

# HOUSE JOURNAL

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SEVENTY-NINTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

SEVENTH DAY — THURSDAY, JANUARY 27, 2005

The house met at 9:30 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 16).

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.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; 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, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Noriega, M.; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Absent, Excused — Farabee; Hartnett.

The invocation was offered by Dr. Jimmy Hunter, pastor, Tolivar Chapel Missionary Baptist Church, Waco, as follows:

Almighty God, as this legislative body convenes this day, may each of them as legislators and staff come with an eagerness to serve our great State of Texas. We pray that with new opportunities before them that you would grant them guidance as they follow the path of their accountability to you and to each of their constituents all across this vast state. May you grant them faithfulness to end well what is begun and a realization that sees beyond immediacy to the greater issues of justice that become a part of every decision they seek to make. You have revealed in your word that rule and authority in government are in keeping with your divine order. So bring light, O God, to the work that they do so that life for all in our state may be enhanced.

And lest we forget, gracious God, all the many men and women who continue to fight in foreign lands not only for our freedom, but also for the freedom of all. May our wills be determined now to be in cooperation with your divine will. This is my prayer through Jesus Christ, my Savior and Lord. Amen.

The speaker recognized Representative Uresti 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 state business:

Hartnett on motion of Hamric.

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

Farabee on motion of Homer.

### **CAPITOL PHYSICIAN**

The speaker recognized Representative Blake who presented Dr. Keith Miller of Center as the "Doctor for the Day."

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

### **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, House List No. 3).

(Edwards in the chair)

### **HCR 39 - ADOPTED (by Van Arsdale)**

Representative Van Arsdale moved to suspend all necessary rules to take up and consider at this time **HCR 39**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 39**, Honoring Leonard Reese for his exceptional service to the Texas Legislative Council on the occasion of his retirement as assistant executive director and general counsel with that agency.

(Speaker in the chair)

**HCR 39** was read and was adopted.

On motion of Representative Bonnen, the names of all the members of the house were added to **HCR 39** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Van Arsdale who introduced Leonard Reese and his family.

**LEAVE OF ABSENCE GRANTED**

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

Truitt on motion of Solomons.

**HR 100 - ADOPTED  
(by J. Keffer)**

Representative J. Keffer moved to suspend all necessary rules to take up and consider at this time **HR 100**.

The motion prevailed.

The following resolution was laid before the house:

**HR 100**, Recognizing Osteopathic Medicine Day at the State Capitol on January 27, 2005.

(Edwards in the chair)

**HR 100** was adopted.

**HR 12 - ADOPTED  
(by Callegari)**

Representative Callegari moved to suspend all necessary rules to take up and consider at this time **HR 12**.

The motion prevailed.

The following resolution was laid before the house:

**HR 12**, Honoring Myrtle Cruz of Pearland on her 81st birthday.

**HR 12** was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Callegari who introduced Myrtle Cruz and her family.

**HR 87 - ADOPTED  
(by R. Cook)**

Representative R. Cook moved to suspend all necessary rules to take up and consider at this time **HR 87**.

The motion prevailed.

The following resolution was laid before the house:

**HR 87**, Honoring William H. Harrison, Jr., of Eagle Lake on the occasion of his retirement.

**HR 87** was adopted.

**LEAVE OF ABSENCE GRANTED**

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

Nixon on motion of Denny.

**HR 111 - ADOPTED  
(by Luna, Seaman, and Herrero)**

Representative Luna moved to suspend all necessary rules to take up and consider at this time **HR 111**.

The motion prevailed.

The following resolution was laid before the house:

**HR 111**, Commending all associated with the Nueces County Divert Court.

**HR 111** was adopted.

**HR 110 - ADOPTED  
(by McClendon)**

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 110**.

The motion prevailed.

The following resolution was laid before the house:

**HR 110**, In memory of ZerNona Stewart Black of San Antonio.

**HR 110** was unanimously adopted by a rising vote.

**SPEAKER PRO TEMPORE APPOINTED**

The speaker announced the appointment of Representative Turner as speaker pro tempore.

**HOUSE MEMBERS OF  
LEGISLATIVE BUDGET BOARD APPOINTED**

Pursuant to Section 322.001, Government Code, Speaker Craddick announced the appointment of the following representatives to the Legislative Budget Board:

Pitts (chair, Committee on Appropriations), J. Keffer (chair, Committee on Ways and Means), Hill, and Luna.

