/Armbrister) Relating to the authority of a county to hold a nonbinding referendum on matters affecting county property. Effective date: August 30, 1993.

HB 2680 (Pitts/Sibley) Relating to certain activities near a site related to the superconducting super collider; providing penalties. Effective date: September 1, 1993.

HB 2749 (Tallas/Madla) Relating to services and issuance of non-certified papers and other documents by county clerks. Effective date: September 1, 1993.

HB 2750 (Tallas/Madla) Relating to certain requirements for legal papers filed with a county clerk. Effective date: August 30, 1993.

HB 2751 (Tallas/Madla) Relating to issuance of certain documents by county clerks. Effective date: September 1, 1993.

Courts

SB 315 (Carriker/Kubiak) Relating to the application of the professional prosecutors law to certain district and county attorneys. Effective date: September 1, 1993.

SB 477 (Rosson/McDonald) Relating to the powers and duties of the prosecutors for the state and county in El Paso County. Effective date: October 1, 1993.

SB 596 (Henderson/Senfronia Thompson) Relating to the requirement that the chief justice deliver a state of the judiciary message to the legislature. Effective date: September 1, 1993.

SB 667 (Barrientos/Naishtat) Relating to criminal law magistrates. Effective date: September 1, 1993.

SB 820 (Jim Turner/Place) Relating to free transcripts of statement of facts for appeal in which an affidavit of inability to pay costs has been filed. Effective date: September 1, 1993.

SB 867 (Montford/Duncan) Relating to the location of certain justice of the peace courts. Effective date: September 1, 1993.

SB 947 (Montford/Gallego) Relating to continuing legal education for certain attorneys, judges, court personnel, and justices of the peace. Effective date: September 1, 1993.

SB 954 (Brown/Gallego) Relating to the operation of court reporter proprietary schools and programs. Effective date: September 1, 1993.

SB 1236 (Jim Turner/Brady) Relating to the creation of the office of criminal district attorney of Waller County, to the abolition of the office of county attorney in Waller County, and to the abolition of the jurisdiction of the district attorney for the 9th Judicial District in Waller County. Effective date: September 1, 1993.

SB 1276 (Truan, et al./Earley) Relating to the terms of court of the 36th Judicial District. Effective date: September 1, 1993.

SB 1328 (Nelson/Campbell) Relating to jurisdiction, operation, and administration of certain county courts in Denton County. Effective date: June 19, 1993.

SB 1361 (Shapiro/Oakley) Relating to the creation of a statutory county court in Kaufman County. Effective date: January 1, 1995.

SB 1398 (Chris Harris/Goodman) Relating to abolishing the County Criminal Court No. 5 of Tarrant County and to creating the Tarrant County Court of Criminal Appeals. Effective date: January 1, 1995.

SB 1482 (Chris Harris/Goodman) Relating to the creation of municipal courts of record in Arlington. Effective date: August 30, 1993.

HB 36 (Senfronia Thompson/Jim Turner) Relating to the compensation of certain statutory county court judges and to certain fees and costs collected by district and county clerks for deposit in the judicial fund. Effective date: August 30, 1993.

HB 66 (Goolsby/Moncrief) Relating to the amount by which the salary of an official district court reporter may be increased. Effective date: September 1, 1993.

HB 109 (Puente/Gregory Luna) Relating to the election of a special district judge by the practicing lawyers of the court. Effective date: August 30, 1993.

HB 171 (Craddick/Bivins) Relating to the creation of a judicial district composed of Midland County. Effective date: January 1, 1995.

HB 187 (Craddick, et al./Sibley) Relating to violation of speed limits required by federal law. Vetoed by the governor.

HB 198 (Rudd/Zaffirini) Relating to the filing and processing of condemnation proceedings. Effective date: September 1, 1993.

HB 208 (Puente/Gregory Luna) Relating to the 73rd District Court. Effective date: September 1, 1993.

HB 238 (Greenburg/Barrientos) Relating to judicial training related to the problems of family violence, sexual assault, and child abuse. Effective date: August 30, 1993.

HB 253 (Place/Barrientos) Relating to providing a uniform jury handbook to jurors in a civil or criminal case. Effective date: September 1, 1993.

HB 392 (Linebarger/Armbrister) Relating to justice court juries. Effective date: September 1, 1993.

HB 393 (Linebarger/Armbrister) Relating to certain records kept by district clerks and to fees charged for certain services performed by district or county clerks. Effective date: August 30, 1993.

HB 424 (Gallego/Zaffirini) Relating to the application of the professional prosecutors law to certain district and criminal district attorneys. Effective date: September 1, 1993.

HB 567 (Stiles/Parker) Relating to criminal law masters in Jefferson County. Effective date: June 9, 1993.

HB 610 (Goodman/Chris Harris) Relating to registration and continuing education requirements for tax assessor-collectors. Effective date: August 30, 1993.

HB 674 (Bomer/Turner) Relating to the authority of a court to refer a case to alternative dispute resolution. Vetoed by the governor.

- HB 681 (**Hill/Wentworth**) Relating to truancy; providing a penalty. Effective date: September 1, 1993.
- HB 687 (**Jesse Jones/Moncrief**) Relating to the disposal of certain records by commissioners courts. Effective date: June 3, 1993.
- HB 753 (**Chisum/Bivins**) Relating to the duties of the district attorney for the 31st Judicial District. Effective date: August 30, 1993.
- HB 887 (**Senfronia Thompson/Brown**) Relating to witness fees, privileges, and appearances in court. Effective date: January 1, 1994.
- HB 953 (**Bob Hunter/Sims**) Relating to the jurisdiction of the County Court of Taylor County. Effective date: May 2, 1993.
- HB 965 (**Henry Cuellar/Zaffirini**) Relating to magistrates appointed by the judges of the district courts in Webb County. Effective date: August 30, 1993.
- HB 974 (**Hilderbran/Sims**) Relating to the County Court at Law of Kerr County. Effective date: September 1, 1993.
- HB 1031 (**Gallego/Zaffirini**) Relating to expenses of the court reporter for the 112th Judicial District. Effective date: September 1, 1993.
- HB 1108 (**Cook/Nelson**) Relating to appointment of a bailiff for the 355th District Court. Effective date: September 1, 1993.
- HB 1138 (**Yarbrough/Montford**) Relating to the term of office of a municipal judge. Effective date: January 1, 1993.
- HB 1180 (**Henry Cuellar/Zaffirini**) Relating to assignment and docketing of civil cases in the 49th District Court. Effective date: August 30, 1993.
- HB 1224 (**Finnell/Carriker**) Relating to the creation of a county court at law in Wilbarger County. Effective date: August 30, 1993.
- HB 1252 (**Craddick/Bivins**) Relating to district court bailiffs in Midland County. Effective date: September 1, 1993.
- HB 1275 (**Goodman/Chris Harris**) Relating to appeals from a judgment of the municipal courts of record in Fort Worth. Effective date: September 1, 1993.
- HB 1357 (**Siebert/Henderson**) Relating to a complainant's right to appear before the State Commission on Judicial Conduct. Effective date: September 1, 1993.
- HB 1403 (**Henry Cuellar/Zaffirini**) Relating to the salary of the bailiff of the 341st District Court. Effective date: September 1, 1993.
- HB 1444 (**Senfronia Thompson/Henderson**) Relating to the daily compensation of a retired judge serving as an assigned probate judge. Effective date: September 1, 1993.
- HB 1447 (**Sadler/Ratliff**) Relating to affidavits concerning cost and necessity of services in certain civil actions. Effective date: August 30, 1993.

HB 1498 (**Naishtat/Barrientos**) Relating to prosecutors providing pro bono legal services to the indigent. Effective date: September 1, 1993.

HB 1691 (**Bosse/Shelley**) Relating to the name change of an adult. Effective date: September 1, 1993.

HB 1779 (**Puente/Wentworth**) Relating to the 225th District Court. Effective date: September 1, 1993.

HB 2259 (**Marchant/Ike Harris**) Relating to records of trials in the municipal courts of record of Addison. Effective date: August 30, 1993.

HB 2821 (**Tallas/Brown**) Relating to the creation of the County Court at Law No. 3 of Fort Bend County. Effective date: August 30, 1993.

HB 2825 (**Tallas/Brown**) Relating to the appointment of bailiffs of the district courts and county courts at law in Fort Bend County. Vetoed by the governor.

HB 2826 (**Tallas/Brown**) Relating to a court administrator in Fort Bend County. Effective date: June 12, 1993.

HB 2827 (**McDonald/Rosson**) Relating to the district courts and juvenile board of El Paso County. Effective date: September 1, 1993.

HB 2831 (**Sadler/Ratliff**) Relating to the jurisdiction of the statutory county court in Panola County. Effective date: September 1, 1993.

HB 2844 (**Sadler/Ratliff**) Relating to the Rusk County Court at Law. Effective date: September 1, 1993.

HB 2851 (**Horn/Carriker**) Relating to the creation of municipal courts of record in Denton. Effective date: August 30, 1993.

HB 2871 (**Clemons/Haley**) Relating to the name of the County Court at Law of Angelina County. Effective date: August 30, 1993.

HB 2856 (**Senfronia Thompson/Henderson**) Relating to the creation of the County Criminal Court at Law No. 15 of Harris County, Texas. Effective date: August 30, 1993.

HJR 3 (**Saunders/Armbrister**) Proposing a constitutional amendment clearing land titles by relinquishing and releasing any claim of sovereign ownership or title to a fractional interest in the Shelby, Frazier, and McCormick League (now located in Fort Bend and Austin counties) arising out of the voiding of a certain interest under a Mexican land grant. (For additional information about this resolution, please see the Constitutional Amendments section of this summary.) Effective date: upon approval by the voters.

Crime Act Compensation

HB 605 (**Finnell/Carriker**) Relating to the forfeiture of proceeds from the commission of certain offenses and to the compensation of crime victims. Effective date: September 1, 1993.

Crime Prevention

SB 475 (**Henderson/Senfronia Thompson**) Relating to the availability to a defendant of certain materials obtained through a crime stoppers advisory program or a local crime stoppers program and to the certification of local crime stoppers programs to receive certain payments from defendants. Effective date: September 1, 1993.

HB 22 (**De La Garza/Barrientos**) Relating to the creation and duties of a crime control and prevention district. Effective date: June 18, 1993.

HB 116 (**De La Garza/Lucio**) Relating to law enforcement efforts to prevent transportation of stolen vehicles and heavy equipment into Mexico and to prevent theft of vehicles and heavy equipment. Effective date: September 1, 1993.

HB 181 (**Hill/Whitmire**) Relating to the registration of certain persons convicted of obscenity offenses under the sexual offenders registration program. Effective date: August 30, 1993.

HB 2456 (**Ramsay/Barrientos**) Relating to the operation of a toll free crime stoppers telephone service for areas of the state not served by a local crime stoppers program. Effective date: August 30, 1993.

Crime Victims Compensation

SB 209 (**Chris Harris, et al./Vowell**) Relating to the crime victims compensation fund; providing civil and administrative penalties. For additional information about this bill, please see page 11 of the Overview of Major Issues. Effective date: August 30, 1993.

HB 2178 (**Black/Whitmire**) Relating to compensation of victims of certain crimes. Effective date: August 30, 1993.

HB 2179 (**Black/Whitmire**) Relating to restitution paid by criminal defendants to crime victims. Effective date: September 1, 1993.

Crimes

SB 13 (**Brown/Combs**) Relating to the murder of an individual under six years of age as a capital offense. (For additional information about this bill, please see page 7 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 16 (**Brown/Hill**) Relating to certain offenses committed on school premises in drug-free zones; providing penalties. (For additional information about this bill, please see page 7 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 145 (**West/Cain**) Relating to reckless discharge of a firearm; creating offenses and providing penalties. Effective date: September 1, 1993.

SB 213 (**Royce West/Delco**) Relating to model safe school checklists. Effective date: August 30, 1993.

SB 310 (**Madla/Berlanga**) Relating to the possession of dangerous drugs by certain persons. Effective date: April 2, 1993.

SB 311 (Chris Harris/Uher) Relating to certain investigations regarding the physical health or safety of a child. Effective date: September 1, 1993.

SB 472 (Madla/Van de Putte) Relating to the practice of pharmacy, including the Texas State Board of Pharmacy, dangerous drugs, and controlled substances. Effective date: September 1, 1993.

SB 590 (Shelley/Bailey) Relating to the disposition of stolen property. Effective date: August 30, 1993.

SB 1067 (Whitmire/Place) Relating to the sentencing policy of the state and to offenses and punishments under the Penal Code, to offenses and punishments involving certain prohibited or dangerous substances, to the effect of certain convictions and acquittals, and to the civil consequences of certain offenses involving intoxication; providing conforming amendments. (For additional information about this bill, please see page 11 of the Overview of Major Issues.) Effective date: September 1, 1994.

SB 1130 (Zaffirini/Berlanga) Relating to the Interagency Council on Sex Offender Treatment; providing a criminal penalty. Effective date: September 1, 1993.

SB 1227 (Henderson/Wolens) Relating to the offenses of barratry, falsely holding oneself out as a lawyer, and the unauthorized practice of law and certain solicitations regarding certain investigative, legal, and health care professional employment; providing penalties. Effective date: September 1, 1993.

HB 24 (De La Garza/Royce West) Relating to the commission of and prosecution and punishment for the offense of criminal solicitation. Effective date: September 1, 1993.

HB 354 (Henry Cuellar/Whitmire) Relating to the reporting of certain financial transactions, to the creation of offenses relating to certain financial transactions, and to the creation of the attorney general law enforcement account; making an appropriation. Effective date: September 1, 1993.

HB 546 (Schechter/Ellis) Relating to an emergency order to protect a child. Effective date: September 1, 1993.

HB 783 (Counts/Lucio) Relating to the powers and duties of the Automobile Theft Prevention Authority. Effective date: August 30, 1993.

HB 798 (Gallego/Jim Turner) Relating to sentencing procedures in capital felony cases for offenses committed before September 1, 1991, and to the reformation of a sentence or an award of a new trial in a capital felony case. Effective date: August 30, 1993.

HB 1662 (Linebarger/Zaffirini) Relating to the transfer of court-appointed volunteer advocate programs for abused or neglected children. Effective date: August 30, 1993.

HB 2557 (Vowell/Moncrief) Relating to certain prohibited activities in the food stamp program. Effective date: September 1, 1993.

HB 2650 (Greenberg/Zaffirini) Relating to requiring persons indicted for or convicted of sexual assault, aggravated sexual assault, or indecency with a child and juveniles adjudicated delinquent for violations of those offenses to undergo certain medical procedures and tests to detect sexually transmitted diseases, and to the rights of victims of those offenses to counseling and testing for certain of those diseases. Effective date: September 1, 1993.

HJR 23 (Grusendorf/Nelson) Proposing a constitutional amendment relating to the denial of bail to certain persons charged with certain violent or sexual offenses. (For additional information about this resolution please see page 134 in the Constitutional Amendments section.) Effective date: Upon approval by the voters.

Criminal Justice

SB 191 (Brown/Eckels) Relating to the disposition of property involved in a criminal offense. Effective date: September 1, 1993.

HB 261 (Place/Wentworth) Relating to the requirement of corroboration of testimony in the prosecution of certain offenses. Effective date: May 19, 1993.

Criminal Procedures

SB 73 (Bivins/Saunders) Relating to the authority of a telecommunications utility to offer caller identification service. Effective date: September 1, 1993.

SB 256 (Shelley/Schechter) Relating to a plea of guilty or nolo contendere in a misdemeanor case. Effective date: September 1, 1993.

SB 599 (Lucio/Place) Relating to the exoneration and forfeiture of bail. Vetoed by the governor.

SB 719 (Whitmire/Bailey) Relating to the records of an unsustained complaint or an overturned disciplinary action taken against a fire fighter or police officer in certain municipalities. Effective date: August 30, 1993.

HB 521 (Tallas/Brown) Relating to the forfeiture of a bond in satisfaction of a fine and costs in a misdemeanor case punishable by fine only. Effective date: May 9, 1993.

HB 665 (Hernandez/Barrientos) Relating to the disposition of exhibits in a criminal case. Effective date: September 1, 1993.

HB 2113 (Senfronia Thompson/Whitmire) Relating to the appointment of hearing officers for criminal and mental health cases in certain courts. Effective date: August 30, 1993.

Daycare

HB 872 (Linebarger/Barrientos) Relating to child care for public school students. Effective date: September 1, 1993.

HB 2394 (Brady/Shelley) Relating to the denial, revocation, or suspension of a license to operate a child-care facility and to licensing the facility after revocation. Effective date: September 1, 1993.

Disabilities, Persons with

SB 323 (Wentworth/Siebert) Relating to the issuance of special license plates for certain vehicles to be operated by or for the transportation of disabled persons. Effective date: August 30, 1993.

SB 407 (Ellis/Bob Hunter) Relating to the rehabilitation of individuals with disabilities and the administration of the Texas Rehabilitation Commission. Effective date: May 17, 1993.

SB 540 (Barrientos/Berlanga) Relating to the elimination of architectural barriers encountered by persons with disabilities. Effective date: September 1, 1993.

SB 1117 (Zaffirini/Vowell) Relating to the payments for evaluators based on the number of candidates examined for interpreter certification. Effective date: September 1, 1993.

SB 1118 (Zaffirini/Vowell) Relating to examinations for interpreter certification conducted by the Board for Evaluation of Interpreters. Effective date: September 1, 1993.

SB 1160 (Barrientos/Naishtat) Relating to the authority of the Texas School for the Blind and Visually Impaired to lease certain real property. Effective date: May 19, 1993.

HB 860 (Delco/Barrientos) Relating to the prohibition of certain discriminatory employment practices. Effective date: September 1, 1993.

HB 1843 (Price/Leedom) Relating to the placement of print access aids in libraries for persons who are visually disabled. Effective date: September 1, 1993.

HB 2109 (Vowell/Zaffirini) Relating to the schedule of fees adopted by the Texas Commission for the Deaf and Hearing Impaired to be paid to interpreters for persons who are deaf or hearing impaired. Effective date: September 1, 1993.

Disaster Preparedness and Relief

HB 937 (Lewis/Haley) Relating to a prohibition of certain discriminations regarding an employee who participates in an emergency evacuation. Effective date: August 30, 1993.

Economic and Industrial Development

SB 124 (Chris Harris/Erickson) Relating to the authority of a municipality located in more than one county to create an industrial development corporation, to levy a sales and use tax, and to issue bonds. Effective date: March 25, 1993.

