

# SENATE JOURNAL

EIGHTY-THIRD LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

**FORTY-SIXTH DAY**

(Continued)

(Thursday, April 25, 2013)

**AFTER RECESS**

The Senate met at 8:00 a.m. and was called to order by Senator Eltife.

**SESSION HELD FOR  
LOCAL AND UNCONTESTED CALENDAR**

The Presiding Officer announced that the time had arrived to consider bills and resolutions placed on the Local and Uncontested Calendar. Notice of consideration of the local calendar was given by Senator Eltife yesterday.

Pursuant to Senate Rule 9.03(d), the following bills and resolutions were laid before the Senate in the order listed, read second time, amended where applicable, passed to engrossment or third reading, read third time, and passed. The votes on passage to engrossment or third reading, suspension of the Constitutional Three-day Rule, and final passage are indicated after each caption. All Members are deemed to have voted "Yea" on viva voce votes unless otherwise indicated.

**HB 174** (Zaffirini)

Relating to creating American Indian Heritage Day.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**HB 701** (Schwertner)

Relating to the Corn Hill Regional Water Authority; providing authority to impose fees and taxes.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**HB 2035** (Eltife)

Relating to the shared work unemployment compensation program.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**HCR 43** (Eltife)

Authorizing the lieutenant governor and speaker to appoint interim joint committees.

(30-0) "Absent-excused" Carona

**CSSB 27** (Zaffirini)

Relating to the Texas B-On-time student loan program.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 94** (Van de Putte)

Relating to civil liability for compelled prostitution and certain promotion of prostitution.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 238** (Van de Putte)

Relating to the awarding of the Texas Legislative Medal of Honor.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 316** (Uresti)

Relating to continuing education for pharmacists regarding drug abuse and opioid drugs and an interim study regarding opioid abuse.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 357** (Hinojosa)

Relating to the issuance of protective orders for certain sexual, stalking, and trafficking offenses.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 591** (Van de Putte)

Relating to procedures for certain audits of pharmacists and pharmacies.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 593** (Deuell)

Relating to the authority of a property owners' association to regulate the use of certain lots for residential purposes.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 620** (Van de Putte)

Relating to student loan repayment assistance for speech-language pathologists or audiologists employed by a public school or as faculty members of certain programs at public institutions of higher education.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 651** (Rodríguez)

Relating to a medical power of attorney.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 659** (West)

Relating to compliance with certain requirements of programs administered by the Texas Department of Housing and Community Affairs.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 667** (Seliger)

Relating to a study on the feasibility of requiring certain researchers to make research papers available to the public.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 872** (Deuell)

Relating to expenditures for indigent health care.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 893** (Carona)

Relating to certain conditions of, penalties for violating, and collection of information about protective orders issued in certain family violence, sexual assault or abuse, stalking, or trafficking cases.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 906** (Deuell)

Relating to developmentally appropriate assessment of special education students.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 913** (Lucio)

Relating to the reexamination of an applicant for a professional counselor license.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 922** (Birdwell)

Relating to partnerships between the Texas State Technical College System and public junior colleges.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1079** (Duncan)

Relating to the regulation of medical radiologic technology; providing penalties; imposing fees.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1086** (Campbell)

Relating to the authority to regulate certain water and sewage utilities to ensure public safety in and around certain municipalities.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1095** (Hinojosa)

Relating to fever tick eradication; creating a penalty.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1098** (Hinojosa)

Relating to the creation of the Padre Isles Management District; providing authority to issue bonds.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1106** (Schwertner)

Relating to the use of maximum allowable cost lists under a Medicaid managed care pharmacy benefit plan.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1116** (Zaffirini)

Relating to the creation, administration, powers, duties, functions, operations, and financing of the Crystal Clear Special Utility District; providing authority to issue bonds; granting a limited power of eminent domain.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1167** (Hegar)

Relating to the creation of a county assistance district.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1221 (Paxton)**

Relating to use of a Medicaid-based fee schedule for reimbursement of services under a contract between a health care provider and certain health benefit plans.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1234 (Whitmire)**

Relating to the prevention of truancy and the offense of failure to attend school.

