

# HOUSE JOURNAL

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EIGHTY-FIRST LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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TWENTY-SECOND DAY — WEDNESDAY, FEBRUARY 25, 2009

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 35).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Button; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Miller, D.; Miller, S.; Moody; Morrison; Naishtat; Oliveira; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Rios Ybarra; Ritter; Rodriguez; Rose; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

Absent, Excused — Gattis; Olivo; Vaught.

Absent — Hilderbran.

The invocation was offered by Bill Ramsey, senior pastor, The Met Church, Keller, as follows:

Our Heavenly Father, in the name of Jesus we thank you for each opportunity you give us to make a difference in the lives of so many people. Give to us great wisdom as the prophet Micah prayed, "to act justly and to love mercy and to walk humbly with our God."

May we live up to the example you taught us to pray in Matthew 6: "Our Father which art in heaven, hallowed be thy name. Thy kingdom come. Thy will be done in earth, as it is in heaven. Give us this day our daily bread. And forgive

us our debts, as we forgive our debtors. And lead us not into temptation, but deliver us from evil. For thine is the kingdom, and the power, and the glory, for ever. Amen."

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

### **LEAVES OF ABSENCE GRANTED**

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

Gattis on motion of Sheffield.

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

Vaught on motion of Deshotel.

### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

### **CAPITOL PHYSICIAN**

The speaker recognized Representative S. King who presented Dr. James Marshall of Abilene as the "Doctor for the Day."

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

(Moody in the chair)

### **HR 609 - ADOPTED (by Y. Davis)**

Representative Y. Davis moved to suspend all necessary rules to take up and consider at this time **HR 609**.

The motion prevailed.

The following resolution was laid before the house:

**HR 609**, Honoring Rites of Passage Program for Girls on the occasion of the organization's Women of Wisdom banquet on February 28, 2009.

**HR 609** was adopted.

(Hilderbran now present)

### **HR 539 - ADOPTED (by B. Brown)**

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

The motion prevailed.

The following resolution was laid before the house:

**HR 539**, Recognizing February 25, 2009, as Athens Day at the State Capitol.

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

**INTRODUCTION OF GUESTS**

The chair recognized Representative B. Brown who introduced a delegation from Henderson County.

**HR 624 - ADOPTED**  
**(by W. Smith)**

Representative W. Smith moved to suspend all necessary rules to take up and consider at this time **HR 624**.

The motion prevailed.

The following resolution was laid before the house:

**HR 624**, Recognizing February 26, 2009, as Texas Chemicals Day at the State Capitol.

**HR 624** was adopted.

**HR 443 - ADOPTED**  
**(by Fletcher)**

Representative Fletcher moved to suspend all necessary rules to take up and consider at this time **HR 443**.

The motion prevailed.

The following resolution was laid before the house:

**HR 443**, Recognizing February 25, 2009, as Justices of the Peace and Constables Day at the State Capitol.

(Veasey in the chair)

**HR 443** was read and was adopted.

On motion of Representative Flores, the names of all the members of the house were added to **HR 443** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Fletcher who introduced representatives of the Justices of the Peace and Constables Association of Texas, Inc.

**HR 573 - ADOPTED**  
**(by T. Smith)**

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 573**.

The motion prevailed.

The following resolution was laid before the house:

**HR 573**, Honoring Dr. Jeff Burnett on his 30th pastoral anniversary with the First Baptist Church in Hurst.

**HR 573** was adopted.

**HR 582 - ADOPTED**  
**(by Rios Ybarra and Lucio)**

Representative Rios Ybarra moved to suspend all necessary rules to take up and consider at this time **HR 582**.

The motion prevailed.

The following resolution was laid before the house:

**HR 582**, Welcoming members of the Harlingen Area Builders Association to the State Capitol.

**HR 582** was adopted.

On motion of Representative Lucio, the names of all the members of the house were added to **HR 582** as signers thereof.

**HR 241 - ADOPTED**  
**(by Raymond)**

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 241**.

The motion prevailed.