SB 130 (Montford/Oliveira) Relating to the establishment, operation, and funding of an employment training program; reducing the entry level and replenishing unemployment tax rates; imposing an assessment for employee training purposes. (For additional information about this bill, please see page 12 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 394 (Parker/Oliveira) Relating to the promotion of economic development in the state by improving the competitiveness of Texas public ports with ports outside of Texas, by extending the authority of navigation districts to sell or lease certain property of such districts. Effective date: April 6, 1993.

SB 405 (Carriker/Ashley Smith) Relating to the continuation of the Texas Department of Commerce. Effective date: September 1, 1993.

SB 421 (Carriker/Cook) Relating to the requirement of notice of requests by gas utilities for rate increases and to the statutory procedures for approval and refund of temporary rates in gas utility rate cases. Vetoed by the governor.

SB 513 (Ellis/Eckels) Relating to regional organizations to promote the coexistence of air quality improvement and economic development in nonattainment areas of the state. Effective date: May 11, 1993.

HB 326 (Gallego/Zaffirini) Relating to membership on the electronic database advisory committee. Effective date: June 16, 1993.

HB 1123 (Haggerty/Armbrister) Relating to the use of county hotel occupancy taxes. Effective date: September 1, 1993.

HB 1453 (Berlanga/Truan) Relating to ad valorem tax abatement in a reinvestment zone. Effective date: August 30, 1993.

HB 1766 (Ashley Smith/Armbrister) Relating to the composition of the governing board of the Texas Partnership for Economic Development. Effective date: August 30, 1993.

HB 1872 (Dutton/Whitmire) Relating to certain building projects as enterprise zones and the authority of neighborhood enterprise associations in those zones. Effective date: August 30, 1993.

HB 1948 (Ashley Smith/Armbrister) Relating to the authority of the Texas Partnership for Economic Development. Effective date: August 30, 1993.

HB 2297 (Ramsay/Ratliff) Relating to the incorporation of certain industrial development corporations and the projects, powers, and limitations of those corporations. Effective date: September 1, 1993.

Education

SB 6 (Zaffirini/Henry Cuellar) Relating to Laredo State University. Effective date: September 1, 1993.

SB 7 (Ratliff/Linebarger) Relating to public school education and finance. (For additional information about this bill, please see page 14 of the Overview of Major Issues.) Effective date: May 31, 1993.

SB 34 (Ratliff/Sadler) Relating to tuition paid by certain foreign students enrolled in a public technical institute. Effective date: August 30, 1993.

SB 95 (Lucio/Linebarger) Relating to the recruitment of teachers, including assistance in the repayment of student loans for teachers. Effective date: September 1, 1993.

SB 163 (Carriker/Bob Hunter) Relating to the protection of buildings and grounds at private institutions of higher education. Effective date: September 1, 1993.

SB 183 (Barrientos/Naishtat) Relating to the tuition exception at institutions of higher education for students who are blind or deaf. Effective date: September 1, 1993.

SB 201 (Parker/Jackson) Relating to contractual agreements between the Texas Higher Education Coordinating Board and the Texas Chiropractic College and Parker College of Chiropractic. Effective date: August 30, 1993.

- SB 233 (**Truan/Delco**) Relating to establishing a minority doctoral incentive program. Effective date: May 4, 1993.
- SB 251 (**Lucio/Gutierrez**) Relating to the conversion of the McAllen extension center of Texas State Technical College to a joint-county junior college. Effective date: August 30, 1993.
- SB 297 (**Barrientos/Berlanga**) Relating to funding for school counseling programs. Effective date: 1993-1994 school year.
- SB 330 (**Haley/Earley**) Relating to the purpose of public junior and community colleges. Effective date: May 23, 1993.
- SB 335 (**Shapiro/Oakley**) Relating to student union fees at East Texas State University. Effective date: June 3, 1993.
- SB 346 (**Moncrief/Carter**) Relating to changing the name of the Texas College of Osteopathic Medicine to the University of North Texas Health Science Center at Fort Worth and to the powers of the Board of Regents of the University of North Texas. Effective date: August 30, 1993.
- SB 362 (**Armbrister/Holzheuser**) Relating to the designation of the University of Houston-Victoria as an educational institution. Effective date: August 30, 1993.
- SB 367 (**Ellis/Ashley Smith**) Relating to the establishment of a work force development initiative to improve the transition of the youth of this state from school to employment and the creation of certain pilot programs to implement that initiative. Effective date: August 30, 1993.
- SB 374 (**Brown/Hochberg**) Relating to the Division of Communicative Disorders at the University of Texas Graduate School of Biomedical Sciences at Houston. Effective date: April 29, 1993.
- SB 380 (**Ratliff/Junell**) Relating to the distribution of state funds appropriated for elementary, secondary, and higher education. (For additional information about this bill, please see page 15 of the Overview of Major Issues.) Effective date: April 13, 1993.
- SB 393 (**Barrientos/Linebarger**) Relating to financial assistance to school districts for programs to improve student achievement and for programs for students who are at risk of dropping out; administration of the equivalency examination pilot program and the investment capital fund; and notification to school districts of births to school-age students. Effective date: 1993-1994 school year.
- SB 403 (**Shapiro/Goolsby**) Relating to the student union building fees at the University of Texas at Dallas. Effective date: August 30, 1993.
- SB 419 (**Carriker/Horn**) Relating to the University of North Texas. Effective date: September 1, 1993.
- SB 426 (**Sibley/Renato Cuellar**) Relating to family practice residency training pilot programs. (For additional information about this bill please see page 35 of the Overview of the Major Issues.) Effective date: August 30, 1993.
- SB 444 (**Wentworth/Corte**) Relating to extension of time for completion of and exception from continuing education requirements for certain insurance agents. Effective date: September 1, 1993.

SB 454 (**Barrientos/Stiles**) Relating to the expansion of the Communities in Schools program. Effective date: September 1, 1993.

SB 485 (**Parker/Stiles**) Relating to training for members of the governing boards of institutions of higher education. Effective date: September 1, 1993.

SB 487 (**Zaffirini/Henry Cuellar**) Relating to the establishment of the Texas Academy of Foreign Languages and Culture. Effective date: August 30, 1993.

SB 493 (**Montford/Rudd**) Relating to purchases of property through competitive bids and other means by school districts. Effective date: September 1, 1993.

SB 511 (**Barrientos/Naishtat**) Relating to the student loan program administered by the Texas Higher Education Coordinating Board. Effective date: August 30, 1993.

SB 591 (**Gregory Luna/Rodriguez**) Relating to prohibiting certain employment of former board of trustees members of public junior colleges. Effective date: September 1, 1993.

SB 615 (**Rosson/Moreno**) Relating to a recreational facility fee at the University of Texas at El Paso. Effective date: April 29, 1993.

SB 637 (**Armbrister/Junell**) Relating to the collection of medical services fees by certain public institutions of higher education. Effective date: June 19, 1993.

SB 640 (**Sims/Gallego**) Relating to the assignment of oil and gas leases issued by, and to meetings of, the Board for Lease of University Lands. Effective date: September 1, 1993.

SB 654 (**Parker/Linebarger**) Relating to college board advanced placement tests and courses and to establishing the Texas Advanced Placement Incentive Program. Effective date: September 1, 1994.

SB 671 (**Montford/Todd Hunter**) Relating to the requirement that institutions of higher education deposit certain funds and receipts in the state treasury. Effective date: September 1, 1993.

SB 679 (**Luna/Ogden**) Relating to average daily attendance and an extended year program for certain public school students. Effective date: 1993-1994 school year.

SB 705 (**Haley/Linebarger**) Relating to curriculum mastery plans for public school students. Effective date: August 30, 1993.

SB 709 (**Henderson/Ashley Smith**) Relating to the management, investment, and expenditure of funds held by public institutions of higher education. Effective date: May 22, 1993.

SB 728 (**Jim Turner/Earley**) Relating to the duties of the Texas Engineering Extension Service. Effective date: May 22, 1993.

SB 807 (**Royce West/Johnson**) Relating to the establishment and financing of a school community guidance center. Effective date: June 8, 1993.

SB 832 (**Zaffirini/Corte**) Relating to the recreational facility fee at the University of Texas at San Antonio. Effective date: August 30, 1993.

SB 846 (**Barrientos/Gutierrez**) Relating to participation by institutions of higher education in the national student exchange program. Effective date: May 20, 1993.

SB 936 (**Brown/Eckels**) Relating to the coordination of leave policies and workers compensation for school employees injured by assault. Effective date: August 30, 1993.

SB 964 (**Sims/Gallego**) Relating to the location, survey, sale, and lease of vacant and unsurveyed public school land and certain public boundaries and related fees; to certain uses of and actions and transactions involving public school lands; and to certain other state land. Effective date: September 1, 1993.

SB 997 (**Zaffirini/Johnson**) Relating to personal business days for school district employees. Effective date: August 30, 1993.

SB 1184 (**Haley/Glaze**) Relating to partnerships between community/junior colleges and upper-level universities or centers located in the same state uniform service region. Effective date: August 30, 1993.

SB 1255 (**Zaffirini/Johnson**) Relating to a deadline for teacher resignation from a term contract without penalty. Effective date: 1993-1994 school year.

SB 1302 (**Barrientos/Delco**) Relating to a gymnasium renovation fee at the University of Texas at Austin. Effective date: May 22, 1993.

SB1321 (**Barrientos/Earley**) Relating to the admission and enrollment of certain students in public institutions of higher education. Effective date: August 30, 1993.

SB 1342 (**Chris Harris/Johnson**) Relating to training and employment of school board members. Effective date: June 19, 1993.

SB 1363 (**Moncrief/Naishtat**) Relating to the provision of educational materials in the public schools for blind or visually handicapped students. Effective date: August 30, 1993.

SB 1388 (**Zaffirini/Henry Cuellar**) Relating to the student exchange program established by the Texas Higher Education Coordinating Board. Effective date: May 23, 1993.

HB 23 (**De La Garza/Shelley**) Relating to communications between law enforcement authorities and school officials about certain crimes or gang activities; providing a penalty. Effective date: September 1, 1993.

HB 45 (**Henry Cuellar/Zaffirini**) Relating to public school foreign language programs. Effective date: August 30, 1993.

HB 183 (**Ashley Smith/Armbrister**) Relating to developing and promoting educational technology through pilot, model, or demonstration projects. Effective date: May 23, 1993.

HB 447 (**Hochberg/Barrientos**) Relating to the residency of homeless individuals who register at certain public institutions of higher education. Effective date: August 30, 1993.

HB 515 (**Linebarger/Rosson**) Relating to a review of child development training agreements. Effective date: August 30, 1993.

HB 633 (**Hernandez/Whitmire**) Relating to the commission and duties of school district peace officers. Effective date: May 11, 1993.

- HB 634 (**Hernandez/Whitmire**) Relating to the commissioning as peace officers of armed security personnel employed by a school district. Effective date: August 30, 1993.
- HB 635 (**Hernandez/Whitmire**) Relating to campus security personnel commissioned as peace officers. Effective date: August 30, 1993.
- HB 653 (**Ashley Smith/Lucio**) Relating to the establishment of an education tariff for certain telecommunications services. Effective date: August 30, 1993.
- HB 691 (**Hochberg/Bivins**) Relating to the refund of tuition and fees for courses dropped by students at public institutions of higher education. Effective date: August 30, 1993.
- HB 923 (**Earley/Montford**) Relating to statewide energy policy and research. Effective date: August 30, 1993.
- HB 986 (**Naishtat/Barrientos**) Relating to staffing and funding of the Texas School for the Deaf and Hearing Impaired. Effective date: September 1, 1993.
- HB 1019 (**Eckels/Shelley**) Relating to the age at which persons are required or permitted to attend public school. Vetoed by the governor.
- HB 1029 (**Finnell/Montford**) Relating to the creation of the Texas interactive multimedia communications fund; regulating interactive multimedia communications services and equipment. Effective date: September 1, 1993.
- HB 1165 (**Denton/Barrientos**) Relating to the testing of certain deaf or blind students enrolled at institutions of higher education. Effective date: June 6, 1993.
- HB 1207 (**Rudd/Montford**) Relating to the creation of the higher education fund and to increasing the amount of certain constitutionally dedicated funds for certain public institutions of higher education. Effective date: September 1, 1995.
- HB 1261 (**Alonzo/Barrientos**) Relating to establishing the Texas partnership and scholarship program. Effective date: August 30, 1993.
- HB 1356 (**Delco/Shelley**) Relating to exempting certain persons from tuition, fees, and charges at public institutions of higher education. Effective date: Fall 1993 semester.
- HB 1372 (**Sylvester Turner/Shelley**) Relating to venue for the offense of thwarting the compulsory school attendance law. Effective date: September 1, 1993.
- HB 1467 (**Ogden/Zaffirini**) Relating to the authority of a private school to obtain criminal history record information on employees and applicants for employment; providing a penalty. Effective date: September 1, 1993.
- HB 1589 (**Alexander/Haley**) Relating to the amendment of the Texas Library System to include all publicly funded libraries and libraries of institutions of higher education. Effective date: September 1, 1993.
- HB 1651 (**Eckels/Montford**) Relating to competitive bidding requirements of certain governmental entities. Effective date: September 1, 1993.
- HB 1666 (**Telford/Ratliff**) Relating to East Texas State University at Texarkana. Effective date: August 30, 1993.

HB 1686 (**Hochberg/Shapiro**) Relating to a pilot program for the inclusion of students with disabilities in the regular classroom. Effective date: August 30, 1993.

HB 1702 (**Craddick/Haley**) Relating to an exemption from motor fuel taxes and vehicle registration fees for certain providers of school transportation services. Effective date: September 1, 1993.

HB 1705 (**Delco/Barrientos**) Relating to proprietary schools; providing civil penalties. Effective date: 1993-1994 school year.

HB 2058 (**Junell/Truan**) Relating to bonds issued by certain public institutions of higher education in this state. Effective date: September 1, 1993.

HB 2203 (**McCoulskey/Haley**) Relating to educational programs for students with disabilities. Effective date: August 30, 1993.

HB 2241 (**Bob Turner/Carriker**) Relating to health careers promotion for high school students interested in providing health care services in qualified areas. Effective date: September 1, 1993.

HB 2249 (**Duncan/Sims**) Relating to the emphasis of water conservation in certain advanced research and technology programs at institutions of higher education. Effective date: August 30, 1993.

HB 2315 (**McCoulskey/Zaffirini**) Relating to requirements for alternative certification of teachers. Effective date: August 30, 1993.

HB 2332 (**Johnson/Haley**) Relating to the creation of special purpose public schools and school districts. Effective date: 1993-1994 school year.

HB 2333 (**Johnson/Sibley**) Relating to evaluating the performance of public schools. Vetoed by the governor.

HB 2364 (**Hernandez/Gregory Luna**) Relating to the placement of students in public schools as a condition of probation. Effective date: August 30, 1993.

HB 2369 (**Hernandez/Gregory Luna**) Relating to over-allocation of foundation school funds. Effective date: June 3, 1993.

HB 2415 (**Hochberg/Henderson**) Relating to the suspension of a public school teacher without pay. Effective date: September 1, 1993.

HB 2585 (**Hernandez/Gregory Luna**) Relating to advisory commissions for the Central Education Agency. Effective date: September 1, 1993.

HB 2590 (**Carter/Armbrister**) Relating to leave for peace officers for purposes of pursuing an education. Effective date: September 1, 1993.

Elections

SB 830 (**Gregory Luna/Marchant**) Relating to runoff election dates for certain political subdivisions. Effective date: May 11, 1993.

SB 1196 (Carriker/Seidlits) Relating to certain expenditures and contributions under Title 15, Election Code. Effective date: September 1, 1993.

HB 74 (Danburg/Carriker) Relating to certain processes and procedures connected with the registration of voters; providing a criminal penalty. Effective date: September 1, 1993.

HB 75 (Danburg/Carriker) Relating to certain election processes and procedures; providing criminal penalties. Effective date: September 1, 1993.

HB 162 (Park/Moncrief) Relating to electioneering at a county courthouse during early voting. Effective date: September 1, 1993.

HB 298 (Chisum/Bivins) Relating to the election of and appointments to fill vacancies on the board of directors of certain hospital districts. Effective date: August 30, 1993.

HB 564 (Bosse/Shelley) Relating to write-in candidacy in certain water district elections. Effective date: September 1, 1993.

HB 565 (Marchant/Gregory Luna) Relating to exceptions to the requirement that elections be held on uniform election dates. Effective date: September 1, 1993.

HB 790 (Hochberg/Ellis) Relating to the date of the local canvass in a primary election. Effective date: September 1, 1993.

HB 961 (Madden/Shapiro) Relating to the consolidation of county election precincts in a special election. Effective date: September 1, 1993.

HB 2468 (Seidlits/Carriker) Relating to certain procedures regarding election contests and recounts. Effective date: September 1, 1993.

Energy

SB 959 (Ellis/Junell) Relating to state energy efficiency and conservation programs; granting the authority to issue revenue bonds. Vetoed by the governor.

Environment

HB 346 (Maxey/Truan) Relating to regulation of greywater. Effective date: August 30, 1993.

HB 781 (Erickson/Ellis) Relating to the inspection of certain electronic products under the Texas Radiation Control Act. Effective date: May 19, 1993.

HB 1021 (Eckels/Brown) Relating to application to the Texas Water Commission for a waste discharge permit. Effective date: September 1, 1993.

HB 1550 (McDonald/Zaffirini) Relating to criminal penalties provided for violations of rules adopted by the Texas Board of Health or its authorized agents regarding on-site sewage disposal systems. Effective date: September 1, 1993.

HB 1920 (Stiles/Armbrister) Relating to an exemption of certain pollution control property from property taxation and adjustment of the property tax rollback rate. Effective date: August 30, 1993.

HB 2434 (**Saunders/Carriker**) Relating to ex parte communications in contested cases involving hazardous waste permits. Effective date: May 17, 1993.

HB 2620 (**Saunders/Sims**) Relating to regional apportionment of the costs of administering water quality management. Effective date: August 30, 1993.

Environmental Regulation

SB 249 (**Haley/Alexander**) Relating to sewer connections in municipalities. Effective date: August 30, 1993.

SB 428 (**Armbrister/Oakley**) Relating to symbols imprinted on or molded into certain plastic containers. Effective date: May 7, 1993.

SB 469 (**Sims/Counts**) Relating to the composition and staffing of the Texas Groundwater Protection Committee. Effective date: August 30, 1993.

SB 503 (**Sims/Counts**) Relating to certain pollution control and to soil and water conservation land improvement measures. Effective date: April 29, 1993.

