

HOUSE JOURNAL

SEVENTY-SIXTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SIXTY-FIFTH DAY — TUESDAY, MAY 4, 1999

The house met at 12:45 p.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 206).

Present — Mr. Speaker; Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Junell; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbrank.

Absent, Excused — Alvarado; Crownover; Moreno, P.

LEAVE OF ABSENCE GRANTED

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

Alvarado on motion of Cuellar.

LEAVES OF ABSENCE GRANTED

On motion of Representative Y. Davis 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 Y. Davis moved to suspend all necessary rules in order 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 without objection.

MOTION FOR ONE RECORD VOTE

On motion of Representative Y. Davis 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 a voice vote (members registering votes are shown following bill number):

HB 524**HB 550****HB 707****HB 811****HB 865****HB 998****HB 1097****HB 1227****SB 343****HB 1616****SB 334****HB 1663****HB 1757****HB 1851****HB 1874****HB 1896****HB 1912****HB 2031****HB 2037****HB 2049****HB 2175****HB 2187****HB 2224****HB 2246** (Chisum - no)

HB 2275

HB 2409

SB 1114

HB 2476

HB 2553

HB 2636

HB 2667

HB 2685

SB 1684

HB 2717

HB 2758

HB 2760

HB 2764

HB 2785

HB 2842

HB 2862

HB 2877

HB 2898

HB 2914

HB 2992 (Chisum - no)

SB 1560

HB 3209

HB 3216 (Chisum - no)

HB 3224

HB 3285

HB 3418

HB 3421

HB 3445

HB 3456

HB 3547

HB 3598

HB 3635

HB 3740

HB 3741

HB 3757

HB 3798

HB 3823

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 (Record 207): 144 Yeas, 0 Nays, 2 Present, not voting (members registering votes and the results of the vote are shown following bill number).

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hawley; Heflin; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Junell; Keel; Keffer; King, P.; King, T.; Kruse; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uresti; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

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

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent — Hartnett.

HB 323 (144-0-2)

HB 494 (144-0-2)

HB 770 (Allen and Hope - no) (142-2-2)

HB 772 (144-0-2)

HB 779 (144-0-2)

HB 780 (144-0-2)

HB 1100 (144-0-2)

HB 1167 (144-0-2)

HB 1436 (144-0-2)

HB 1471 (144-0-2)

HB 1571 (144-0-2)
HB 1573 (144-0-2)
HB 1921 (144-0-2)
HB 1932 (144-0-2)
HB 1956 (144-0-2)
HB 2146 (144-0-2)
HB 2149 (144-0-2)
SB 1236 (144-0-2)
HB 2207 (144-0-2)
HB 2260 (144-0-2)
HB 2382 (144-0-2)
HB 2536 (144-0-2)
HB 2660 (144-0-2)
HB 2725 (144-0-2)
HB 2735 (144-0-2)
HB 2824 (144-0-2)
HB 3061 (144-0-2)
HB 3158 (144-0-2)
HB 3265 (144-0-2)
HB 3276 (144-0-2)
HB 3539 (144-0-2)
SB 1627 (144-0-2)
HB 3620 (144-0-2)
HB 3624 (144-0-2)
HB 3685 (Keel - no) (143-1-2)
HB 3776 (144-0-2)
HB 3812 (144-0-2)
HB 3814 (144-0-2)
HB 3817 (144-0-2)
HB 3818 (144-0-2)

STATEMENT OF VOTE

When Record No. 207 was taken, I was in the house but away from my desk. I would have voted yes.

Hartnett

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

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. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Speaker in the chair)

SB 1107 - RECOMMITTED

Representative J. Solis moved to recommit **SB 1107** from the Committee on Local and Consent Calendars to the Committee on Economic Development.

The motion prevailed without objection.

POSTPONED BUSINESS

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

**HB 3525 ON SECOND READING
(by Coleman and McClendon)**

HB 3525, A bill to be entitled An Act relating to the continued independence of Texas Southern University.

HB 3525 was read second time on April 30 and was postponed until 4 p.m. May 3.

Representative Coleman moved to postpone consideration of **HB 3525** until 2 p.m. Friday, May 7.

The motion prevailed without objection.

**SB 422 ON SECOND READING
(P. King - House Sponsor)**

SB 422, A bill to be entitled An Act relating to the sealing of juvenile records.

SB 422 was considered in lieu of **HB 1323**.

SB 422 was read second time and was passed to third reading.

HB 1323 - LAID ON THE TABLE SUBJECT TO CALL

Representative P. King moved to lay **HB 1323** on the table subject to call.

The motion prevailed without objection.

**SB 891 ON SECOND READING
(Marchant - House Sponsor)**

SB 891, A bill to be entitled An Act relating to the regulation of credit unions.

SB 891 was considered in lieu of **HB 2069**.

SB 891 was read second time and was passed to third reading.

HB 2069 - LAID ON THE TABLE SUBJECT TO CALL

Representative Marchant moved to lay **HB 2069** on the table subject to call.

The motion prevailed without objection.

HB 566 ON SECOND READING
(by Oliveira, et al.)

HB 566, A bill to be entitled An Act relating to a requirement that state agency strategic plans include information regarding the geographic areas served by the agency.

HB 566 was read second time on April 27 and was postponed until 10 a.m. today.

Representative Oliveira moved to postpone consideration of **HB 566** until 10 a.m. Friday, May 7.

The motion prevailed without objection.

SB 1558 ON SECOND READING
(Smith - House Sponsor)

SB 1558, A bill to be entitled An Act relating to the offense of trespassing on an aircraft.

SB 1558 was considered in lieu of **HB 2119**.

SB 1558 was read second time and was passed to third reading.

HB 2119 - LAID ON THE TABLE SUBJECT TO CALL

Representative Smith moved to lay **HB 2119** on the table subject to call.

The motion prevailed without objection.

SB 821 ON SECOND READING
(Olivo - House Sponsor)

SB 821, A bill to be entitled An Act relating to the authority of a county to operate a water or sewer utility system; granting the power of eminent domain.

SB 821 was considered in lieu of **HB 2214**.

SB 821 was read second time.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Farabee, Representative Olivo offered the following committee amendment to **SB 821**:

Amend **SB 821** as follows:

On page 1, at the end of Section 1(b), add:

"However, a county with a population of 2.8 million or more and any adjoining county may issue general obligation bonds with the approval of qualified voters."

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

Amendment No. 2 (Committee Amendment No. 2)

On behalf of Representative Ramsay, Representative Olivo offered the following committee amendment to **SB 821**:

Amend **SB 821** as follows:

On page 2, at the end of Section 1(c), add:

"Provided, however, a county with a population of 2.8 million or more and any adjoining county may, with the municipality's approval, use the power of eminent domain under this subsection to acquire property within a municipality."

