

# HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

## PROCEEDINGS

SIXTY-FIRST DAY — THURSDAY, APRIL 21, 2011

The house met at 11:40 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 502).

Present — Mr. Speaker; Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Absent, Excused — Castro.

### LEAVE OF ABSENCE GRANTED

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

Castro on motion of Gallego.

### HR 1467 - ADOPTED (by Dutton)

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 1467**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1467**, Congratulating Mary Elizabeth Dunham of Houston on the occasion of her 80th birthday.

**HR 1467** was adopted.

**PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS  
CALENDAR**

Representative Thompson moved to set a local, consent, and resolutions calendar for 10 a.m. Tuesday, April 26.

The motion prevailed.

**COMMITTEE GRANTED PERMISSION TO MEET**

Representative Thompson requested permission for the Committee on Local and Consent Calendars to meet while the house is in session, 11:50 a.m. today, in 1W.14, to set a local, consent, and resolutions calendar.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Local and Consent Calendars, 11:50 a.m. today, Agricultural Museum (1W.14), for a formal meeting, to set a local, consent, and resolutions calendar.

**CSHB 1649 - VOTE RECONSIDERED**

Representative Chisum moved to reconsider the vote by which **CSHB 1649**, as amended, was passed to engrossment.

The motion to reconsider prevailed.

**CSHB 1649 ON SECOND READING**

**(by Marquez and Muñoz)**

The chair laid before the house, on its second reading and passage to engrossment,

**CSHB 1649**, A bill to be entitled An Act relating to the enforcement of building code standards for new residential construction in the unincorporated area of a county; providing a fee.

**CSHB 1649** was read second time earlier today and was passed to engrossment, as amended.

**CSHB 1649**, as amended, was withdrawn.

**LEAVES OF ABSENCE GRANTED**

On motion of Representative Thompson and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

### RULES SUSPENDED

Representative Thompson moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

### MOTION FOR ONE RECORD VOTE

On motion of Representative Thompson and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

### LOCAL, CONSENT, AND RESOLUTIONS CALENDAR THIRD READING

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following bill number).

(Record 503): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley(C); Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker.

Absent, Excused — Castro.

**HB 34** (Garza - no) (147 - 1 - 1)

**HB 157** (Flynn - no) (147 - 1 - 1)

**HB 240** (Garza, Kolkhorst, and Phillips - no) (145 - 3 - 1)

**HB 260**

**HB 384**

**HB 385** (Frullo, Legler, and Shelton - no) (145 - 3 - 1)

**HB 438** (Frullo, Legler, and Shelton - no) (145 - 3 - 1)

**HB 559**

**HB 649**

**HB 772**

**HB 787**

**HB 938**

**HB 1053**

**HB 1070**

**HB 1163**

**HB 1174**

**HB 1207**

**HB 1381**

**HB 1486**

**HB 1541** (Garza - no) (147 - 1 - 1)

**HB 1658**

**HB 1754** (Kolkhorst, Lewis, Parker, and Phillips - no) (144 - 4 - 1)

**HB 1822**

**HB 1854** (Phillips - no) (147 - 1 - 1)

**HB 1859** (Brown, Flynn, Harless, Solomons, and Truitt - no) (143 - 5 - 1)

**HB 2138**

**HB 2139**

**HB 2170** (Aycocock, Chisum, Frullo, C. Howard, Shelton, L. Taylor, and Weber - no) (141 - 7 - 1)

**HB 2315** (Chisum, Frullo, Harper-Brown, C. Howard, Kolkhorst, Legler, Parker, Sheffield, Shelton, Simpson, and Weber - no) (137 - 11 - 1)

**HB 2325** (Brown, Flynn, Harless, Solomons, and Truitt - no) (143 - 5 - 1)

**HB 2354** (Garza and Simpson - no) (146 - 2 - 1)

**HB 2457**

**HB 2469**

**HB 2488**

**SB 1846**

**HB 2538** (Brown, Harless, Solomons, and Truitt - no) (144 - 4 - 1)

**HB 2600** (Landtroop, Legler, Parker, and Perry - no) (144 - 4 - 1)

**SB 439**

**HB 2662**

**HB 2717** (Chisum, Harper-Brown, C. Howard, Kolkhorst, Paxton, Phillips, and Weber - no) (141 - 7 - 1)

**HB 2734**

**HB 2806**

**HB 2857** (C. Howard, Kolkhorst, Landtroop, Perry, and Phillips - no) (143 - 5 - 1)

**HB 2870**

**HB 2908**

**HB 2910** (Aycock, Frullo, and Shelton - no) (145 - 3 - 1)

**HB 2959**

**HB 3065**

**HB 3141**

**HB 3302** (Laubenberg - no) (147 - 1 - 1)

**HB 3336** (Garza, Legler, and Phillips - no) (145 - 3 - 1)

**HB 3404** (Brown, Frullo, C. Howard, Landtroop, Lavender, Legler, Perry, Phillips, and Shelton - no) (139 - 9 - 1)

**HB 3510** (Aycock, Crownover, P. King, and L. Taylor - no) (144 - 4 - 1)

**HB 3577**

**HB 91**

**HB 602**

**HB 692**

**SB 527**

**HB 1162**

**HB 1179**

**HB 1795**

**HB 1887**

**HB 2040**

**HB 2337**

**HB 3314**

**HB 3726**

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

The following bills were laid before the house and read third time:

**SB 28 ON THIRD READING**

**(Branch, Villarreal, Aycock, D. Howard, and Hunter - House Sponsors)**

**SB 28**, A bill to be entitled An Act relating to eligibility for a TEXAS grant and to administration of the TEXAS grant program.

