

HOUSE JOURNAL

SEVENTY-NINTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TWENTY-FIFTH DAY — TUESDAY, MARCH 1, 2005

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

The roll of the house was called and a quorum was announced present (Record 37).

Present — Mr. Speaker; Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; 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; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Grusendorf; Guillen; Haggerty; 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, 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; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Absent, Excused — Brown, B.; Escobar.

Absent — Griggs.

The invocation was offered by Frank Mathews, senior pastor, First Baptist Church, Kilgore, as follows:

Our Father, we thank you today for giving to all of us the gift of life. I pray that all of us here today will use that gift by giving back to you our very best.

I pray today for the representatives of this body as they deliberate the work of our wonderful state. My prayer is that they will seek the wisdom that you have provided them as they make decisions that affect the citizens of our state.

In our world that is divided, I pray that we will find our unity in you. In countries around our world that are torn by violence and death, I pray that they can experience healing. We pray together for our troops that defend freedom

around our world. We pray for the families that have experienced the loss of loved ones who have given their lives to defend the cause of freedom, especially in Iraq and Afghanistan.

We join together to pray for the leadership in Texas. I pray for our governor, our lieutenant governor, and other officials who stand before this body. We pray for President Bush and the leadership that surrounds him in our nation's capitol. True leaders live a life of influence, and I pray that the leadership of our state and our nation will influence all to be guided by truth that you have already provided.

You have truly blessed us, empowered us, and gifted us for your service. At the end of this day may we all look back and see your hand and your guidance in all that we did. Thank you for showing us that you love us and that you long to live through us. In this name of the one who gives us life for this day I pray. Amen.

The speaker recognized Representative Merritt 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 a death in the family:

Escobar on motion of Gonzales.

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

B. Brown on motion of Callegari.

CAPITOL PHYSICIAN

The speaker recognized Representative Blake who presented Dr. Ron McMurry of Jasper as the "Doctor for the Day."

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

MESSAGE FROM THE SENATE

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

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Denny and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

HR 122 - ADOPTED

(by Anchia, Jackson, Giddings, Craddick, and Alonzo)

Representative Anchia moved to suspend all necessary rules to take up and consider at this time **HR 122**.

The motion prevailed.

The following resolution was laid before the house:

HR 122, In memory of former State Representative Chris Semos of Dallas.

HR 122 was read and was unanimously adopted by a rising vote.

On motion of Representative Jackson, the names of all the members of the house were added to **HR 122** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Anchia who introduced the family of former State Representative Chris Semos.

REMARKS BY REPRESENTATIVE ANCHIA

Thank you, Mr. Speaker, it is with great honor and pride that I stand here to salute my late friend and mentor, Chris Victor Semos. Mr. Speaker and members, we are joined today by his beautiful wife Anastasia Semos, two of his lovely daughters Mary Katherine and Victoria, and his uncle Jim Tassos. Today we remember and celebrate the great legacy of Chris Victor Semos—not only for the many accomplishments that were articulated in **HR 122**, but for the great man that he was. He made a positive impact on the lives of so many people—not only across this great state, but across this world. In my case, Chris was there when I met the woman I would eventually marry. He urged me to drop roots in the community that I now represent and he also inspired me to serve publicly. If my predecessor in office, Steve Wolens, were here today, he would say much the same about Chris Semos as I've said.

It is frequently said of a man that the true measure of a man is the number and quality of his friends, and I'm proud to acknowledge the dozens of Chris' friends that are here in the gallery today from the members of the Oak Cliff Lions Club to the Kessler/Stevens Neighborhood Associations, and the Rosemont Elementary School. Thank you for your support of our friend, Chris Victor Semos, and welcome to your house. For those of you who would like to stand and be recognized as Chris' friends, please do.

Mr. Speaker and members, it is also said of a man, that he will be finally judged by his family, and that is Chris' ultimate legacy. To Tassie, Mary Katherine, Victoria, and Kristina, you represent the finest of Chris. And as he is looking down from the gallery a few levels above where everyone is today, he is smiling proudly.