Amendment No. 2 was adopted without objection. (Howard recorded voting no)

Amendment No. 3

Representative Hamric offered the following amendment to **SB 821**:

Amend **SB 821** as follows:

On page 1, at the end of Section 1 (a), add:

However, a county with a population of 2.8 million or more and any adjoining county may, with the municipality's approval, serve an area within a municipality.

Amendment No. 3 was adopted without objection.

Amendment No. 4

Representative Hilderbran offered the following amendment to **SB 821**:

Amend **SB 821** on page 1, line 8, by striking "or operate" and substituting "operate, or contract for the operation of".

Amendment No. 4 was adopted without objection.

SB 821, as amended, was passed to third reading.

HB 2214 - LAID ON THE TABLE SUBJECT TO CALL

Representative Olivo moved to lay **HB 2214** on the table subject to call.

The motion prevailed without objection.

HB 1504 ON SECOND READING (by Goolsby)

HB 1504, A bill to be entitled An Act relating to the establishment of a consortium of Alzheimer's disease centers.

HB 1504 was read second time on May 3 and was postponed until 10 a.m. today.

Amendment No. 1

Representatives Brimer and Goolsby offered the following amendment to **HB 1504**:

Amend **HB 1504**, Page 1, line 14, by adding after University Health Science Center, The University of North Texas Health Science Center at Fort Worth.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Goolsby offered the following amendment to **HB 1504**:

Amend **HB 1504** as follows:

(1) On page 1, line 15, between the period and "The", insert "The consortium is directed by the Texas Tech University Health Sciences Center.".

(2) On page 3, lines 15-16, strike "establishing and maintaining the consortium and data coordinating center" and substitute "supporting the research activities of the consortium".

Amendment No. 2 was adopted without objection.

HB 1504, as amended, was passed to engrossment.

CSHB 1725 ON SECOND READING
(by Salinas, Gutierrez, Chavez, and Najera)

CSHB 1725, A bill to be entitled An Act relating to immunization requirements for children living near the border with the United Mexican States.

CSHB 1725 was read second time on May 3. Amendment No. 1 was before the house and the bill was postponed until 10 a.m. today.

Amendment No. 1 was withdrawn.

Representative Salinas moved to table **CSHB 1725**.

The motion to table prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

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

HB 2611 ON THIRD READING
(by Greenberg, Gallego, Madden, Uher, Danburg, et al.)

HB 2611, A bill to be entitled An Act relating to electronic reporting of certain political contributions and political expenditures.

Amendment No. 1

Representative Danburg offered the following amendment to **HB 2611**:

Amend **HB 2611** on 3rd reading on page 2, lines 3-4, by striking "to solicit or acknowledge political contributions or".

Amendment No. 1 was adopted without objection.

HB 2611, as amended, was passed.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today to attend a meeting of the conference committee on **HB 1**:

Junell on motion of R. Lewis.

Coleman on motion of R. Lewis.

Heflin on motion of R. Lewis.

West on motion of R. Lewis.

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

Gallego on motion of R. Lewis.

HB 3041 ON THIRD READING (by Smithee)

HB 3041, A bill to be entitled An Act relating to prompt payment of insurance claims.

Amendment No. 1

Representative Puentes offered the following amendment to **HB 3041**:

Amend **HB 3041** on third reading by striking SECTION 2 of the bill (page 2, lines 13-27 through page 3, lines 1-9) and substituting the following:

SECTION 2. Section 2, Article 21.55, Insurance Code, is amended to read as follows:

Sec. 2. NOTICE OF CLAIM; INSURER REQUIREMENTS. (s) Each ~~[except as provided by Subsection (d) of this section, an]~~ insurer shall, not later than the 15th day after receipt of notice of a claim or the 30th business day if the insurer is an eligible surplus lines insurer:

(1) acknowledge receipt of the claim;

(2) mail to the claimant a complete copy of the applicable insurance policy if required to do so under Subsection (b) of this section;

(3) commence any investigation of the claim; and

(4)~~(3)~~ request from the claimant all items, statements, and forms that the insurer reasonably believes, at that time, will be required from the claimant.

(b) An insurer shall mail a complete copy of the applicable insurance policy under Subsection (a) of this section if, in the notice of the claim, the claimant notifies the insurer of a loss covered by the policy that is the result of a fire, flood, natural disaster, or other circumstance in which it is reasonable to assume that the claimant's copy of the policy has been lost or destroyed.

(c) The insurer may make additional [Additional] requests for information from the claimant [may be made] if, during the investigation of the claim, the insurer determines that the [such] additional requests are necessary.

(d) [(b)] If the acknowledgment of the claim is not made in writing, the insurer shall make a record of the date, means, and content of the acknowledgment.

(e) An insurer who receives a nonwritten notice of claim may, on or before the third business day after the date the insurer receives the notice of claim, advise the claimant that written notice is required. An insurer who does not request written notice under this subsection is subject to each requirement applicable to a written notice of claim, beginning on the date the insurer receives the nonwritten notice of claim. An insurer who requests a written notice of claim from a claimant under this subsection shall respond to that written notice, if received by the insurer, as required by this article.

Amendment No. 1 was adopted without objection.

HB 3041, as amended, was passed.

**MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

**SB 1129 ON SECOND READING
(Kuempel - House Sponsor)**

SB 1129, A bill to be entitled An Act relating to participation and credit in, contributions to, and benefits and administration of the Texas County and District Retirement System.

SB 1129 was considered in lieu of **HB 2405**.

Amendment No. 1

Representative Haggerty offered the following amendment to **CSSB 1129**:

Amend **SB 1129** in SECTION 19 of the bill, at the end of amended Section 843.601, Government Code (house committee report, page 23, between lines 17 and 18), by adding the following:

(g) The governing body of a subdivision that has authorized the establishment of credited service for military service as provided by this section and also has adopted the plan provisions of Section 844.210 may authorize a reduction in the minimum credited service requirement for eligibility to establish credit under this section from 10 to 8 years.

Amendment No. 1 was adopted without objection.

SB 1129, as amended, was passed to third reading.

HB 2405 - LAID ON THE TABLE SUBJECT TO CALL

Representative Kuempel moved to lay **HB 2405** on the table subject to call.

The motion prevailed without objection.

HB 150 ON SECOND READING
(by Naishtat, Gallego, and Dutton)

HB 150, A bill to be entitled An Act relating to jury instructions and charges in capital cases.

Representative Naishtat moved to postpone consideration of **HB 150** until 10 a.m. Friday, May 7.

The motion prevailed without objection.

HB 1652 ON SECOND READING
(by Maxey, Danburg, Ehrhardt, Capelo and McClendon)

HB 1652, A bill to be entitled An Act relating to an education and prevention program for hepatitis C.