**STANDING COMMITTEES APPOINTED**

Speaker Craddick appointed the following standing committees of the house:

**COMMITTEE ON AGRICULTURE AND LIVESTOCK**

Hardcastle, chair; Anderson, vice-chair; B. Brown, CBO.

Seniority appointments: B. Brown and Hardcastle.

Speaker appointments: Burnam, Farrar, Herrero, and Olivo.

**COMMITTEE ON APPROPRIATIONS**

Pitts, chair; Luna, vice-chair.

Speaker appointments: Berman, Branch, B. Brown, F. Brown, Chisum, Crownover, J. Davis, Dukes, Edwards, Gattis, Guillen, Haggerty, Hamric, Hegar, Hope, Hopson, Isett, T. King, Kolkhorst, Martinez, McClendon, Menendez, Peña, Pickett, T. Smith, Truitt, and Turner.

**COMMITTEE ON BORDER AND INTERNATIONAL AFFAIRS**

Chavez, chair; Griggs, vice-chair.

Seniority appointments: Chavez and Griggs.

Speaker appointments: Alonzo, Castro, Merritt, J. Moreno, and Vo.

**COMMITTEE ON BUSINESS AND INDUSTRY**

Giddings, chair; Elkins, vice-chair; Martinez, CBO.

Seniority appointments: Bailey, Elkins, and Solomons.

Speaker appointments: Bohac, Taylor, Vo, and Zedler.

**COMMITTEE ON CALENDARS**

Woolley, chair; Seaman, vice-chair.

Speaker appointments: Callegari, Elkins, Kolkhorst, Luna, McCall, Miller, Rose, Turner, and Van Arsdale.

**COMMITTEE ON CIVIL PRACTICES**

Nixon, chair; Rose, vice-chair.

Seniority appointments: Nixon and Talton.

Speaker appointments: P. King, Madden, Martinez Fischer, Raymond, Strama, and Woolley.

**COMMITTEE ON CORRECTIONS**

Madden, chair; D. Jones, vice-chair; Haggerty, CBO.

Seniority appointments: R. Allen and Haggerty.

Speaker appointments: Hochberg, McReynolds, and M. Noriega.

**COMMITTEE ON COUNTY AFFAIRS**

R. Allen, chair; W. Smith, vice-chair.

Seniority appointments: Farabee, Olivo, and W. Smith.

Speaker appointments: Casteel, Coleman, Laney, Naishtat, and Otto.

**COMMITTEE ON CRIMINAL JURISPRUDENCE**

Keel, chair; Riddle, vice-chair; Peña, CBO.

Seniority appointments: Hodge, Keel, and P. Moreno.

Speaker appointments: Denny, Escobar, Raymond, and Reyna.

**COMMITTEE ON CULTURE, RECREATION, AND TOURISM**

Hilderbran, chair; Kuempel, vice-chair; Dukes, CBO.

Seniority appointments: Baxter and Dukes.

Speaker appointments: Dunnam, Gallego, and Phillips.

**COMMITTEE ON DEFENSE AFFAIRS AND STATE-FEDERAL RELATIONS**

Corte, chair; Campbell, vice-chair; Berman, CBO.

Seniority appointments: Berman, Campbell, and Merritt.

Speaker appointments: Herrero, Hodge, Leibowitz, P. Moreno, and M. Noriega.

**COMMITTEE ON ECONOMIC DEVELOPMENT**

Ritter, chair; B. Cook, vice-chair; Kolkhorst, CBO.

Seniority appointments: Deshotel and McCall.

Speaker appointments: Anchia and Seaman.

**COMMITTEE ON ELECTIONS**

Denny, chair; Bohac, vice-chair; T. Smith, CBO.

Seniority appointments: Bohac and Denny.

Speaker appointments: Anchia, Anderson, Hughes, and J. Jones.

**COMMITTEE ON ENERGY RESOURCES**

West, chair; Farabee, vice-chair; Crownover, CBO.

Seniority appointments: Corte and Crabb.

Speaker appointments: Gonzalez Toureilles and Howard.

**COMMITTEE ON ENVIRONMENTAL REGULATION**

Bonnen, chair; Howard, vice-chair; T. King, CBO.

Seniority appointments: Driver and Kuempel.

Speaker appointments: Homer and W. Smith.

**COMMITTEE ON FINANCIAL INSTITUTIONS**

Solomons, chair; McCall, vice-chair; Guillen, CBO.

Seniority appointments: Flynn and Riddle.

Speaker appointments: Chavez and Orr.