The following resolution was laid before the house:

**HR 241**, In memory of Francisco Javier Montemayor, Sr., of Laredo.

**HR 241** was read and was unanimously adopted by a rising vote.

On motion of Representatives Riddle, Flores, and S. Miller, the names of all the members of the house were added to **HR 241** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Raymond who introduced family members of Francisco Javier Montemayor, Sr.

**HR 615 - ADOPTED**  
**(by Kolkhorst)**

Representative Kolkhorst moved to suspend all necessary rules to take up and consider at this time **HR 615**.

The motion prevailed.

The following resolution was laid before the house:

**HR 615**, Recognizing February 25, 2009, as Substance Abuse Prevention and Treatment Advocacy Day at the State Capitol.

**HR 615** was adopted.

On motion of Representative Merritt, the names of all the members of the house were added to **HR 615** as signers thereof.

**HR 226 - ADOPTED  
(by Callegari)**

Representative Callegari moved to suspend all necessary rules to take up and consider at this time **HR 226**.

The motion prevailed.

The following resolution was laid before the house:

**HR 226**, Honoring the Brazos Valley Schools Credit Union for its contributions to Katy ISD schools.

**HR 226** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Callegari who introduced representatives of the Brazos Valley Schools Credit Union.

**SCR 26 - ADOPTED  
(Keffer - House Sponsor)**

Representative Keffer moved to suspend all necessary rules to take up and consider at this time **SCR 26**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 26**, Recognizing Ipswich, Queensland, Australia, on the occasion of the 40th Anniversary Memorial Service in honor of the crew of the USS Frank E. Evans.

**SCR 26** was adopted.

**SCR 27 - ADOPTED  
(Keffer - House Sponsor)**

Representative Keffer moved to suspend all necessary rules to take up and consider at this time **SCR 27**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 27**, Recognizing February 26, 2009, as TIPRO Day at the State Capitol.

**SCR 27** was adopted.

**HR 547 - ADOPTED  
(by Herrero, Ortiz, Hunter, and Rios Ybarra)**

Representative Herrero moved to suspend all necessary rules to take up and consider at this time **HR 547**.

The motion prevailed.

The following resolution was laid before the house:

**HR 547**, Recognizing February 25, 2009, as Coastal Bend Day at the State Capitol.

**HR 547** was read and was adopted.

On motion of Representatives Martinez Fischer and Castro, the names of all the members of the house were added to **HR 547** as signers thereof.

(Mallory Caraway in the chair)

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Herrero who introduced a delegation from the Coastal Bend region.

#### **HR 604 - ADOPTED**

**(by Rios Ybarra, Parker, and Marquez)**

Representative Rios Ybarra moved to suspend all necessary rules to take up and consider at this time **HR 604**.

The motion prevailed.

The following resolution was laid before the house:

**HR 604**, Recognizing February 25, 2009, as Texas Dental Association Day.

**HR 604** was adopted.

On motion of Representative Branch, the names of all the members of the house were added to **HR 604** as signers thereof.

#### **HR 607 - ADOPTED**

**(by Weber)**

Representative Weber moved to suspend all necessary rules to take up and consider at this time **HR 607**.

The motion prevailed.

The following resolution was laid before the house:

**HR 607**, Recognizing February 25, 2009, as Pearland Day at the State Capitol.

**HR 607** was adopted.

On motion of Representative Bonnen, the names of all the members of the house were added to **HR 607** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Weber who introduced a delegation from Pearland.

(Alvarado in the chair)

**HR 636 - ADOPTED**  
**(by Craddick)**

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **HR 636**.

The motion prevailed.

The following resolution was laid before the house:

**HR 636**, Honoring the Junior League of Midland on its 60th anniversary.

**HR 636** was adopted.

**SCR 9 - ADOPTED**  
**(Anchia - House Sponsor)**

Representative Anchia moved to suspend all necessary rules to take up and consider at this time **SCR 9**.

The motion prevailed.