(Merritt in the chair)

HR 225 - ADOPTED

(by P. King)

Representative P. King moved to suspend all necessary rules to take up and consider at this time **HR 225**.

The motion prevailed.

The following resolution was laid before the house:

HR 225, Recognizing March 1, 2005, as Parker County Day at the State Capitol.

(Speaker in the chair)

HR 225 was read and was adopted.

(Griggs now present)

(Goolsby in the chair)

HCR 19 - ADOPTED
(by Berman)

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HCR 19**.

The motion prevailed.

The following resolution was laid before the house:

HCR 19, Designating February 28 to March 1, 2005, as Tyler Days at the State Capitol.

HCR 19 was read and was adopted.

On motion of Representative Merritt, the names of all the members of the house were added to **HCR 19** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Berman who introduced a delegation from Tyler.

HR 505 - ADOPTED
(by Berman)

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HR 505**.

The motion prevailed.

The following resolution was laid before the house:

HR 505, Honoring Elmer G. Ellis on his induction into the Tyler Business Hall of Fame of Junior Achievement of the Greater Tyler Area.

(Speaker in the chair)

HR 505 was read and was adopted.

On motion of Representative Hughes, the names of all the members of the house were added to **HR 505** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Berman who introduced Elmer and Betsy Ellis.

HCR 21 - ADOPTED
(by Berman)

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HCR 21**.

The motion prevailed.

The following resolution was laid before the house:

HCR 21, Congratulating the Red Raiders football team of Robert E. Lee High School in Tyler on winning the state Class 5A Division I football championship.

HCR 21 was adopted.

(McCall in the chair)

HR 520 - ADOPTED
(by Swinford, Smithee, and Chisum)

Representative Swinford moved to suspend all necessary rules to take up and consider at this time **HR 520**.

The motion prevailed.

The following resolution was laid before the house:

HR 520, Recognizing March 1, 2005, as Texas Panhandle Day at the State Capitol.

(Speaker in the chair)

HR 520 was read and was adopted.

HCR 76 - ADOPTED
(by Laney)

Representative Laney moved to suspend all necessary rules to take up and consider at this time **HCR 76**.

The motion prevailed.

The following resolution was laid before the house:

HCR 76, Congratulating Miss Texas USA 2005 Tyler Willis of Brownfield.

HCR 76 was read and was adopted.

On motion of Representative Chisum, the names of all the members of the house were added to **HCR 76** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Laney who introduced Tyler Willis, her mother, and grandmother. Miss Willis briefly addressed the house.

HR 134 - ADOPTED
(by Howard)

Representative Howard moved to suspend all necessary rules to take up and consider at this time **HR 134**.

The motion prevailed.

The following resolution was laid before the house:

HR 134, Honoring Chief Henry "Hank" Stokes Howell, Jr., on his retirement from the Missouri City Police Department.

(Chisum in the chair)

HR 134 was read and was adopted.

(Speaker in the chair)

On motion of Representative Goodman, the names of all the members of the house were added to **HR 134** as signers thereof.

HR 580 - ADOPTED
(by Goolsby)

Representative Goolsby moved to suspend all necessary rules to take up and consider at this time **HR 580**.

The motion prevailed.

The following resolution was laid before the house:

HR 580, Recognizing March 1, 2005, as Interior Design Day at the State Capitol.

HR 580 was read and was adopted.

HR 376 - ADOPTED
(by Villarreal)

Representative Villarreal moved to suspend all necessary rules to take up and consider at this time **HR 376**.

The motion prevailed.

The following resolution was laid before the house:

HR 376, Honoring Fuddruckers on its 25th anniversary.

HR 376 was read and was adopted.

INTRODUCTION OF GUEST

The speaker recognized Representative Villarreal who introduced Bryce King, president and CEO of Fuddruckers.

HR 550 - ADOPTED
(by Seaman)

Representative Seaman moved to suspend all necessary rules to take up and consider at this time **HR 550**.