(viva voce vote) (27-3) "Nays" Hancock, Nelson, Paxton "Absent-excused" Carona

(27-3) "Nays" Hancock, Nelson, Paxton "Absent-excused" Carona

**(Senator Hancock in Chair)****SB 1240 (Duncan)**

Relating to the partition of mineral interests of a charitable trust.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1268 (Lucio)**

Relating to recreational vehicles and recreational vehicle parks.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1312 (Schwertner)**

Relating to the regulation and practice of veterinary medicine; authorizing a fee.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1402 (Carona)**

Relating to access to records and certain information in those records regarding a child placed for adoption.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1415 (Deuell)**

Relating to notice of termination by suppliers of certain dealer agreements governed by the Fair Practices of Equipment Manufacturers, Distributors, Wholesalers, and Dealers Act.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1460 (Lucio)**

Relating to appointment of a bailiff to serve the 105th District Court.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1461 (Carona)**

Relating to addition of certain municipalities to the territory of a regional transportation authority.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1473 (Deuell)**

Relating to the chief executive officer of the Hopkins County Hospital District and to the delegation of certain authority by the district's board of directors to the chief executive officer.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1489 (Watson)**

Relating to the powers and jurisdiction of a regional mobility authority.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1509** (Seliger)

Relating to college readiness and success.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1510** (Hinojosa)

Relating to the public notice required to be provided by certain taxing units before adopting an ad valorem tax rate.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1553** (Lucio)

Relating to the Homes for Texas Heroes home loan program.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1556** (Seliger)

Relating to the establishment of the School Safety Task Force and school safety security criteria.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1596** (Zaffirini)

Relating to the annexation by a municipality of territory of an emergency services district.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1599** (Zaffirini)

Relating to county and municipal land development regulation.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1601** (Zaffirini)

Relating to the creation of the Central Laredo Municipal Management District; providing authority to impose a tax, levy an assessment, impose a fee, and issue bonds.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1610** (Schwertner)

Relating to the notification of individuals following a breach of security of computerized data.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1612** (Zaffirini)

Relating to the authority of certain municipalities to provide water and sewer service to areas within the municipal boundaries without obtaining a certificate of public convenience and necessity.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1620** (Paxton)

Relating to certified Communication Access Realtime Translation providers.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**(Senator Garcia in Chair)**

**CSSB 1630** (West)

Relating to the protection of defendants against vexatious litigants.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1636** (Deuell)

Relating to the facilitation and operation of space flight activities in this state.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1640** (Deuell)

Relating to the allocation of enterprise project designations during a biennium.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1658** (Paxton)

Relating to the effect of certain state aid on school districts required to take action to equalize wealth under the school finance system.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1741** (Zaffirini)

Relating to training for and complaints regarding members of the governing board of a public institution of higher education.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1771** (Campbell)

Relating to the expansion of the boundaries of the Cibolo Creek Municipal Authority.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1820** (Hegar)

Relating to the creation of Waller County Improvement District No. 1; providing authority to impose an assessment, impose a tax, and issue bonds.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1821** (Hegar)

Relating to the creation of Waller County Improvement District No. 2; providing authority to impose an assessment, impose a tax, and issue bonds.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1828** (Deuell)

Relating to the creation of Mesquite Medical Center Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1837** (Hancock)

Relating to the appointment of directors for the Viridian Municipal Management District.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1838** (Zaffirini)

Relating to the creation of the Cotton Center Municipal Utility District No. 2 of Caldwell County; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1839** (Whitmire)

Relating to the detention of certain juvenile offenders.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**CSSB 1840** (Nichols)

Relating to the creation of the Deep East Texas Groundwater Conservation District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1841** (Taylor)

Relating to the creation of the Harris County Water Control and Improvement District No. 161; granting the power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1852** (Paxton)

Relating to the powers and duties of the Collin County Water Control and Improvement District No. 3; providing authority to issue bonds.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SB 1855** (Eltife)

Relating to the Texarkana College District.

(viva voce vote) (30-0) "Absent-excused" Carona (30-0) "Absent-excused" Carona

**SCR 26** (Hinojosa)

Designating November as COPD Awareness Month for a 10-year period beginning in 2013, and directing the Texas Department of State Health Services to include COPD as a chronic health condition in their public awareness and educational efforts.

(30-0) "Absent-excused" Carona

**BILLS REMOVED FROM  
LOCAL AND UNCONTESTED CALENDAR**

Senator Carona and Senator Eltife requested in writing that **SB 693** be removed from the Local and Uncontested Calendar.

Senator Uresti and Senator Eltife requested in writing that **SB 773** be removed from the Local and Uncontested Calendar.

Senator Schwertner and Senator Eltife requested in writing that **SB 1223** be removed from the Local and Uncontested Calendar.

**ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 8:30 a.m. adjourned until 10:00 a.m. today