**SB 28** was passed by (Record 504): 136 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Aliseda; Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Margo; Marquez; Martinez; Martinez Fischer; Menendez; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley(C); Workman; Zedler; Zerwas.

Nays — Alonzo; Davis, Y.; Deshotel; Dukes; Dutton; Giddings; Hochberg; Mallory Caraway; McClendon; Miles; Reynolds; Turner.

Present, not voting — Mr. Speaker.

Absent, Excused — Castro.

**STATEMENTS OF VOTE**

I was shown voting yes on Record No. 504. I intended to vote no.

Alvarado

I was shown voting yes on Record No. 504. I intended to vote no.

Farrar

I was shown voting yes on Record No. 504. I intended to vote no.

Veasey

I was shown voting yes on Record No. 504. I intended to vote no.

Walle

**SB 1226 ON THIRD READING**  
**(Callegari and Bohac - House Sponsors)**

**SB 1226**, A bill to be entitled An Act relating to the ballot language for junior college district annexation elections.

**SB 1226** was passed by (Record 505): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burnam; Button; Cain; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Driver; Dukes; Dutton; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; Menendez; Miles; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley(C); Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker.

Absent, Excused — Castro.

Absent — Burkett; Deshotel; McClendon.

**GENERAL STATE CALENDAR**  
**HOUSE BILLS**  
**THIRD READING**

The following bills were laid before the house and read third time:

**HB 115 ON THIRD READING**  
**(by McClendon, Gallego, Johnson, Dukes, et al.)**

**HB 115**, A bill to be entitled An Act relating to the creation of a commission to investigate convictions after exoneration and to prevent wrongful convictions.

**Amendment No. 1**

Representative Zedler offered the following amendment to **HB 115**:

Amend **HB 115** (second reading engrossment) on page 7, by striking lines 24-26 and substituting the following:

Sec. 15. OPEN MEETINGS AND OPEN RECORDS LAWS. The commission created under this article is subject to Chapters 551 and 552, Government Code.

Amendment No. 1 was adopted.

(Geren in the chair)

**HB 115**, as amended, failed to pass by (Record 506): 51 Yeas, 91 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Burnam; Coleman; Crownover; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Giddings; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; King, S.; King, T.; Kolkhorst; Lozano; Lucio; Mallory Caraway; Marquez; Martinez Fischer; McClendon; Menendez; Muñoz; Naishtat; Oliveira; Peña; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Villarreal; Vo; Walle.

Nays — Aliseda; Anderson, C.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Darby; Davis, J.; Davis, S.; Driver; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Gonzales, L.; Hamilton; Hancock; Harcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Isaac; Jackson; Keffer; King, P.; Kleinschmidt; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Margo; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Perry; Phillips; Pitts; Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Geren(C).

Absent, Excused — Castro.

Absent — Gallego; Hunter; Kuempel; Martinez; Miles.

### STATEMENTS OF VOTE

I was shown voting no on Record No. 506. I intended to vote yes.

Hughes

When Record No. 506 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 506 was taken, I was in the house but away from my desk. I would have voted no.

Kuempel

When Record No. 506 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

### HB 3 ON THIRD READING

(by Thompson, Woolley, Button, Alvarado, Truitt, et al.)

**HB 3**, A bill to be entitled An Act relating to the imposition of a sentence of life without parole on certain defendants who commit certain sexual offenses.



**HB 3** was passed by (Record 507): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Chisum; Christian; Coleman; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eiland; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lozano; Lucio; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez Fischer; McClendon; Menendez; Miller, D.; Miller, S.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Present, not voting — Mr. Speaker; Geren(C).

Absent, Excused — Castro.

Absent — Aliseda; Martinez; Miles.

**STATEMENT OF VOTE**

When Record No. 507 was taken, I was in the house but away from my desk. I would have voted yes.

Aliseda

**HB 5 ON THIRD READING**

(by Kolkhorst, Creighton, Zerwas, Schwertner, Bonnen, et al.)

**HB 5**, A bill to be entitled An Act relating to the Interstate Health Care Compact.

**HB 5** was passed by (Record 508): 104 Yeas, 41 Nays, 2 Present, not voting.

Yeas — Aliseda; Allen; Alvarado; Anderson, C.; Anderson, R.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Button; Cain; Callegari; Carter; Chisum; Christian; Cook; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Driver; Dukes; Eiland; Eissler; Elkins; Fletcher; Flynn; Frullo; Garza; Gonzales, L.; Gooden; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Hilderbran; Hopson; Howard, C.; Huberty; Hughes; Hunter; Isaac; Jackson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lewis; Lyne; Madden; Marquez; Miller, D.; Miller, S.; Morrison; Murphy; Nash; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pitts;

Price; Riddle; Ritter; Schwertner; Scott; Sheets; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Taylor, L.; Taylor, V.; Torres; Truitt; Weber; White; Woolley; Workman; Zedler; Zerwas.