The motion prevailed.

The following resolution was laid before the house:

HR 550, Recognizing March 1, 2005, as Aransas County Day at the State Capitol.

HR 550 was read and was adopted.

HR 397 - ADOPTED
(by McCall and Paxton)

Representative Paxton moved to suspend all necessary rules to take up and consider at this time **HR 397**.

The motion prevailed.

The following resolution was laid before the house:

HR 397, Recognizing Collin County Day on March 1, 2005, at the State Capitol.

HR 397 was read and was adopted.

HR 553 - ADOPTED
(by Harper-Brown)

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **HR 553**.

The motion prevailed.

The following resolution was laid before the house:

HR 553, Recognizing March 1, 2005, as Irving Day at the State Capitol.

HR 553 was read and was adopted.

On motion of Representative R. Allen, the names of all the members of the house were added to **HR 553** as signers thereof.

HR 561 - ADOPTED
(by McCall)

Representative McCall moved to suspend all necessary rules to take up and consider at this time **HR 561**.

The motion prevailed.

The following resolution was laid before the house:

HR 561, Honoring Collin County Sheriff Terry Box for his outstanding public service.

(Hopson in the chair)

HR 561 was read and was adopted.

HR 534 - ADOPTED
(by McCall)

Representative McCall moved to suspend all necessary rules to take up and consider at this time **HR 534**.

The motion prevailed.

The following resolution was laid before the house:

HR 534, Recognizing February 28-March 2, 2005, as Texas Technology Week.

HR 534 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Orr who introduced a delegation from Johnson County.

HR 545 - ADOPTED (by R. Allen)

Representative R. Allen moved to suspend all necessary rules to take up and consider at this time **HR 545**.

The motion prevailed.

The following resolution was laid before the house:

HR 545, Recognizing March 1, 2005, as Justices of the Peace and Constables Day at the State Capitol.

HR 545 was read and was adopted.

(Farabee in the chair)

HR 521 - ADOPTED (by Rodriguez)

Representative Rodriguez moved to suspend all necessary rules to take up and consider at this time **HR 521**.

The motion prevailed.

The following resolution was laid before the house:

HR 521, Recognizing March 1, 2005, as Community Development Day at the State Capitol.

HR 521 was adopted.

HR 549 - ADOPTED (by McReynolds)

Representative McReynolds moved to suspend all necessary rules to take up and consider at this time **HR 549**.

The motion prevailed.

The following resolution was laid before the house:

HR 549, Recognizing March 1, 2005, as Nurse Day at the State Capitol.

HR 549 was read and was adopted.

REMARKS ORDERED PRINTED

Representative Strama moved to print remarks by Representative Anchia regarding **HR 122**.

The motion prevailed.

**HR 558 - ADOPTED
(by Merritt)**

Representative Hopson moved to suspend all necessary rules to take up and consider at this time **HR 558**.

The motion prevailed.

The following resolution was laid before the house:

HR 558, Recognizing March 1, 2005, as Kilgore Day at the State Capitol.

HR 558 was read and was adopted.

On motion of Representative Merritt, the names of all the members of the house were added to **HR 558** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Merritt who introduced a delegation from Kilgore.

(Hopson in the chair)

**HCR 75 - ADOPTED
(by Merritt)**

Representative Merritt moved to suspend all necessary rules to take up and consider at this time **HCR 75**.

The motion prevailed.

The following resolution was laid before the house:

HCR 75, Congratulating the Kilgore High School football team on winning the 2004 UIL Class 4A Division II State Football Championship.

HCR 75 was read and was adopted.

(Speaker in the chair)

On motion of Representative Hodge, the names of all the members of the house were added to **HCR 75** as signers thereof.

**PROVIDING FOR A CONGRATULATORY
AND MEMORIAL CALENDAR**

Representative Edwards moved to set a congratulatory and memorial calendar for 10 a.m. Thursday, March 3.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Edwards requested permission for the Committee on Rules and Resolutions to meet while the house is in session.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Rules and Resolutions, during bill referral today, 2W.25, for a formal meeting, to consider the calendar.

