

HOUSE JOURNAL

EIGHTIETH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FOURTH DAY — THURSDAY, MARCH 8, 2007

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 97).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Aycock; Bailey; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Delisi; Deshotel; Driver; Dukes; Dunnam; Dutton; Eiland; Eissler; Elkins; England; Escobar; Farabee; Farias; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goolsby; Guillen; Haggerty; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Isett; Jackson; Jones; Keffer; King, P.; King, S.; King, T.; Kolkhorst; Krusee; Kuempel; Latham; Laubenberg; Leibowitz; Lucio; Macias; Madden; Mallory Caraway; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miles; Miller; Moreno; Morrison; Mowery; Murphy; Naishtat; Noriega; O'Day; Oliveira; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Puente; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Rose; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Vaught; Veasey; Villarreal; Vo; West; Woolley; Zedler; Zerwas.

Absent, Excused — Garcia; Olivo.

Absent — Farrar.

The invocation was offered by Dr. Mark Denison, pastor, First Baptist Church, Gainesville, as follows:

Our Father and God, we approach your throne with both reverence and humility on behalf of our state, her people, and this governing body. We recognize you as the giver of life and the author of wisdom. It is that wisdom that we seek today, for the speaker and for each representative in this body. We are grateful that you have chosen to be involved in the affairs of man, and we are mindful that you care about the deliberations of this day.

May each member of this distinguished body seek your favor and your leadership in making the critical decisions that affect millions of lives beyond these walls. We pray that your very presence might fill this place, that each

member will walk humbly before their God and reflect the love that sent our Savior to the cross. Give us unity in the midst of diversity, and may that which binds us together always be stronger than that which might threaten to divide us.

For the opportunity to serve you and our fellow Texans, we give you thanks. We pray that you will be honored by all that takes place in these historic halls today. Bless the work of this body and the citizens of our wonderful state. We offer this prayer in the name of Jesus Christ, our Savior and Lord. Amen.

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

REGULAR ORDER OF BUSINESS SUSPENDED

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

CAPITOL PHYSICIAN

The speaker recognized Representative R. Cook who presented Dr. Jorge Duchicela and Dr. David Schnaiderman of Weimar as the "Doctors for the Day."

The house welcomed Drs. Duchicela and Schnaiderman and thanked them for their 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).

LEAVES OF ABSENCE GRANTED

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

Garcia on motion of R. Cook.

The following member was granted leave of absence for today because of a death in the family:

Olivo on motion of R. Cook.

HR 685 - ADOPTED (by Crossover)

Representative Crossover moved to suspend all necessary rules to take up and consider at this time **HR 685**.

The motion prevailed.

The following resolution was laid before the house:

HR 685, Honoring Communities In Schools of Texas and recognizing March 8, 2007, as Communities In Schools Day at the Capitol and March 2007 as Communities In School Month.

HR 685 was read and was adopted.

On motion of Representative Aycock, the names of all the members of the house were added to **HR 685** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Crownover who introduced representatives of Communities In Schools of Texas.

**HR 720 - ADOPTED
(by Creighton)**

Representative Creighton moved to suspend all necessary rules to take up and consider at this time **HR 720**.

The motion prevailed.

The following resolution was laid before the house:

HR 720, Congratulating the New Caney High School academic decathlon team on its achievements.

HR 720 was read and was adopted.

(Harper-Brown in the chair)

**HR 700 - ADOPTED
(by Gonzalez Toureilles)**

Representative Gonzalez Toureilles moved to suspend all necessary rules to take up and consider at this time **HR 700**.

The motion prevailed.

The following resolution was laid before the house:

HR 700, Recognizing March 8, 2007, as Karnes County Day at the State Capitol.

HR 700 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Gonzalez Toureilles who introduced a delegation from Karnes County.

**HR 198 - READ
(by Guillen)**

The chair laid out and had read the following previously adopted resolution:

HR 198, Honoring Angel Garza of San Ygnacio on his retirement from the Zapata County Commissioners Court.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced Angel Garza and members of his family.

**HR 121 - READ
(by Goolsby and S. King)**

The chair laid out and had read the following previously adopted resolution:

HR 121, In memory of Daniel Boone of Abilene.

(Farrar now present)

INTRODUCTION OF GUESTS

The chair recognized Representatives Goolsby and S. King who introduced the family of Daniel Boone.

HR 725 - ADOPTED (by Heflin)

Representative Heflin moved to suspend all necessary rules to take up and consider at this time **HR 725**.

The motion prevailed.

The following resolution was laid before the house:

HR 725, Congratulating the Garden City High School Bearkats on participating in the Class A Division II Region II final state basketball tournament.

HR 725 was read and was adopted.

HR 726 - ADOPTED (by Miller)

Representative Anderson moved to suspend all necessary rules to take up and consider at this time **HR 726**.