HB 1652 was passed to engrossment. (Berman and Corte recorded voting no)

(Gallego now present)

CSHB 1919 ON SECOND READING
(by Gallego, Isett, Farabee, Eiland, Clark, et al.)

CSHB 1919, A bill to be entitled An Act relating to legislative review of health care benefits that are mandated to be provided by health benefit plans.

CSHB 1919 was passed to engrossment.

LEAVE OF ABSENCE GRANTED

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

Gallego on motion of R. Lewis.

CSHB 1498 ON SECOND READING
(by Janek, Siebert, A. Reyna, et al.)

CSHB 1498, A bill to be entitled An Act relating to the availability of health benefit coverage options for health maintenance organization eligible enrollees.

Amendment No. 1

Representative Janek offered the following amendment to **CSHB 1498**:

Amend **CSHB 1498** as follows:

(1) On page 1, line 18, between "network" and "network" and "or" insert ", including a limited provider network,".

(2) On page 1, line 20, between "network," and "and" insert "including a limited provider network,".

(3) On page 2, line 15, between "organizations's" and "deliver" insert "or limited provider network's".

(4) On page 2, line 23, after "coverage," insert "For enrollees in limited provider networks, higher cost sharing may be imposed only when obtaining".

benefits or services outside the health maintenance organization delivery network."

(5) Page 3, line 22, between "network" and "or" insert "or" insert ", including a limited provider network,".

(6) On page 3, line 24, between "network," and "and" insert "including a limited provider network,".

(7) On page 4, line 22, after "coverage," insert "For enrollees in limited provider networks, higher cost sharing may be imposed only when obtaining benefits or services outside the health maintenance organization delivery network."

(8) On page 5, line 13, between "network" and "or" insert ", including a limited provider network,".

(9) On page 5, line 15, between "network," and "and" insert "including a limited provider network,".

(10) On page 9, line 6, between "coverage," and "A" insert "For enrollees in limited provider networks, higher cost sharing may be imposed only when obtaining benefits or services outside the health maintenance organization delivery network."

Amendment No. 1 was adopted without objection.

CSHB 1498, as amended, was passed to engrossment.

CSHB 2560 ON SECOND READING
(by Gray, Eiland, Seaman, Luna, et al.)

CSHB 2560, A bill to be entitled An Act relating to coastal erosion.

Representative Gray moved to postpone consideration of **CSHB 2560** until 10 a.m. Tuesday, May 11.

The motion prevailed without objection.

CSHB 2815 ON SECOND READING
(by Junell)

CSHB 2815, A bill to be entitled An Act relating to the petroleum storage tank program; providing a penalty.

Amendment No. 1

On behalf of Representative Cook, Representative Counts offered the following amendment to **CSHB 2815**:

Amend **CSHB 2815** on page 5, between lines 1 and 2, by adding a new SECTION 6 to the bill to read as follows and appropriately renumbering subsequent SECTIONS of the bill:

SECTION 6. Section 26.35731, Water Code, is amended by adding Subsection (c) to read as follows:

(c) Not later than the 90th day after the date on which the commission receives a completed application for reimbursement from the petroleum storage tank remediation account, the commission shall send a fund payment report to the owner or operator of a petroleum storage tank system that is seeking reimbursement.

Amendment No. 1 was adopted without objection.

Amendment No. 2

On behalf of Representative Cook, Representative Counts offered the following amendment to **CSHB 2815**:

Amend **CSHB 2815** by adding a new SECTION to the bill, appropriately numbered, to read as follows:

SECTION _____. Section 26.342, Water Code, is amended by adding a new Subdivision (8) and redesignating existing Subdivisions (8) through (16) as Subdivisions (9) through (17) to read as follows:

(8) "Operator" means any person in day-to-day control of, and having responsibility for the daily operation of, the underground storage tank system.

(9) [~~(8)~~] "Person" means an individual, trust, firm, joint-stock company, corporation, government corporation, partnership, association, state, municipality, commission, political subdivision of a state, an interstate body, a consortium, joint venture, commercial entity, or the United States government.

(10) [~~(9)~~] "Petroleum product" means a petroleum product that is obtained from distilling and processing crude oil and that is capable of being used as a fuel for the propulsion of a motor vehicle or aircraft, including motor gasoline, gasohol, other alcohol blended fuels, aviation gasoline, kerosene, distillate fuel oil, and #1 and #2 diesel. The term does not include naphtha-type jet fuel, kerosene-type jet fuel, or a petroleum product destined for use in chemical manufacturing or feedstock of that manufacturing.

(11) [~~(10)~~] "Petroleum storage tank" means:

(A) any one or combination of aboveground storage tanks that contain petroleum products and that are regulated by the commission; or

(B) any one or combination of underground storage tanks and any connecting underground pipes that contain petroleum products and that are regulated by the commission.

(12) [~~(11)~~] "Regulated substance" means an element, compound, mixture, solution, or substance that, when released into the environment, may present substantial danger to the public health, welfare, or the environment.

(13) [~~(12)~~] "Release" means any spilling including overfills, leaking, emitting, discharging, escaping, leaching, or disposing from an underground or aboveground storage tank into groundwater, surface water, or subsurface soils.

(14) [~~(13)~~] "Risk-based corrective action" means site assessment or site remediation, the timing, type, and degree of which is determined according to case-by-case consideration of actual or potential risk to public health from environmental exposure to a regulated substance released from a leaking underground or aboveground storage tank.

(15) [~~(14)~~] "Spent oil" means a regulated substance that is a lubricating oil or similar petroleum substance which has been refined from crude oil, used for its designed or intended purposes, and contaminated as a result of that use by physical or chemical impurities, including spent motor vehicle lubricating oils, transmission fluid, or brake fluid.

(16) [(15)] "Underground storage tank" means any one or combination of underground tanks and any connecting underground pipes used to contain an accumulation of regulated substances, the volume of which, including the volume of the connecting underground pipes, is 10 percent or more beneath the surface of the ground.

(17) [(16)] "Vehicle service and fueling facility" means a facility where motor vehicles are serviced or repaired and where petroleum products are stored and dispensed from fixed equipment into the fuel tanks of motor vehicles.

Amendment No. 2 was adopted without objection.

CSHB 2815, as amended, was passed to engrossment.

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 1999 ON THIRD READING
(by Telford)**

HB 1999, A bill to be entitled An Act relating to employee benefits available to employees of community supervision and corrections departments.

A record vote was requested.

HB 1999 was passed by (Record 208): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Oliveira.

HB 3460 ON THIRD READING
(by Kuempel)

HB 3460, A bill to be entitled An Act relating to taxes on certain services in park and recreation districts.

HB 3460 was passed.