SB 570 (**Ratliff/Hamric**) Relating to the responsibility of a political subdivision, its officers, or its employees for solid waste on certain property acquired through certain functions as sovereign. Effective date: May 16, 1993.

SB 639 (**Sims/Kuempel**) Relating to solid waste permits. Effective date: June 20, 1993.

SB 737 (**Bivins/Earley**) Relating to the use of alternative fuels. Effective date: September 1, 1993.

SB 814 (**Truan/Hirschi**) Relating to the xeriscape landscaping of state buildings and roadside parks, to the establishment of a xeriscape assistance program, and to county and municipal xeriscape assistance. Effective date: September 1, 1993.

SB 963 (**Sims/Saunders**) Relating to municipal solid waste management. Effective date: September 1, 1993.

SB 1042 (**Parker/Yost**) Relating to the regulation of on-site sewage disposal systems; providing penalties. Effective date: August 30, 1993.

SB 1043 (**Parker/Saunders**) Relating to the regulation of radioactive source material recovery, processing, and disposal activities and establishing and appropriating fees; transferring functions and appropriations. Effective date: August 30, 1993.

SB 1051 (**Parker/Saunders**) Relating to the reduction of solid waste by creating markets for recycled materials and otherwise promoting recycling and the use of recycled materials and by municipal solid waste management. (For additional information about this bill, please see page 16 of the Overview of Major Issues.) Effective date: June 19, 1993.

SB 1206 (**Sims/Alexander**) Relating to the Texas Low-Level Radioactive Waste Disposal Compact. (For additional information about this bill, please see page 17 of the Overview of Major Issues.) Effective date: August 30, 1993.

SB 1234 (**Jim Turner/Alexander**) Relating to the consolidation and dedication of funds in the Texas Natural Resource Conservation Commission; appropriating recovered costs. Effective date: June 11, 1993.

SB 1285 (**Ellis/Wilson**) Relating to the regulation of litter disposal in certain counties and the forfeiture of certain property used in violation of the Texas Litter Abatement Act. Effective date: September 1, 1993.

HB 130 (**Kamel/Ratliff**) Relating to the disposal of solid waste in certain landfills. Effective date: September 1, 1993.

HB 1735 (**Earley/Armbrister**) Relating to the appraisal of certain property for ad valorem tax purposes. Effective date: August 30, 1993.

HB 2016 (**Earley/Jim Turner**) Relating to the regulation of the storage of hazardous liquids in salt dome storage facilities; providing civil and criminal penalties. (For additional information about this bill, please see page 19 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 2049 (**Saunders/Ellis**) Relating to the representation of the general public on the Texas Natural Resource Conservation Commission, the confidentiality of information submitted to the Texas Air Control Board, and the effective administration of the air quality permitting programs, including compliance with federal Clean Air Act requirements. Effective date: June 9, 1993.

HB 2116 (**Yarbrough/Shelley**) Relating to the regulation of the hours of operation of a motor vehicle salvage yard in certain counties; providing a penalty. Effective date: September 1, 1993.

HB 2429 (**Saunders/Parker**) Relating to consideration of supplemental environmental projects when determining the amount of certain administrative penalties under the Water Code. Effective date: June 8, 1993.

HB 2432 (**Saunders/Parker**) Relating to cost recovery by the state under the Solid Waste Disposal Act; providing penalties. Effective date: June 8, 1993.

HB 2537 (**Gray/Barrientos**) Relating to the development and use of land over a closed municipal solid waste landfill unit; providing civil and criminal penalties. Effective date: September 1, 1993.

HB 2623 (**Earley/Sims**) Relating to the management of radioactive materials. Effective date: August 30, 1993.

HB 2705 (**Cook/Sims**) Relating to the salvage and disposition of oil and gas well-site or other facility equipment of hydrocarbons on state fund plugging or cleanup by the state and to the oil-field cleanup fund. Effective date: January 1, 1994.

Ethics

HB 535 (**Place/Nelson**) Relating to an exemption from the nepotism law for personal attendants of certain officers. Effective date: August 30, 1993.

Family

SB 84 (**Chris Harris/Goodman**) Relating to the enforcement of support orders for children and the issuance of insurance coverage for certain persons subject to medical support order for a child;

providing a penalty. (For additional information about this bill, please see page 22 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 123 (Chris Harris/Goodman) Relating to the enforcement of certain agreements between parties to a marriage. Vetoed by the governor.

SB 155 (Jim Turner/Hightower) Relating to the creation of the Texas Commission on Children and Youth. (For additional information about this bill, please see page 8 of the Overview of Major Issues.) Effective date: August 30, 1993.

SB 277 (Zaffirini/Rodriguez) Relating to reporting a finding of paternity to the State Registrar of Vital Statistics. Effective date: September 1, 1993.

SB 291 (Rosson/Senfronia Thompson) Relating to the administration of a statewide plan for child support by the attorney general's office and awards of cost in Title IV-D cases. (For additional information about this bill, please see page 22 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 473 (West/Dutton) Relating to training for persons licensed by the Commission on Law Enforcement Officer Standards and Education. Effective date: September 1, 1993.

SB 512 (Ellis/Naishtat) Relating to familial relationships in cases of egg or embryo donations. Effective date: August 30, 1993.

SB 588 (Carriker/Finnell) Relating to the designation of responsibility for the transporting of juvenile offenders. Effective date: August 30, 1993.

SB 1022 (Wentworth/Puente) Relating to court-ordered fees in Bexar County in cases related to the parent-child relationship. Effective date: September 1, 1993.

HB 196 (Conley/Zaffirini) Relating to prohibiting the consideration of race in adoptions and foster care. (For additional information about this bill, please see page 23 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 247 (De La Garza/Whitmire) Relating to the notification of certain statewide and national criminal information systems when a warrant is issued for a juvenile. Effective date: May 23, 1993.

HB 323 (Gallego/Zaffirini) Relating to the classification of federal offenses as delinquent conduct for the purpose of state law. Effective date: September 1, 1993.

HB 391 (Linebarger/Jim Turner) Relating to public retirement benefits payable to certain persons who have obtained qualified domestic relations orders. Effective date: September 1, 1993.

HB 360 (Averitt/Sibley) Relating to persons who may bring an original suit affecting the parent-child relationship. Vetoed by the governor.

HB 458 (Puente/Madla) Relating to the application for monthly survivor benefits under the Teacher Retirement System of Texas for certain persons whose remarriage disqualified them from those benefits. Effective date: September 1, 1993.

HB 600 (Goodman/Chris Harris) Relating to the monthly charge by a domestic relations office from each managing and possessory conservator for whom the office provides services. Effective date: September 1, 1993.

HB 724 (Goodman/Rosson) Relating to the establishment of the parent-child relationship, determination of paternity, the payment of child support in a suit in which establishment of the parent-child relationship or a determination of paternity is sought, and to the administration of a state wide plan for child support by the attorney general's office. (For additional information about this bill, please see page 23 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 757 (Goodman/Chris Harris) Relating to the parties entitled to citation in a suit affecting the parent-child relationship. Effective date: August 30, 1993.

HB 758 (Goodman/Chris Harris) Relating to the accrual of interest on delinquent child support. (For additional information about this bill, please see page 23 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 779 (Henry Cuellar/Zaffirini) Relating to the AFDC benefits for certain families. Effective date: September 1, 1993.

HB 793 (Goodman/Chris Harris) Relating to persons who may bring an original suit affecting the parent-child relationship and to the court in which juveniles are tried. Effective date: August 30, 1993.

HB 831 (Senfronia Thompson/Chris Harris) Relating to the Uniform Interstate Family Support Act. Effective date: September 1, 1993.

HB 979 (Goodman/Chris Harris) Relating to the appointment of a master in certain child support cases. (For additional information about this bill, please see page 23 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1166 (Raymond/Gregory Luna) Relating to use of social security numbers of driver's license applicants to assist in child support enforcement. Effective date: September 1, 1993.

HB 1274 (Goodman/Chris Harris) Relating to the enforcement of certain agreements between the parties to a marriage. Effective date: September 1, 1993.

HB 1297 (Schechter/Ellis) Relating to persons appointed as friend of the court in cases involving child support or possession or access to a child. Effective date: September 1, 1993.

HB 1433 (Goodman/Chris Harris) Relating to the enforcement, collection, and withholding of income for child support. Effective date: September 1, 1993.

HB 1503 (Naishtat/Sims) Relating to reimbursement of children admitted to the Texas Youth Commission for lost or damaged personal property. Effective date: August 30, 1993.

HB 1630 (Goodman/Chris Harris) Relating to the rights, privileges, duties, and powers of conservators. (For additional informational about this bill, please see page 23 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1639 (Puente/Wentworth) Relating to the termination of the parent-child relationship. Effective date: September 1, 1993.

HB 2185 (**Rangel/Chris Harris**) Relating to findings in child support orders. Effective date: September 1, 1993.

Fees and Other Nontax Revenue

SB 29 (**Moncrief/Delisi**) Relating to complaint investigations and data collection on quality improvement of convalescent and nursing homes and related institutions. Effective date: September 1, 1993.

SB 86 (**Moncrief/Berlanga**) Relating to the licensing of hospitals by the Texas Department of Health including the provision and appropriation of fees and the assessment of civil penalties and administrative penalties. Effective date: September 1, 1993.

SB 1030 (**Armbrister/Counts**) Relating to creation and operation of a water bank and establishment and collection of fees associated thereto. Effective date: August 30, 1993.

SB 1058 (**Armbrister/Saunders**) Relating to fees imposed and collected and other revenue received by agencies of state and local government. Effective date: August 30, 1993.

SB 1421 (**Armbrister/Junell**) Relating to the regulation of food service establishments, retail food stores, mobile food units, or temporary food service establishments not regulated by counties or public health districts; providing penalties. Effective date: September 1, 1993.

HB 710 (**Blackwood/Sibley**) Relating to log-in fees charged by a vehicle storage facility. Effective date: September 1, 1993.

HB 1009 (**Junell/Haley**) Relating to the recovery by certain state agencies and certain municipalities of the costs of providing copies of or access to public records. Effective date: August 30, 1993.

HB 1641 (**Moffat/Wentworth**) Relating to the issuance of and fees for heirloom birth certificates. Effective date: August 30, 1993.

HB 1704 (**Johnson/Zaffirini**) Relating to the generation of revenue for the Parks and Wildlife Department by credit card fees and the lease of grazing rights and sale of certain products grown on park lands. Effective date: September 1, 1993.

HB 1853 (**Bosse/Shelley**) Relating to fees of office of directors of Underground Water Conservation Districts. Effective date: May 27, 1993.

HB 2849 (**Hartnett/Ike Harris**) Relating to the use of certain probate court fees in Dallas County. Effective date: August 30, 1993.

Financial

SB 238 (**Carriker/Pete Patterson**) Relating to the priority of claims on liquidation of a state or private bank or on a purchase of assets and assumption of liabilities of a state bank. Effective date: March 25, 1993.

SB 384 (**Jim Turner/Junell**) Relating to the management and control of state finances and generating additional revenue in connection with the unclaimed money fund; making an appropriation. Effective date: according to its terms.

SB 396 (**Parker/Oliveira**) Relating to the organization and regulation of state savings banks; providing penalties. Effective date: August 30, 1993.

SB 551 (**Sibley/Marchant**) Relating to excluding certain sums related to asset-backed securities from the definition of interest. Effective date: August 30, 1993.

SB 959 (**Ellis/Junell**) Relating to state energy efficiency and conservation programs; granting the authority to issue revenue bonds. Vetoed by the governor.

SB 1212 (**Montford/Gutierrez**) Relating to an exemption from open meeting requirements for confidential matters of the Finance Commission of Texas and the State Banking Board. Effective date: May 19, 1993.

SB 1273 (**Montford/Carona**) Relating to the issuance of obligations by certain issuers and the execution of credit agreements relating to the obligations. Effective date: August 30, 1993.

SB 1340 (**Bivins/Smithee**) Relating to the use of electronic transfer methods for unemployment compensation insurance purposes. Effective date: August 30, 1993.

HB 474 (**Henry Cuellar/Montford**) Relating to the regulation of currency exchange and transmission businesses. Effective date: August 30, 1993.

HB 840 (**Marchant/Rosson**) Relating to multiple-party accounts and trust accounts at a credit union. Effective date: August 30, 1993.

HB 1170 (**Gutierrez/Parker**) Relating to legal holidays and alternative legal holidays for banks or trust companies. Effective date: September 1, 1993.

HB 1173 (**Gutierrez/Montford**) Relating to venue for trust company liquidations and exemptions for trust companies from certain provisions of the state banking code. Effective date: May 23, 1993.

HB 1285 (**Senfronia Thompson/Gregory Luna**) Relating to a uniform single-party or multiple-party account form and to convenience accounts. Effective date: August 30, 1993.

HB 1441 (**Grusendorf/Chris Harris**) Relating to the investment of funds by certain trustees in the security of an open-end or closed-end management investment company or investment trust. Effective date: August 30, 1993.

HB 1773 (**Grusendorf/Carriker**) Relating to the use of in-house counsel by the Banking Department of Texas. Effective date: September 1, 1993.

HB 1793 (**Price/Bivins**) Relating to the custodians of securities pledged to secure state funds. Effective date: August 30, 1993.

HB 2194 (**Ashley Smith/Shelley**) Relating to the board of directors of a bank owned or controlled by an out-of-state bank holding company. Effective date: September 1, 1993.

HB 2747 (**Brimer/Chris Harris**) Relating to debt collection; providing a penalty. Effective date: September 1, 1993.

Fire Fighters and Police

SB 97 (Lucio/Blackwood) Relating to health care benefits for and death benefits payable to the survivors of certain public servants. Effective date: September 1, 1993.

SB 264 (Whitmire/Eckels) Relating to the administration of police officer retirement systems in certain municipalities. Effective date: August 30, 1993.

SB 866 (Whitmire/Schechter) Relating to the use of abandoned motor vehicles by police departments in certain counties. Effective date: September 1, 1993.

SB 1110 (Carriker/Uher) Relating to state regulation and assistance in the field of fire protection, including the powers and duties of the Texas Commission on Fire Protection; providing a penalty. Effective date: September 1, 1993.

SB 1229 (Henderson/Hamric) Relating to the administration of certain districts providing fire and emergency services. Effective date: September 1, 1993.

SB 1364 (Shelley/Bailey) Relating to municipal civil service in certain municipalities. Effective date: September 1, 1993.

HB 284 (Maxey/Barrientos) Relating to the requirement that a person appointed to the board of fire commissioners of certain rural fire prevention districts be a resident of the district. Effective date: September 1, 1993.

HB 285 (Maxey/Barrientos) Relating to the requirement that the assistant treasurer of a rural fire prevention district execute and file a bond. Effective date: August 30, 1993.

HB 721 (Greenberg/Barrientos) Relating to benefits and eligibility for benefits from firefighters' retirement systems in certain municipalities. Effective date: September 1, 1993.

HB 822 (Gallegos/Whitmire) Relating to municipal civil service and the validation of government acts and proceedings regarding certain civil service systems. Effective date: August 30, 1993.

HB 1824 (Greenberg/Barrientos) Relating to the conversion of a rural fire prevention district to an emergency services district and to the validation of certain proceedings related to the conversion of certain fire prevention districts. Effective date: August 30, 1993.

HB 2067 (Coleman/Ellis) Relating to an alternate promotional system for the police department in certain municipalities. Effective date: August 30, 1993.

Government

HB 2281 (Coleman/Rosson) Relating to the acceptance of gifts and grants by the governor. Effective date: June 19, 1993.

Health

SB 89 (Truan/Berlanga) Relating to establishing a birth defects registry. (For additional information about this bill, please see page 34 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 90 (Truan/Berlanga) Relating to the access to information for epidemiologic and toxicologic investigations by the Texas Department of Health. (For additional information about this bill, please see page 34 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 266 (Zaffirini/McDonald) Relating to immunizations. (For additional information about this bill, please see page 32 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 267 (Zaffirini/Rodriguez) Relating to the certification of births and to birth certificates. Effective date: September 1, 1993.

SB 270 (Rosson/Vowell) Relating to the form in which a person may provide a copy, summary, or narrative of a patient's medical records. Effective date: August 30, 1993.

SB 286 (Ellis/Danburg) Relating to the creation of the HIV/AIDS Interagency Coordinating Council. Effective date: September 1, 1993.

SB 372 (Bivins/Maxey) Relating to retaining the current names of the Texas Department of Health and the Texas Board of Health. Effective date: September 1, 1993.

SB 563 (Armbrister/Rodriguez) Relating to the authority of the Texas Department of Health to employ peace officers. Effective date: September 1, 1993.

SB 672 (Montford/Naishtat) Relating to the Texas Council on Alzheimer's Disease and Related Disorders. Effective date: September 1, 1993.

SB 701 (Leedom/Wolens) Relating to interlocal cooperation contracts for health care and hospital services. Effective date: September 1, 1993.

SB 771 (Rosson/Berlanga) Relating to medical records 100 years or older. Effective date: September 1, 1993.

SB 773 (Whitmire/Van de Putte) Relating to the creation, powers, duties, and funding of regional poison control centers; requiring an appropriation. Effective date: September 1, 1993.

SB 812 (Truan/Yarbrough) Relating to the regulation of the sale of plumbing fixtures, pipe, and pipe fittings containing lead for plumbing applications; providing penalties. Effective date: September 1, 1993.

SB 981 (Jerry Patterson/McDonald) Relating to the approval of certain laboratories by the Texas Department of Health. Effective date: June 6, 1993.

SB 1080 (Ike Harris/Berlanga) Relating to the regulation of podiatry and to the continuation and functions of the Texas State Board of Podiatry Examiners; providing a penalty. Effective date: September 1, 1993.

SB 1144 (Ellis/Coleman) Relating to the consent of a person 17 years of age to donate blood or blood components. Effective date: September 1, 1993.

HB 81 (Glaze/Shapiro) Relating to the title to certain property exempt from the statewide personal property accounting system or in the possession of certain entities providing emergency medical services. Effective date: September 1, 1993.

HB 241 (**Kubiak/Zaffirini**) Relating to standards for continuing education and recertification of emergency medical services personnel. Effective date: May 23, 1993.

HB 343 (**Glaze/Zaffirini**) Relating to the reporting of certain injuries to the Department of Public Health. Effective date: September 1, 1993.

HB 502 (**Delisi/Sibley**) Relating to the printing of a statement regarding a health care directive on the reverse side of a driver's license. Effective date: September 1, 1993.

HB 637 (**Hernandez/Jim Turner**) Relating to criminal background checks for certain providers of treatment to sex offenders. Effective date: September 1, 1993.