**COMMITTEE ON GENERAL INVESTIGATING AND ETHICS**

Bailey, chair; Paxton, vice-chair.

Speaker appointments: Dutton, Flynn, and Keel.

**COMMITTEE ON GOVERNMENT REFORM**

Uresti, chair; Otto, vice-chair.

Speaker appointments: Y. Davis, Frost, Gonzales, Hunter, and Veasey.

**COMMITTEE ON HIGHER EDUCATION**

Morrison, chair; Goolsby, vice-chair; F. Brown, CBO.

Seniority appointments: Gallego, Giddings, and J. Jones.

Speaker appointments: Dawson, Harper-Brown, and Rose.

**COMMITTEE ON HOUSE ADMINISTRATION**

Hamric, chair; Berman, vice-chair.

Speaker appointments: J. Davis, Dawson, Denny, Giddings, Hughes, Keel, Menendez, Peña, and Taylor.

**COMMITTEE ON HUMAN SERVICES**

Hupp, chair; Eissler, vice-chair; J. Davis, CBO.

Seniority appointments: Hupp, Naishtat, and Reyna.

Speaker appointments: A. Allen, Gonzalez Toureilles, Goodman, and Paxton.

**COMMITTEE ON INSURANCE**

Smithee, chair; Seaman, vice-chair; Isett, CBO.

Seniority appointments: Eiland, Seaman, and Thompson.

Speaker appointments: B. Keffer, Oliveira, Taylor, and Van Arsdale.

**COMMITTEE ON JUDICIARY**

Hartnett, chair; Hughes, vice-chair; Hopson, CBO.

Seniority appointments: Hartnett and Hughes.

Speaker appointments: Alonzo, District 121, Gonzales, Keel, Solis, and Van Arsdale.

**COMMITTEE ON JUVENILE JUSTICE AND FAMILY ISSUES**

Dutton, chair; Goodman, vice-chair.

Seniority appointments: Goodman.

Speaker appointments: Castro, Y. Davis, Dunnam, J. Moreno, Nixon, Strama, and Thompson.

**COMMITTEE ON LAND AND RESOURCE MANAGEMENT**

Mowery, chair; Harper-Brown, vice-chair; Pickett, CBO.

Seniority appointments: Blake, R. Cook, and Escobar.

Speaker appointments: Leibowitz, Miller, and Orr.

**COMMITTEE ON LAW ENFORCEMENT**

Driver, chair; Jackson, vice-chair; Hegar, CBO.

Seniority appointments: Hegar.

Speaker appointments: Burnam, Frost, Hupp, and Veasey.

**COMMITTEE ON LICENSING AND ADMINISTRATIVE PROCEDURES**

Flores, chair; Geren, vice-chair; Chisum, CBO.

Seniority appointments: Chisum, Goolsby, and D. Jones.

Speaker appointments: Hamilton, Homer, Morrison, and Quintanilla.

**COMMITTEE ON LOCAL AND CONSENT CALENDARS**

Reyna, chair; Dukes, vice-chair.

Speaker appointments: Baxter, Casteel, Farabee, Harper-Brown, Homer, Hope, Howard, Oliveira, and W. Smith.

**COMMITTEE ON LOCAL GOVERNMENT WAYS AND MEANS**

Hill, chair; Hamilton, vice-chair.

Seniority appointments: Puente and Quintanilla.

Speaker appointments: Elkins, Laubenberg, and Uresti.

**COMMITTEE ON NATURAL RESOURCES**

Puente, chair; Callegari, vice-chair; Hope, CBO.

Seniority appointments: Bonnen, Hilderbran, and Laney.

Speaker appointments: Campbell, Geren, and Hardcastle.

**COMMITTEE ON PENSIONS AND INVESTMENTS**

Eiland, chair; Flynn, vice-chair; McClendon, CBO.

Seniority appointments: McClendon and Rodriguez.

Speaker appointments: District 121, Griggs, and Krusee.

**COMMITTEE ON PUBLIC EDUCATION**

Grusendorf, chair; Oliveira, vice-chair; Branch, CBO.

Seniority appointments: Dutton, Mowery, and Oliveira.

Speaker appointments: Delisi, Eissler, Hochberg, and B. Keffer.

**COMMITTEE ON PUBLIC HEALTH**

Delisi, chair; Laubenberg, vice-chair; Truitt, CBO.

Seniority appointments: Coleman, McReynolds, and Solis.

Speaker appointments: Dawson, Jackson, and Zedler.

**COMMITTEE ON REDISTRICTING**

Crabb, chair; R. Cook, vice-chair.