PROVIDING FOR ADJOURNMENT

Representative Dutton moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of Captain Grady Burke, a Houston firefighter who was killed in the line of duty.

The motion prevailed.

**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.)

(Talton in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 12 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

HB 1473 (By Wong), Relating to the composition of the pension board of certain municipalities.

To Urban Affairs.

HB 1583 (By Kolkhorst), Relating to the authority of an emergency services district to obtain information to determine whether the district's 9-1-1 emergency service fee is correctly billed, collected, and remitted.

To Law Enforcement.

HB 1584 (By Casteel), Relating to requiring the operator of a vehicle storage facility in certain counties to accept a personal check or debit card as payment for the delivery or storage of a vehicle.

To County Affairs.

HB 1585 (By Smithee), Relating to disapproval by the commissioner of insurance of certain property and casualty insurance rates; providing penalties.

To Insurance.

HB 1586 (By West), Relating to the transaction of business by the Court of Appeals for the Eleventh Court of Appeals District.

To Judiciary.

HB 1587 (By West), Relating to liability and validation issues of the Downtown Midland Management District.

To Urban Affairs.

HB 1588 (By Driver), Relating to the qualifications and removal of and continuing education requirements for a constable.

To Law Enforcement.

HB 1589 (By Driver), Relating to the administration of polygraph examinations to certain applicants for positions in the Department of Public Safety.

To Law Enforcement.

HB 1590 (By Driver), Relating to prohibiting over-the-counter sales of certain forms of pseudoephedrine; providing administrative penalties.

To Public Health.

HB 1591 (By Driver), Relating to enhancing the penalty for manufacture or delivery of methamphetamine.

To Criminal Jurisprudence.

HB 1592 (By Driver), Relating to enhancing the penalty for the manufacture of methamphetamine if a child is present on the premises where the offense is committed.

To Criminal Jurisprudence.

HB 1593 (By Driver), Relating to the punishment for the offense of criminal conspiracy to manufacture certain controlled substances.

To Criminal Jurisprudence.

HB 1594 (By McClendon), Relating to the composition of the board of trustees of the Employees Retirement System of Texas.

To Pensions and Investments.

HB 1595 (By McClendon), Relating to retirement benefits for visiting judges.

To Pensions and Investments.

HB 1596 (By Paxton), Relating to the regulation of neighborhood electric vehicles and motor assisted scooters.

To Transportation.

HB 1597 (By Paxton), Relating to the continuation of the justice court technology fund.

To Judiciary.

HB 1598 (By Jackson), Relating to administrative penalties for violations of health and safety provisions relating to retail food service.

To County Affairs.

HB 1599 (By Callegari), Relating to a conservation and reclamation district's use of money received under a contract with a municipality.

To Natural Resources.

HB 1600 (By Madden), Relating to the issuance of special license plates for Texas sheriffs.

To Transportation.

HB 1601 (By Madden), Relating to the use of telephone interpreter services in a criminal case.

To Criminal Jurisprudence.

HB 1602 (By Eissler), Relating to high deductible health plans.

To Insurance.

HB 1603 (By Bonnen), Relating to the authority of certain political subdivisions to erect or maintain shore protection structures and the location of the line of vegetation in relation to those structures.

To Land and Resource Management.

HB 1604 (By B. Keffer), Relating to the period in which a birth certificate must be filed or a birth reported.

To Public Health.

HB 1605 (By B. Keffer), Relating to the creation of a program to educate the public on the value of health coverage and to increase public awareness of health coverage options.

To Insurance.

HB 1606 (By Thompson), Relating to the level of municipal participation in contracts with developers for public improvements.

To Urban Affairs.

HB 1607 (By McCall), Relating to a request for public information that is sent to a governmental body by electronic mail.

To State Affairs.