HB 690 (**Bosse/Shelley**) Relating to collection by a water or sewer service corporation of voluntary contributions on behalf of certain emergency services. Effective date: August 30, 1993.

HB 740 (**Yarbrough/Brown**) Relating to the regulation of plumbing activities, including the installation of certain medical gas piping; providing a criminal penalty. Effective date: September 1, 1993.

HB 895 (**Solis/Lucio**) Relating to the registration and exemption from the sales and use tax of certain vehicles owned or leased by certain emergency medical services providers. Effective date: August 30, 1993.

HB 944 (**Maxey/Rosson**) Relating to a licensing exemption for certain foster care facilities providing care to children with AIDS or other terminal illness. Effective date: September 1, 1993.

HB 1206 (**Lewis/Madla**) Relating to anatomical gifts. Effective date: August 30, 1993.

HB 1217 (**Delisi/Zaffirini**) Relating to the regulation of tattoo parlors; providing an administrative and a criminal penalty. Effective date: September 1, 1993.

HB 1510 (**Vowell/Zaffirini**) Relating to the powers and duties of the Health and Human Services Commission, the Department of Protective and Regulatory Services, the Texas Department of Health, and other health and human services agencies. (For additional information about this bill, please see page 38 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1544 (**Carter/Carriker**) Relating to providing 9-1-1 emergency service to certain residential facilities. Effective date: August 30, 1993.

HB 1551 (**McDonald/Zaffirini**) Relating to home care and community support services. Effective date: September 1, 1993.

HB 1674 (**Carter/Carriker**) Relating to the participation of appraisal districts in emergency communications programs. Effective date: June 16, 1993.

HB 1972 (**McDonald/Ellis**) Relating to the approval and certification of certain health organizations by the Texas State Board of Medical Examiners. Effective date: August 30, 1993.

HB 2079 (**Henry Cuellar/Zaffirini**) Relating to the enforcement of certain public health and safety laws. Effective date: September 1, 1993.

HB 2385 (**Van de Putte/Zaffirini**) Relating to pediatric emergency medical services. Effective date: August 30, 1993.

HB 2790 (**Hirschi/Carriker**) Relating to county responsibility for indigent care services; providing a criminal penalty. Effective date: September 1, 1993.

Highways

SB 33 (**Ratliff/Telford**) Relating to district offices of the Texas Department of Transportation. (For additional information about this bill, please see page 49 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 242 (**Ellis/Bosse**) Relating to the transfer of Texas Turnpike Authority projects to a county or local government corporation and to the administration and financing of those projects. (For additional information about this bill, please see page 49 of the Overview of Major Issues.) Effective date: August 30, 1993.

Historic Preservation and Museums

SB 706 (**Haley/Black**) Relating to the powers and duties of the State Preservation Board. Effective date: June 13, 1993.

Hospitals

SB 120 (**Sims/Hilderbran**) Relating to the name of a state building constructed by the Kerrville State Hospital. Effective date: April 6, 1993.

SB 212 (**Zaffirini/Vowell**) Relating to the regulation of medical rehabilitation services. (For additional information about this bill, please see page 30 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 376 (**Haley/Berlanga**) Relating to the use of osteopathic hospitals by health maintenance and preferred provider organizations. Effective date: September 1, 1993.

SB 1467 (**Armbrister/Berlanga**) Relating to the validation of certain acts and proceedings of certain corporations created under the Health Facilities Development Act and to the authority of corporations created under that Act to refund outstanding bonds. Effective date: June 19, 1993.

HB 372 (**Bob Hunter/Carriker**) Relating to peace officers of hospitals in certain municipalities. Vetoed by the governor.

HB 1884 (**Wolens/Sibley**) Relating to cooperative agreements among hospitals. Effective date: September 1, 1993.

Housing

SB 536 (**Montford/Naishtat**) Relating to disclosure of information by certain applicants for employment in residential dwelling projects; providing criminal penalties. Effective date: September 1, 1993.

SB 819 (**Jim Turner/Counts**) Relating to financial assistance programs administered by the Veteran's Land Board. Effective date: August 30, 1993.

SB 1356 (**Barrientos/Dutton**) Relating to the Texas Department of Housing and Community Affairs. Effective date: September 1, 1993.

Human Services

SB 184 (**Barrientos/Maxey**) Relating to the regulation of certain air transfer vehicles and staff as emergency medical services vehicles. Effective date: September 1, 1993.

SB 714 (**Ellis/Vowell**) Relating to the provision of nutrition for women, infants, children, and the indigent. (For additional information about this bill, please see page 32 of the Overview of Major Issues.) Effective date: August 30, 1993.

SB 1101 (**Nelson/McCall**) Relating to application and eligibility for AFDC benefits and services. Effective date: September 1, 1993.

Insurance

SB 702 (**Leedom/Wolens**) Relating to the application of the Texas Health Maintenance Organization Act to hospital districts. Effective date: August 30, 1993.

SB 1181 (**Barrientos/Marchant**) Relating to the powers and the duties of, and systems and programs under, the Employees Retirement System of Texas. Effective date: September 1, 1993.

HB 113 (**Brimer/Wentworth**) Relating to an insurance claim payment held by a lender during repair of real property subject to security interest. Effective date: September 1, 1993.

HB 431 (**Chisum/Bivins**) Relating to the regulation of viatical settlements by the State Board of Insurance. Effective date: August 30, 1993.

HB 958 (**Duncan/Parker**) Relating to the issuance of insurance through eligible surplus lines insurers. Effective date: September 1, 1993.

HB 984 (**Naishtat/Moncrief**) Relating to the authority of certain state agencies to purchase liability insurance. Effective date: August 30, 1993.

HB 1144 (**Pitts/Chris Harris**) Relating to title insurance company affidavits as releases of certain liens; providing a civil penalty. Effective date: August 30, 1993.

HB 2662 (**Driver/Leedom**) Relating to standards for long-term care insurance policies. Effective date: August 30, 1993.

HB 2858 (**Counts/Ike Harris**) Relating to the issuance of workers' compensation insurance by and the operations of the Texas workers' compensation insurance facility and the Texas Workers' Compensation Insurance Fund. Effective date: September 1, 1993.

Intergovernmental Relations

SB 149 (**Leedom/Yost**) Relating to commissioning peace officers to protect person and property at housing authorities. Vetoed by the governor.

SB 906 (**Ratliff/Telford**) Relating to exempting states that border Texas and the governmental units of those states from the state sales and use tax. Effective date: July 1, 1993.

SB 1029 (**Armbrister/Campbell**) Relating to the review and approval of certain permits by the state, a municipality, and other local governmental entities. Vetoed by the governor.

Interim Studies

SB 381 (**Haley/Eckels**) Relating to the acquisition or provision of goods, services, and records by the state. Effective date: June 19, 1993.

Juvenile Boards

HB 722 (**De La Garza/Truan**) Relating to authority of a law enforcement officer in Hidalgo County to refer a child to the Hidalgo County court conference committee. Effective date: August 30, 1993.

HB 966 (**Henry Cuellar/Zaffirini**) Relating to the suspension or removal of employees of the Webb County Juvenile Board. Effective date: August 30, 1993.

HB 1208 (**Rudd/Montford**) Relating to the juvenile boards of Cochran and Hockley counties. Effective date: September 1, 1993.

Labor

SB 418 (**Chris Harris/Oliveira**) Relating to the enforcement of certain employee claims for payment of wages. Effective date: September 1, 1993.

SB 586 (**Shelley/Bosse**) Relating to the authority of the Harris County Flood Control District to provide for or participate in the development, operation, and maintenance of certain recreational and environmental improvements in connection with flood control facilities and projects. Effective date: August 30, 1993.

SB 587 (**Shelley/Bosse**) Relating to the authority of the Harris County Flood Control District to engage in wetlands mitigation programs and storm water quality and improvement programs. Effective date: August 30, 1993.

SB 939 (**Ellis/Naishtat**) Relating to the employment of children; providing criminal and administrative penalties. (For additional information about this bill, please see page 12 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 1251 (**Lucio/Moffat**) Relating to the Texas Unemployment Compensation Act; defining temporary help firm and temporary employee. Effective date: September 1, 1993.

HB 31 (**Renato Cuellar/Royce West**) Relating to government contracts for which a performance or payment bond is required; providing a penalty. Effective date: September 1, 1993.

HB 520 (**Tallas/Brown**) Relating to the exclusion from coverage under the Texas Unemployment Compensation Act of services performed by certain landmen. Effective date: September 1, 1993.

HB 560 (Martin/Barrientos) Relating to the payment of certain laborers, workers, and mechanics under public works contracts. Effective date: September 1, 1993.

HB 752 (Saunders/Ellis) Relating to the adoption of a nonsubstantive revision of the statutes relating to labor and employment, including conforming amendments, repeals and penalties. Effective date: September 1, 1993.

HB 1335 (Oliveira/Chris Harris) Relating to the use of the advance interest trust fund and the unemployment compensation special administration fund. Effective date: August 30, 1993.

HB 1387 (Oliveira/Parker) Relating to the administration and enforcement of the state unemployment compensation system. Effective date: September 1, 1993.

HB 1388 (Oliviera/Sims) Relating to the definition of a "benefit year" under the Texas Unemployment Compensation Act. Effective date: September 1, 1993.

HB 1429 (Stiles/Chris Harris) Relating to the payment to contractors and subcontractors in connection with improvements to real property. Effective date: September 1, 1993.

HB 1431 (Saunders/Truan) Relating to the Hazard Communication Act, Manufacturing Facility Community Right-to-Know Act, the Public Employer Community Right-to-Know Act, and the Non-Manufacturing Facilities Community Right-to-Know Act; providing for the collection of fees; providing administrative, civil, and criminal penalties. Effective date: September 1, 1993.

HB 2265 (Flores/Whitmire) Relating to the conveyance of certain state-owned real property by the Texas Employment Commission and declaring an emergency. Effective date: August 30, 1993.

Law Enforcement

SB 510 (Moncrief/Counts) Relating to the continuation and operation of the Department of Public Safety, to the access that the entities have to criminal history record information maintained by the department and certain other criminal justice agencies, and to the transfer of responsibility for law enforcement in the Capital Complex from the General Services Commission to the Department of Public Safety; creating offenses; providing penalties. Effective date: September 1, 1993.

SB 781 (Whitmire/Yarbough) Relating to prohibiting employment discrimination against deputy sheriffs in certain counties for refusing to take a polygraph examination. Effective date: August 30, 1993.

SB 1132 (Armbrister/Saunders) Relating to payment of death benefits to certain peace officers of the State of Texas. Effective date: September 1, 1993.

HB 819 (Stiles/Jim Turner) Relating to hazardous duty pay for certain employees of the Texas Youth Commission. Effective date: September 1, 1993.

HB 977 (Blackwood/Jim Turner) Relating to the Law Enforcement Management Institute. Effective date: September 1, 1993.

HB 1182 (Carter/Moncrief) Relating to granting law enforcement authority to special policemen of the General Services Administration. Effective date: June 19, 1993.

HB 1808 (Hilbert/Brown) Relating to the regulation of certain persons and organizations under the Private Investigators and Private Security Agencies Act. Effective date: August 30, 1993.

Legislation

HB 1897 (Sylvester Turner/Gregory Luna) Relating to the authority of the publisher of the session laws to sell copies of the session laws to the public. Effective date: June 19, 1993.

Librarians

SB 360 (Armbrister/Schechter) Relating to making confidential a record that would identify a person who uses library services or materials. Effective date: September 1, 1993.

Mental Health

SB 211 (Zaffirini/Vowell) Relating to illegal remuneration; creating an offense; providing criminal penalties. (For additional information about this bill, please see page 30 of the Overview of Major Issues.) Effective date: August 30, 1993.

HB 1462 (Van de Putte/Wentworth) Relating to the disclosure of certain information about certain patients of a physician. Effective date: June 19, 1993.

HB 1713 (Maxey/Rosson) Relating to the use of certain drugs for schizophrenics and to the use of facility beds vacated by schizophrenic patients through the use of a treatment program. (For additional information about this bill, please see page 32 of the Overview of Major Issues.) Effective date: September 1, 1993.

Mental Health and Mental Retardation

SB 982 (Jerry Patterson/Vowell) Relating to the authority of the Texas Department of Human Services to assess monetary penalties against a home or community health care provider. Effective date: September 1, 1993.

SB 1142 (Moncrief/Naishtat) Relating to surrogate decision-making for certain clients of an intermediate care facility serving persons with mental retardation or related conditions. Effective date: August 30, 1993.

SB 1322 (Bivins/Vowell) Relating to the financing of property and improvements by a community center. Effective date: May 16, 1993.

HB 367 (Clemons/Haley) Relating to income considered in determining the fee for services provided by a community center. Effective date: September 1, 1993.

HB 771 (Naishtat/Madla) Relating to treatment and care of persons with mental retardation and to the certification of special officers for mental health assignment. Effective date: September 1, 1993.

HB 1596 (Rodriguez/Zaffirini) Relating of payment to costs relating to a mental health proceeding under the Texas Mental Health Code. Effective date: August 30, 1993.

Military Veterans

HB 70 (Goolsby/Madla) Relating to the issuance of specially designed license plates for certain veterans of military service. Effective date: August 30, 1993.

HB 176 (Willis/Nelson) Relating to the issuance of specially designed license plates for vehicles owned by certain veterans of military service and surviving spouses of certain veterans. Effective date: May 2, 1993.

HB 641 (Bomer/Jim Turner) Relating to issuance of prisoner of war license plates. Effective date: August 30, 1993.

Mines and Mineral Resources

SB 962 (Sims/Earley) Relating to the sale, lease, and development of state-owned oil, gas, and other minerals. Effective date: September 1, 1993.

Minors

HB 54 (McCall/Zaffirini) Relating to the establishment of a parental responsibility pilot program to assist certain teenage parents receiving AFDC. Effective date: September 1, 1993.

HB 475 (Goodman/Chris Harris) Relating to the selection of a guardian by a minor. Effective date: September 1, 1993.

HB 479 (Delisi/Sibley) Relating to use of child passenger restraints in a motor vehicle. Effective date: September 1, 1993.

HB 810 (Stiles/Montford) Relating to removing the Texas Youth Commission from the list of health and human services agencies. Effective date: September 1, 1993.

HB 847 (Schechter/Jerry Patterson) Relating to access to criminal history information records by the Department of Protective and Regulatory Services. Effective date: August 30, 1993.

HB 957 (McDonald/Gregory Luna) Relating to the review of placement of a child under the care of the Texas Department of Protective and Regulatory Services. Effective date: August 30, 1993.

Nursing Homes

HB 2389 (Hirschi/Haley) Relating to continuing care facilities. Effective date: September 1, 1993.

Occupational Regulation

SB 441 (Brown/Hightower) Relating to the issuance of tags for certain finfish species and to the purchase of aquatic products; providing penalties. Effective date: September 1, 1993.

SB 621 (Carriker/Black) Relating to the continuation and functions of the Texas State Board of Pharmacy and to the regulation of the practice of pharmacy; providing penalties. Effective date: September 1, 1993.

SB 674 (Moncrief/Berlanga) Relating to the regulation of health professions, including the profession of nursing facility administration, and to the abolition of the Texas Board of Licensure for Nursing Home Administrators; providing penalties. Effective date: August 30, 1993.

SB 813 (Truan/Delwin Jones) Relating to the regulation of certain plumbing activities and inspections; providing a penalty. Effective date: September 1, 1993.

SB 815 (Truan/Kubiak) Relating to the adoption of standard plumbing codes by the Texas State Board of Plumbing Examiners. Effective date: May 7, 1993.

SB 839 (Moncrief/Black) Relating to the regulation of the practice of vocational nursing and to the continuation of the Board of Vocational Nurse Examiners; providing penalties. Effective date: September 1, 1993.

SB 953 (Wentworth/Erickson) Relating to the licensing of persons who fit and dispense hearing instruments; providing administrative penalties. Effective date: September 1, 1993.

SB 1061 (Parker/Counts) Relating to the continuation and functions of the Texas Board of Chiropractic Examiners and to the regulation of the practice of chiropractic; providing penalties. Effective date: September 1, 1993.

SB 1062 (Parker/Cain) Relating to the continuation and operation of the Texas State Board of Medical Examiners and to the regulation of the practice of medicine, including the practice of acupuncture; providing penalties. Effective date: September 1, 1993.

SB 1077 (Ike Harris/Cain) Relating to the regulation of speech-language pathologists and audiologists and the continuation of the State Committee of Examiners for Speech Pathology and Audiology. Effective date: September 1, 1995.

SB 1094 (Madla/Hernandez) Relating to the regulation of professional manicuring and facial specialty schools and the imposition of fees by the Texas Cosmetology Commission. Effective date: September 1, 1993.

SB 1362 (Montford/Kubiak) Relating to the designation of enrolled agents. Effective date: May 19, 1993.

SB 1424 (Parker/Cain) Relating to the regulation of psychologists and to the continuation of the Texas State Board of Examiners of Psychologists; providing penalties. Effective date: September 1, 1993.

SB 1425 (Parker/Cain) Relating to the regulation of marriage and family therapists and to the continuation and operation of the Texas State Board of Examiners of Marriage and Family Therapists; providing penalties. Effective date: September 1, 1993.

SB 1426 (Parker/Naishtat) Relating to the regulation of social workers and to the creation of a new state board to replace the Council for Social Work Certification. Effective date: September 1, 1993.

SB 1434 (Moncrief/Uher) Relating to the continuation and functions of the Texas State Board of Examiners of Dietitians and the regulation of dietetics. Effective date: September 1, 1993.