The following resolution was laid before the house:

**SCR 9**, Requesting that the Texas Legislature send a letter of congratulations to President Barack H. Obama.

**SCR 9** was read and was adopted.

On motion of Representative McCall, the names of all the members of the house were added to **SCR 9** as signers thereof.

(Oliveira in the chair)

**HR 603 - ADOPTED**  
**(by Parker)**

Representative Parker moved to suspend all necessary rules to take up and consider at this time **HR 603**.

The motion prevailed.

The following resolution was laid before the house:

**HR 603**, Honoring Dr. Paul I. Rubin of Frisco for his achievements in the field of pediatric dentistry.

**HR 603** was adopted.

**HR 502 - ADOPTED**  
**(by Kent)**

Representative Kent moved to suspend all necessary rules to take up and consider at this time **HR 502**.

The motion prevailed.

The following resolution was laid before the house:

**HR 502**, Honoring Dr. Hilton Israelson, president of the Texas Dental Association.

**HR 502** was adopted.

### **BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 7).

### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Oliveira requested permission for the Committee on Ways and Means to meet while the house is in session during bill referral today.

Permission to meet was granted.

### **PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR**

Representative McClendon moved to suspend all necessary rules to set a congratulatory and memorial calendar for 10 a.m. tomorrow.

The motion prevailed.

### **PROVIDING FOR ADJOURNMENT**

Representative Raymond moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of Francisco Javier Montemayor, Sr., of Laredo.

The motion prevailed.

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

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

(McClendon in the chair)

### **ADJOURNMENT**

In accordance with a previous motion, the house, at 12:47 p.m., adjourned until 10 a.m. tomorrow.



**ADDENDUM**

**HOUSE COMMITTEE SCHEDULE**

81st Legislature

Effective February 24, 2009

**MONDAY**

|                                    |   |        |
|------------------------------------|---|--------|
| <b>8 a.m.</b>                      | Appropriations                                  | E1.030 |
| <b>10:30 a.m./Upon Adjournment</b> | Technology, Economic Development, and Workforce | E2.030 |
| <b>2 p.m.</b>                      | Border and Intergovernmental Affairs            | E1.010 |
|                                    | Business and Industry                           | E2.026 |
|                                    | County Affairs                                  | E2.016 |
|                                    | Elections                                       | E2.028 |
|                                    | Federal Economic Stabilization Funding, Select  | E1.014 |
|                                    | Judiciary and Civil Jurisprudence               | E2.010 |
|                                    | Public Safety                                   | E2.014 |
| <b>4 p.m.</b>                      | Local and Consent Calendars                     | E2.024 |

**TUESDAY**

|                                    |                                  |                            |
|------------------------------------|----------------------------------|----------------------------|
| <b>8 a.m.</b>                      | Agriculture and Livestock        | E2.028                     |
|                                    | Natural Resources                | E2.010                     |
|                                    | Public Health                    | E2.012                     |
|                                    | Transportation                   | E2.014                     |
| <b>10:30 a.m./Upon Adjournment</b> | Rules and Resolutions            | Agriculture Museum (1W.14) |
| <b>2 p.m.</b>                      | Culture, Recreation, and Tourism | E1.010                     |
|                                    | Insurance                        | E2.026                     |
|                                    | Public Education                 | E2.036                     |
|                                    | State Affairs                    | JHR 140                    |

**WEDNESDAY**

|                                    |   |        |
|------------------------------------|---|--------|
| <b>8 a.m.</b>                      | Defense and Veterans' Affairs                 | E2.026 |
|                                    | Land and Resource Management                  | E2.012 |
|                                    | Licensing and Administrative Procedures       | E2.016 |
|                                    | Pensions, Investments, and Financial Services | E2.030 |
| <b>10:30 a.m./Upon Adjournment</b> | Ways and Means                                | E2.010 |

**2 p.m.**

|                          |        |
|--------------------------|--------|
| Criminal Jurisprudence   | E2.028 |
| Energy Resources         | E1.010 |
| Environmental Regulation | E1.014 |
| Higher Education         | E2.014 |

**THURSDAY****8 a.m.**

|                                  |        |
|----------------------------------|--------|
| Corrections                      | E2.010 |
| General Investigating and Ethics | E2.026 |

**10:30 a.m./Upon Adjournment**

|                |        |
|----------------|--------|
| Human Services | E2.036 |
| Redistricting  | E1.010 |
| Urban Affairs  | E2.028 |

**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 863** (By Gutierrez), Relating to the hours of sale for liquor.  
To Licensing and Administrative Procedures.