Nays — Alonzo; Anchia; Burnam; Coleman; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Gallego; Giddings; Gonzales, V.; Gonzalez; Guillen; Gutierrez; Hernandez Luna; Hochberg; Howard, D.; Johnson; Lozano; Lucio; Mallory Caraway; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Muñoz; Naishtat; Oliveira; Pickett; Quintanilla; Raymond; Reynolds; Rodriguez; Strama; Thompson; Turner; Veasey; Vo; Walle.

Present, not voting — Mr. Speaker; Geren(C).

Absent, Excused — Castro.

Absent — Margo; Villarreal.

### STATEMENT OF VOTE

I was shown voting yes on Record No. 508. I intended to vote no.

Alvarado

### STATEMENT BY REPRESENTATIVE VEASEY

I am making a formal objection to the comments made by Representative Kolkhorst.

On third reading, Representative Kolkhorst stated that she and others researching the United States Constitution concluded the "Presentment Clause" does not require executive approval of legislation passed by Congress. More specifically, she was referencing state compacts. In my opinion, it's clear that based on her comments that she and her legal team did not research Article I, Section 7, completely. A compact is a bill and would require, upon from the legislative branch, executive approval. I have for accurate historical purposes included a copy of the aforementioned article, copied the article from the United States House of Representatives official website:

Clause 2: Every bill which shall have passed the house of representatives and the senate, shall, before it become a law, be presented to the president of the United States; If he approve, he shall sign it, but if not he shall return it, with his objections to that house in which it shall have originated, who shall enter the objections at large on their journal, and proceed to reconsider it. If after such reconsideration, two thirds of that house shall agree to pass the bill, it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered, and if approved by two thirds of that house, it shall become a law. But in all such cases, the votes of both houses shall be determined by yeas and nays, and the names of the persons voting for and against the bill shall be entered on the journal of each house respectively. If any bill shall not be returned by the president within ten days (Sundays excepted) after it shall have been presented to him, the

same shall be a law, in like manner as if he had signed it, unless the Congress by their adjournment prevent its return, in which case it shall not be a law.

**POSTPONED BUSINESS**

The following bills were laid before the house as postponed business:

**HB 234 ON SECOND READING**

**(by Otto)**

**HB 234**, A bill to be entitled An Act relating to liability for interest on ad valorem taxes on improvements that escaped taxation in a previous year.

**HB 234** was read second time on April 7, postponed until April 14, and was again postponed until 10 a.m. today.

Representative Otto moved to postpone consideration of **HB 234** until 10 a.m. Thursday, April 28.

The motion prevailed.

**MESSAGES FROM THE SENATE**

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1 and 2).

**GENERAL STATE CALENDAR  
HOUSE BILLS  
SECOND READING**

The following bills were laid before the house and read second time:

**CSHB 255 ON SECOND READING**

**(by Hilderbran)**

**CSHB 255**, A bill to be entitled An Act relating to the enforcement of tax laws; providing a criminal penalty.

Representative Hilderbran moved to postpone consideration of **CSHB 255** until 9 a.m. Tuesday, May 3.

The motion prevailed.

**HB 290 ON SECOND READING  
(by Jackson, Anchia, Weber, and Gallego)**

**HB 290**, A bill to be entitled An Act relating to the punishment for the offense of employment harmful to children.

**HB 290** was passed to engrossment.

**CSHB 417 ON SECOND READING  
(by Anchia, Jackson, et al.)**

**CSHB 417**, A bill to be entitled An Act relating to claims for compensation for wrongful imprisonment.

**Amendment No. 1**

Representative Anchia offered the following amendment to **CSHB 417**:

Amend **CSHB 417** (house committee printing) as follows:

- (1) Strike SECTION 2 of the bill (page 1, line 8, through page 2, line 14).
- (2) Strike page 2, lines 15-19, and substitute the following:  
SECTION 2. Subchapter A, Chapter 103, Civil Practice and Remedies
- (3) Renumber SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representatives Hartnett and Anchia offered the following amendment to **CSHB 417**:

Amend **CSHB 417** (house committee printing) as follows:

- (1) Strike page 4, lines 7-10, and substitute the following:
  - (a) A person, including an attorney, may not charge or collect a fee for preparing, filing, or curing a claimant's application under Section 103.051 unless the fee is based on a reasonable hourly rate.
- (2) Strike page 4, lines 14-15, and substitute the following:  
claimant the hourly rate that will be charged for the services.
- (3) Strike page 4, lines 21-23.
- (4) On page 4, line 24, strike "Sec. 103.103" and substitute "Sec. 103.102".
- (5) Strike page 5, lines 11-15, and substitute the following:  
Sec. 103.103. VIOLATION. An attorney who charges or collects a fee for services that, in the comptroller's opinion, violates Section 103.101 shall be referred to the Office of Chief Disciplinary Counsel for the State Bar of Texas.