HB 1608 (By Escobar), Relating to the authority of a taxing unit to adopt discounts for early payment of ad valorem taxes.

To Ways and Means.

HB 1609 (By Chisum), Relating to the allowed wastes and exemptions applicable to certain municipal solid waste landfill units in arid areas.

To Environmental Regulation.

HB 1610 (By Chisum), Relating to allowing a county to impose a fee for activity that cuts, damages, or otherwise disturbs the surface of a county road.

To County Affairs.

HB 1611 (By Chisum), Relating to the use of money for the low-income vehicle repair assistance, retrofit, and accelerated vehicle retirement program.

To Environmental Regulation.

HB 1612 (By Olivo), Relating to promotion of students to certain grade levels in public school.

To Public Education.

HB 1613 (By Olivo), Relating to the requirements for a high school diploma.

To Public Education.

HB 1614 (By Denny), Relating to supervision of a primary election by the county executive committee.

To Elections.

HB 1615 (By Denny), Relating to requirements for software for electronic filing with the Texas Ethics Commission.

To Elections.

HB 1616 (By Edwards and Oliveira), Relating to payments made to certain dentists under the medical assistance program.

To Public Health.

HB 1617 (By Nixon), Relating to the supplemental compensation of district judges and justices of the courts of appeals.

To Judiciary.

HB 1618 (By Ritter), Relating to authorizing the issuance of revenue bonds for Lamar University.

To Higher Education.

HB 1619 (By Alonzo), Relating to quarterly reports on cases of acquired immune deficiency syndrome and human immunodeficiency virus infection.

To Public Health.

HB 1620 (By Alonzo), Relating to the award of attorney's fees in an action against an officer or director of a nonprofit corporation.

To Business and Industry.

HB 1621 (By Alonzo), Relating to a study and report concerning predicted faculty retirement at general academic teaching institutions.

To Pensions and Investments.

HB 1622 (By Pitts), Relating to the creation of a county court at law in Hill County.

To Judiciary.

HB 1623 (By Goolsby), Relating to the jurisdiction of certain home-rule municipalities on a barrier island in the Gulf of Mexico.

To Land and Resource Management.

HB 1624 (By Goolsby), Relating to the establishment of a law school in the city of Dallas by the University of North Texas System.

To Higher Education.

HB 1625 (By Puente), Relating to the compensation of district judges in Bexar County.

To Judiciary.

HB 1626 (By Nixon), Relating to third-party civil liability for certain persons entering into building or construction contracts.

To Business and Industry.

HB 1627 (By B. Brown), Relating to the presumptive value of a motor vehicle for purposes of the imposition of the sales and use tax.

To Ways and Means.

HB 1628 (By B. Brown), Relating to the authority of certain counties to enact noise regulations; providing a criminal penalty.

To County Affairs.

HB 1629 (By B. Brown), Relating to creating an offense for certain conduct involving the discharge of fireworks.

To Criminal Jurisprudence.

HB 1630 (By McReynolds), Relating to an excused absence from a public institution of higher education for a person called to active military service.

To Defense Affairs and State-Federal Relations.

HB 1631 (By Hilderbran), Relating to amendment of restrictions governing certain residential subdivisions.

To Land and Resource Management.

HB 1632 (By Hope), Relating to the powers of a property owners' association relating to restrictive covenants in certain subdivisions.

To Land and Resource Management.

HB 1633 (By Grusendorf), Relating to continuation and functions of the State Board for Educator Certification.

To Public Education.

HB 1634 (By R. Allen), Relating to arson and arson investigation; creating an offense.

To Criminal Jurisprudence.

HB 1635 (By R. Allen), Relating to a residential infant care program for mothers confined in Texas Department of Criminal Justice facilities.

To Corrections.

HB 1636 (By R. Allen), Relating to proof of residency for the purpose of obtaining a license or permit issued by the Parks and Wildlife Department.

To Culture, Recreation, and Tourism.

HB 1637 (By Thompson), Relating to emergency contraception drug therapy initiated and distributed by a pharmacist to a patient in accordance with drug therapy protocol.