Speaker appointments: Corte, Deshotel, Flores, Hopson, Jackson, P. King, Krusee, McClendon, Morrison, Orr, Rodriguez, Talton, and West.



**COMMITTEE ON REGULATED INDUSTRIES**

P. King, chair; Hunter, vice-chair; Turner, CBO.

Seniority appointments: Hunter and Turner.

Speaker appointments: Baxter, R. Cook, Crabb, and Hartnett.

**COMMITTEE ON RULES AND RESOLUTIONS**

Edwards, chair; Wong, vice-chair.

Speaker appointments: A. Allen, Anderson, Blake, Eissler, Gonzales, Hughes, Otto, Veasey, and Zedler.

**COMMITTEE ON STATE AFFAIRS**

Swinford, chair; Miller, vice-chair; Gattis, CBO.

Seniority appointments: Farrar, J. Keffer, and Swinford.

Speaker appointments: B. Cook, Martinez Fischer, Villarreal, and Wong.

**COMMITTEE ON TRANSPORTATION**

Krusee, chair; Phillips, vice-chair; Hamric, CBO.

Seniority appointments: Hamric, Hill, and West.

Speaker appointments: Callegari, Casteel, Deshotel, and Flores.

**COMMITTEE ON URBAN AFFAIRS**

Talton, chair; Wong, vice-chair; Menendez, CBO.

Seniority appointments: Menendez and Wong.

Speaker appointments: A. Allen, Bailey, Blake, and Rodriguez.

**COMMITTEE ON WAYS AND MEANS**

J. Keffer, chair; Villarreal, vice-chair; Edwards, CBO.

Seniority appointments: Edwards, Grusendorf, and Smithee.

Speaker appointments: Luna, Paxton, Ritter, and Woolley.

**PERMANENT OFFICERS OF THE HOUSE APPOINTED**

The speaker announced the appointment of the following permanent officers of the House of Representatives of the Seventy-Ninth Legislature:

Chief Clerk . . . . .	Robert Haney
Parliamentarian and Special Counsel . . . . .	Denise Davis
Deputy Parliamentarian and Special Counsel. . . . .	Christopher A. Griesel
Parliamentary Assistant . . . . .	Jan Meinscher
Journal Clerk. . . . .	Julia Bass
Sergeant-at-Arms and Director of Security . . . . .	Rod Welsh
Reading Clerk . . . . .	Elisa Klein
Reading Clerk . . . . .	Brian Gehr
Voting Clerk . . . . .	Jennifer Teigen
Doorkeeper . . . . .	Leonard Vaughan

Chief of Staff and Legislative Director . . . . . Nancy Fisher  
 Director of Budget and Policy . . . . . Don Green  
 Director of Research . . . . . Harrison Keller  
 Executive Director, House Business Office . . . . . Steve Adrian  
 Committee Coordinator . . . . . Mary Colletti

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Appropriations, upon adjournment today, E1.030, for a formal meeting. This will be an organizational meeting.

### **FIVE DAY POSTING RULE SUSPENDED**

Representative Pitts moved to suspend the five day posting rule to allow the Committee on Appropriations to consider various appropriations issues in an overview hearing.

The motion prevailed.

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Appropriations, 8 a.m. Monday, January 31, E1.030, for a public hearing, regarding various appropriations issues.

### **HR 121 - ADOPTED**

**(by Y. Davis)**

Representative Y. Davis moved to suspend all necessary rules to take up and consider at this time **HR 121**.

The motion prevailed.

The following resolution was laid before the house:

**HR 121**, In memory of Leon Percy Burrell.

**HR 121** was unanimously adopted by a rising vote.

### **PROVIDING FOR ADJOURNMENT**

Representative B. Brown 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. Monday, January 31 in memory of Megan Holden of Chandler.

The motion prevailed.

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

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

(Delisi in the chair)

## ADJOURNMENT

In accordance with a previous motion, the house, at 10:33 a.m., adjourned until 10 a.m. Monday, January 31.

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## ADDENDUM

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### REFERRED TO COMMITTEES

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

#### List No. 1

**HB 1** (By Pitts), General Appropriations Bill.

To Appropriations.

**HB 6** (By Hupp, Uresti, and Reyna), Relating to protective services; providing penalties.

To Human Services.

**HB 11** (By Corte), Relating to the expulsion of students for assault of school employees.

To Public Education.

**HB 12** (By Corte), Relating to creation of a public education voucher pilot program for certain children.

To Public Education.