HB 1187 ON THIRD READING
(by Hilbert)

HB 1187, A bill to be entitled An Act relating to filing a petition that initiates a condemnation proceeding.

A record vote was requested.

HB 1187 was passed by (Record 209): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberston; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

HB 2526 ON THIRD READING
(by Cuellar and T. King)

HB 2526, A bill to be entitled An Act relating to the penalties for poaching.

Amendment No. 1

Representative Chisum offered the following amendment to **HB 2526**:

Amend **HB 2526**, on third reading, in added Section 62.017(d), Parks and Wildlife Code, by striking "game, fish, and water safety account" and substituting "general revenue fund".

Amendment No. 1 was adopted without objection.

HB 2526, as amended, was passed. (Berman recorded voting no)

HB 2563 ON THIRD READING
(by G. Lewis)

HB 2563, A bill to be entitled An Act relating to creation of a pilot program to establish individual development accounts for certain low-income individuals.

HB 2563 was passed.

HB 2922 ON THIRD READING
(by Dunnam and Swinford)

HB 2922, A bill to be entitled An Act relating to the offense of obstructing a railroad crossing with a train.

HB 2922 was passed.

HB 1947 ON THIRD READING
(by Staples)

HB 1947, A bill to be entitled An Act relating to allowing a landowner to take a depredating fur-bearing animal without a hunting or trapping license.

HB 1947 was passed.

HB 1702 ON THIRD READING
(by Delisi, Greenberg, Tillery, R. Lewis, and Merritt)

HB 1702, A bill to be entitled An Act relating to loss of benefits by a retiree of the Teacher Retirement System of Texas who resumes teaching.

A record vote was requested.

HB 1702 was passed by (Record 210): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel;

Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Crabb.

HB 2441 ON THIRD READING

(by Goodman, Telford, Wohlgemuth, G. Lewis, Van de Putte, et al.)

HB 2441, A bill to be entitled An Act relating to the requirement that parents participate in a parenting course and counseling in certain suits involving children.

HB 2441 was passed. (Keel recorded voting no)

HB 2255 ON THIRD READING

(by Swinford)

HB 2255, A bill to be entitled An Act relating to the regulation of the sale of certain items used in funerals.

Amendment No. 1

Representative Tillery offered the following amendment to **HB 2255**:

Amend **HB 2255** on page 2 as follows:

(1) On line 2, between "casket" and the bracket, insert "being a full-sized casket".

(2) Strike lines 4 and 5 and substitute the following: "general manner as the full-sized caskets [~~are~~] displayed.

Amendment No. 1 was adopted without objection.

HB 2255, as amended, was passed.

HB 3492 ON THIRD READING

(by Dunnam)

HB 3492, A bill to be entitled An Act relating to requiring the Texas Department of Public Safety to establish minimum standards for vendors of ignition interlock devices.

Amendment No. 1

Representative Talton offered the following amendment to **HB 3492**:

Amend **HB 3492** second reading engrossment, in SECTION 1 of the bill, proposed Section 521.2476(b), Transportation Code (page 1, between lines 19 and 20), by adding a new Subdivision (3) to read as follows and renumbering existing Subdivisions (3)-(9) accordingly:

(3) obtain liability insurance providing coverage for damages arising out of the operation or use of devices in amounts and under the terms specified by the department;

Amendment No. 1 was adopted without objection.

HB 3492, as amended, was passed.

HB 3682 ON THIRD READING
(by Gutierrez, Cuellar, and Flores)

HB 3682, A bill to be entitled An Act relating to authorizing a state agency to waive a matching funds requirement for an economically disadvantaged county.

A record vote was requested.

HB 3682 was passed by (Record 211): 136 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Delisi; Denny; Deshotel; Driver; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Nays — Hartnett; Madden.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Davis, Y.; Dukes; Jones, C.

STATEMENT OF VOTE

When Record No. 211 was taken, I was in the house but away from my desk. I would have voted yes.

Dukes

HB 3694 ON THIRD READING**(by Hunter)****HB 3694**, A bill to be entitled An Act relating to abandoned burial plots.

A record vote was requested.

HB 3694 was passed by (Record 212): 134 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Swinford; Talton; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Nay — Uher.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Delisi; Reyna, E.; Ritter; Siebert; Staples; Telford.

HB 3249 ON THIRD READING**(by Allen)****HB 3249**, A bill to be entitled An Act relating to permitting local prosecutors to accept federal funds for the purpose of defraying a portion of the cost of prosecution.

A record vote was requested.

HB 3249 was passed by (Record 213): 140 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia;

George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

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

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

HB 3014 ON THIRD READING (by Hawley)

HB 3014, A bill to be entitled An Act relating to the Texas Department of Transportation's automated registration and title system.

Amendment No. 1

Representative Hawley offered the following amendment to **HB 3014**:

Amend **HB 3014** on third reading, in SECTION 1 of the bill, proposed Section 502.1705(c), Transportation Code, (on page 1, line 21) between "implemented" and the period, insert "and in which 50,000 or more motor vehicles were registered during the preceding year".

Amendment No. 1 was adopted without objection.

HB 3014, as amended, was passed. (Harnett recorded voting no)

HB 3029 ON THIRD READING (by Oliveira, Seaman, J. Solis, and Gallego)

HB 3029, A bill to be entitled An Act relating to the projects of certain industrial development corporations and the taxes levied for those projects.

HB 3029 was passed.

HB 2956 ON THIRD READING (by Solomons)

HB 2956, A bill to be entitled An Act relating to the authority of certain fresh water supply districts to conduct contract elections.

A record vote was requested.

HB 2956 was passed by (Record 214): 139 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

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

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Oliveira.

HB 2960 ON THIRD READING

(by D. Jones)

HB 2960, A bill to be entitled An Act relating to the evaluation of proposals for contracts by institutions of higher education for energy conservation measures.

HB 2960 was passed.

HB 2619 ON THIRD READING

(by Ramsay)

HB 2619, A bill to be entitled An Act relating to the collection and management of used oil filters; providing civil and administrative penalties.

HB 2619 was passed. (Howard recorded voting no)

HB 2401 ON THIRD READING

(by Keffer, Christian, Zbranek, J. Solis, P. King, et al.)

HB 2401, A bill to be entitled An Act relating to the establishment of voluntary workforce training programs for certain students.

HB 2401 was passed. (Berman recorded voting no)

HB 2424 ON THIRD READING

(by Coleman)

HB 2424, A bill to be entitled An Act relating to application of certain coverage requirements for serious mental illness.

HB 2424 was passed.

HB 1068 ON THIRD READING
(by McReynolds)

HB 1068, A bill to be entitled An Act relating to the wording of certain political advertising and campaign communications.

HB 1068 was passed.