**HB 1054** (By Mallory Caraway), Relating to the enforcement of the motor vehicle safety responsibility law.  
To Public Safety.

**HB 1091** (By Parker), Relating to requiring that a driver's license, personal identification certificate, commercial driver's license, and commercial driver learner's permit issued by the Department of Public Safety to a registered sex offender state that the holder is a registered sex offender.  
To Public Safety.

**HB 1105** (By Laubenberg), Relating to procuring contracts for certain professional services by a governmental entity.  
To State Affairs.

**HB 1106** (By Bohac), Relating to the limitation on increases in the appraised value of a residence homestead for ad valorem taxation by certain school districts and other taxing units in Harris County.  
To Ways and Means.

**HB 1107** (By Christian), Relating to licensing of advanced practice registered nurses and the authority of those nurses to prescribe and order prescription drugs.  
To Public Health.

**HB 1108** (By Rodriguez), Relating to providing certain parents with written and audiotaped translations of individualized education programs developed for public school students receiving special education services.

To Public Education.

**HB 1109** (By Anchia), Relating to late fees under a residential lease.

To State Affairs.

**HB 1110** (By Callegari), Relating to requiring the use of an ignition interlock device on conviction of certain intoxication offenses.

To Public Safety.

**HB 1111** (By Zerwas), Relating to the powers and duties of the Fort Bend County Municipal Utility District No. 163; providing authority to impose a tax and issue bonds.

To Natural Resources.

**HB 1112** (By Zerwas), Relating to the powers and duties of the Fort Bend County Municipal Utility District No. 161; providing authority to impose a tax and issue bonds.

To Natural Resources.

**HB 1113** (By Zerwas), Relating to the powers and duties of the Fort Bend County Municipal Utility District No. 194; providing authority to impose a tax and issue bonds.

To Natural Resources.

**HB 1115** (By Walle), Relating to the authority of certain counties to enact noise regulations; providing a criminal penalty.

To County Affairs.

**HB 1116** (By Button), Relating to tax incentives for certain businesses for job creation and retention.

To Ways and Means.

**HB 1117** (By Hochberg), Relating to certain instructions on election ballots.

To Elections.

**HB 1118** (By Madden), Relating to the appointment of an administrative judge for drug court programs in this state.

To Corrections.

**HB 1119** (By Bolton), Relating to authorizing certain populous counties to adopt county planning regulations; providing criminal and civil penalties.

To Land and Resource Management.

**HB 1120** (By Bolton), Relating to limitations on increases in designated tuition charged by certain general academic teaching institutions.

To Higher Education.

**HB 1121** (By Bolton), Relating to group health benefit plan coverage for certain mental illnesses.

To Insurance.

**HB 1122** (By Bolton), Relating to the amount of the franchise tax incentive for certain small employers that provide health care benefits to employees.

To Ways and Means.

**HB 1123** (By Homer), Relating to an exemption for certain programs from the child-care licensing requirements.

To Human Services.

**HB 1124** (By Villarreal), Relating to the powers of the Credit Union Commission.

To Pensions, Investments, and Financial Services.

**HB 1125** (By Corte), Relating to the eminent domain authority of common carriers.

To Land and Resource Management.

**HB 1126** (By Lucio), Relating to the finality of an administrative law judge's decision in a contested case involving disciplinary action against a physician.

To Public Health.

**HB 1127** (By Heflin), Relating to the authority of the commissioners court of a county to enter into an ad valorem tax abatement agreement.

To Ways and Means.

**HB 1128** (By McReynolds), Relating to certain corrective actions by the Texas Board of Nursing including a pilot program on deferred disciplinary action; providing corrective actions.