Amendment No. 2 was adopted.

**CSHB 417 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE S. DAVIS: Representative Anchia, we had this discussion yesterday and I know that there was just an amendment offered, but just to make sure of the legislative intent of this statute—does this bill relate solely to a fee that can be charged for the completion of an application for compensation only?

REPRESENTATIVE ANCHIA: Yes.

S. DAVIS: And that is a one-page document?

ANCHIA: From the comptroller's office, correct.

S. DAVIS: And if the comptroller denies that application and further legal action needs to be taken, perhaps some mandamus action, this bill does not address the attorney's fees that may be charged for any further legal action.

ANCHIA: That is correct.

S. DAVIS: And when you use the word "cure" in this bill that is not meant to encompass any action beyond making, completing the one-page application and making any corrections that may need to be made on the application.

ANCHIA: That's right, the term "cure" is—my intent related to the term "cure" is if the comptroller's office returns the application, says it's incomplete or incorrect for some reason, that the applicant may cure that defect in the application and send it back to the comptroller's office. It does not relate to a subsequent mandamus action in order to compel the public official to act.

**REMARKS ORDERED PRINTED**

Representative S. Davis moved to print remarks between Representative Anchia and Representative S. Davis.

The motion prevailed.

**CSHB 417**, as amended, was passed to engrossment. (Creighton, Flynn, Hunter, Parker, and Paxton recorded voting no.)

**CSHB 625 ON SECOND READING**  
(by Solomons)

**CSHB 625**, A bill to be entitled An Act relating to notice of staff leasing services company workers' compensation claim and payment information; providing an administrative violation.

**CSHB 625** was passed to engrossment.

**CSHB 627 ON SECOND READING**  
(by Woolley)

**CSHB 627**, A bill to be entitled An Act relating to a fee collected by a district clerk for certain certified copies.

**CSHB 627** was passed to engrossment. (Hunter and Paxton recorded voting no.)

**HB 707 ON SECOND READING**  
(by Laubenberg)

**HB 707**, A bill to be entitled An Act relating to the validation of certain governmental acts and proceedings of certain municipalities relating to certain public improvement districts.

**HB 707** was passed to engrossment.

**HB 782 ON SECOND READING**  
(by Y. Davis)

**HB 782**, A bill to be entitled An Act relating to a requirement that certain bond issuers obtain an appraisal of property that is to be purchased with bond proceeds.

**Amendment No. 1**

Representative Y. Davis offered the following amendment to **HB 782**:

Amend **HB 782** as follows:

(1) On page 1, strike lines 5-11 and substitute the following:

SECTION 1. Subchapter C, Chapter 252, Local Government Code, is amended by adding Section 252.051 to read as follows:

Sec. 252.051. APPRAISAL REQUIRED BEFORE PURCHASE OF PROPERTY WITH BOND PROCEEDS. A municipality may not purchase property wholly or partly with bond proceeds until the municipality obtains an independent appraisal of the property's market value.

(2) On page 1, lines 14-15, strike "ISSUANCE OF BONDS TO FINANCE PURCHASE OF PROPERTY" and substitute "PURCHASE OF PROPERTY WITH BOND PROCEEDS".

(3) On page 1, lines 15-17, strike "issue bonds the proceeds of which are intended to be used wholly or partly to purchase property for a project" and substitute "purchase property for a project wholly or partly with bond proceeds".

(4) On page 1, lines 19-20, strike "Section 1331.003, Government Code, and Section" and substitute "Sections 252.051 and".

(5) On page 1, line 21, strike "bonds issued" and substitute "the purchase of property".

(6) On page 1, line 22, strike "Bonds issued" and substitute "The purchase of property".

(7) On page 1, line 23, strike "are" and substitute "is".

(8) On page 1, lines 23-24, strike "bonds were issued" and substitute "property was purchased".

Amendment No. 1 was adopted.

**HB 782**, as amended, was passed to engrossment. (Garza recorded voting no.)

### **HB 812 ON SECOND READING**

(by P. King, Garza, Sheffield, C. Anderson, and Laubenberg)

**HB 812**, A bill to be entitled An Act relating to the definition of peace officer for purposes of intercepting or collecting information in relation to certain communications in an investigation of criminal conduct.

**HB 812** was passed to engrossment.

(Bonnen in the chair)

### **HB 887 ON SECOND READING**

(by Geren)

**HB 887**, A bill to be entitled An Act relating to registration of a motor vehicle alleged to have been involved in a violation detected by a photographic traffic signal enforcement system.

**HB 887** was passed to engrossment. (Button and Driver recorded voting no.)

### **HB 956 ON SECOND READING**

(by Marquez, Muñoz, and Garza)

**HB 956**, A bill to be entitled An Act relating to the state fire marshal's investigation of the death of a firefighter who dies in the line of duty or in connection with an on-duty incident.

• Representative Marquez moved to postpone consideration of **HB 956** until 8 a.m. Wednesday, April 27.

The motion prevailed.