- HB 5 (Carona/Henderson)** Relating to the regulation of air conditioning and refrigeration contractors. Effective date: September 1, 1993.
- HB 63 (Hamric/Shapiro)** Relating to the regulation of mammography devices and the practice of mammography. (For additional information about this bill, please see page 38 of the Overview of Major Issues.) Effective date: August 30, 1993.
- HB 156 (Eckels/Chris Harris)** Relating to the adoption of the Uniform Condominium Act. Effective date: January 1, 1994.
- HB 616 (Schechter/Truan)** Relating to the exemption of certain psychologists from career counseling services requirements. Effective date: June 9, 1993.
- HB 699 (Cain/Lucio)** Relating to regulation of certain motor vehicle dealers and the sale, titling, and registration of certain motor vehicles. Effective date: April 14, 1993.
- HB 756 (McDonald/Carriker)** Relating to the regulation of the practice of professional nursing. Effective date: September 1, 1993.
- HB 933 (Berlanga/Armbrister)** Relating to the regulation of the practice of dentistry. Effective date: June 9, 1993.
- HB 991 (Stiles/Ike Harris)** Relating to the regulation of real estate brokers, salesmen, and inspectors. Effective date: September 1, 1993.
- HB 1262 (Black/Sims)** Relating to the regulation of pest control services by the Texas Structural Pest Control Board. Effective date: September 1, 1993.
- HB 1776 (Wilson/Patterson)** Relating to a referendum on rules for the issuance of a license to carry a handgun. Vetoed by the governor.
- HB 1826 (Gallegos/Whitmire)** Relating to a municipality's retention of a person licensed to perform inspections, surveys or removal of asbestos. Effective date: August 30, 1993.
- HB 1835 (Berlanga/Madla)** Relating to the regulation of the practice of perfusion; providing a penalty. Effective date: January 1, 1994.
- HB 1862 (Saunders/Armbrister)** Relating to the renewal of certain businesses, occupational, and professional licenses. Vetoed by the governor.
- HB 1932 (Hilderbran/Nelson)** Relating to the bond or other security required for issuance or renewal of a general distinguishing number as a motor vehicle dealer or a wholesale motor vehicle auction. Effective date: June 19, 1993.
- HB 2180 (Black/Moncrief)** Relating to the regulation of the practice of registered nursing and to the continuation of the Board of Nurse Examiners; providing penalties. Effective date: September 1, 1993.
- HB 2289 (Gallegos/Henderson)** Relating to the registration without examination of certain interior designers. Effective date: September 1, 1993.
- HB 2410 (Grusendorf/Chris Harris)** Relating to the operation of driver training schools. Effective date: September 1, 1993.

HB 2498 (**Berlanga/Carriker**) Relating to the regulation of physician assistants; providing a criminal penalty. Effective date: September 1, 1993.

HB 2644 (**Counts/Chris Harris**) Relating to the regulation of real estate appraisers. Effective date: September 1, 1993.

HB 2741 (**Rodriguez/Parker**) Relating to the regulation of professional counselors and to the continuation of the Texas Board of Examiners of Professional Counselors; providing penalties. Effective date: September 1, 1993.

Oil and Gas

SB 141 (**Sims/Raymond**) Relating to determination of demand for and volume of gas in a reservoir. Effective date: May 24, 1993.

SB 172 (**Sims/Bob Turner**) Relating to pipeline easements. Effective date: January 1, 1994.

SB 420 (**Carriker/Cook**) Relating to requiring a gas utility to refund illegal or unlawful compensation collected by the utility. Effective date: August 30, 1993.

SB 548 (**Henderson/Craddick**) Relating to judicial review of ad valorem tax appraisals of oil and gas pipelines and of electric transmission and distribution lines. Effective date: September 1, 1993.

SB 1243 (**Montford/Counts**) Relating to the receipt, management, and expenditure of funds in the state treasury and the petroleum tank remediation fund. (For additional information about this bill, please see page 18 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 1938 (**Lewis/Sims**) Relating to the creation of the Petroleum Storage Tank Advisory Committee. Effective date: August 30, 1993.

HB 2007 (**Kuempel/Armbrister**) Relating to the regulation of liquefied petroleum gas and of the inspection and testing of liquified petroleum gas meters; providing penalties. Effective date: September 1, 1993.

HB 2484 (**Craddick/Montford**) Relating to enforcing the duty to plug wells which have been abandoned or which have ceased operation. Effective date: September 1, 1993.

HB 2622 (**Earley/Jim Turner**) Relating to regulation of natural gas underground storage facilities; providing penalties. (For additional information about this bill, please see page 20 of the Overview of Major Issues.) Effective date: August 30, 1993.

HB 2723 (**Rudd/Ike Harris**) Relating to tax and regulatory relief as incentives for the production of certain gas that is difficult or expensive to produce and relating to a reduced oil production tax rate for oil from certain enhanced recovery. Effective date: September 1, 1993.

HB 2822 (**Oakley/Haley**) Relating to the creation of consumer incentive or rebate programs for appliances and equipment fueled by alternative fuels. Effective date: August 30, 1993.

Parks and Wildlife

SB 179 (**Parker/Hightower**) Relating to hunting in state parks. (For additional information about this bill, please see page 16 of the Overview of Major Issues.) Effective date: May 18, 1993.

SB 440 (**Brown/Hightower**) Relating to authorization for parks and wildlife to receive fines for failure to appear and to the donation of seized aquatic life and wildlife; providing penalties. Effective date: August 30, 1993.

SB 521 (**Ike Harris/Saunders**) Relating to the requirement for a muzzleloader hunting stamp; providing a penalty. Effective date: September 1, 1993.

SB 664 (**Haley/Hightower**) Relating to certain fishing apparatus anchored in the Trinity River near the Livingston Dam. Effective date: September 1, 1993.

SB 901 (**Montford/James**) Relating to the award of a certificate of number and the collection of certain taxes by an authorized agent of the Parks and Wildlife Department. Effective date: September 1, 1993.

SB 971 (**Sims/Bomer**) Relating to the designation of wildlife management areas and to the issuance of wildlife management association area hunting lease licenses. Effective date: September 1, 1993.

SB 1073 (**Parker/James**) Relating to the time of operation of water skis, aquaplanes and similar devices. Effective date: September 1, 1993.

SB 1074 (**Parker/James**) Relating to lights and sound-producing devices on a vessel or motorboat. Effective date: September 1, 1993.

HB 578 (**Danburg/Lucio**) Relating to the exemption of certain persons from certain stamp requirements and to the issuing of licenses, stamps, and permits by the Texas Parks and Wildlife Department. Effective date: September 1, 1993.

HB 607 (**Black/Sims**) Relating to the use of deer and turkey tags issued by the Parks and Wildlife Department. Effective date: September 1, 1993.

HB 706 (**Oliveira/Montford**) Relating to the establishment of special accounts within the general revenue fund and the allocation of certain revenue from the Limited Sales, Excise, and Use Tax Act to the Parks and Wildlife Department. (For additional information about this bill, please see page 40 of the Overview of Major Issues.) Effective date: September 1, 1993.

HB 866 (**Raymond/Madla**) Relating to the conveyance of certain state-owned real property in Wilson County. Effective date: August 30, 1993.

HB 1945 (**Hightower/Carriker**) Relating to the definition and operation of personal watercraft. Effective date: September 1, 1993.

HB 1970 (**Saunders/Montford**) Relating to the registration and titling of vessels and outboard motors. Effective date: September 1, 1993.

HB 2052 (**Yost/Brown**) Relating to licensing for the sale and purchase of mussels and clams; providing penalties. Effective date: September 1, 1993.

HB 2509 (**Kuempel/Wentworth**) Relating to the operation of a park and recreation district in certain counties. Effective date: August 30, 1993.

Political Subdivisions

SB 885 (**Montford/Counts**) Relating to revolving fund programs administered by the Texas Water Development Board to provide financial assistance to political subdivisions. Effective date: May 19, 1993.

HB 1815 (**Holzheuser/Armbrister**) Relating to payment of vendors by the state or by certain political subdivisions. Effective date: September 1, 1993.

HB 1858 (**Delwin Jones/Montford**) Relating to the transfer of property interests owned in fee or used by easement from a political subdivision to one or more abutting property owners who own the underlying fee simple. Effective date: August 30, 1993.

HB 2125 (**Linebarger/Armbrister**) Relating to the lease or transfer of property owned by a political subdivision to certain private for-profit and nonprofit organizations. Effective date: August 30, 1993.

Probate

SB 176 (**Parker/Senfronia Thompson**) Relating to the adoption of the Durable Power of Attorney Act. Effective date: September 1, 1993.

SB 236 (**Moncrief/Naishtat**) Relating to guardianships for incapacitated persons, providing a penalty. (For additional information about this bill, please see page 30 of the Overview of Major Issues.) Effective date: August 30, 1993.

SB 479 (**Shelley/Senfronia Thompson**) Relating to guardianship of a person or an estate, informal probate of wills, informal distribution of estates, emergency payment of burial expenses, and protection of a decedent's personal property. Effective date: September 1, 1993.

SB 831 (**Wentworth/Hartnett**) Relating to guardian bonds and amounts expended for education and maintenance. Effective date: August 30, 1993.

SB 1015 (**Wentworth/Johnson**) Relating to filing account of an estate of a decedent or ward of guardianship of a person, removing the estate from a court's active docket, and closing the estate. Effective date: June 19, 1993.

HB 791 (**Senfronia Thompson/Whitmire**) Relating to the execution of wills and codicils to wills. Effective date: September 1, 1993.

HB 1987 (**Naishtat/Moncrief**) Relating to powers and duties of certain personal representatives. Effective date: September 1, 1993.

Property Interests

SB 17 (**Carriker/Kubiak**) Relating to the exemption of property in this state from the satisfaction of another state's judgment for unpaid income taxes on certain retirement benefits. Effective date: May 7, 1993.

SB 501 (Haley/Hightower) Relating to the creation, administration, powers, duties, operation, and financing of the Polk County Hospital District; authorizing a tax; and granting the authority to issue bonds. Effective date: March 17, 1993.

SB 529 (Leedom/Goolsby) Relating to the investment of public funds in collateralized mortgage obligations. Effective date: September 1, 1993.

SB 792 (Brown/Bailey) Relating to contents and recording of abstracts of judgment. Effective date: May 12, 1993.

SB 1072 (Parker/Stiles) Relating to the conveyance by the General Land Office of the state's interest in certain real property previously conveyed by the state to the City of Port Arthur. Effective date: June 19, 1993.

SB 1477 (Armbrister/Lewis) Relating to the creation, administration, powers, duties, operation, and financing of the Edwards Aquifer Authority and the management of the Edwards Aquifer; granting the power of eminent domain; authorizing the issuance of bonds; providing civil and administrative penalties; and validating the creation of the Uvalde County Underground Water Conservation District. (For additional information about this bill, please see page 18 of the Overview of Major Issues.) Effective date: September 1, 1993.

SJR 19 (Ellis/Eckels) Proposing a constitutional amendment to modify the provisions for the redemption of real property sold at a tax sale. (For additional information about this resolution, please see the Constitutional Amendments section.) Effective date: Upon approval by the voters.

HB 362 (Clemons/Haley) Relating to reports of timeshare expenses charged and collected by managing entities of timeshare properties; providing a civil penalty. Effective date: September 1, 1993.

HB 365 (Clemons/Haley) Relating to the authority of the comptroller to freeze and levy on certain safety deposit boxes. Effective date: September 1, 1993.

HB 452 (Bosse/Ellis) Relating to the notice required for forfeiture and acceleration of indebtedness under an executory contract for conveyance of real property. Effective date: September 1, 1993.

HB 496 (Oliveira/Rosson) Relating to platting requirements. Effective date: August 30, 1993.

HB 1218 (Duncan/Brown) Relating to a clarification of a local landlord's remedies for nonpayment of rent. Effective date: September 1, 1993.

HB 1300 (Duncan/Brown) Relating to certain technical and clarifying corrections to the Property Code. Effective date: September 1, 1993.

HB 1368 (Naishtat/Montford) Relating to security devices for certain rental dwellings; providing civil penalties. Effective date: September 1, 1993.

HB 1564 (Danburg/Henderson) Relating to occupancy limits for rental dwellings. Effective date: September 1, 1993.

HB 1565 (Danburg/Henderson) Relating to a cash payment for rental of a residential property. Effective date: September 1, 1993.

HB 1828 (Place/Armbrister) Relating to personal property exempt from seizure. Effective date: May 17, 1993.

HB 1876 (Hartnett/Chris Harris) Relating to cancellation of judgments and judgment liens after bankruptcy discharge. Effective date: September 1, 1993.

HB 1962 (Combs/Barrientos) Relating to adding land to a municipal utility district by petition of landowner. Effective date: August 30, 1993.

HB 2018 (Cook/Jim Turner) Relating to the voluntary designation of homestead. Effective date: August 30, 1993.

HB 2182 (Lewis/Brown) Relating to the voluntary inclusion of land within certain water districts. Effective date: August 30, 1993.

HB 2413 (Gutierrez/Truan) Relating to the exemption under the state sales and use tax for tangible personal property exported outside of the United States and the persons who may provide documentation to prove the exemption; providing penalties. Effective date: June 19, 1993.

HB 2716 (Heflin/Ellis) Relating to forms prescribed by the comptroller to designate representation of property owner. Effective date: January 1, 1994.

Public Lands, Buildings and Resources

SB 113 (Brown/Holzheuser) Relating to the review of the uniform general conditions of state building construction contracts. Effective date: August 30, 1993.

SB 931 (Sibley/Alexander) Relating to the conveyance of certain real property in Navarro County; making an appropriation. Effective date: May 17, 1993.

HB 1844 (Bob Hunter/Wentworth) Relating to the sale and conveyance of a certain tract of state-owned real property in Travis County and providing for the use and disposition of the proceeds of such sale; making an appropriation. Effective date: August 30, 1993.

HB 2515 (Sadler/Ratliff) Relating to the conveyance of a one-acre tract of land in Panola County, Texas, formerly used as a lookout tower site by the Texas Forest Service. Effective date: May 17, 1993.

Purchasing

SB 121 (Chris Harris/Goodman) Relating to specifications of vehicles purchased or leased by the state. Effective date: April 6, 1993.

SB 226 (West/Dutton) Relating to the competitive bidding requirements of governmental entities and certain duties of the Office of Small Business Assistance. Effective date: September 1, 1993.

HB 829 (Delisi/Sibley) Relating to requiring a report from the state agencies about certain purchasing contracts awarded to non-resident bidders or non-resident subcontractors. Effective date: June 16, 1993.

HB 1185 (McCall/Shelley) Relating to purchasing by local governments. Vetoed by the governor.

HB 1408 (**Puente/Madla**) Relating to the sale or release of computer software by certain municipalities. Effective date: August 30, 1993.

HB 2626 (**Black/Ike Harris**) Relating to the continuation and operation of the General Services Commission and to the transfer of certain functions to or from the commission; the purchase, financing, management, and use of real and personal property of the state; and contracting for certain services provided by the state or among state agencies; providing for issuance of revenue bonds; making an appropriation. Effective date: September 1, 1993.

HB 2870 (**Uher/Jerry Patterson**) Relating to conflicts of interest of certain persons in contracts of fresh water supply districts. Effective date: August 30, 1993.

Retirement Systems

SB 81 (**Barrientos/Junell**) Relating to contributions to and benefits provided by certain statewide retirement systems; providing for appropriations reductions. (For additional information about this bill, please see page 42 of the Overview of Major Issues.) Effective date: April 22, 1993.

SB 129 (**Leedom/Marchant**) Relating to reports required to be adopted by public retirement systems and reports to be submitted to the State Pension Review Board. Effective date: August 30, 1993.

SB 593 (**Jim Turner/Kuempel**) Relating to participation and credit in, contributions to, and benefits and administration of the Texas Municipal Retirement System. Effective date: January 1, 1994.

SB 594 (**Whitmire/Sylvester Turner**) Relating to the firemen's relief and retirement fund in certain municipalities. Effective date: May 23, 1993.

SB 817 (**Madla/Conley**) Relating to the retirement system for fire fighters and police officers in certain municipalities. Effective date: October 1, 1993.

SB 1169 (**Barrientos/Greenberg**) Relating to the contracting for, and establishment and continuance of, certain retirement programs for the benefit of employees of municipal hospital authorities. Effective date: July 1, 1993.

HB 1198 (**Senfronia Thompson/Whitmire**) Relating to eligibility for service retirement under the Texas County and District Retirement System. Effective date: January 1, 1994.

HB 1278 (**Yarbrough/Whitmire**) Relating to administration of retirement systems for municipal employees in certain cities. Effective date: August 30, 1993.

HB 1476 (**Price/Montford**) Relating to administration of retirement systems supervised by the fire fighters' pension commissioner. Effective date: September 1, 1993.

HB 1581 (**Linebarger/Armbrister**) Relating to certain employment of disability retirees of the Teacher Retirement System of Texas. Effective date: May 9, 1993.

HB 1765 (**Kuempel/Montford**) Relating to participation and credit in, contributions to and benefits and administration of the Texas County and District Retirement System. Effective date: January 1, 1994.

HB 1944 (Cain/Leedom) Relating to certain public retirement systems for police and fire personnel. Effective date: August 30, 1993.

HB 2308 (Sylvester Turner/Whitmire) Relating to eligibility for benefits payable by retirement systems for police officers in certain municipalities. Effective date: July 1, 1993.

HB 2799 (Greenberg/Barrientos) Relating to public retirement systems for employees of certain municipalities. Effective date: July 1, 1993.

HB 2835 (Marchant/Barrientos) Relating to providing for a benefit increase in certain annuities payable by the Teacher Retirement System of Texas. Effective date: August 30, 1993.

Safety

SB 170 (Madla/Marchant) Relating to regulation of pool and spa enclosures; authorizing civil and criminal penalties. Effective date: September 1, 1993.

HB 154 (Yarbrough/Moncrief) Relating to the adoption of minimal safety standards for elevators, escalators, and related equipment, to the creation of the elevator advisory board, and to inspection of elevators, escalators, and related equipment. Effective date: September 1, 1993.

HB 167 (Brimer/Chris Harris) Relating to requiring safety chains for vehicles towing trailers. Effective date: August 30, 1993.

HB 370 (Bob Hunter/Sims) Relating to warning signs concerning the operation of certain equipment near high voltage lines. Effective date: August 30, 1993.

HB 629 (Hirschi/Carriker) Relating to riding a bicycle on a shoulder of a street or highway. Effective date: August 30, 1993.

HB 842 (Black/Sims) Relating to fire prevention and fire-fighting support activities of the Texas Forest Service. Effective date: May 19, 1993.

HB 1656 (Finnell/Moncrief) Relating to enhanced pavement marking viability at certain railroad grade crossings. Effective date: September 1, 1993.

HB 1657 (Finnell/Moncrief) Relating to the dismantling of a warning signal at a railroad crossing; providing a criminal penalty. Effective date: September 1, 1993.

Salaries and Expenses

HB 1210 (Place/Sims) Relating to compensation of the board of directors of the Coryell City Water Supply District. Effective date: August 30, 1993.

Special Districts and Authorities

SB 154 (Whitmire/Danburg) Relating to the construction, reconstruction, and maintenance of improvements by certain mass transit authorities. Effective date: May 11, 1993.

SB 221 (**Sibley/Denton**) Relating to the creation, administration, powers, duties, operation and financing of the West Community Hospital District; authorizing a tax; granting the authority to issue bonds. Effective date: March 9, 1993.