HB 245 ON THIRD READING
(by Gallego and Naishtat)

HB 245, A bill to be entitled An Act relating to the procedures for determining whether a defendant sentenced to death is incompetent for purposes of execution.

HB 245 was passed.

HB 635 ON THIRD READING
(by Allen, et al.)

HB 635, A bill to be entitled An Act relating to the offense of taking or attempting to take a weapon from a peace officer, parole officer, or community supervision and corrections department officer.

HB 635 was passed.

HB 1103 ON THIRD READING
(by Smith and Allen)

HB 1103, A bill to be entitled An Act relating to when a vehicle becomes a junked vehicle.

HB 1103 was passed. (Berman and Keel recorded voting no)

HB 1260 ON THIRD READING
(by Hill, Howard, and Ehrhardt)

HB 1260, A bill to be entitled An Act relating to financial assistance to provide for water development in disadvantaged communities.

HB 1260 was passed.

HB 1328 ON THIRD READING
(by Uher)

HB 1328, A bill to be entitled An Act relating to the regulation of the practice of professional land surveying.

A record vote was requested.

HB 1328 was passed by (Record 215): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes;

Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Merritt; Walker.

HB 1409 ON THIRD READING

(by Junell)

HB 1409, A bill to be entitled An Act relating to eligibility to conduct a mental and physical examination of a school bus operator.

A record vote was requested.

HB 1409 was passed by (Record 216): 138 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Corte; Janek; Lewis, G.

HB 1418 ON THIRD READING

(by Seaman, Yarbrough, J. Solis, Cuellar, McReynolds, et al.)

HB 1418, A bill to be entitled An Act relating to optional career and technology education programs offered by public school districts and a study of career and technology education programs.

A record vote was requested.

HB 1418 was passed by (Record 217): 136 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Nays — Berman; Hartnett; Madden; Talton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Wilson.

HB 3159 ON THIRD READING

(by Oliveira)

HB 3159, A bill to be entitled An Act relating to the application of the diesel fuel tax to diesel fuel used in certain passenger commercial motor vehicles.

HB 3159 was passed.

HB 1884 ON THIRD READING
(by Grusendorf)

HB 1884, A bill to be entitled An Act relating to the collection and enforcement of child support.

HB 1884 was passed.

HB 1916 ON THIRD READING
(by Oliveira)

HB 1916, A bill to be entitled An Act relating to funding certain job training expenditures through taxes collected by certain industrial development corporations.

HB 1916 was passed.

HB 2105 ON THIRD READING
(by Capelo)

HB 2105, A bill to be entitled An Act relating to judicial review of the validity or applicability of state agency rules and decisions in contested cases.

HB 2105 was passed.

HB 2947 ON THIRD READING
(by Goodman and Naishtat)

HB 2947, A bill to be entitled An Act relating to circumstances under which a juvenile court may commit a child to the Texas Youth Commission.

HB 2947 was passed.

HB 3138 ON THIRD READING
(by Naishtat)

HB 3138, A bill to be entitled An Act relating to the authority of a governing board of a public institution of higher education to reduce tuition or prorate fees charged to a student at that institution.

A record vote was requested.

HB 3138 was passed by (Record 218): 131 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Counts; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keffer; King, P.; King, T.; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel;

Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Nays — Hartnett; Keel; Uher.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Corte; Crabb; Flores; Greenberg; Krusee; McReynolds; Talton.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 218. I intended to vote no.

Berman

When Record No. 218 was taken, I was in the house but away from my desk. I would have voted yes.

Crabb

I was shown voting no on Record No. 218. I intended to vote yes.

Keel

When Record No. 218 was taken, I was in the house but away from my desk. I would have voted yes.

Krusee

When Record No. 218 was taken, I was in the house but away from my desk. I would have voted yes.

McReynolds

When Record No. 218 was taken, I was in the house but away from my desk. I would have voted no.

Talton

I was shown voting yes on Record No. 218. I intended to vote no.

Woolley

**HB 2581 ON THIRD READING
(by Eiland)**

HB 2581, A bill to be entitled An Act relating to appeals of certain interlocutory orders.

HB 2581 was passed.

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

SB 744 ON THIRD READING
(Haggerty - House Sponsor)

SB 744, A bill to be entitled An Act relating to requests for information under the public information law from incarcerated individuals and their agents.

A record vote was requested.

SB 744 was passed by (Record 219): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Elkins; Ellis; Farabee; Farrar; Flores; Garcia; George; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Hilbert; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Jones, D.; Jones, J.; Keel; Keffer; King, P.; King, T.; Krusee; Kuempel; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Palmer; Pickett; Pitts; Puente; Ramsay; Rangel; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Siebert; Smith; Smithee; Solis, J.; Solis, J. F.; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Walker; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Eiland.

SB 894 ON THIRD READING
(Allen - House Sponsor)

SB 894, A bill to be entitled An Act relating to improper sexual activity between certain law enforcement or correctional personnel and persons under custody; providing a penalty.

Amendment No. 1

Representative Smith offered the following amendment to **SB 894**:

Amend **SB 894** on 3rd Reading by adding an appropriately numbered SECTION to read as follows and by renumbering existing SECTIONS accordingly:

SECTION _____. Section 39.04, Penal Code, is amended by adding Subsections (f) and (g) to read as follows:

(f) An employee of the Texas Department of Criminal Justice commits an offense if the employee engages in sexual contact, sexual intercourse, or deviate sexual intercourse with an individual who is not the employee's spouse and who the employee knows is under the supervision of the department but not in the custody of the department.

(g) An offense under Subsection (f) is a state jail felony.

Amendment No. 1 was adopted without objection.

SB 894, as amended, was passed.

SB 507 ON THIRD READING
(West, Keffer, et al. - House Sponsors)

SB 507, A bill to be entitled An Act relating to the requirements for competitive bidding and proposal procedures in certain municipalities.

SB 507 was passed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 610 ON SECOND READING
(by Janek, Christian, and Naishtat)

CSHB 610, A bill to be entitled An Act relating to health care providers under certain health benefit plans.

Amendment No. 1

Representative Van de Putte offered the following amendment to **CSHB 610**:

Amend **CSHB 610** as follows:

(1) Add a new subsection (d) on page 2, line 8, and renumber subsequent sections accordingly.

“(d) If a prescription benefit claim is electronically adjudicated, and the health maintenance organization or its designated agent authorizes treatment, the claim must be paid not later than the 14th day after the treatment is authorized.”

(2) Add a new subsection (d) on page 5, line 7 and number subsequent sections accordingly.

“(d) If a prescription benefit claim is electronically adjudicated, and the preferred provider or its designated agent authorizes treatment, the claim must be paid not later than the 14th day after the treatment is authorized.”

Amendment No. 1 was adopted without objection.

CSHB 610, as amended, was passed to engrossment.