The motion prevailed.

The following resolution was laid before the house:

HR 726, Recognizing March 8, 2007, as Soil and Water Conservation District Day at the State Capitol.

HR 726 was read and was adopted.

RESOLUTIONS ADOPTED

Representative Merritt moved to suspend all necessary rules in order to take up and consider at this time **HR 705**, **SCR 32**, and **SCR 34**.

The motion prevailed.

The following resolutions were laid before the house:

HR 705 (by Bonnen), Honoring Kathlyn Babel and Andrew Lehner on the occasion of their wedding.

SCR 32 (by Coleman), Declaring March 7, 2007, Texas Southern University Day at the State Capitol.

SCR 34 (by Merritt), Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, March 7, 2007, and ending on Monday, March 12, 2007.

The resolutions were adopted.

HR 600 - ADOPTED
(by Flores)

Representative Merritt moved to suspend all necessary rules to take up and consider at this time **HR 600**.

The motion prevailed.

The following resolution was laid before the house:

HR 600, Honoring Homer Gallegos of McAllen on his retirement from the U.S. Department of Veterans Affairs, Readjustment Counseling Service.

(Speaker in the chair)

HR 600 was adopted.

HR 710 - ADOPTED
(by Turner)

Representative Turner moved to suspend all necessary rules to take up and consider at this time **HR 710**.

The motion prevailed.

The following resolution was laid before the house:

HR 710, In memory of Devante Johnson of Houston.

HR 710 was read and was unanimously adopted by a rising vote.

On motion of Representative Woolley, the names of all the members of the house were added to **HR 710** as signers thereof.

(McClendon in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 110 (by Naishtat), Commemorating the 30th anniversary of the Assistance League of Austin.

HCR 118 (by Escobar), Welcoming Lieutenant General Ricardo S. Sanchez home to Texas following his retirement from the U.S. Army.

HR 163 was withdrawn.

HR 396 (by Paxton and Farabee), Honoring Sam Ehmke of Frisco for saving the life of a fellow student.

HR 468 (by Callegari), Honoring Dr. Thomas C. Harrison of Katy for his service to his profession and to the community.

HR 472 (by B. Brown), Honoring Constable Joe Don Law for his accomplishments with the Kaufman County S.T.A.R. program for youth.

HR 473 (by Jones), Recognizing March 27, 2007, as Parent Association for the Retarded of Texas Day at the State Capitol.

HR 474 (by Peña), Commending Corporal Rey Leal for his heroic actions during combat in Iraq.

HR 477 (by Farabee), In honor of the centennial of Burkburnett.

HR 483 (by Flores), Commending Sergeant Eleuterio Morales of La Joya for his brave and honorable service during the Vietnam War.

HR 485 (by Jackson), Congratulating Wanda Madge Jones and Angela Joan Ingels of Dallas for winning the titles of Ms. Classic American Queen and Ms. American Queen.

HR 489 (by Eiland), Honoring James P. Elbert on his retirement as president of the Texas Windstorm Insurance Association board of directors.

HR 490 (by Eiland), Recognizing March 31, 2007, as Jack Johnson Day at the State Capitol.

HR 494 (by Hughes), Honoring Sumner and Betty Stacy of Mineola on their 60th wedding anniversary.

HR 496 was withdrawn.

HR 497 was withdrawn.

HR 498 (by Dutton), Recognizing the A. Philip Randolph Institute on the occasion of its Texas state convention.

HR 500 (by Gallego), Honoring Chris Potter on being named the Fireman of the Year by the Uvalde Volunteer Fire Department.

HR 501 (by Gallego), Commending Martha Mitchell on the occasion of her retirement as Val Verde County district clerk.

HR 503 (by Flynn, et al.), Recognizing March 13, 2007, as Van Zandt County Day at the State Capitol.

HR 513 (by Christian), Congratulating the Nacogdoches High School Band on its selection to participate in the 119th Rose Parade at the Tournament of Roses on January 1, 2008.

HR 517 (by Gallego), Congratulating the Honorable Olie Strickland on his retirement as municipal judge of Monahans.

HR 519 (by Veasey), Honoring Nora Jackson Pyles of Fort Worth on her 75th birthday.

HR 521 (by Martinez Fischer), Honoring the life of Annie Coronado Perez of San Antonio.

HR 522 (by Zerwas), Congratulating Ursula Coates on her receipt of the 2006 Chairman's Award from the Fort Bend Chamber of Commerce.

HR 531 (by Hamilton), Honoring Gary Stelly and the staff of radio station KOGT in Orange for their outstanding service in behalf of area citizens during Hurricane Rita.

HR 532 (by Parker), Congratulating James Clayton Satterfield of Argyle on attaining the rank of Eagle Scout.