SB 399 (**Madla/Rangel**) Relating to the validation of the creation of the Siesta Shores Water Control and Improvement District and the district's administration and operation. Effective date: May 19, 1993.

SB 504 (**Sims/Black**) Relating to the sale of water by the Lower Colorado River Authority. Effective date: April 29, 1993.

SB 530 (**Shelley/Bosse**) Relating to the creation of metropolitan rapid transit authorities. Effective date: August 30, 1993.

SB 695 (**Barrientos/Delco**) Relating to powers and duties of certain municipal hospital authorities. Effective date: June 11, 1993.

SB 914 (**Lucio/Renato Cuellar**) Relating to the appointment of the directors of the Valley Acres Water District. Effective date: August 30, 1993.

SB 965 (**Sims/Hilderbran**) Relating to the authority of the Upper Guadalupe River Authority to appropriate state water for recharging certain underground fresh water bearing sands and aquifers. Vetoed by the Governor.

SB 1326 (**Parker/Zbrank**) Relating to the creation, administration, powers, and authority of the Chambers County Improvement District No. 1; granting the authority to issue bonds. Effective date: August 30, 1993.

SB 1372 (**Parker/Stiles**) Relating to purchases and contracts of the Jefferson County Drainage District No. 7 and the authority of the manager of the districts to hire and terminate employees of the district. Effective date: August 30, 1993.

SB 1373 (**Parker/Brady**) Relating to the creation, administration, powers (including taxing powers), duties, operations, financing, and dissolution of the Town Center Improvement District of Montgomery County, Texas, and the power of certain entities to contract with the district. Effective date: May 26, 1993.

SB 1379 (**Haley/Brady**) Relating to the Montgomery County Hospital District. Effective date: May 24, 1993.

SB 1429 (**Nelson/Marchant**) Relating to the rights, privileges, authority, and functions of the Denton County Reclamation and Road Districts. Effective date: June 6, 1993.

SB 1472 (**Montford/Duncan**) Relating to the authority of the Lubbock County Hospital District to render primary care, emergency services, preventive medicine services, and other health-related services. Effective date: September 1, 1993.

HB 200 (**Rudd/Zaffirini**) Relating to the election of the board of directors of the Reeves County Hospital District. Effective date: May 11, 1993.

HB 315 (**Oliveira/Parker**) Relating to a promotion and development fund of a navigation district. Effective date: August 30, 1993.

HB 318 (Oliveira/Lucio) Relating to the election of commissioners of the Brownsville Navigation District of Cameron County, Texas. Effective date: August 30, 1993.

HB 383 (Stiles/Parker) Relating to the authority of the Jefferson County Drainage District No. 6 to lease its property. Effective date: May 15, 1993.

HB 394 (Linebarger/Barrientos) Relating to the maximum tax rate of certain emergency services districts. Effective date: August 30, 1993.

HB 823 (Van de Putte/Madla) Relating to the term of an agreement with a depository selected by certain hospital districts. Effective date: August 30, 1993.

HB 1074 (Berlanga/Truan) Relating to the authority of navigation districts and port authorities to establish financial criteria for surety companies that provide performance or payment bonds. Effective date: September 1, 1993.

HB 1211 (Place/Nelson) Relating to the tax rate of the Comanche County Hospital District. Effective date: May 24, 1993.

HB 1491 (Bob Turner/Sims) Relating to the creation, administration, powers, duties, operation, and financing of the Llano Uplift Underground Water Conservation District. Effective date: August 30, 1993.

HB 1703 (Craddick/Bivins) Relating to the contracting authority of the Midland County Hospital District. Effective date: May 7, 1993.

HB 1818 (Kuempel/Wentworth) Relating to the operation and management of the Canyon Regional Water Authority. Effective date: May 20, 1993.

HB 1854 (Bosse/Shelley) Relating to the sworn statement, bond, and oath of a director of Underground Water Conservation Districts. Effective date: September 1, 1993.

HB 1937 (Lewis/Barrientos) Relating to the appeal of a decision of the board of a municipal utility district regarding facilities constructed for the district. Effective date: September 1, 1993.

HB 2133 (Holzheuser/Armbrister) Relating to the investment of funds of the Lavaca Hospital District. Effective date: May 15, 1993.

HB 2176 (Raymond/Madla) Relating to the Brush County Underground Water Conservation District. Effective date: August 30, 1993.

HB 2177 (Martin/Jerry Patterson) Relating to the directors of the Gulf Coast Water Authority. Effective date: September 1, 1993.

HB 2209 (Bosse/Brown) Relating to the Harris-Galveston Coastal Subsidence District. Effective date: September 1, 1993.

HB 2460 (Nieto/Zaffirini) Relating to the exclusion of nonirrigated or nonirrigible property located within the Bexar-Medina-Atascosa Counties Water Control and Improvement District No. 1. Effective date: May 31, 1993.

HB 2492 (Bob Turner/Sims) Relating to election of directors and validation of acts of the governing board of the Real-Edwards Conservation and Reclamation District. Effective date: August 30, 1993.

HB 2500 (Swinford/Bivins) Relating to the powers, duties, and the expansion of the City of Amarillo Hospital District; authorizing the creation of a public debt. Effective date: June 18, 1993.

HB 2641 (Counts/Montford) Relating to the board of directors and powers and duties of the Lynn County Hospital District. Effective date: August 30, 1993.

HB 2677 (Yost/Truan) Relating to the requirement of water utilities to obtain a certificate of convenience and necessity. Effective date: August 30, 1993.

HB 2795 (George West/Montford) Relating to the Ector County Hospital District. Effective date: August 30, 1993.

HB 2800 (Marchant/Shapiro) Relating to the powers and duties of certain regional transportation authorities. Effective date: June 16, 1993.

HB 2814 (Madden/Shapiro) Relating to the terms of directors of the Seis Lagos Utility District. Effective date: September 1, 1993.

HB 2815 (Rabuck/Parker) Relating to the creation, administration, powers, duties, operation, and financing of the Chateau Woods Municipal Utility District and the abolition of the City of Chateau Woods. Effective date: June 16, 1993.

HB 2817 (Gallego/Zaffirini) Relating to the creation, administration, powers, duties, operation, and financing of the Presidio County Underground Water Conservation District. Effective date: June 6, 1993.

HB 2820 (Junell/Sims) Relating to the creation, administration, powers, duties, operation, and financing of the Rolling Plains Underground Water Conservation District. Effective date: June 19, 1993.

HB 2828 (Uher/Armbrister) Relating to the creation, administration, powers, duties, operation, and financing of the Beach Road Municipal Utility District. Effective date: June 19, 1993.

HB 2829 (Hightower/Jim Turner) Relating to authorizing the Elkins Lake Municipal Utility District to transfer money from the district's municipal utility district operating fund to the district's road utility district operating fund. Effective date: June 12, 1993.

State Agencies, Boards and Commissions

SB 83 (Parker/Williamson) Relating to the payment date of certain public utility assessments and utility service and related service provided by or to the state, a state agency or institution, or a local government. Effective date: September 1, 1993.

SB 465 (Barrientos/Dutton) Relating to the composition, powers, duties, and change of the name of the Interagency Council for Services for the Homeless. Effective date: May 16, 1993.

SB 750 (Armbrister/Martin) Relating to a review and analysis of the process by which agencies issue permits for business enterprises. Effective date: September 1, 1993.

HB 37 (Renato Cuellar/Barrientos) Relating to the acceptance of gifts and grants by the attorney general. Effective date: June 2, 1993.

HB 158 (**Hochberg/Rosson**) Relating to the adoption of certain emergency rules under the Administrative Procedure and Texas Register Act. Vetoed by the governor.

HB 211 (**McCall/Armbrister**) Relating to the reporting of certain technological innovations developed by state agencies. Effective date: August 30, 1993.

HB 1608 (**Ashley Smith/Montford**) Relating to the management of certain state and local funds, investments, and obligations. Effective date: August 30, 1993.

HB 1873 (**Mowery/Bivins**) Relating to state employee contributions to the federal old age and survivors insurance program. Vetoed by the governor.

HB 2042 (**Wilson/Henderson**) Relating to a state agency's modification of its findings or decision in a contested case while the case is on appeal to the courts. Effective date: August 30, 1993.

HB 2511 (**Hilbert/Henderson**) Relating to administrative hearings and appeals. Vetoed by the governor.

HB 2512 (**Hilbert/Henderson**) Relating to continued operation under a license after judicial review of a contested case. Vetoed by the governor.

HB 2524 (**Johnson/Haley**) Relating to the creation and operation of a commission to coordinate the celebration of the bicentennial of the birth of Stephen F. Austin. Effective date: August 30, 1993.

State Finances

SB 5 (**Montford/Junell**) The General Appropriations Bill. (For more information about the Appropriations Act please see page 1 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 301 (**Armbrister/Alexander**) Relating to the disposition of interest received from investments of money in the funds and accounts in the charge of the state treasurer. Effective date: June 6, 1993.

SB 544 (**Ellis/Martin**) Relating to the right of the attorney general to sue for forfeiture of certain bonds and to the disposition of the bond money. Effective date: September 1, 1993

SB 1332 (**Truan/Bomer**) Relating to analyses of state budget proposals and programs and of the budgetary effects of proposed legislation. Effective date: August 30, 1993.

HB 640 (**Clemons/Haley**) Relating to an emergency appropriation to the Texas Forest Service to replace equipment and facilities destroyed by fire. Effective date: April 24, 1993.

HB 1193 (**Combs/Montford**) Relating to appropriations for payment of certain claims against state agencies. Effective date: September 1, 1993.

HB 1952 (**Henry Cuellar/Armbrister**) Relating to the receipt, management, and expenditure of funds and certain bonds by state agencies and state officials; to the deposit of certain official bonds; to certain reviews of state entities by the comptroller; to the distributions of state publications; and to the reporting the use of state vehicles. Effective date: September 1, 1993.

HB 2115 (Junell/Montford) Relating to emergency appropriations. Effective date: June 19, 1993.

HB 2647 (Hilderbran/Sims) Relating to the charge and control of certain state facilities located in Kerrville. Effective date: August 30, 1993.

State Symbols

HB 1463 (Van de Putte/Madla) Relating to the description and use of the state flag, the governor's flag, the state arms, and the state seal and to the adoption and rendition of the state song. Effective date: August 30, 1993.

Statutory Revision

SB 248 (Haley/Earley) Relating to the adoption of a nonsubstantive revision of statutes relating to areas of government that affect or involve both state and local entities, including the operation of government and governmental bodies, public officers and employees, and fiscal affairs and including conforming amendments, repeals, and penalties. Effective date: September 1, 1993.

SB 777 (Henderson/Seidlits) Relating to statutory construction. Effective date: May 11, 1993.

HB 947 (Stiles/Ratliff) Relating to nonsubstantive additions to and corrections in enacted codes, including the nonsubstantive codification of various laws omitted from enacted codes, and to conforming codifications enacted by the 72nd Texas Legislature. Effective date: August 30, 1993.

Taxation

SB 82 (Montford/Junell) Relating to the administration, collection, enforcement, and application of, and exemption from, various taxes and fees; creating offenses and providing penalties. (For additional information about this bill, please see page 39 of the Overview of Major Issues.) Effective date: September 1, 1993.

SB 92 (Haley/Johnson) Relating to the authority of certain counties to impose a county hotel occupancy tax. Effective date: April 6, 1993.

SB 668 (Barrientos/Greenberg) Relating to the ad valorem tax rate of certain taxing units. Effective date: August 30, 1993.

SB 878 (Montford/Oliveira) Relating to the value of certain types of property for purposes of property taxation and to the prepayment of property taxes by certain taxpayers; creating offenses and providing penalties. Effective date: January 1, 1994.

SB 892 (Montford/Berlanga) Relating to simplifying the application, calculation, administration and reporting of, and the calculation of interest on, certain taxes; providing penalties. Effective date: October 1, 1993.

SB 893 (Montford/Berlanga) Relating to technical changes to the statutes involving certain tax provisions administered by the comptroller, to the definitions of certain items taxed under the sales tax and controlled substance tax laws, to limitations on certain municipal tax rates, to the duties of the appraisal review board, and to delinquent taxes and tax liens; revising references in the

inheritance tax statute to federal tax code provisions concerning credits. Effective date: September 1, 1993.

SB 894 (**Montford/Berlanga**) Relating to the administration of motor fuel taxes; providing penalties. Effective date: September 1, 1993.

SB 1295 (**Ratliff/Pete Patterson**) Relating to a refund of certain ad valorem taxes. Effective date: September 1, 1993.

HB 71 (**Goolsby/Shelley**) Relating to the addition of certain property to the property tax roll and to the application of certain ad valorem tax overpayments and erroneous payments to certain delinquent ad valorem taxes. Effective date: September 1, 1993.

HB 85 (**Kamel/Ratliff**) Relating to the taxation of property incorporated into or used for the improvement of realty of an exempt entity. Effective date: October 1, 1993.

HB 155 (**Junell/Sims**) Relating to submission and publication of ad valorem tax rates. Effective date: May 4, 1993.

HB 203 (**Craddick/Montford**) Relating to repealing the tax imposed on the intangible value of the transportation operation of certain businesses. Effective date: January 1, 1994.

HB 301 (**Dalton Smith/Henderson**) Relating to judicial review of certain ad valorem tax determinations. Effective date: September 1, 1993.

HB 361 (**Lewis/Parker**) Relating to tax abatement agreements and truth in taxation. Effective date: January 1, 1994.

HB 366 (**Clemons/Haley**) Relating to the payment of certain tax refunds. Effective date: September 1, 1993.

HB 891 (**Todd Hunter/Armbrister**) Relating to the use of revenue generated by the hotel tax by counties bordering the Gulf of Mexico. Effective date: August 30, 1994.

HB 995 (**Berlanga/Armbrister**) Relating to the collection and disposition of the motor vehicle sales tax on a motor vehicle sold using seller financing. Effective date: January 1, 1994.

HB 1016 (**Driver/Leedom**) Relating to the date for filing ad valorem tax rendition statements and property reports. Effective date: September 1, 1993.

HB 1122 (**Haggerty/Armbrister**) Relating to the use of municipal hotel occupancy taxes. Effective date: September 1, 1993.

HB 1158 (**Craddick/Henderson**) Relating to penalties and interest on property taxes included in certain tax bills returned undelivered to the tax collector by the postal service. Effective date: September 1, 1993.

HB 1264 (**Rodriguez/Madla**) Relating to the rate at which certain municipalities may impose the hotel occupancy tax and to the use of the revenue from the tax. Effective date: August 30, 1993.

HB 1374 (**Craddick/Bivins**) Relating to the acceptance by a collector of separate ad valorem tax payments and to restrictions or conditions on the payment of ad valorem taxes. Effective date: September 1, 1993.

HB 1892 (Oliveira/Montford) Relating to the application and administration of the franchise tax. Effective date: January 1, 1994.

HB 2050 (Crab/Shelley) Relating to the administration and the collection of municipal hotel occupancy taxes. Effective date: August 30, 1993.

HB 2165 (Jack Harris/Brown) Relating to the liability of a taxing unit for certain costs. Effective date: June 19, 1993.

HB 2282 (Coleman/Henderson) Relating to certain hotel facilities. Effective date: August 30, 1993.

Transportation

HB 1590 (Alexander/Ellis) Relating to registration of interstate foreign motor carriers for-hire. Effective date: September 1, 1993.

HB 1942 (Cain/Moncrief) Relating to the allocation and distribution of money in the public transportation fund. Effective date: June 9, 1993.

HB 2255 (Hilderbran/Wentworth) Relating to the provision of transportation for certain AFDC recipients by mass transit authorities. Effective date: September 1, 1993.

Utilities

SB 162 (Rosson/Seidlits) Relating to a requirement that an operator service make a live operator available. Effective date: September 1, 1993.

SB 377 (Haley/Seidlits) Relating to the regulation of certain telecommunications utilities. Effective date: September 1, 1993.

SB 632 (Carriker/Uher) Relating to the service areas of certain public utilities. Effective date: September 1, 1993.

SB 835 (Luna/Oliveira) Relating to the posting of telephone numbers and notices on pay telephones; providing a civil penalty. Effective date: September 1, 1993.

HB 1153 (Bailey/Whitmire) Relating to the location of certain utility rate hearings. Effective date: August 30, 1993.

Validating Acts

SB 88 (Henderson/Edwards) Relating to the validation of governmental acts and proceedings by municipalities. Effective date: March 8, 1993.

SB 467 (Sims/George West) Relating to civil penalties for violations of pipeline safety standards. Effective date: September 1, 1993.

SB 468 (Sims/George West) Relating to the regulation of the transportation of carbon dioxide. Effective date: September 1, 1993.

Vehicles and Traffic

SB 387 (Bivins/Place) Relating to the suspension of the driver's privileges of a person convicted of certain offenses or adjudicated as having engaged in certain conduct. (For additional information about this bill, please see page 49 of the Overview of Major Issues.) Effective date: June 15, 1993.

SB 452 (Rosson/Bosse) Relating to the regulation and operation of tow trucks and storage facilities; providing penalties. Effective date: September 1, 1993.

SB 926 (Armbrister/Cain) Relating to the inspection of certain motor vehicles. Effective date: September 1, 1993.

SB 958 (Chris Harris/Dutton) Relating to the registration of tow trucks and the transfer of registration to the Railroad Commission of Texas; imposing fees and transferring appropriations. Effective date: September 1, 1993.

HB 84 (Kamel/Shapiro) Relating to the disposal of certain authorized emergency vehicles; providing a penalty. Effective date: September 1, 1993.

HB 272 (Goodman/Haley) Relating to accessibility of vehicle accident reports. Effective date: September 1, 1993.

HB 476 (Junell/Sims) Relating to the registration of trailers and semitrailers. Effective date: August 30, 1993.

HB 478 (Junell/Sims) Relating to the speed limit in an alley. Effective date: September 1, 1993.

HB 536 (Place/Sibley) Relating to the law governing consent by certain persons to the taking of breath or blood samples. Effective date: September 1, 1993.

HB 630 (Hirschi/Barrientos) Relating to hand signals for bicycle operators. Effective date: August 30, 1993.

HB 698 (Cain/Lucio) Relating to the procedures applicable to the registration of motor vehicles. Effective date: August 30, 1993.

HB 871 (Horn/Armbrister) Relating to motor vehicle registrations by limited service deputy tax assessor-collectors. Effective date: August 30, 1993.

HB 941 (Cain/Henderson) Relating to the authority and responsibility of the Texas Motor Vehicle Board of the Texas Department of Transportation. Effective date: April 29, 1993.

