

HOUSE JOURNAL

SEVENTY-NINTH LEGISLATURE, SECOND CALLED SESSION

PROCEEDINGS

FIFTH DAY — MONDAY, AUGUST 1, 2005

The house met at 1:30 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 21).

Present — Mr. Speaker; Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Noriega, M.; Oliveira; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Absent, Excused — Escobar; Haggerty; Olivo; Reyna.

Absent — Corte.

The invocation was offered by Representative Crabb, pastor, Addicks United Methodist Church, Addicks.

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

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Haggerty on motion of Truitt.

Olivo on motion of Mowery.

Reyna on motion of Truitt.

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

Escobar on motion of Gonzalez Toureilles.

**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.)

LEAVES OF ABSENCE GRANTED

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

B. Brown on motion of Denny.

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

Merritt on motion of D. Jones.

CAPITOL PHYSICIAN

The speaker recognized Representative Kuempel who presented Dr. Beverly Nuckols of New Braunfels as the "Doctor for the Day."

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

RESOLUTIONS ADOPTED

Representative Edwards moved to suspend all necessary rules in order to take up and consider at this time **HR 62 - HR 67, HR 69 - HR 78, and HR 80 - HR 84.**

The motion prevailed.

The following resolutions were laid before the house:

HR 62 (by A. Allen), Commending Texas A&M University and the National Hispanic Institute on their hosting of the Young Leaders Conference—Great Debate.

HR 63 (by Gallego), Honoring Vernon "Neal" Billings on the occasion of his retirement from the Texas Department of Transportation Judge Roy Bean Visitor Center in Langtry.

HR 64 (by J. Jones), Honoring Edward K. Evans of Duncanville on attaining the rank of Eagle Scout.

HR 65 (by J. Jones), Honoring Steven T. Mitchell of Dallas on attaining the rank of Eagle Scout.

HR 66 (by J. Jones), Honoring LeDaniel E. Bradshaw of Dallas on attaining the rank of Eagle Scout.

HR 67 (by Craddick), Honoring Arthur and Beth Hunsinger of Midland on their 60th wedding anniversary.

HR 69 (by Jackson), Honoring Larry R. Byrd on receiving an Ethics Award from the Rotary Club of Park Cities.

HR 70 (by Jackson), Honoring Jeffrey J. Beatty of Dallas on attaining the rank of Eagle Scout.

HR 71 (by McClendon), Congratulating Bishop Samuel Edward Iglehart of San Antonio on the occasion of his 68th birthday.

HR 72 (by McCall), Recognizing Alex Benson of Plano for surviving a bear attack in Alaska and commending Mike McFatter, Aaron Chapman, and Mikey McFatter for their heroic efforts.

HR 73 (by Craddick), Congratulating Carol and Robert Young of Midland on their 50th wedding anniversary.

HR 74 (by Craddick), Honoring Willie and Oleta Pruitt of Midland on their 70th wedding anniversary.

HR 75 (by Bohac), Congratulating Anthony John Cutaia of Houston on earning the rank of Eagle Scout.

HR 76 (by Hughes), Congratulating Woody and Dorothy Hogan of Mineola on their 50th wedding anniversary.

HR 77 (by Hughes), Congratulating Jeff and Alice St. John of Quitman on their 50th wedding anniversary.

HR 78 (by Hughes), Congratulating Warren and Loyce Murley of Winnsboro on their 50th wedding anniversary.

HR 80 (by Hughes), Honoring Clyde and Barbara Swindell of Alba on their 50th wedding anniversary.

HR 81 (by Hughes), Honoring Hermon and Jean Taylor of Alba on their 50th wedding anniversary.

HR 82 (by Hughes), Congratulating Myles and Dorothy Evans of Lake Lydia on the occasion of their 65th anniversary.

HR 83 (by Hughes), Congratulating Winnsboro on its designation as a Preserve America Community.

HR 84 (by Raymond), Honoring Hector J. Noyola for his contributions to the Boys and Girls Club of Laredo.

The resolutions were adopted.

HR 79 - ADOPTED
(by Hughes)

Representative Edwards moved to suspend all necessary rules to take up and consider at this time **HR 79**.

The motion prevailed.

The following resolution was laid before the house:

HR 79, In memory of U.S. Air Force Colonel James Lewis of Marshall.

HR 79 was unanimously adopted by a rising vote.

POSTPONED BUSINESS

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

HB 13 ON SECOND READING
(by P. King)

HB 13, A bill to be entitled An Act relating to furthering competition in the communications industry.

HB 13 was read second time on July 25, postponed until July 26, postponed until July 27, and was again postponed until 9 a.m. July 29.

Representative P. King moved to postpone consideration of **HB 13** until 9 a.m. tomorrow.

The motion prevailed.

ADJOURNMENT

Representative Phillips moved that the house adjourn until 9 a.m. Thursday, August 4.

The motion prevailed.

The house accordingly, at 2:17 p.m., adjourned until 9 a.m. Thursday, August 4.

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

HB 53 (By Merritt), Relating to property tax relief, health insurance for public school teachers, and public school textbooks.

To Public Education Reform, Select.

HB 54 (By Bohac), Relating to the limitation on the maximum average annual percentage increase in the appraised value of residence homesteads for ad valorem tax purposes.

To Property Tax Relief, Select.

HB 55 (By Bohac), Relating to the annual adjustment for inflation of the amount of the residence homestead exemption from ad valorem taxation by a school district.

To Property Tax Relief, Select.

HJR 21 (By Howard), Proposing a constitutional amendment authorizing the legislature to permit the commissioners court of a county to establish for purposes of ad valorem taxation a limit of less than 10 percent but not less than three percent on the maximum average annual percentage increase in the appraised value of residence homesteads in the county.

To Property Tax Relief, Select.

HJR 22 (By Bohac), Proposing a constitutional amendment authorizing the legislature to establish for purposes of ad valorem taxation by a school district a limit on the annual increase in the appraised value of residence homesteads of five percent or more, and to permit other political subdivisions to adopt a limit on those appraisal increases of less than 10 percent but not less than five percent.

To Property Tax Relief, Select.

HJR 23 (By Bohac), Proposing a constitutional amendment to provide for the annual adjustment for inflation of the residence homestead exemption from ad valorem taxation for general elementary and secondary public school purposes.

To Property Tax Relief, Select.

HR 68 (By Chavez), Urging Governor Rick Perry to oppose the plans of the Minuteman Project to come to Texas and to ask Minuteman Project representatives not to begin patrols of the Texas border with Mexico.

To State Affairs.