To Public Health.

HB 1638 (By Eiland), Relating to creation and operation of a pilot program under which benefits for a compensable injury sustained by an employee are provided through a qualified accident and health insurance policy and endorsements to that policy.

To Business and Industry.

HB 1639 (By Eiland), Relating to the authority of the attorney general to bring suit on behalf of individuals injured by unlawful practices in restraint of trade.

To Business and Industry.

HB 1640 (By Eiland), Relating to the enforcement of the law governing access to public beaches; imposing a surcharge on certain insurance premiums.

To Land and Resource Management.

HB 1641 (By Jackson), Relating to the prosecution of the offenses of sexual assault and aggravated sexual assault.

To Criminal Jurisprudence.

HB 1642 (By Hartnett), Relating to the appointment of interpreters for judicial proceedings.

To Judiciary.

HB 1643 (By Alonzo), Relating to the adoption of a salary career ladder for parole officers.

To Corrections.

HB 1644 (By Callegari), Relating to the authority of a water control and improvement district or a municipal utility district to enter into a contract to convey property to another water district or water supply corporation.

To Natural Resources.

HB 1645 (By Hughes), Relating to the designation of United States Highway 80 in this state as the World War II Veterans Memorial Highway.

To Transportation.

HB 1646 (By Hughes), Relating to the definition of all-terrain vehicle in the motor vehicle registration law.

To Transportation.

HB 1647 (By Hughes), Relating to the appointment of a campaign treasurer and the filing of reports by a political party's county executive committee that accepts or makes a certain amount of political contributions or expenditures.

To Elections.

HB 1648 (By Hughes), Relating to the expansion of the boundaries of the Wood County Central Hospital District of Wood County.

To County Affairs.

HB 1649 (By Luna), Relating to the regulation of interior designers; providing penalties.

To Licensing and Administrative Procedures.

HB 1650 (By Dutton), Relating to prohibiting the sale of fireworks by a person under 18 years of age and to the prosecution of offenses involving fireworks.

To County Affairs.

HB 1651 (By Dutton), Relating to prohibiting the sale of fireworks by or to a person under 18 years of age and to the prosecution of offenses involving fireworks.

To County Affairs.

HB 1652 (By Dutton), Relating to prohibiting the sale of fireworks to a person under 18 years of age and to the penalty for the unlawful sale of fireworks to certain persons.

To County Affairs.

HB 1653 (By Chisum), Relating to the approval, certification, and oversight of the private sector prison industries program.

To Corrections.

HB 1654 (By Rodriguez), Relating to the cost of certain coverage provided by certain group benefits programs and uniform insurance benefits programs and to eligibility to participate in certain group benefits programs.

To Insurance.

HB 1655 (By J. Keffer), Relating to funding for the Texas statewide emergency services personnel retirement fund.

To Pensions and Investments.

HB 1656 (By Villarreal), Relating to licensing the disposal of certain low-level radioactive wastes.

To Environmental Regulation.

HB 1657 (By Hope), Relating to the administration by the Texas Water Development Board of certain water-related programs financed by federal funds.

To Natural Resources.

HB 1658 (By Farrar), Relating to programs and services for sexual health and the prevention of abortion.

To Public Health.

HCR 13 (By Chavez), Memorializing Congress to allow Mexican visitors the same six-month length of stay afforded to Canadian travelers.

To Border and International Affairs.

HCR 14 (By Van Arsdale), Memorializing Congress to propose an amendment to reform Clause 7, Section 9, Article I, United States Constitution, relating to the federal budget.

To State Affairs.

HCR 24 (By Kolkhorst), Designating Navasota the Blues Capital of Texas. To Culture, Recreation, and Tourism.

HCR 30 (By Miller), Designating Dublin as the official Irish Capital of Texas.

To Culture, Recreation, and Tourism.

HCR 34 (By Kolkhorst), Designating San Felipe as the Colonial Capital of Texas.