HB 2111 ON SECOND READING
(by Bonnen)

HB 2111, A bill to be entitled An Act relating to the punishment of certain individuals convicted of third degree felonies or state jail felonies.

Amendment No. 1

Representative Ramsay offered the following amendment to **HB 2111**:

Amend **HB 2111** in SECTION 1, on page 1, between lines 20 and 21, in amended Section 12.44, Penal Code, by adding a new Section 12.44(c), Penal Code, to read as follows:

(c) A county is entitled to reimbursement from the state for each day that a person is confined in county jail serving punishment for a Class A misdemeanor after being convicted of a felony of the third degree. Each month, the county shall calculate the number of days served in county jail by persons described by this subsection and shall forward that calculation to the comptroller. The comptroller shall promptly reimburse the county at the rate of \$38 per day for each day served in jail by a person described by this subsection.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Clark offered the following amendment to **HB 2111**:

Amend **HB 2111** as follows:

(1) On page 1, lines 8-11, strike “A court may punish a defendant who is convicted of a felony of the third degree by imposing the confinement permissible as punishment for a Class A misdemeanor, or [A court]” and substitute “A court”.

(2) On page 1, line 11, between “convicted of” and “a state”, insert “a felony of the third degree or”.

(3) On page 1, line 13, strike “Class B [~~A~~]” and substitute “Class A”.

Amendment No. 2 was adopted without objection.

HB 2111, as amended, was passed to engrossment.

CSHB 1111 ON SECOND READING
(by Williams and Hope)

CSHB 1111, A bill to be entitled An Act relating to the dissolution of the Montgomery County Hospital District.

(Bonnen in the chair)

CSHB 1111 was passed to engrossment.

CSHB 3182 ON SECOND READING
(by Grusendorf, et al.)

CSHB 3182, A bill to be entitled An Act relating to procedures applicable in a suit filed by a landlord to evict a tenant and recover unpaid rent.

CSHB 3182 was passed to engrossment.

HB 2968 ON SECOND READING
(by Corte)

HB 2968, A bill to be entitled An Act relating to the fee imposed on certain criminal convictions for records management and preservation services.

Amendment No. 1

Representative R. Lewis offered the following amendment to **HB 2968**:

Amend **HB 2968** on page 1, lines 8-9, by striking “of \$20 [~~\$10~~]” and substituting “not to exceed \$20 [~~of \$10~~].”

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative S. Turner offered the following amendment to **HB 2968**:

Amend **HB 2968** as follows:

(1) On page 1, strike lines 5 and 6 and substitute the following:

SECTION 1. Article 102.005, Code of Criminal Procedure, is amended by amending Subsection (f) and adding Subsection (g) to read as follows:

(2) On page 1, between lines 19 and 20, insert the following:

(g) Except as otherwise provided by this subsection, Subsection (f) does not apply to a county with a population of more than 2.8 million. In a county with a population of more than 2.8 million, a defendant convicted of an offense in a county court, a county court at law, or a district court shall pay a fee of \$10 for records management and preservation services performed by the county as required by Chapter 203, Local Government Code. The fee shall be collected, distributed, and used as provided by Subsection (f).

Amendment No. 3

Representative Y. Davis offered the following amendment to Amendment No. 2:

Amend the Turner Amendment to **HB 2968** to read as follows:

Amend **HB 2968** as follows:

(1) On page 1, strike lines 5 and 6 and substitute the following:

SECTION 1. Article 102.005, Code of Criminal Procedure, is amended by amending Subsection (f) and adding Subsection (g) to read as follows:

(2) On page 1, between lines 19 and 20, insert the following:

(g) Except as otherwise provided by this subsection, Subsection (f) does not apply to a county with a population of more than 1.8 million. In a county with a population of more than 1.8 million, a defendant convicted of an offense in a county court, a county court at law, or a district court shall pay a fee of \$10 for records management and preservation services performed by the county as required by Chapter 203, Local Government Code. The fee shall be collected, distributed, and used as provided by Subsection (f).

Amendment No. 3 was withdrawn.

(Speaker in the chair)

Amendment No. 2 was withdrawn.

Representative Corte moved to postpone consideration of **HB 2968** until 10 a.m. tomorrow.

The motion prevailed without objection.

HB 3706 ON SECOND READING
(by Van de Putte)

HB 3706, A bill to be entitled An Act relating to the appointment and duties of associate judges and child support masters.

Representative Van de Putte moved to postpone consideration of **HB 3706** until 10 a.m. Monday, May 10.

The motion prevailed without objection.

SB 769 ON SECOND READING
(Van de Putte - House Sponsor)

SB 769, A bill to be entitled An Act relating to the creation of an advanced transportation district and authorizing the imposition of a local sales and use tax for advanced transportation.

SB 769 was considered in lieu of **HB 3705**.

SB 769 was passed to third reading. (Shields recorded voting no)

HB 3705 - LAID ON THE TABLE SUBJECT TO CALL

Representative Van de Putte moved to lay **HB 3705** on the table subject to call.

The motion prevailed without objection.

HB 1620 ON SECOND READING
(by Wohlgemuth)

HB 1620, A bill to be entitled An Act relating to the regulation of aircraft on water.

Amendment No. 1

Representative Alexander offered the following amendment to **HB 1620**:

Amend **HB 1620** as follows:

(1) On page 2, line 15, strike “and”.

(2) On page 2, between lines 15 and 16, insert the following:

(4) the interests of persons owning homes that are located on or around the body of water; and

(3) On page 2, line 16, strike “(4)” and substitute “(5)”.

Amendment No. 1 was adopted without objection.

HB 1620, as amended, was passed to engrossment.

CSHB 1461 ON SECOND READING
(by Dunnam)

CSHB 1461, A bill to be entitled An Act relating to oversight of and public access to the supreme court and the court of criminal appeals.

A record vote was requested.

CSHB 1461 was passed to engrossment by (Record 220): 83 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Alexander; Bailey; Bosse; Burnam; Capelo; Carter; Chavez; Chisum; Cook; Corte; Counts; Cuellar; Danburg; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Flores; Garcia; Giddings; Glaze; Goodman; Gray; Greenberg; Gutierrez; Hawley; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Jones, J.; King, T.; Lengefeld; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Merritt; Moreno, J.; Naishtat; Najera; Noriega; Olivo; Pickett; Puente; Ramsay; Rangel; Reyna, A.; Ritter; Sadler; Salinas; Smith; Solis, J.; Solis, J. F.; Swinford; Talton; Thompson; Tillery; Turner, B.; Turner, S.; Uher; Uresti; Van de Putte; Williams; Wilson; Wise; Wolens; Yarbrough; Zbranek.