HB 945 (Oakley/Armbrister) Relating to the inspection of commercial motor vehicles; providing a penalty. Effective date: May 4, 1993.

HB 989 (Hightower/Jim Turner) Relating to the notice provided by a county of the optional county motor vehicle registration fee. Effective date: September 1, 1993.

HB 1084 (Denton/Sibley) Relating to the offense of overtaking and passing a school bus; providing a penalty. Effective date: September 1, 1993.

HB 1135 (**Danburg/Wentworth**) Relating to the towing of vehicles. Effective date: January 1, 1994.

HB 1319 (**Pete Patterson/Henderson**) Relating to driver's licenses, permits, and resident and nonresident operating privileges. Effective date: September 1, 1993.

HB 1502 (**Naishtat/Zaffirini**) Relating to distribution of child passenger safety seat systems by the Texas Department of Health. Effective date: August 30, 1993.

HB 1895 (**Black/Sibley**) Relating to escrow accounts for the prepayment of fees required for permits authorizing the transportation of a vehicle and its load or a combination of vehicles and load exceeding legal size and weight limitations. Effective date: August 30, 1993.

HB 1969 (**Saunders/Ellis**) Relating to motor vehicle registrations and inspections; providing penalties. (For additional information about this bill, please see page 50 of the overview of Major Issues.) Effective date: August 30, 1993.

Water

SB 965 (**Sims/Hilderbran**) Relating to the authority of the Upper Guadalupe River Authority to appropriate state water for recharging certain underground freshwater-bearing sands and aquifers. Vetoed by the governor.

SB 1488 (**Sims/Counts**) Relating to the installation and repair of water well pumps and equipment. Effective date: September 1, 1993.

HB 997 (**Oliveira/Montford**) Relating to receipt of funds in the water assistance fund and the water development fund, to further the implementation of the program to assist economically distressed areas, to enhancing the economic development of economically distressed areas and border counties; declaring an emergency. Effective date: August 30, 1993.

HB 1269 (**Yost/Armbrister**) Relating to the powers of the Texas Water Development Board and the executive administrator of the board. Effective date: August 30, 1993.

HB 2199 (**Brimer/Moncrief**) Relating to the appellate jurisdiction of the Texas Water Commission. Effective date: September 1, 1993.

SECTION III.

SUNSET LEGISLATION

SB 405 (Carriker/Smith) Provides for the continuation of the Texas Department of Commerce to make reforms including: requiring the board to maintain regional offices; requiring the department to enter into a memorandum of understanding with other state agencies; requiring the department to maintain an office of rural affairs; authorizing the department to guarantee loans based on a guarantee-to-reserve ratio; and authorizes the department to sell advertising space in tourism publications. Effective date: September 1, 1993.

SB 498 (Parker/Cain) Provides for the continuation of the Public Utility Commission until September 1, 1995. Effective date: September 1, 1993.

SB 510 (Moncrief/Counts) Provides for the continuation and operation of the Department of Public Safety. Establishes the access that entities have to criminal history record information maintained by the department and certain other criminal justice agencies. Transfers the responsibility for law enforcement in the Capitol Complex from the General Services Commission to the Department of Public Safety. Effective date: September 1, 1993.

SB 621 (Carriker/Black) Provides for the continuation and functions of the Texas State Board of Pharmacy and for the regulation of the practice of pharmacy. Makes standard sunset commission reforms including: providing for board member qualifications and removal; providing equal employment opportunity provisions; providing for public access to board functions and board information; providing complaint procedures; providing for licensing regulation and continuing education requirements; and providing for administrative penalties. Effective date: September 1, 1993.

SB 623 (Carriker/Black) Provides for the continuation and functioning of the State Board of Veterinary Medical Examiners. Provides for the regulation of the practice of veterinary medicine and for the administration of dangerous drugs to animals. Makes standard sunset commission reforms including: providing equal employment opportunity provisions; providing board member qualifications and removal; providing licensing regulation; and providing administrative penalties. Effective date: September 1, 1993.

SB 674 (Moncrief/Berlanga) Provides for the regulation of health professions, including the profession of nursing facility administration. Provides for the abolition of the Texas Board of Licensure for Nursing Home Administrators. Establishes the Health Professions Council and provides for the duties of the Health Professions Council. Creates the Texas Board of Nursing Facility Administrators and sets forth the powers and duties of that board. Effective date: August 30, 1993.

SB 690 (Carriker/Counts) Provides for the regulation of the practice of physical therapy and occupational therapy. Creates the Executive Council of Physical Therapy and Occupational Therapy Examiners. Provides for the continuation and modification of the Texas Board of Physical Therapy Examiners and the Texas Advisory Board of Occupational Therapy. Effective date: September 1, 1993.

SB 839 (Moncrief/Black) Provides for the regulation of the practice of vocational nursing and for the continuation of the Board of Vocational Nurse Examiners. Makes standard sunset commission reforms including: providing provisions for term of office, organization, and meetings of board; providing for regulation of licenses; providing for mandatory continuing education; providing for complaint procedures; and providing for administrative penalties. Effective date: September 1, 1993.

SB 1061 (Parker/Counts) Provides for the continuation and functions of the Texas Board of Chiropractic Examiners. Provides for the regulation of the practice of chiropractic. Makes standard sunset commission reforms, including: providing equal employment opportunity provisions; providing for administrative penalties; and requiring the governor to appoint new members to the board. Effective date: September 1, 1993.

SB 1062 (Parker/Cain) Provides for the continuation and operation of the Texas State Board of Medical Examiners. Provides for the regulation of the practice of medicine, including the practice of acupuncture. Creates the Texas State Board of Acupuncture Examiners. Makes standard sunset commission reforms including: setting forth the requirements for membership of the Texas State Board of Medical Examiners; providing equal employment opportunity provisions; providing for continuing medical education; providing for the regulation of medical licenses; providing complaint procedures; providing methods of discipline by the board; and providing administrative penalties. Effective date: September 1, 1993.

SB 1080 (Harris, O.H./Berlanga) Provides for the regulation of podiatry and for the continuation and functions of the Texas State Board of Podiatry Examiners. Creates Podiatric Peer Review Committees. Makes standard sunset commission reforms including: providing administrative penalties; providing requirements for membership on and removal from the board; providing equal employment opportunity provisions; and providing for regulation of licensing. Effective date: September 1, 1993.

SB 1424 (Parker/Cain) Provides for the regulation of psychologists and for the continuation of the Texas State Board of Examiners of Psychologists. Makes standard sunset commission reforms, including: providing for membership requirements of the board; providing equal employment opportunity provisions; providing for annual reports by the board; providing for composition requirements for the advisory committee to the board; providing for licenses and certificate regulation; providing administrative penalties; and providing complaint procedures. Effective date: September 1, 1992.

SB 1425 (Parker/Cain) Provides for the regulation of marriage and family therapists and for the continuation and operation of the Texas State Board of Examiners of Marriage and Family Therapists. Makes standard sunset commission reforms including: Providing for requirements for board membership and removal; providing complaint procedures; providing training requirements for board members; providing for license regulation; and providing administrative penalties. Effective date: September 1, 1993.

SB 1426 (Parker/Naishtat) Provides for the regulation of social workers. Creates a new state board, the Texas State Board of Social Work Examiners, to replace the Council for Social Work

Certification. Makes standard sunset commission reforms to require fee to be set to cover the cost of regulation; to require the validation of all licensing exams; to require mandatory continuing education for all licensees; to require training for new members of the board; and to standardize the enforcement process of the board. Effective date: September 1, 1993.

SB 1433 (Moncrief/Maxey) Provides for the continuation and functions of the midwifery board. Provides for the regulation of the practice of midwifery. Makes standard sunset commission reforms including: providing conflict of interest restrictions; equal employment opportunity provisions; and providing complaint procedures. Effective date: September 1, 1993.

SB 1434 (Moncrief/Uher) Provides for the continuation and functions of the Texas State Board of Examiners of Dietitians and the regulation of dietetics. Makes standard sunset commission reforms including: providing requirements for appointment of board members and removal of board members; providing equal employment opportunity provisions; providing complaint procedures; and providing for licensing regulation. Effective date: September 1, 1993.

HB 933 (Berlanga/Armbrister) Provides for the regulation of the practice of dentistry to require a dentist to label a removable fabricate prosthesis fabricated in this state as provided by rules adopted by the Texas State Board of Dental Examiners. Effective date: September 1, 1993.

HB 1445 (Wilson/Carriker) Continues the Texas Alcoholic Beverage Commission and makes changes regarding alcoholic beverage regulation. For more information about this bill, please see page 43 of the **Overview of Major Issues**. Effective date: September 1, 1993.

HB 1461 (Counts/Parker) Continues operation of the Texas Department of Insurance until September 1, 2005. For more information about this bill, please see page 44 of the **Overview of Major Issues**. Effective date: September 1, 1993.

HB 1479 (Cain/Parker) Provides for the continuation of the Texas Optometry Board. Makes standard sunset commission reforms including: providing conflict of interest provisions; providing equal employment opportunity provisions; providing for regulation of licenses; providing administrative penalties; and providing for complaint procedures. Effective date: September 1, 1993.

HB 2180 (Black/Moncrief) Provides for the regulation of the practice of registered nursing and for the continuation of the Board of Nurse Examiners. Makes standard sunset commission reforms including: providing conflict of interest provisions; providing equal employment opportunity provisions; providing for the regulation of licenses and permits; providing for complaint procedures; and providing for an administrative penalty. Effective date: September 1, 1993.

HB 2626 (Black/O.H. Harris) Provides for the continuation of the General Services Commission until September 1, 2001. For more information about this bill, please see page 45 of the **Overview of Major Issues**. Effective date: September 1, 1993.

SECTION IV.

CONSTITUTIONAL AMENDMENTS

The following joint resolutions were passed by the 73rd Legislature, Regular Session, 1993. Two of the resolutions that passed proposed three constitutional amendments on the May 1, 1993, special election ballot. Those three propositions dealing with the method of funding public schools were defeated. The remaining 16 resolutions that passed propose constitutional amendments for placement on the November 2, 1993, general election ballot.

May 1st Ballot

Background

Texas' method of financing its public school system has been challenged in recent years on the grounds that it unfairly discriminates against students in property poor districts. The Texas Supreme Court, in a series of opinions, has declared Texas' school finance system unconstitutional and has ordered the state to devise a new funding plan. The most recent Supreme Court decision gave the Texas Legislature until June 1, 1993, to enact the new plan. State District Judge Scott McCown, in whose court the lawsuit originated, issued an order on January 11, 1993, to prohibit the comptroller of public accounts from sending funds to the state's school districts if the legislature failed to enact a plan by the Supreme Court's deadline.

Senate Joint Resolution 4

by Senator Bivins

House Sponsors: Representatives Swinford, et al.

SJR 4, represented as **Proposition #3** on the May ballot, proposed a constitutional amendment authorizing the issuance of \$750 million in state general obligation bonds or revenue bonds to assist school districts in partially financing facilities, authorizing the state to forgive payment of loans made to a school district for partially financing facilities, and repealing the authorization for \$750 million in state revenue bonds guaranteed by the permanent school fund.

(SB 131 is the enabling legislation for SJR 4.)

Senate Joint Resolution 7

by Senator Ratliff

House Sponsor: Representative Linebarger

Part of SJR 7, represented as **Proposition #1** on the May ballot, proposed a constitutional amendment allowing limited redistribution of ad valorem taxes for schools, authorizing the legislature or local districts to set a minimum tax rate levied by county education districts, and placing a cap on the ad valorem tax levied by county education districts.

The other provision of SJR 7, represented as **Proposition #2** on the May ballot, proposed a constitutional amendment exempting a school district from the obligation to comply with unfunded state educational mandates.

(SB 7 is the enabling legislation for SJR 7)

November 2nd Ballot

Senate Joint Resolution 9
by Senator Lucio
House Sponsor: Representative Romo

Proposes a constitutional amendment authorizing the legislature to provide for the issuance of bonds for the state financing of start-up costs for historically underutilized businesses (HUBs).

The amendment proposed by SJR 9, if approved by the voters, authorizes the legislature to establish a historically underutilized business capital growth and start-up fund to be used without further appropriation solely in furtherance of a program established by the legislature to aid in the start-up costs of HUBs.

SJR 9 authorizes the legislature to require review and approval of the issuance of bonds under this section, of the use of bond proceeds, or of the rules adopted by an agency to govern use of the bond proceeds.

In addition, SJR 9 provides that bonds authorized under this section constitute a general obligation of the state, and provides for the payment of the principal of and interest on maturing bonds.

Background

According to the Minority Business Development Agency, a division of the U.S. Department of Commerce, more than 154,000 historically underutilized businesses operate in Texas. These businesses employ over 78,000 Texans and have annual sales in excess of \$7 billion.

Senate Joint Resolution 13
by Senator Lucio
House Sponsor: Representative Counts

Proposes a constitutional amendment relating to the amount and expenditure of certain constitutionally dedicated funding for public institutions of higher education.

The amendment proposed by SJR 13, if approved by the voters, would add the Texas State Technical College System (TSTC) campuses to the list of public institutions of higher education that receive money each fiscal year from the Higher Education Assistance Fund. The proposition limits the funding to 2.2 percent of the total annual appropriation and would not fund TSTC's extension centers or programs.

SJR 13 also proposes to authorize the institutions eligible to receive funding from the Higher Education Assistance Fund to use the money for acquisition, construction, equipping, repairing or rehabilitation of buildings, facilities, other improvements or capital equipment used jointly for educational and general activities and for auxiliary enterprises.

An additional provision of SJR 13 would authorize the legislature every five years, by a two thirds

vote, to *increase* the amount appropriated. Currently the legislature has the authority to *adjust* the amount appropriated every five years.

Background

The Higher Education Assistance Fund makes an annual appropriation, begun in 1986, of \$100 million for distribution to certain public institutions of higher education. Those institutions do not include the TSTC system.

Senate Joint Resolution 18
by Senator Parker
House Sponsor: Representative Stiles

Proposes a constitutional amendment to require the qualifications of sheriffs to be prescribed by the legislature.

Background

Section 23 of Article V, Texas Constitution, currently requires the duties, prerequisites, and fees of county sheriffs to be prescribed by the legislature. However, the Texas Constitution does not require the qualifications of sheriffs to be prescribed by the legislature.

(SB 339 is the enabling legislation for SJR 18.)

Senate Joint Resolution 19
by Senator Ellis
House Sponsor: Representative Eckels

Proposes a constitutional amendment to modify the provisions for the redemption of real property sold at a tax sale.

The amendment proposed by SJR 19, if approved by the voters, would allow the former owner of a residence homestead or agricultural land that is sold for unpaid taxes to redeem the property within two years, and limits the period of redemption to six months for any other real property sold for unpaid taxes.

Background

Current law allows a former property owner of any real property, residential, commercial, agricultural or other, that is sold for unpaid taxes, to redeem the property within two years if certain conditions are met. It does not make specific provisions relating to homesteads or agricultural property.

(SB 355 is the enabling legislation for SJR 19.)

Senate Joint Resolution 31
by Senator Whitmire
House Sponsor: Representative Haggerty

Proposes a constitutional amendment providing that the trustees of a local public pension system must administer the system for the benefit of the system's participants and beneficiaries.

The amendment proposed by SJR 31, if approved by the voters, would require the board of trustees of a local public pension system to administer the system or program of benefits, hold the system's assets for the exclusive purposes of providing benefits to participants and their beneficiaries and defraying administrative costs, and select legal counsel and an actuary.

Background

Currently, local pension systems that cover public employees do not have a clear method of establishing responsibility for operating the pension system. These systems also do not clearly state that the pension system is operated for the exclusive benefit of the participants and their beneficiaries.

Senate Joint Resolution 34
by Senator Whitmire
House Sponsor: Representative Counts

Proposes a constitutional amendment authorizing the issuance of \$750 million in general obligation bonds to augment the Veterans' Land Fund and the Veterans' Housing Assistance Fund and to fund the Veterans' Housing Assistance Fund II.

The amendment proposed by SJR 34, if approved by the voters, would authorize an additional \$750 million in general obligation bonds to be outstanding at any time to provide for the veterans

programs administered by the Veterans' Land Board: \$250 million would be used to augment the Veterans' Land Program; \$500 million would be used for the Veterans' Housing Assistance Program.

SJR 34 also proposes to create the Veterans' Housing Assistance Fund II to be used for the administration of the housing assistance program, and to authorize the Veterans' Land Board to issue revenue bonds and transfer money or assets from constitutionally created funds to other such funds or to secure such revenue bonds.

Background

The constitution currently authorizes the Veterans' Land Board to establish a Veterans' Land Program and a Veterans' Housing Assistance Program to provide financial assistance to veterans. Under these provisions, the Veterans' Land Board is authorized to issue general obligation bonds to augment the Veterans' Land Fund and the Veterans' Housing Assistance Fund, which are to be used for purchasing state lands for resale to veterans and for making mortgage loans to veterans for housing, respectively. In addition, the Veterans' Land Board is authorized to issue revenue bonds payable from money in either fund that the board determines is not required to pay principal and interest on all general obligation bonds issued to augment such funds.

(SB 819 is the enabling legislation for SJR 34.)

Senate Joint Resolution 44
by Senator O.H. Harris
House Sponsor: Representative Pete Patterson

Proposes a constitutional amendment authorizing up to a total of \$100 million in bonds and notes to be issued or sold to finance the Texas agricultural fund for providing financial assistance to develop, increase, improve, or expand the production, processing, marketing, or export of crops or products grown or produced primarily in this state by agricultural businesses domiciled in the state.

The amendment proposed by SJR 44, if approved by the voters, would provide that the total principal amount of bonds and notes that may be issued or sold may not exceed \$100 million for the Texas agricultural fund.

Background

Currently, the constitution limits the principal amount of bonds outstanding at one time to \$25 million for the Texas agricultural fund.

(SB 1085 is the enabling legislation for SJR 44.)

Senate Joint Resolution 45
by Senator Whitmire
House Sponsor: Representative Hightower

Proposes a constitutional amendment authorizing the issuance of up to \$1 billion in general obligation bonds payable from the general revenues of the state for projects relating to facilities of corrections and mental health and mental retardation institutions.

The amendment proposed by SJR 45, if approved by the voters, would authorize the Texas Public Finance Authority to issue up to \$1 billion in general obligation bonds for acquiring, constructing, or equipping new corrections facilities, including youth corrections facilities, and mental health and mental retardations institutions and for major repair or renovation of existing facilities of corrections institutions.