To Culture, Recreation, and Tourism.

HCR 37 (By Delisi), Memorializing Congress to increase the presence of federal health and human services agencies, improve coordination of health and human services programs, and increase related funding in Texas.

To Public Health.

HCR 40 (By Hopson), Designating Carthage the Country Music Capital of Texas.

To Culture, Recreation, and Tourism.

HCR 69 (By Chavez), Requesting the U.S. Congress to enact the Agricultural Job Opportunity, Benefits, and Security Act to significantly reform immigration law as it relates to agriculture.

To Border and International Affairs.

HCR 70 (By Hilderbran), Honoring the 100th anniversary of the first H-E-B store in Kerrville.

To Rules and Resolutions.

HCR 71 (By Bonnen), Designating Texas purple sage (*Leucophyllum frutescens*) as the official State Native Shrub of Texas.

To Culture, Recreation, and Tourism.

HCR 73 (By Hochberg), Granting RealAmerica Partners and Charles Zeller permission to sue the State of Texas and the University of Houston System.

To Civil Practices.

HCR 74 (By Solomons), Honoring the 56th Brigade Combat Team of the 36th Infantry Division, Texas National Guard, for its courageous service in Iraq.

To Rules and Resolutions.

HCR 77 (By J. Jones), Designating the cast iron Dutch oven as the official State Cooking Implement.

To Culture, Recreation, and Tourism.

HCR 78 (By Eiland), Designating the Yaga's Children's Fund World Championship Wild Game and BBQ Cook-off as the Official Wild Game Cook-off of Texas.

To Culture, Recreation, and Tourism.

HR 481 (By Wong), In memory of Ruby Sue Wilcox Clifton of Houston.
To Rules and Resolutions.

HR 514 (By Morrison), In memory of Paul Kornfuehrer of Victoria.
To Rules and Resolutions.

HR 515 (By Swinford), Granting the Texas Junior College Student Government Association permission to use the house chamber on April 17, 2005.
To House Administration.

HR 516 (By Raymond), Amending the Housekeeping Resolution to provide for display of the motto "In God We Trust" in the House chamber.
To Rules and Resolutions.

HR 518 (By Morrison), Congratulating Lauri Morrison Perry on completing the Boston Marathon.
To Rules and Resolutions.

HR 522 (By Taylor), In memory of U.S. Marine Lance Corporal Wesley Joel Canning.
To Rules and Resolutions.

HR 523 (By Hughes), Honoring Marine Staff Sergeant Michael L. Youngblood for his heroic actions in Saudi Arabia.
To Rules and Resolutions.

HR 524 (By Hughes), Honoring Mr. and Mrs. Jesse D. Moore of Mineola on the occasion of their 60th wedding anniversary.
To Rules and Resolutions.

HR 525 (By Hopson), Honoring Afton Lynn Smith and Jeremy Grant Barber of Jacksonville on their marriage.
To Rules and Resolutions.

HR 526 (By Hopson), Honoring Master M. J. Hughes of Jacksonville for his contributions to his community.
To Rules and Resolutions.

HR 527 (By Bohac), Recognizing St. Andrew Lutheran Church in Houston on the 50th anniversary of its founding.
To Rules and Resolutions.

HR 528 (By Craddick), Honoring Hank and Bee Henry of Midland on the occasion of their 60th wedding anniversary.
To Rules and Resolutions.

HR 529 (By Casteel), Congratulating George Wolff of Boerne on his racehorse being named 2004 Texas Horse of the Year.
To Rules and Resolutions.

HR 530 (By West), Honoring Charles R. Perry and Nancy Jo Perry of Odessa on their 50th wedding anniversary.
To Rules and Resolutions.

HR 531 (By McClendon), In memory of Ossie Davis.

To Rules and Resolutions.

HR 533 (By Gonzalez Toureilles), Recognizing March 23, 2005, as Live Oak County Day at the State Capitol.

To Rules and Resolutions.

HR 535 (By Campbell), Congratulating Madison Emert on being crowned Miss San Angelo 2005.