Nays — Allen; Averitt; Berman; Bonnen; Brimer; Brown, B.; Brown, F.; Christian; Clark; Crabb; Craddick; Culberson; Davis, J.; Delisi; Denny; Driver; Elkins; George; Goolsby; Green; Grusendorf; Haggerty; Hamric; Hardcastle; Hartnett; Hilbert; Hilderbran; Howard; Hunter; Hupp; Isett; Janek; Jones, C.; Keel; Keffer; King, P.; Kruse; Kuempel; Marchant; Morrison; Nixon; Palmer; Pitts; Reyna, E.; Seaman; Shields; Siebert; Smithee; Solomons; Staples; Truitt; Walker; Wohlgemuth; Woolley.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alvarado; Crownover; Moreno, P.

Absent, Excused, Committee Meeting — Coleman; Gallego; Heflin; Junell; West.

Absent — Jones, D.; Mowery; Oliveira; Telford.

STATEMENT OF VOTE

I was shown voting no on Record No. 220. I intended to vote yes.

Isett

CSHB 1275 ON SECOND READING

(by Luna)

CSHB 1275, A bill to be entitled An Act relating to providing a parent with a copy of a special education student's education plan translated into the parents native language.

(George in the chair)

Amendment No. 1

Representative Mowery offered the following amendment to **CSHB 1275**:

Amend **CSHB 1275** on page 1, line 11, by striking the period and substituting “, if a community volunteer is available”.

Amendment No. 1 was adopted without objection.

CSHB 1275, as amended, was passed to engrossment. (Howard recorded voting no)

(Speaker in the chair)

HB 91 ON SECOND READING

(by Giddings, Thompson, Chavez, Clark, Danburg, et al.)

HB 91, A bill to be entitled An Act relating to prohibiting female genital mutilation; imposing a penalty.

HB 91 was passed to engrossment.

CSHB 1882 ON SECOND READING
(by Naishtat)

CSHB 1882, A bill to be entitled An Act relating to requiring the Texas Higher Education Coordinating Board to approve formula funding for certain doctoral students.

Amendment No. 1

Representative Maxey offered the following amendment to **CSHB 1882**:

Amend **CSHB 1882** on page 3, between lines 10 and 11, by inserting the following subdivision:

(7) Subdivision (1) does not apply to funding for a doctoral student who initially enrolled as a doctoral student in any institution of higher education before the 1999 fall semester. In the formulas established under this section, the board shall include funding for a doctoral student described by this subdivision without consideration of Subdivision (1).

Amendment No. 1 was adopted without objection.

CSHB 1882, as amended, was passed to engrossment.

CSHB 2445 ON SECOND READING
(by Kuempel)

CSHB 2445, A bill to be entitled An Act relating to warnings or the dissemination of information to the public by governmental entities concerning flood events or flood conditions.

Amendment No. 1

Representatives Hope and Zbranek offered the following amendment to **CSHB 2445**:

Amend **CSHB 2445** on page 2 by striking lines 12-18 and substituting the following:

from a good faith effort by the governmental entity to warn or disseminate available information from the governmental entity or provided to the governmental entity by a third party concerning a flood event or flood condition.

Representative Clark moved to table Amendment No. 1.

The motion to table was withdrawn.

Amendment No. 1 was adopted.

CSHB 2445, as amended, was passed to engrossment.

HB 2748 ON SECOND READING
(by Smithee)

HB 2748, A bill to be entitled An Act relating to coverage for certain care for children provided through a health maintenance organization.

Amendment No. 1

Representatives Mowery and Shields offered the following amendment to **HB 2748**:

Amend **HB 2748** by adding the following SECTIONS, appropriately numbered, and by renumbering the SECTIONS of the bill accordingly:

SECTION _____. The Texas Health Maintenance Organization Act (Chapter 20A, Vernon's Texas Insurance Code) is amended by adding Section 9F to read as follows:

Sec. 9F. USE OF PEDIATRICIAN AS PRIMARY CARE PHYSICIAN. (a) Notwithstanding any other provision of this chapter, a parent of a minor enrollee may choose and use any pediatrician as the minor enrollee's primary care physician without paying an additional fee or premium.

(b) The parent shall notify the health maintenance organization of the parent's choice of pediatrician in the manner prescribed by the Texas Department of Insurance. The notice required under this subsection must:

(1) include all information required by the Texas Department of Insurance, including a statement indicating the name of the pediatrician; and

(2) be signed by the parent and the pediatrician interested in serving as the minor enrollee's primary care physician.

(c) To be eligible to serve as the minor enrollee's primary care physician, the pediatrician must:

(1) meet the health maintenance organization's requirements for participation as a primary care physician; and

(2) be willing to coordinate all of the minor enrollee's health care needs.

SECTION _____. Section 9E, Texas Health Maintenance Organization Act (Chapter 20A, Vernon's Texas Insurance Code), as added by this Act, applies only to an evidence of coverage delivered, issued for delivery, or renewed on or after January 1, 2000. An evidence of coverage delivered, issued for delivery, or renewed before January 1, 2000, is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

Amendment No. 1 was adopted.

HB 2748, as amended, was passed to engrossment.

CSHB 1379 ON SECOND READING
(by Allen)

CSHB 1379, A bill to be entitled An Act relating to the information about an inmate of the Texas Department of Criminal Justice that is subject to public disclosure or excepted from public disclosure.

CSHB 1379 was passed to engrossment.

CSHB 3544 ON SECOND READING
(by Hodge)

CSHB 3544, A bill to be entitled An Act relating to student loan repayment assistance for certain dentists.

CSHB 3544 was passed to engrossment.

CSHB 3697 ON SECOND READING
(by Siebert, Eiland, and Brimer)

CSHB 3697, A bill to be entitled An Act relating to the operation of the Texas Workers' Compensation Insurance Fund and the disposition of certain surpluses of that fund.

CSHB 3697 was passed to engrossment.

CSHB 3517 ON SECOND READING
(by Goodman, Keel, et al.)

CSHB 3517, A bill to be entitled An Act relating to the detention, adjudication, and disposition of certain persons within the juvenile justice system.

Representative Goodman moved to postpone consideration of **CSHB 3517** until 10 a.m. tomorrow.

The motion prevailed without objection.

HR 833 - ADOPTED
(by Morrison)

Representative Morrison moved to suspend all necessary rules to take up and consider at this time **HR 833**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 833, Recognizing Cinco de Mayo and the city of Goliad as the birthplace of Texas ranching.

HR 833 was read and was adopted without objection.

RULES SUSPENDED

Representative Rangel moved to suspend the 5-day posting rule to allow the Committee on Higher Education to consider **SB 1088**.

The motion prevailed without objection.

Representative Hartnett moved to suspend the 5-day posting rule to allow the Committee on Appropriations to consider **SB 928** on Wednesday, May 5 at 7 p.m.