**SB 488 ON SECOND READING**  
(Patrick - House Sponsor)

**SB 488**, A bill to be entitled An Act relating to criminal background checks on users of online dating services and to disclosures of online dating safety measures; providing a civil penalty.

**SB 488** was considered in lieu of **HB 1052**.

**SB 488** was passed to third reading. (Flynn and Legler recorded voting no.)

**CSHB 1061 ON SECOND READING**  
(by Otto)

**CSHB 1061**, A bill to be entitled An Act relating to the expiration of certain investment authority of the Teacher Retirement System of Texas.

**CSHB 1061** was passed to engrossment.

**HB 1052 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Patrick moved to lay **HB 1052** on the table subject to call.

The motion prevailed.

**HB 1089 ON SECOND READING**  
(by Martinez Fischer, Garza, et al.)

**HB 1089**, A bill to be entitled An Act relating to the authority of a county or municipality to require the removal of graffiti by a property owner.

Representative Menendez moved to postpone consideration of **HB 1089** until 2 p.m. Tuesday, April 26.

The motion prevailed.

**HB 1112 ON SECOND READING**  
(by Phillips)

**HB 1112**, A bill to be entitled An Act relating to the authority and powers of regional mobility authorities.

**Amendment No. 1**

On behalf of Representative Pickett, Representative Marquez offered the following amendment to **HB 1112**:

Amend **HB 1112** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_ . Subchapter F, Chapter 370, Transportation Code, is amended by adding Section 370.2511 to read as follows:

Sec. 370.2511. BOARD OF DIRECTORS: CERTAIN AUTHORITIES. (a)  
This section applies only to an authority created by a municipality.

(b) The governing body of a municipality by order may establish the governing body as the board of directors of an authority.

(c) If the board of directors of an authority created by a municipality consists of the members of the governing body of the municipality, the presiding officers of the governing body of the municipality are the presiding officers of the board.

(d) Each director of a board under this section has equal status and may vote.

(e) The vote of a majority attending a board meeting is necessary for any action taken by a board under this section. If a vacancy exists on a board, the majority of directors serving on the board is a quorum.

(f) The governing body of a municipality that becomes the board of an existing authority under this section shall by resolution provide for the transfer process that establishes the governing body as the board of the authority.

(g) If the board of directors of an authority created by a municipality consists of the members of the governing body of the municipality, Sections 370.251, 370.2515, 370.252, 370.2521, 370.2522, 370.2523, 370.253, 370.254, 370.255 do not apply to the board.

Amendment No. 1 was adopted. (Garza recorded voting no.)

### **HB 1112 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE WEBER: Representative Phillips, I asked you about this bill a couple of weeks ago. Several of my constituents have asked me about it. Just for legislative intent, I want to get it on the record. **HB 1112** has nothing to do with the Trans-Texas Corridor, or resurrecting it, or making that another viable concern?

REPRESENTATIVE PHILLIPS: We passed a bill earlier that Ms. Kolkhorst had to put the end to it, this has nothing to do with that. It has nothing to do with the type of entities that people have concerns with.

WEBER: Right. Let me just add and get your legislative intent, as well. One of the other concerns that was raised in my district is that this bill would allow these kinds of bills to be made below the radar, so to speak, out of the sight of the public. That is not your intent, is that correct?

PHILLIPS: No, and those kind of deals, whatever those deals are, are not—it's hard to explain what the deals are when you don't know what they are talking about, but that's not this legislation. This legislation deals with regional mobility authorities. There's eight of them. They are locally appointed boards. They have to meet with the public, Open Meetings Act, and everything else that the rest of the agencies do.

WEBER: Okay.

### **REMARKS ORDERED PRINTED**

Representative Weber moved to print remarks between Representative Phillips and Representative Weber.

The motion prevailed.



(Geren in the chair)

**HB 1112**, as amended, was passed to engrossment. (C. Anderson, Cain, Flynn, Kleinschmidt, Kolkhorst, Landtroop, Laubenberg, Paxton, Perry, Pitts, Simpson, and Weber recorded voting no.)

**HB 115 - MOTION TO RECONSIDER  
SPREAD ON JOURNAL**

On motion of Representative Hamilton, the motion to reconsider the vote by which **HB 115**, as amended, failed to pass was spread on the journal.

**CSHB 1168 ON SECOND READING  
(by D. Miller, et al.)**

**CSHB 1168**, A bill to be entitled An Act relating to smoke alarms and fire extinguishers in residential rental units.

**CSHB 1168** was passed to engrossment.

**HB 1435 ON SECOND READING  
(by Elkins)**

**HB 1435**, A bill to be entitled An Act relating to the participation by a taxing unit in a suit to compel an appraisal review board to order a change in an appraisal roll.

Representative Elkins moved to postpone consideration of **HB 1435** until 10 a.m. Thursday, April 28.

The motion prevailed.

**HB 1103 ON SECOND READING  
(by Lucio and Peña)**

**HB 1103**, A bill to be entitled An Act relating to payment of a fee as a required condition of community supervision for certain criminal offenses involving animal cruelty.

**HB 1103** was passed to engrossment. (Cain and Weber recorded voting no.)

**CSHB 1449 ON SECOND READING  
(by Guillen)**

**CSHB 1449**, A bill to be entitled An Act relating to certain right-of-way easements on land owned by the Parks and Wildlife Department.