**HB 13** (By Corte), Relating to punishment for the sale of an alcoholic beverage to a minor.

To Licensing and Administrative Procedures.

**HB 14** (By Corte), Relating to the persons authorized to draw a blood specimen from a vehicle operator to test for alcohol concentration or other intoxicating substances.

To Law Enforcement.

**HB 15** (By Corte), Relating to liability for injury arising from a motor vehicle accident.

To Civil Practices.

**HB 16** (By Corte), Relating to the right to object to participation in an abortion procedure or to the dispensing of an emergency contraceptive.

To State Affairs.

**HB 17** (By Corte), Relating to statistical information concerning the number of judicial proceedings to bypass parental notice of a minor's abortion.

To State Affairs.

**HB 18** (By Corte), Relating to the persons who may inspect or obtain a copy of a military discharge record under the public information law.

To Defense Affairs and State-Federal Relations.

**HB 19** (By F. Brown), Relating to tuition and fee rebates for timely completion of degree programs offered by general academic teaching institutions.

To Higher Education.

**HB 20** (By F. Brown), Relating to a pilot program to provide for reduced undergraduate tuition during a summer term or session at Texas A&M University.

To Higher Education.

**HB 21** (By F. Brown, Anchia, and Peña), Relating to use of safety belts and child passenger safety seat systems.

To Transportation.

**HB 22** (By F. Brown), Relating to the disposition of state agency surplus or salvage property.

To State Affairs.

**HB 23** (By F. Brown, Hopson, Uresti, et al.), Relating to the use of credit scoring in certain lines of personal insurance.

To Insurance.

**HB 24** (By Thompson), Relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities.

To Human Services.

**HB 25** (By Delisi), Relating to transition assistance within the public school system for school-age dependents of military personnel.

To Defense Affairs and State-Federal Relations.

**HB 26** (By Delisi), Relating to an electronic database of major state contracts and related documents.

To Government Reform.

**HB 27** (By Callegari), Relating to the penalties for intoxication assault and intoxication manslaughter and to the sentencing of defendants convicted of those offenses.

To Criminal Jurisprudence.

**HB 28** (By Eissler), Relating to state taxes; imposing penalties.

To Ways and Means.

**HB 29** (By Eissler), Relating to the use of the term "seminary" or "school of theology" in the official name or title of a private postsecondary educational institution.

To Higher Education.

**HB 30** (By Eissler), Relating to carbon monoxide detectors in certain residential dwellings; providing civil penalties.

To Public Health.

**HB 31** (By Eissler), Relating to state assessment of public school students in social studies in the fifth grade.

To Public Education.

**HB 32** (By Eissler), Relating to the qualifications for certification as a principal of a public school.

To Public Education.

**HB 33** (By Eissler), Relating to the prosecution and punishment of the offense of deceptive business practices.

To Criminal Jurisprudence.

**HB 34** (By Eissler), Relating to erecting an off-premise sign adjacent to and visible from certain roads.

To Culture, Recreation, and Tourism.

**HB 35** (By Eissler), Relating to the offenses of burglary of vehicles, theft, and tampering with identification numbers.

To Criminal Jurisprudence.

**HB 36** (By Eissler), Relating to the sale or service of an alcoholic beverage to a person on the person's 21st birthday; providing a penalty.

To Licensing and Administrative Procedures.

**HB 37** (By Eissler and Woolley), Relating to the automatic admission of undergraduate students to a general academic teaching institution that is a component institution of a university system.

To Higher Education.

**HB 38** (By Eissler), Relating to the amount of alcohol that may be served in a drink by the holder of an alcoholic beverage permit or license; providing criminal penalties.

To Licensing and Administrative Procedures.

**HB 39** (By Eissler), Relating to outdoor burning of household refuse; creating an offense.

To Environmental Regulation.

**HB 40** (By Eissler, M. Noriega, and Wong), Relating to tuition assistance granted to certain members of state military forces attending public or private institutions of higher education.

To Higher Education.

**HB 41** (By Eissler), Relating to the authority of the Montgomery County Hospital District to issue certain bonds or incur or assume other debt.

To County Affairs.

**HB 42** (By Eissler), Relating to application of a payment under a credit card account.

To Financial Institutions.

**HB 43** (By Y. Davis), Relating to requiring the Texas Department of Criminal Justice to conduct a mandatory human immunodeficiency virus test on certain inmates and state jail felons.

To Corrections.