The motion prevailed without objection.

Representative Bosse moved to suspend the 5-day posting rule to allow the Committee on Civil Practices to consider **HCR 248**.

The motion prevailed without objection.

Representative Oliveira moved to suspend the 5-day posting rule to allow the Committee on Ways and Means to consider **HB 3258** and **HB 3851**.

The motion prevailed without objection.

Representative Smithee moved to suspend the 5-day posting rule to allow the Committee on Insurance to consider **HB 3472**.

The motion prevailed without objection.

Representative Haggerty moved to suspend the 5-day posting rule to allow the Committee on Corrections to consider **SB 365**.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Public Safety, on adjournment today, E1.026, for a formal meeting.

Corrections, on adjournment today, Desk 2, for a formal meeting, to consider **SB 365**.

Ways and Means, on adjournment today, Desk 61, for a formal meeting, to consider pending business.

Rules and Resolutions, on adjournment today, Desk 133, for a formal meeting, to consider the calendar.

Human Services, 5 p.m. today, regular meeting place.

ADJOURNMENT

Representative Luna moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

The house accordingly, at 4:28 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

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

HCR 246 (by Gallego), Authorizing the General Services Commission to name the Del Rio Department of Public Safety facility for former State Representative Susan Gurley McBee.

To State Affairs.

HCR 248 (by Eiland), Granting J. Keith Rose permission to sue the state and The University of Texas Southwestern Medical Center at Dallas.

To Civil Practices.

HCR 249 (by Telford), Memorializing the U.S. Congress and urging the president, in considering Social Security reform legislation, to refrain from the

inclusion of mandatory coverage for employees of previously noncovered state and local governments.

To Pensions & Investments.

HCR 256 (by Delisi, Edwards, Olivo, Chisum, Noriega), Directing certain state agencies to lead an inquiry into youth violence in the State of Texas.

To Juvenile Justice & Family Issues.

SB 39 to Criminal Jurisprudence.

SB 169 to Business & Industry.

SB 207 to Juvenile Justice & Family Issues.

SB 215 to Civil Practices.

SB 247 to Criminal Jurisprudence.

SB 256 to Pensions & Investments.

SB 288 to Insurance.

SB 369 to Human Services.

SB 376 to Judicial Affairs.

SB 378 to Civil Practices.

SB 403 to Criminal Jurisprudence.

SB 502 to Higher Education.

SB 510 to Public Education.

SB 532 to Civil Practices.

SB 534 to Public Safety.

SB 621 to Urban Affairs.

SB 623 to Business & Industry.

SB 685 to Juvenile Justice & Family Issues.

SB 748 to Economic Development.

SB 776 to Civil Practices.

SB 804 to Juvenile Justice & Family Issues.

SB 824 to Public Education.

SB 828 to Environmental Regulation.

SB 833 to Environmental Regulation.

SB 848 to Higher Education.

SB 868 to Public Education.

SB 869 to Public Education.

SB 893 to Higher Education.

SB 911 to Public Education.

- SB 935** to Ways & Means.
- SB 962** to Criminal Jurisprudence.
- SB 966** to Transportation.
- SB 1068** to Ways & Means.
- SB 1079** to State Affairs.
- SB 1086** to Public Health.
- SB 1118** to Ways & Means.
- SB 1210** to Public Education.
- SB 1268** to Urban Affairs.
- SB 1278** to State Affairs.
- SB 1301** to Natural Resources.
- SB 1330** to Public Education.
- SB 1358** to Transportation.
- SB 1366** to Judicial Affairs.
- SB 1384** to State Affairs.
- SB 1394** to Juvenile Justice & Family Issues.
- SB 1427** to State, Federal & International Relations.
- SB 1428** to State, Federal & International Relations.
- SB 1563** to State Affairs.
- SB 1586** to Human Services.
- SB 1651** to Higher Education.
- SB 1718** to Civil Practices.
- SB 1719** to Judicial Affairs.
- SB 1726** to Judicial Affairs.
- SB 1745** to Civil Practices.
- SB 1747** to Public Education.
- SB 1770** to Natural Resources.
- SB 1771** to Natural Resources.
- SB 1787** to Insurance.
- SB 1796** to State Affairs.
- SB 1841** to Higher Education.
- SB 1842** to Licensing & Administrative Procedures.
- SB 1853** to Higher Education.
- SB 1866** to County Affairs.

SB 1867 to Pensions & Investments.

SB 1884 to Insurance.

SCR 12 to Judicial Affairs.

SCR 14 to Judicial Affairs.

SCR 74 to Rules & Resolutions.

SJR 45 to Transportation.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 3

Agriculture & Livestock - **SB 631**

Criminal Jurisprudence - **HB 831, HB 1357, HB 1481, HB 2112, HB 2116, HB 2130, HB 2978, HB 3229, HB 3324, HB 3457, HB 3489, HJR 15, SB 579**

Insurance - **HB 2051, HB 2252, HB 2495, HB 3584, SB 139, SB 569, SB 984, SB 1610**

Judicial Affairs - **HB 2822, HB 3343**

Juvenile Justice & Family Issues - **HB 2869**

Land & Resource Management - **HB 1856, HB 3027, HB 3700, SB 1560**

Licensing & Administrative Procedures - **HB 34, HB 124, HB 2475, HB 3555, SB 1016, SB 1114, SB 1775**

Natural Resources - **HB 3813, HB 3844, HB 3846, SB 1307**

Pensions & Investments - **HB 2344, HB 2701, HB 3007, HB 3009, HB 3660**

Public Education - **HB 51, HB 617, HB 1224, HB 1542, HB 2139, HB 2307, HB 2964**

Public Health - **HB 2050, HB 2394, HB 2759, HB 3606, SB 258, SB 524, SB 846, SB 1085, SB 1234, SB 1235, SB 1236, SB 1340, SB 1532, SB 1589**

Public Safety - **HB 3430, SB 734, SB 1169, SB 1789**

State, Federal & International Relations - **HB 817**

Transportation - **HB 89, HB 522, HB 2995, HB 3402, SB 322, SB 844, SB 926**

Urban Affairs - **HB 3542, HB 3836, SB 1112**

Ways & Means - **HB 1116, HB 2858, HB 3308, HB 3368, HB 3506, HB 3549, HB 3567, HB 3623, HB 3794, HJR 11, HJR 94, SB 613**

ENGROSSED

May 3 - HB 442, HB 450, HB 485, HB 814, HB 946, HB 1056, HB 1184, HB 1826, HB 1997, HB 2004, HB 3125, HB 3493, HB 3497, HB 3693, HB 3739, HJR 58, HJR 69

SENT TO THE GOVERNOR

May 3 - HB 1704

SIGNED BY THE GOVERNOR

May 3 - HB 777, HB 1289