**CSHB 1449** was passed to engrossment.

**CSHB 1523 ON SECOND READING  
(by Phillips and Murphy)**

**CSHB 1523**, A bill to be entitled An Act relating to the offense of transporting household goods without registration; providing a penalty.

**CSHB 1523** was passed to engrossment.

**HB 2793 ON SECOND READING**  
(by Hunter)

**HB 2793**, A bill to be entitled An Act relating to the processing fee charged for a dishonored payment device.

**HB 2793** was passed to engrossment.

**CSHB 1666 ON SECOND READING**  
(by Castro and Gallego)

**CSHB 1666**, A bill to be entitled An Act relating to the prosecution of the offense of online harassment.

**Amendment No. 1**

Representative Carter offered the following amendment to **CSHB 1666**:

Amend **CSHB 1666** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. The heading to Section 33.07, Penal Code, is amended to read as follows:

Sec. 33.07. ONLINE IMPERSONATION [HARASSMENT].

Amendment No. 1 was adopted.

**CSHB 1666**, as amended, was passed to engrossment. (Garza and Simpson recorded voting no.)

**CSHB 1711 ON SECOND READING**  
(by J. Davis)

**CSHB 1711**, A bill to be entitled An Act relating to disaster remediation contracts.

**Amendment No. 1**

Representative J. Davis offered the following amendment to **CSHB 1711**:

Amend **CSHB 1711** (house committee printing) as follows:

(1) On page 2, line 2, strike, "This" and substitute, "(a) Except as provided by Subsection (b), this".

(2) On page 2, between lines 5 and 6, insert the following:

(b) This chapter does not apply to a contract between a person and a disaster remediation contractor for the performance of disaster remediation services on property owned or leased by the person if the contractor maintains for at least one year preceding the date of the contract a physical business address in:

(1) the county in which the property is located; or

(2) a county adjacent to the county in which the property is located.

Amendment No. 1 was adopted.

**CSHB 1711**, as amended, was passed to engrossment. (Garza recorded voting no.)

**CSHB 1750 ON SECOND READING**  
**(by Darby)**

**CSHB 1750**, A bill to be entitled An Act relating to the authority of the Texas Department of Transportation to lease and contract for the operation of rolling stock during certain emergencies.

**Amendment No. 1**

Representative Darby offered the following amendment to **CSHB 1750**:

Amend **CSHB 1750** (house committee report) on page 3, between lines 11 and 12, by inserting the following:

(k) The department shall attempt to recover any state funds used by the department to implement this section.

Amendment No. 1 was adopted.

**CSHB 1750**, as amended, was passed to engrossment.

**CSHB 1890 ON SECOND READING**  
**(by Fletcher)**

**CSHB 1890**, A bill to be entitled An Act relating to voidability of contracts procured through barratry and civil liability arising from conduct constituting barratry.

Representative Fletcher moved to postpone consideration of **CSHB 1890** until 8 a.m. Thursday, April 28.

The motion prevailed.

**COMMITTEE MEETING ANNOUNCEMENTS**

The following committee meetings were announced:

Calendars, upon final adjournment today, 1W.14, for a formal meeting, to set a calendar.

Ways and Means, upon final adjournment today, Desk 9, for a formal meeting, to consider pending business.

Public Health, upon final adjournment today, Desk 90, for a formal meeting, to consider pending business.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING**  
**AND REFERRAL TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

**ADJOURNMENT**

Representative Kolkhorst moved that the house adjourn until 11 a.m. Tuesday, April 26 in memory of the brave Texans who fought at the Battle of San Jacinto 175 years ago today.

The motion prevailed.

The house accordingly, at 12:52 p.m., adjourned until 11 a.m. Tuesday, April 26.

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**ADDENDUM**

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**REFERRED TO COMMITTEES**

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

**List No. 1**

**HB 3858** (By Thompson), Relating to the jurisdiction of a county criminal court at law in Harris County.

To Judiciary and Civil Jurisprudence.

**HJR 158** (By Kleinschmidt), Proposing a constitutional amendment releasing the state's claim of ownership or title to certain land in Lee County.

To Land and Resource Management.

**MESSAGES FROM THE SENATE**

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

**Message No. 1**

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 21, 2011

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:  
LOCAL AND UNCONTESTED CALENDAR

**HB 74** Flynn SPONSOR: Van de Putte  
Relating to persons authorized to control the disposition of the remains of certain members of the United States armed forces.  
(Committee Substitute)

**HB 612** Hopson SPONSOR: Nichols  
Relating to the criminal penalty for failure of a trustee to pay the beneficiaries of the trust the purchase price for timber sold by the trustee.