To Public Health.

**HB 1129** (By McReynolds), Relating to the authority of a hospital district to establish an ad valorem tax freeze on the residence homesteads of disabled or elderly persons and their surviving spouses.

To Ways and Means.

**HB 1130** (By McReynolds), Relating to expansion of the minimum salary schedule for certain professional public school employees.

To Public Education.

**HB 1131** (By McReynolds), Relating to a public school teacher's entitlement to a certain number of planning and preparation days each school year.

To Public Education.

**HB 1132** (By McReynolds), Relating to the amount of the exemption from ad valorem taxation to which a disabled veteran is entitled based on disability rating.

To Ways and Means.

**HB 1133** (By Dutton), Relating to the establishment of paternity.

To Judiciary and Civil Jurisprudence.

**HB 1134** (By England), Relating to the authority of the Dallas County Flood Control District No. 1 to enter into a tax abatement agreement and to designate a reinvestment zone.

To Ways and Means.

**HB 1135** (By Legler), Relating to required drug testing for applicants and recipients of unemployment compensation benefits.

To Technology, Economic Development, and Workforce.

**HB 1136** (By Legler), Relating to disqualification for the receipt of unemployment compensation benefits for violation of an employer drug testing policy.

To Technology, Economic Development, and Workforce.

**HB 1137** (By McReynolds), Relating to limits on the size of fifth grade classes in public schools.

To Public Education.

**HB 1138** (By Shelton), Relating to information required on pharmacy benefit identification cards.

To Insurance.

**HB 1139** (By F. Brown), Relating to the authority of certain counties to impose a hotel occupancy tax and to the use of the tax.

To Ways and Means.

**HB 1140** (By Truitt), Relating to a franchise tax credit for the purchase and installation of solar energy devices connected to an electric transmission or distribution system.

To Ways and Means.

**HB 1141** (By Otto), Relating to the East Montgomery County Improvement District.

To Natural Resources.

**HB 1142** (By Anchia), Relating to the designation of media production development zones and to exemptions from the sales and use tax for items used for sound stages in media production development zones.

To Urban Affairs.

**HB 1143** (By B. Brown), Relating to the penalty for making a false statement on a voter registration application.

To Elections.

**HB 1144** (By B. Brown), Relating to eligibility to serve as a poll watcher.

To Elections.

**HB 1145** (By B. Brown), Relating to the appointment of election judges.

To Elections.

**HB 1146** (By Anchia), Relating to the hours worked during a week by fire fighters in certain municipalities.

To Urban Affairs.

**HB 1147** (By Frost), Relating to conduct constituting the offense of dog fighting and to the criminal and civil consequences of committing that offense.

To Criminal Jurisprudence.

**HB 1148** (By Thompson), Relating to the authority of the governor to grant one or more reprieves in a capital case.

To Criminal Jurisprudence.

**HB 1149** (By Thompson), Relating to hearings by the Board of Pardons and Paroles regarding clemency matters.

To Corrections.

**HB 1150** (By Thompson), Relating to the insanity defense in a criminal case.

To Criminal Jurisprudence.

**HB 1151** (By Thompson), Relating to temporary orders and orders for modification in suits affecting the parent-child relationship.

To Judiciary and Civil Jurisprudence.

**HB 1152** (By Thompson), Relating to the applicability of the death penalty to a capital offense committed by a person with mental retardation.

To Criminal Jurisprudence.

**HB 1153** (By Solomons), Relating to expanding the public high school curriculum to promote personal financial literacy.

To Public Education.

**HB 1154** (By McReynolds), Relating to participation in public high school graduation ceremonies by certain students with disabilities.

To Public Education.

**HB 1155** (By McReynolds), Relating to the ad valorem taxation of the residence homestead of a disabled veteran or the surviving spouse of a disabled veteran.

To Ways and Means.

**HB 1156** (By Farabee), Relating to providing a discounted rate for electricity provided to school districts.

To State Affairs.