**HB 44** (By Y. Davis), Relating to the regulation of clinical nutritionists and nutrition counselors; providing penalties.

To Public Health.

**HB 45** (By Grusendorf), Relating to notaries public.

To State Affairs.

**HB 46** (By Grusendorf), Relating to the maintenance of records by a notary public.

To State Affairs.

**HB 47** (By Keel), Relating to imposing a civil penalty on a county that fails to make available to the public certain information with respect to an arrest or search warrant.

To Criminal Jurisprudence.

**HB 48** (By Keel), Relating to disposal of an exhibit in a capital case.

To Criminal Jurisprudence.

**HB 49** (By T. Smith), Relating to the punishment prescribed for certain repeat intoxication offenders.

To Criminal Jurisprudence.

**HB 50** (By T. Smith), Relating to the authority of the Department of Public Safety and certain local law enforcement agencies to establish a checkpoint on a highway or street to determine whether persons are driving while intoxicated.

To State Affairs.

**HB 51** (By T. Smith), Relating to the punishment prescribed for and conditions of community supervision imposed on certain persons who commit intoxication offenses.

To Criminal Jurisprudence.

**HB 52** (By Hopson, Farabee, Hughes, Menendez, et al.), Relating to health coverage or compensation supplementation for certain education employees.

To Public Education.

**HB 53** (By Branch and Anchia), Relating to the punishment for the offense of burglary of a vehicle.

To Criminal Jurisprudence.

**HB 54** (By Branch), Relating to requiring a record vote by each house of the legislature on final passage of a bill and to public notice of the record vote.

To State Affairs.

**HB 55** (By Grusendorf, Hill, Goolsby, Branch, et al.), Relating to the designation of the portion of Interstate Highway 20 inside Dallas and Tarrant Counties as the Ronald Reagan Memorial Highway.

To Transportation.

**HB 56** (By Denny), Relating to the offense of tampering with a direct recording electronic voting machine; providing criminal penalties.

To Elections.

**HB 57** (By Denny), Relating to the dates on which elections may be held.

To Elections.

**HB 58** (By Hughes), Relating to the jurisdiction of the statutory county court of Harrison County over truancy cases.

To Juvenile Justice and Family Issues.

**HB 59** (By Branch), Relating to the legislature's obligation to provide state funding for the public education system.

To Public Education.

**HB 60** (By Branch), Relating to the first day of instruction of a school year for public school students.

To Public Education.

**HB 61** (By McClendon), Relating to the punishment for a capital felony committed by a person who is younger than 18 years of age at the time of committing the felony.

To Criminal Jurisprudence.

**HB 62** (By McClendon), Relating to authorizing a procedure for an appeal by pauper's affidavit of a residential eviction suit based on nonpayment of rent.

To Business and Industry.

**HB 63** (By McClendon), Relating to the penalty for evasion of process.

To Criminal Jurisprudence.

**HB 64** (By McClendon), Relating to the automatic admission to public institutions of higher education of certain undergraduate transfer students.

To Higher Education.

**HB 65** (By McClendon), Relating to the authority of certain municipalities to designate and enforce drug-free zones.

To Urban Affairs.

**HB 66** (By McClendon), Relating to the punishment for a capital offense.

To Criminal Jurisprudence.

**HB 67** (By McClendon), Relating to designating August 26 as Women's Independence Day.

To Culture, Recreation, and Tourism.

**HB 68** (By McClendon), Relating to public nuisance actions involving criminal street gangs.

To Civil Practices.

**HB 69** (By McClendon), Relating to the imposition of a lien on property to recover certain medical assistance.

To Business and Industry.

**HB 70** (By McClendon), Relating to the expedited payment of the lump-sum death benefit for members of the Employees Retirement System of Texas.

To Pensions and Investments.

**HB 71** (By Thompson), Relating to grand jury proceedings.

To Criminal Jurisprudence.

**HB 72** (By Naishtat), Relating to the regulation of electioneering communications made in connection with a political campaign; providing a criminal penalty.

To Elections.

**HB 73** (By Naishtat), Relating to restrictions on payment of certain loans with political contributions.

To Elections.

**HB 74** (By Naishtat), Relating to exempting school districts from certain mold assessor and remediation licensing requirements.

To Licensing and Administrative Procedures.

**HB 75** (By Hope), Relating to the selection of a jury in criminal and civil cases.

To Judiciary.

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

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

#### **House List No. 3**

**HCR 23, HCR 32**

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#### **APPENDIX**

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#### **ENROLLED**

**January 26 - HCR 33**