- HB 613** Hopson . SPONSOR: Nichols  
Relating to the unauthorized harvesting of standing timber; providing for the imposition of a criminal penalty.
- SB 95** Lucio  
Relating to the use by insurers of certain standard insurance policy forms for residential property insurance.
- SB 120** Uresti  
Relating to requiring dental support for a child subject to a child support order.
- SB 149** West  
Relating to rules adopted and reporting required under the school district college credit program.
- SB 216** Ellis  
Relating to procedures related to the placement of a voter on the suspense list.
- SB 252** Jackson  
Relating to procedures relating to the issuance and renewal of, and certain notice requirements associated with, certain deer permits.
- SB 260** West  
Relating to minimum training standards for employees of certain child-care facilities.
- SB 264** Zaffirini  
Relating to certain information provided by local workforce development boards regarding certain child-care providers.
- SB 265** Zaffirini  
Relating to training for employees and operators of certain child-care facilities.
- SB 348** Estes  
Relating to the sale or delivery of salvia divinorum or Salvinorin A to a child; providing a penalty.
- SB 375** Wentworth  
Relating to categories of information presumed to be public and certain exceptions from required disclosure under the public information law.
- SB 378** Hegar  
Relating to the date by which a pest management zone or cotton grower may request an extension of the cotton stalk destruction deadline.
- SB 540** Van de Putte  
Relating to a study of the fiscal impact of adjusting the amount of the ad valorem tax exemption to which disabled veterans and the surviving spouses and children of disabled veterans and certain members of the armed forces are entitled.
- SB 602** Rodriguez  
Relating to allowing a governmental body to redact certain personal information under the public information law without the necessity of requesting a decision from the attorney general and the calculation of certain deadlines under the public information law.
- SB 609** Rodriguez

Relating to the exemption of certain property from municipal drainage service charges and from related ordinances, resolutions, and rules.

**SB 613** Rodriguez

Relating to educational requirements for licensing as a speech-language pathologist or audiologist.

**SB 768** Watson

Relating to the creation of the Rio de Vida Municipal Utility District No. 1; providing authority to impose a tax and issue bonds.

**SB 810** Hinojosa

Relating to the boundaries of the Ingleside Cove Wildlife Sanctuary.

**SB 896** Estes

Relating to the issuance of specialty license plates to certain family members of a person who dies while serving in the United States armed forces.

**SB 913** Estes

Relating to the transmission of records regarding over-the-counter sales of ephedrine, pseudoephedrine, and norpseudoephedrine and a person's civil liability for certain acts arising from the sale of those products.

**SB 924** Carona

Relating to energy efficiency reports by municipally owned utilities and electric cooperatives.

**SB 942** Watson

Relating to the creation and financing of the Lakeway Regional Medical Center Defined Area in Travis County Water Control and Improvement District No. 17; providing authority to impose a tax and issue bonds.

**SB 943** Carona

Relating to the classification, use, and regulation of electric energy storage equipment or facilities.

**SB 958** Wentworth

Relating to the regulation of dangerous wild animals.

**SB 977** Hinojosa

Relating to the imposition and use of the municipal hotel occupancy tax by certain eligible central municipalities.

**SB 982** Carona

Relating to the authority of the Public Utility Commission of Texas in relation to extended service areas and toll-free local calling areas.

**SB 984** Carona

Relating to the elimination of certain tariff filing requirements for telecommunications providers.

**SB 985** Carona

Relating to the regulation of Voice over Internet Protocol service.

**SB 986** Carona

Relating to deregulation of certain telecommunications markets and companies.

**SB 993** Uresti

Relating to certain arrangements to provide care for a child during an investigation of abuse or neglect.

**SB 1026** Harris

Relating to the powers and duties of an attorney ad litem appointed for a parent or an alleged father in certain suits affecting the parent-child relationship.

**SB 1043** Watson

Relating to the criminal penalty for the discarding of certain burning materials.

**SB 1046** Duncan

Relating to information regarding deceased registered voters.

**SB 1054** Hegar

Relating to notice of acceptance or rejection of an insurance claim.

**SB 1055** Carona

Relating to reports concerning and the reporting of the use of certain funds by community supervision and corrections departments and to the preparation of commitment reduction plans by those departments.

**SB 1058** Nichols

Relating to the transfer of certain state property from the Department of Aging and Disability Services to the Angelina and Neches River Authority.

**SB 1081** Van de Putte

Relating to the dispensing of pharmaceuticals with an aesthetic purpose by physicians and therapeutic optometrists.

**SB 1096** Rodriguez

Relating to the designation of State Highway 20 as a historic highway.

**SB 1100** Shapiro

Relating to the designation of the Irving Diamond Interchange.

**SB 1103** Carona

Relating to the venue for prosecution of certain theft offenses.

**SB 1125** Carona

Relating to energy efficiency goals and programs and the participation of loads in certain energy markets.

**SB 1130** Hegar

Relating to the exception from required public disclosure of certain records of an appraisal district.

**SB 1168** Carona

Relating to the repeal of the certification process for personnel service owners and the regulation of personnel services.

**SB 1169** Carona

Relating to the regulation of providers, administrators, and sellers of service contracts and identity recovery service contracts; providing penalties.

**SB 1178** Nelson

Relating to the regulation of certain shelter day-care facilities, child-care facilities, and individuals providing child-care services, and access to certain criminal history record information; providing an administrative penalty.

**SB 1229** Eltife

Relating to the registration with the Texas Department of Insurance of certain contract examiners.