To Rules and Resolutions.

HR 537 (By Alonzo), In memory of Vincent Paul Langbein of Dallas.

To Rules and Resolutions.

HR 538 (By Alonzo), In memory of Oscar Jesus Sanchez of Dallas.

To Rules and Resolutions.

HR 539 (By Baxter), In memory of A. Marvin Roscoe, Jr., of Austin.

To Rules and Resolutions.

HR 540 (By J. Jones), In memory of Joseph Smith, Jr., of Grand Prairie.

To Rules and Resolutions.

HR 541 (By T. King), Honoring the life of U.S. Marine Lance Corporal Rhonald Dain Rairdan of San Antonio.

To Rules and Resolutions.

HR 544 (By R. Allen), Honoring Mayor Charles V. England on his contributions to the city of Grand Prairie.

To Rules and Resolutions.

HR 546 (By Bonnen), Honoring Lewis and Janis Gardner of Angleton on the occasion of their 50th wedding anniversary.

To Rules and Resolutions.

HR 554 (By Harper-Brown), In memory of Lance Corporal Nazario Serrano of Irving.

To Rules and Resolutions.

HR 555 (By Hopson), Paying tribute to the life and sacrifice of Lieutenant Colonel Lance C. Wade, a true American hero.

To Rules and Resolutions.

HR 556 (By Hill), Honoring the University of Texas at Dallas chess team.

To Rules and Resolutions.

HR 559 (By Orr), In memory of U.S. Army Specialist Jeremy Olin Allmon of Cleburne.

To Rules and Resolutions.

HR 560 (By Hardcastle), Honoring four members of the Root family for achieving the rank of Eagle Scout.

To Rules and Resolutions.

HR 562 (By Chavez), Honoring Navy Corpsman Jose Ramos of El Paso for his service to his country and his indomitable spirit.

To Rules and Resolutions.

HR 563 (By Chavez), Honoring Suzie Azar, who served as the first female mayor of El Paso.

To Rules and Resolutions.

HR 564 (By Chavez), Congratulating Virginia E. Price of El Paso on her receipt of the REACH Award from the YWCA El Paso Del Norte Region.

To Rules and Resolutions.

HR 565 (By Chavez), Honoring the Mission Impossible bowling team of El Paso.

To Rules and Resolutions.

HR 566 (By Chavez), Honoring Diego Martinez of El Paso for his courageous fight against cancer.

To Rules and Resolutions.

HR 567 (By Chavez), Honoring James Holt for his missionary work in Africa.

To Rules and Resolutions.

HR 568 (By Chavez), Honoring Meredith Garmon and LoraKim Joyner of El Paso on their work as ministers.

To Rules and Resolutions.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Monday, February 28, 2005

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 47 Dukes SPONSOR: Barrientos
Concurrent resolution honoring the life of civil rights leader James Leonard Farmer, Jr.

HCR 60 Isett SPONSOR: Duncan
Honoring Gail Platt of Lubbock for her 20 years of service to the Texas Community College Teachers Association.

HCR 79 Anderson SPONSOR: Averitt
Recognizing February 28, 2005, as West Day at the State Capitol.

HCR 80 Anderson SPONSOR: Averitt
Congratulating the Crawford High School Pirates football team on their championship season.

HCR 81 Anderson SPONSOR: Averitt
Congratulating the Crawford High School cheerleading squad on their championship season.

HCR 82 Anderson SPONSOR: Averitt
Congratulating the Crawford High School Band on their contribution to the community.

HCR 83 Rose SPONSOR: Nelson
Recognizing National Eating Disorders Awareness Week, February 27 through March 5, 2005.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

February 28

Civil Practices - **HB 735, HB 736, HB 737, HB 738, HB 739, HB 741, HB 742, HB 743, HB 744**

ENGROSSED

February 28 - HB 259, HB 266

SENT TO THE GOVERNOR

February 28 - HCR 28, HCR 65, HCR 72