**HB 1157** (By Walle), Relating to prohibiting the use of credit scoring in certain lines of personal insurance.

To Insurance.

**HB 1158** (By Truitt), Relating to an enhanced penalty for an operator who commits certain traffic offenses while using a wireless communication device.

To Transportation.

**HB 1159** (By Kuempel), Relating to the extension of the term of a reinvestment zone created under the Tax Increment Financing Act.

To Ways and Means.

**HB 1160** (By Geren), Relating to notice of contract expiration in retail electric service contracts.

To State Affairs.

**HB 1161** (By Geren), Relating to local regulation of distance requirements for businesses selling alcoholic beverages near certain establishments.

To Licensing and Administrative Procedures.

**HB 1162** (By Orr), Relating to regulating the collection or solicitation of donated goods subsequently sold by for-profit entities or individuals; providing a civil penalty.

To Business and Industry.

**HB 1163** (By Bonnen), Relating to the registration and operation on a public roadway of an all-terrain vehicle by a disabled person.

To Transportation.

**HCR 65** (By Isett), Honoring Dr. James R. Reckner on his retirement from Texas Tech University.

To Rules and Resolutions.

**HJR 56** (By Bohac), Proposing a constitutional amendment authorizing the legislature to establish for purposes of ad valorem taxation by certain school districts in Harris County a limit on the maximum appraised value of residence homesteads of 105 percent of the appraised value of the property for the preceding tax year and to permit certain other political subdivisions in Harris County to establish a 105 percent limit on the maximum appraised value of residence homesteads for ad valorem taxation by those political subdivisions.

To Ways and Means.

**HJR 57** (By McReynolds), Proposing a constitutional amendment to authorize a hospital district to establish an ad valorem tax freeze on residence homesteads of disabled or elderly persons and their surviving spouses.

To Ways and Means.

**HJR 58** (By Thompson), Proposing a constitutional amendment authorizing the governor to grant one or more reprieves in a capital case.

To Criminal Jurisprudence.

**HR 574** (By Kent), Honoring the Richardson Independent School District board of trustees.

To Rules and Resolutions.

**HR 577** (By Hopson), Recognizing February 26, 2009, as Panola County Day at the State Capitol.

To Rules and Resolutions.

**HR 578** (By Hopson), Congratulating Austin Bank on its selection as one of the Best Companies to Work for in Texas in 2009.

To Rules and Resolutions.

**HR 579** (By Miklos), Honoring Lieutenant Larry Allen on the occasion of his retirement from the Mesquite Police Department.

To Rules and Resolutions.

**HR 580** (By Dutton), In memory of Daisy DeLeon Hannah Procter of Houston.

To Rules and Resolutions.

**HR 585** (By Kolkhorst), Recognizing the Texas Leadership Institute for its outstanding contributions to communities across the state.

To Rules and Resolutions.

**HR 586** (By Kolkhorst), Commending members of the American Federation of State, County and Municipal Employees Corrections Council 7 for their Hurricane Ike relief efforts.

To Rules and Resolutions.

**HR 587** (By Kolkhorst), Congratulating the Blinn College Lady Buccaneers volleyball team on winning the 2008 NJCAA Division 1 national championship.

To Rules and Resolutions.

**HR 588** (By Kolkhorst), In memory of Joseph Alan Stivers of Huntsville.

To Rules and Resolutions.

**HR 589** (By Heflin), Commemorating the centennial of Abernathy in 2009.

To Rules and Resolutions.

**HR 590** (By Shelton), In memory of Charles Ray "Chuck" Silcox of Fort Worth.

To Rules and Resolutions.

**HR 592** (By Crownover), Recognizing March 2, 2009, as Little Elm Day at the State Capitol.

To Rules and Resolutions.

**HR 593** (By Gallego), In memory of Samuel Cavness of Marathon.

To Rules and Resolutions.

**HR 594** (By Gallego), Congratulating Manuel M. Carrillo on his retirement from Sul Ross State University.

To Rules and Resolutions.

**HR 595** (By Gallego), In memory of Santiago T. "Jimmy" Gallego of Alpine.

To Rules and Resolutions.