Background

The 72nd Legislature, Second Called Session, enacted HB 93, which provided that the state has the duty to accept all "paper-ready" inmates in county jails by September 1, 1995. In order to meet the deadline, an additional 20,000 prison beds are necessary.

(SB 1068 is the enabling legislation for SJR 45.)

Senate Joint Resolution 49
by Senators Montford, et al.
House Sponsor: Representative Stiles

Proposes a constitutional amendment prohibiting a personal income tax without voter approval and, if an income tax is enacted, dedicating the revenue to education and limiting the rate of local school taxes.

The amendment proposed by SJR 45, if approved by the voters, would prohibit the legislature from imposing a personal income tax or increasing the rate of a personal income tax without a statewide referendum.

It also proposes to dedicate two-thirds of net revenue from any personal income tax to school district property tax relief and the remainder for support of education. If an income tax is adopted, the proposition would reduce the amount of property taxes assessed for the support of local school districts to reflect the amount of income tax dedicated to the property tax relief.

Background

Texas is one of seven states that does not impose a state personal income tax. The state relies instead on the sales tax and a variety of other fees and taxes to fund state government. Through performance audits and critical assessment of functions and priorities, the 73rd Texas Legislature has been able to produce a budget that does not increase taxes. Future legislatures may find it necessary to seek new methods of financing the state budget; among the alternatives for raising revenue is a state personal income tax. Current Texas law requires only a majority vote of both houses of the legislature to impose or repeal an income tax.

House Joint Resolution 3
by Representative Saunders
Senate Sponsor: Senator Armbrister

Proposes a constitutional amendment providing for the clearing of land titles by the release of a state claim in a fractional interest, arising out of the voiding of an interest under a Mexican land grant, to the owners of certain property in Fort Bend and Austin counties.

The amendment proposed by HJR 3, if approved by the voters, would clear land titles by relinquishing and releasing any claim of sovereign ownership or title to a fractional interest in the Shelby, Frazier, and McCormick League located in Fort Bend and Austin counties arising out of a voiding of the original Mexican land grant.

Background

In 1824, an original land grant of one full league of land (4,428 acres) was made to three unmarried men in Austin's Colony in conformity with Stephen F. Austin's practices under the terms of the colonization laws of Mexico. Contrary to normal practices, the undivided interests of the grant were not divided or partitioned among the grantees (Shelby, Frazier, and McCormick). John McCormick's undivided 1/3 interest was later voided upon his departure from the country while Texas remained part of Mexico. The voided interest was "returned to the mass of land of the state" by the governing council of the colony. The action was upheld by the Texas Supreme Court in the case of Marsh v. Weir, 21 Texas 97 (1858). McCormick's interest was never thereafter granted out or separated from sovereign ownership by Mexico, the Republic of Texas, or the State of Texas. The interest remained in the public domain until the late nineteenth century when all

remaining unappropriated public domain was conveyed and dedicated to the permanent school fund.

The Acts of the 2nd Legislature, Regular Session, 1850, prohibited any subsequent grant or patent from being issued and located in the original Austin's Colony.

Section 4A, Article VII, Texas Constitution, allows the issuance of patents to correct defects in titles of landowners with a 50-year title chain who had no notice of the defect; however, this section does not apply in this situation due to the Supreme Court decision in 1858 and the statutory prohibition on location of patents in Austin's Colony.

The Commissioner of the General Land Office and the School Land Board are prohibited by law from disposing of assets in the permanent school fund without receiving fair market value in return.

House Joint Resolution 21
by Representative Holzhauser
Senate Sponsor: Senator Armbrister

Proposes a constitutional amendment abolishing the office of county surveyor in Jackson County.

The amendment proposed by HJR 21, if approved by the voters, would abolish the office of county surveyor in Jackson County and transfer the powers, duties, and functions of that office to another designated county officer or employee.

Background

Since the retirement in 1988 of the last county surveyor in Jackson County, no one has filed for election to that office and there has been no public interest in maintaining the office. The Jackson County Commissioners Court has requested that the office be abolished.

House Joint Resolution 22
by Representative Grusendorf
Senate Sponsor: Senator Sibley

Proposes a constitutional amendment to abolish the office of county surveyor in McLennan County.

The amendment proposed by HJR 22, if approved by the voters, would include the office of county surveyor among those offices that are abolished upon the approval of a majority of qualified voters of McLennan County.

Background

McLennan County has determined that the office of county surveyor, a constitutional office, is no longer needed.

House Joint Resolution 23
by Representative Grusendorf
Senate Sponsor: Senator Nelson

Proposes a constitutional amendment permitting the denial of bail to certain persons charged with certain violent or sexual offenses committed while under the supervision of a criminal justice agency of the state or a political subdivision of the state.

The amendment proposed by HJR 23, if approved by the voters, would authorize a state district judge to deny bail to a person accused of a violent or sexual offense (murder, aggravated assault, aggravated kidnapping, aggravated robbery, aggravated sexual assault, sexual assault, or indecency with a child) committed while under the supervision of a criminal justice agency of the state or a political subdivision of the state for a prior felony.

Background

Three years ago, a Fort Worth teenager was brutally raped and strangled to death by a parolee who was released on bail after being charged with aggravated sexual assault. Under current law, the judge was prohibited from denying bail to the individual.

House Joint Resolution 37
by Representative Glaze
Senate Sponsor: Senator Ratliff

Proposes a constitutional amendment permitting the voters of a county to decide, at an election called by the commissioners court, whether to abolish the office of county surveyor.

The amendment proposed by HJR 37, if approved by the voters, would authorize the commissioners court of a county to call an election to abolish the office of county surveyor.

Background

The office of county surveyor is a constitutional office. Many counties around the state wish to do away with the office that they feel no longer serves a significant purpose.

House Joint Resolution 57
by Representative Mowery
Senate Sponsor: Senator O.H. Harris

Proposes a constitutional amendment repealing certain restrictions on the ability of corporations to raise capital.

The amendment proposed by HJR 57, if approved by the voters, would repeal Section 6, Article XII, Texas Constitution.

Background

Section 6, Article XII of the Texas Constitution states: "No corporation shall issue stock or bonds except for money paid, labor done or property actually received, and all fictitious increase of stock

or indebtedness shall be void." This provision was included in the 1876 Texas Constitution in response to nineteenth century stock manipulations, including the practice of "stock watering," which is the issuance of shares at par value worth less than that value.

Currently, creditors and shareholders are protected against this phenomenon by various accounting, securities and corporation law provisions. Consequently, this section is outdated and unnecessarily restricts the ability of Texas businesses to raise capital. Businesses often wish to issue stock or debt for other types of interests that do not fit within the section's categories of assets.

House Joint Resolution 86
by Representative Stiles
Senate Sponsor: Senator Armbrister

Proposes a constitutional amendment to promote the reduction of pollution and to encourage the preservation of jobs authorizing the exemption from ad valorem taxation of real and personal property used for the control of air, water, or land pollution.

The amendment proposed by HJR 86, if approved by the voters, would authorize the legislature to exempt real and personal property used, constructed, acquired, or installed to meet or exceed the rules or regulations of any environmental protection agency of the United States, Texas, or a political subdivision of either, for the prevention, monitoring, control, or reduction of air, water, or land pollution.

Background

Environmental compliance has become one of the leading costs of doing business in the United States. As a major energy producing and manufacturing state, Texas is absorbing a substantial share of these costs. The federal Clean Air Act Amendments of 1990 and other environmental laws will require investments in pollution abatement over the next decade. As other costs also increase, Texas businesses will be placed at an increasing competitive disadvantage with other states and countries that have offered economic incentives for business location and pollution abatement. The major industries hardest hit by pollution control requirements--chemical, energy, refining, manufacturing--are also those that generate wealth, help support the tax bases of many local governments, and create high wage jobs that fuel the state's economy. Small businesses, which employ more than half of all Texas workers and produce more than 50 percent of all toxic emissions, are equally hard hit.

(HB 1920 is the enabling legislation for HJR 86.)

SECTION V.

GUBERNATORIAL VETOES

SENATE BILLS

SB 5 (Montford/Junell) The General Appropriations bill. Vetoes various provisions of the appropriations bill, totalling \$17.3 million, primarily derived from contingency appropriations.

SB 123 (Chris Harris/Goodman) Relating to the enforcement of certain agreements between the parties to a marriage. Vetoes on the grounds that it makes the statutory defenses to an action to enforce a prenuptial agreement enacted in HB 1274 retroactive by making it apply to actions *pending* on the effective date of the act.

SB 149 (Leedom/Yost) Relating to commissioning peace officers to protect person and property at housing authorities. Vetoes on the grounds that it accomplishes nothing that cannot be accomplished under existing law.

SB 421 (Carriker/Cook) Relating to the requirement of notice of requests by gas utilities for rate increases and to the statutory procedures for approval and refund of temporary rates in gas utility rate cases. Vetoes on the grounds that it allows gas utility companies to include in the rate base federal income taxes that companies may never actually pay. A potential effect of this bill would be to increase the cost of gas to consumers.

SB 555 (Patterson/Siebert) Relating to provision of certain mental health and substance abuse services through a single service health maintenance organization. Vetoes on the grounds that it collapses substance abuse and mental health into a single category for the purpose of insurance which could result in inappropriate diagnosis and treatment. It may result in the need to purchase two separate health insurance policies - one to cover substance abuse and mental health services and a second to cover all other health needs.

SB 599 (Lucio/Place) Relating to the exoneration and forfeiture of bail. Vetoes on the grounds that it would exonerate a bail bondsman from having the bond forfeited under the following circumstances: the defendant failed to appear and a declaration of forfeiture had been issued; the bondsman presents a written motion for a warrant or *capias* to be issued for the defendant; and the court fails to issue the warrant or *capias* within a reasonable time. The issuance by the court of the warrant or *capias* has nothing to with the responsibility of the defendant to appear and the bail bondsman to insure that appearance. The bondsman agrees to insure the appearance of the defendant; if the defendant does not appear, the bondsman should not be able to recover the amount posted as bond.

SB 952 (Wentworth/Krusee) Related to the transfer of extraterritorial jurisdiction between certain municipalities. Vetoes on the grounds that, by removing certain land from Austin's sewage treatment system, the location of the final discharge for sewage treatment would change to a location in the Edward's Aquifer recharge zone and possibly result in degradation of underground water. Efficiency and equitable development of this region demands continued control by the City of Austin.

SB 959 (Ellis/Junell) Relating to state energy efficiency and conservation programs; granting the authority to issue revenue bonds. Vetoed on the grounds that it could jeopardize the program under which oil overcharge funds are received by making the federally unauthorized change in the administration of the funds by limiting the role of the Governor to final approval of actions of the Legislative Budget Board. Further, the constitutional separation of powers provision requires that the administration of this program should be an executive function, not a legislative one.

SB 965 (Sims/Hilderbran) Relating to the authority of the Upper Guadalupe River Authority to appropriate state water for recharging certain underground freshwater-bearing sands and aquifers. Vetoed on the grounds that it addresses questions more properly resolved by the Texas Water Commission in its hearing process, where all of the issues and interests may be considered. The Upper Guadalupe River Authority is currently involved in a contested case on this issue that is pending before the Texas Water Commission.

SB 1029 (Armbrister/Campbell) Relating to the review and approval of certain permits by the state, a municipality, and other local governmental entities. Vetoed on the grounds that it would prevent local governments from applying to a development project rules or standards that were not in place when the original application was filed for the subdivision. Due to its retroactive application to September 1, 1987, it would create a chaos for local governments forced to determine on a case-by-case basis which rules could be applied to specific projects and would nullify rules and ordinances for many projects. It would undermine the results of the 1992 Travis County election in which voters overwhelmingly approved a new water quality ordinance. It could significantly restrict the ability of local government to prevent further development of *colonias*, to preserve historic districts, to control flooding, to address new or increasing pollution problems, to create economic development districts and to encourage development of affordable housing.

HOUSE BILLS

HB 158 (Hochberg/Rosson) Relating to the adoption of certain emergency rules under the Administrative Procedure and Texas Register Act. Vetoed on the grounds that it prohibits adoption of emergency rules by state agencies except under specifically enumerated circumstances. State agencies routinely need to adopt rules on an emergency basis in order to properly discharge their responsibilities and duties. Inappropriate or improper use of emergency rules may be adequately challenged through final rule making process or the courts.

HB 187 (Craddick/Sibley) Relating to the violation of speed limits which are required by federal law. Vetoed on the grounds that the bill prohibits the names of persons who speed from being disclosed to other law enforcement agencies or insurance companies unless the persons speeding was in excess of 70 miles per hour. This will result in an increase in traffic accidents, injuries and deaths; a rise in auto insurance costs; and a reduction in Texas compliance with national speed limits which will lead to the transfer of federal highway construction funds to safety programs.

HB 360 (Averitt/Sibley) Relating to persons who may bring an original suit affecting the parent-child relationship. Vetoed on the grounds that the bill allows a foster parent who has had actual possession of a child for one year and, in the case of a court-ordered placement, as little as six months, to bring a suit to terminate parental rights to the child. This is contrary to the intent of the federal Adoption Assistance and Child Welfare Act of 1980 and would result in the loss of a significant amount of federal funds for Texas.

HB 372 (Bob Hunter/Carriker) Relating to the commissioning of peace officers for hospitals in certain municipalities. Vetoed on the grounds that this bill would allow both public and private hospitals of any size to commission peace officers, and does not specify whether the governing board, management, or what entity would be responsible for commissioning the officers. In addition, the public safety would be better served if these hospitals would coordinate their efforts with local law enforcement agencies rather than commissioning peace officers themselves.

HB 674 (Bomer/Turner) Relating to the authority of a court to refer a case to alternative dispute resolution. Vetoed on the grounds that the bill would not allow the court, in cases in which a motion to transfer venue or a motion for special appearance has been filed, to make a referral to alternative dispute resolution (ADR) even if both parties were willing to submit the dispute to ADR. To limit the availability of the ADR process could slow the resolution of a suit and further clog our overcrowded courts.

HB 1019 (Eckels/Shelley) Relating to the age at which persons are required or permitted to attend public school. Vetoed on the grounds that the original intent of the bill, which was to clean up the compulsory school attendance law as it relates to graduation, was amended to affect age requirements for entering kindergarten and first grade. This amendment places an undue administrative and financial burden on local school districts by requiring districts to determine which children are ready to attend first grade, and then raise additional funds to educate them.

HB 1185 (McCall/Shelley) Relating to purchasing by local governments. Vetoed on the grounds that insurance purchases were added by the conference committee to the list of purchases for which no competitive bidding is required. Neither the House or the Senate version of the bill exempted insurance from the competitive bidding requirement. Insurance should be subject to the requirement for competitive bidding; many of the other provisions of this bill are contained in other bills.

HB 1776 (Wilson/Patterson) Relating to a referendum on rules for the issuance of a license to carry a handgun. Vetoed on the grounds that it would spend 60,000 taxpayer dollars on a public opinion poll for gun interests, would promote violence on our streets and in our neighborhoods, and would divert our attention from real issues of crime such as drug abuse and prison overcrowding.

HB 1862 (Saunders/Armbrister) Relating to the renewal of certain business, occupational, and professional licenses. Vetoed on the grounds that original intent of the bill, to change licensing renewal requirements for two licensing agencies, was changed to become so broad that it would prohibit any requirement that an individual pass an examination to renew a license

to practice a business, occupation, or profession and would allow a person to renew an expired license without an examination if the license had been expired for less than two years. The sweeping range of the changes in this bill were neither debated by the Legislature nor recommended by the Sunset Commission for the numerous licensing acts renewed by the 73rd Legislature.

HB 1873 (Mowery/Bivins) Relating to state employee contributions to the federal old age and survivors insurance program. Vetoed on the grounds that it creates two classes of employees, with one group paid more for the same work than others, by converting the present state-paid social security for state employees into a salary supplement for current state employees only. This action is not necessary to balance the state budget and it creates serious problems for the state salary and classification system.

HB 2333 (Johnson/Sibley) Relating to evaluating the performance of public schools. Vetoed on the grounds that it would be a disincentive for innovation in education by requiring the entire school district to be rated as exemplary for schools in the district to receive waivers from state regulation. Because of the importance of local control and community involvement in improving schools, the Commissioner of Education should have the authority to recognize excellence in individual schools.

HB 2511 (Hilbert/Henderson) Relating to administrative hearings and appeals. Vetoed on the grounds that it limits persons who have standing in administrative hearings by allowing state agencies to be a party in a hearing only if required or permitted to participate; and on appeal, by requiring a person, including citizen groups and public interest advocates to show injury already suffered in the past as a basis of establishing justifiable interest. Since many licensing and permitting actions deal with the question of possible future harm if the license or permit is granted, this provision would virtually eliminate appeals in many administrative hearings.

HB 2512 (Hilbert/Henderson) Relating to the continued operation under a license after judicial review of a contested case. Vetoed on the grounds that this bill would allow a business to continue to operate even though a court reverses the agency action granting the operating license if the reversal is because of "procedural or clerical defects" and returns the case to the agency or lower court; it would limit review by the lower court or agency to the particular defect found by the court; it does not define "procedural or clerical defect;" it ignores the fact that a procedural irregularity may affect the substance of a hearing; and it could impact the rights of current challengers to licensing decisions in violation of the constitutional prohibition against retroactive laws because it would apply retroactively to all licenses issued after January 1, 1989.

HB 2612 (Tallas/Patterson) Relating to the membership of the Coastal Coordination Council. Vetoed on the grounds that it risks slowing the process of developing the Coastal Management Program and revising fundamental decisions that the Council has already made. After many months of effort, the agencies involved in Coastal Management Program planning have recently recommended that the Council approve an extensive policy development process to begin this fall. Adding new members to the Council would subject this process to reexamination and revision and could jeopardize the goal of producing a program that can be approved by the Council in February, 1994.

HB 2825 (Tallas/Brown) Relating to the appointment of bailiffs of the district courts and county courts at law in Fort Bend County. Vetoed on the grounds that it dictates to Fort Bend County how bailiffs would be employed, which is not currently determined by existing state law and has been a local matter. Also, it would remove the sheriff's authority over the bailiffs while leaving the sheriff with full responsibility for the bailiffs' actions.

HCR 119 (Grusendorf/Harris,Chris) Declaring the Texas State Museum of History in Arlington to be the official state history museum of Texas. Vetoed on the grounds that there is no reason to name any museum as the "official state museum of history" and it is not appropriate to favor one museum over another.

HCR 135 (Senfronia Thompson/Haley) Granting Green International permission to sue the State of Texas and the Texas Department of Criminal Justice. Vetoed on the grounds that the nature of the lawsuit is questionable and that there are no funds to pay a judgment that might result from it.