**SB 1233** West

Relating to the promotion of efficiencies in and the administration of certain county services and functions.

**SB 1243** West

Relating to the use of a county risk management pool by certain county and district officers instead of the execution of bonds and to the authority of certain counties and intergovernmental pools to require reimbursement for punitive damage coverage.

**SB 1244** Carona

Relating to the licensing and regulation of air conditioning and refrigeration contractors and contracting companies; providing penalties.

**SB 1255** Estes

Relating to the employment of physicians by certain municipal hospital authorities.

**SB 1269** Wentworth

Relating to transportation, lodging, and meals offered to and accepted by public servants.

**SB 1271** Duncan

Relating to alternative dispute resolution systems established by counties.

**SB 1295** Hegar

Relating to the mining and reclamation of certain land previously affected by surface coal mining operations.

**SB 1303** West

Relating to nonsubstantive additions to and corrections in enacted codes, to the nonsubstantive codification or disposition of various laws omitted from enacted codes, and to conforming codifications enacted by the 81st Legislature to other Acts of that legislature.

**SB 1311** Lucio

Relating to the designation of certain highways as part of the Purple Heart Trail.

**SB 1400** Patrick

Relating to the regulation of certain private security companies and occupations.

**SB 1410** Duncan

Relating to reporting student enrollment in tech-prep programs and evaluating tech-prep consortia.

**SB 1413** Hegar



Relating to the authority of certain counties to impose a county hotel occupancy tax and to the rate of the tax.

**SB 1433** Carona

Relating to insurer receivership.

**SB 1442** Shapiro

Relating to the application requirements for a local project permit.

**SB 1477** Hegar

Relating to differential pay and benefits for certain officers and employees of emergency services districts who are members of the armed forces.

**SB 1480** Hegar

Relating to the regulation of exotic aquatic species by the Parks and Wildlife Department; providing penalties.

**SB 1494** Uresti

Relating to reporting to the Texas Judicial Council the election or appointment of certain municipal officers.

**SB 1496** Uresti

Relating to the scope and validity of correction instruments in the conveyance of real property.

**SB 1521** Uresti

Relating to the distribution of money appropriated from a municipal court building security fund.

**SB 1598** Carona

Relating to the inspection of portable fire extinguishers.

**SB 1600** Whitmire

Relating to the registration of peace officers as private security officers.

**SB 1655** Watson

Relating to transparency and propagation of information regarding personal automobile and residential property insurance rates, policies, and complaints.

**SB 1660** Lucio

Relating to certain unclaimed property of veterans and veterans' families.

**SB 1692** Lucio

Relating to municipal and county budgets on the Internet.

**SB 1732** Van de Putte

Relating to authorizing the adjutant general to operate post exchanges on state military property.

**SB 1736** Van de Putte

Relating to the establishment of the College Credit for Heroes program.

**SB 1744** Eltife

Relating to the certification of a certified capital company.

**SB 1752** Uresti

Relating to confidentiality of certain Class C misdemeanor records related to the conviction of a child.

**SB 1788**

Patrick

Relating to the development of a model individualized education program form by the Texas Education Agency.

**SB 1810**

Carona

Relating to the exemption of certain retirement accounts from access by creditors.

**SB 1831**

Wentworth

Relating to the designation of the El Camino Real de los Tejas National Historic Trail as a historic highway.

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER

Austin, Texas

Thursday, April 21, 2011 - 2

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

**SB 660**

Hinojosa

Relating to the review and functions of the Texas Water Development Board, including the functions of the board and related entities in connection with the process for establishing and appealing desired future conditions in a groundwater management area.

Respectfully,

Patsy Spaw

Secretary of the Senate

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

**April 20**

Agriculture and Livestock - **HB 1840, SB 248**

Corrections - **HB 3825, HB 3835**

Criminal Jurisprudence - **HB 189, HB 1389, HB 1988, HB 3077**

Culture, Recreation, and Tourism - **SB 390, SB 460, SB 498, SB 499, SB 766**

Elections - **HB 1678**

Energy Resources - **HB 2077, SB 655**

Higher Education - **HB 3578, HB 3579, HB 3591**

Homeland Security and Public Safety - **HB 584, HB 633, HB 1241, HB 1391**

Insurance - **HB 1864, HB 1950, HB 2655, SB 416**

Judiciary and Civil Jurisprudence - **HB 1314, HB 1354, HB 1830, HB 2329, HB 2367, HB 2422, HB 2425, HB 3311**

Public Education - **HB 1805, HB 2748, HB 3506**

Public Health - **SB 118**

Transportation - **HB 1363, HB 1921, HB 2628, HB 2981, HB 3560, HB 3771, HB 3837**

Urban Affairs - **HB 425, HB 426, HB 427, HB 863, HB 3819**

**ENGROSSED**

**April 20 - HB 268, HB 470, HB 663, HB 896, HB 1601, HB 1633, HB 1862, HB 1907, HB 1964, HB 2468, HB 2605, HB 2619, HB 2632, HB 2680, HB 3234, HB 3372**

**ENROLLED**

**April 20 - HCR 120, HCR 134, HCR 136**