**HR 596** (By Gallego), In memory of Irene Cardenas Cardwell of Del Rio.

To Rules and Resolutions.

**HR 597** (By Gallego), In memory of Herminia Galindo of Del Rio.

To Rules and Resolutions.

**HR 598** (By Gallego), In memory of Conrado Galindo, Jr., of Del Rio.

To Rules and Resolutions.



**HR 599** (By Gallego), In memory of Timothy Wayne Breckenridge of Del Rio.

To Rules and Resolutions.

**HR 600** (By Gallego), In memory of Dr. Manuel Adrian Martinez, Jr., of Del Rio.

To Rules and Resolutions.

**HR 601** (By Gallego), In memory of Mary Linn Brown Reider of Brewster County.

To Rules and Resolutions.

**HR 602** (By Parker), Expressing appreciation to the Reverend Lisa Marshall for her service as Pastor of the Day for March 11, 2009.

To Rules and Resolutions.

**HR 605** (By Pickett), In memory of Veronica Teresa Cook of El Paso.

To Rules and Resolutions.

**HR 606** (By Martinez), Welcoming Leadership Mid Valley to the State Capitol.

To Rules and Resolutions.

**HR 608** (By Kent), Honoring the Hamilton Park neighborhood in Dallas.

To Rules and Resolutions.

**HR 610** (By Pitts), Recognizing March 3, 2009, as Ellis County Day at the State Capitol.

To Rules and Resolutions.

**HR 611** (By Pitts), Commemorating the 100th anniversary of the founding of Texas PTA.

To Rules and Resolutions.

**HR 612** (By Pitts), Welcoming members of Leadership Waxahachie to the State Capitol on March 3, 2009, and commending them for their contributions to Texas.

To Rules and Resolutions.

**HR 613** (By Kolkhorst), Congratulating Bonnie Blum of Bellville ISD on being named Region 6 Education Service Center Teacher of the Year for 2008-2009 and on receiving the 2009 Suzan and Julius Glickman Teaching Award from the Texas Exes.

To Rules and Resolutions.

**HR 614** (By Kolkhorst), Commending James "Buddy" Reynolds for his service as Walker County commissioner.

To Rules and Resolutions.

**HR 616** (By Kolkhorst), Recognizing March 5, 2009, as Grimes County Day at the State Capitol.

To Rules and Resolutions.

**HR 618** (By Gonzales), Commemorating the dedication of Lucile McKee Hendricks Elementary School in McAllen.

To Rules and Resolutions.

**HR 619** (By Gonzales), Honoring the life of Lucile McKee Hendricks of McAllen.

To Rules and Resolutions.

**SCR 18** to Rules and Resolutions.

**SCR 25** to Rules and Resolutions.

**SCR 29** to Rules and Resolutions.

**SCR 30** to Rules and Resolutions.

**SCR 31** to Rules and Resolutions.

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

**HB 398** (By Ortiz), Relating to special event trust funds used to promote major athletic, motor sports racing, and other special events in this state.

To Technology, Economic Development, and Workforce.

**HB 982** (By Thompson), Relating to the imposition of a tax on the gross receipts from admissions fees charged by sexually oriented businesses.

To Licensing and Administrative Procedures.

#### **SIGNED BY THE SPEAKER**

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

**Senate List No. 7**

**SCR 17**

#### **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

Wednesday, February 25, 2009

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:**

**HCR 55**

Rose

SPONSOR: Uresti

Commemorating the International Year of Astronomy 2009 and the scientific achievements of The University of Texas at Austin McDonald Observatory and Texas A&M University.

**SCR 23**

Williams

Designating February 24, 2009, as Texas Transit Association Day at the State Capitol.

**SCR 27**

Averitt

SPONSOR: Keffer

Recognizing February 26, 2009, as TIPRO Day at the State Capitol.

**SCR 32**

Whitmire

Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, February 25, 2009, and ending on Monday, March 2, 2009.

Respectfully,

Patsy Spaw

Secretary of the Senate