HR 533 (by Parker), Congratulating Pilot Point ISD for receiving a Verizon Grant for the PEER program at Selz Elementary School.

HR 534 was previously adopted.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HCR 114 was withdrawn.

HR 11 (by Hill), In memory of Billye Meyer of Richardson.

HR 160 was withdrawn.

HR 232 (by Martinez Fischer), In memory of U.S. Army Sergeant Roger P. Pena, Jr., of San Antonio.

HR 249 (by Gonzalez Toureilles), In memory of U.S. Army Specialist Mitchel Thomas Mutz of Falls City.

HR 259 (by Castro), In memory of U.S. Army Private Valerie Gamboa of San Antonio.

HR 264 (by Gallego), In memory of Antonio Cadena, Sr., of Del Rio.

HR 271 (by R. Cook), In memory of John Alden Hancher of Columbus.

HR 274 (by Pitts), In memory of Navy medic Kyle A. Nolen of Ennis.

HR 281 was previously adopted.

HR 286 (by Noriega), In memory of James DeAnda of Houston, retired chief judge of the U.S. District Court for the Southern District of Texas.

HR 469 was withdrawn.

HR 488 (by Eiland), In memory of Joseph A. Raitano, Sr., of Santa Fe.

HR 495 (by McClendon), In memory of S. L. "Lee" Deckard of San Antonio.

HR 499 (by Gallego), In memory of Richard A. Garcia of San Antonio.

HR 506 (by C. Howard), In memory of Harry Lee Westmoreland, Jr., of Sugar Land.

HR 516 (by P. King), In memory of Nobel Prize-winning economist Dr. Milton Friedman.

HR 518 (by Veasey), In memory of U.S. Army Private Clarence Spencer of Fort Worth.

HR 520 (by Martinez Fischer), In memory of Chris Mireles of San Antonio.

HR 523 (by Macias), In memory of Sam V. Champion of Boerne.

HR 524 (by Martinez Fischer), In memory of Colonel J. George Cisneros of San Antonio.

HR 525 (by Martinez Fischer), In memory of Joe V. Galvan of San Antonio.

HR 526 (by Martinez Fischer), In memory of Sister Stephanie Deegan of San Antonio.

HR 527 (by Martinez Fischer), In memory of Guadalupe Cruz of Dallas.

HR 528 (by Martinez Fischer), In memory of Wilma E. Scharrer of Frankenmuth, Michigan.

HR 529 (by Martinez Fischer), In memory of Robert Walker Best of San Antonio.

The resolutions were unanimously adopted by a rising vote.

MOTIONS TO ADD NAMES

On motion of Representative Gallego, the names of all the members of the house were added to **HR 264**, **HR 499**, **HR 500**, **HR 501**, and **HR 517** as signers thereof.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 286** as signers thereof.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Woolley requested permission for the Committee on Calendars to meet while the house is in session during bill referral today, in 3W.9, for a formal meeting, to consider calendars.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, during bill referral today, 3W.9, for a formal meeting, to consider calendars.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Peña requested permission for the Committee on Criminal Jurisprudence to meet while the house is in session during bill referral today, in E2.022, for a formal meeting, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Criminal Jurisprudence, during bill referral today, E2.022, for a formal meeting, to consider pending business.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Truitt requested permission for the Committee on Pensions and Investments to meet while the house is in session during bill referral today, in E2.030, for a public hearing, to consider posted bills and pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Pensions and Investments, during bill referral today, E2.030, for a public hearing, to consider posted bills and pending business.

(Speaker in the chair)

Corrections, upon adjournment today, Desk 50, for a formal meeting, to consider pending business.

PROVIDING FOR ADJOURNMENT

Representative Hochberg moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 2 p.m. Monday, March 12.

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.)

(Hamilton in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 11:45 a.m., adjourned until 2 p.m. Monday, March 12.

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 2208 (By Gallego), Relating to the acquisition by the Parks and Wildlife Department of certain real property in Brewster County owned by the permanent school fund.

To Land and Resource Management.

HB 2279 (By Strama), Relating to the use of energy-efficient light bulbs in certain state buildings, public school facilities, and higher education facilities.
To Government Reform.

HB 2280 (By Strama), Relating to eligibility of voters to sign ballot access petitions.
To Elections.

HB 2281 (By Corte), Relating to administrative approval of replats involving minor plat revisions.
To Land and Resource Management.

HB 2282 (By Corte), Relating to the issuance of Legion of Merit specialty license plates.
To Defense Affairs and State-Federal Relations.

HB 2283 (By Chavez), Relating to the suspension or removal of a deputy sheriff covered by a county civil service system.
To County Affairs.

HB 2284 (By Naishtat), Relating to an energy-efficient building accreditation program.
To Government Reform.

HB 2285 (By Chisum), Relating to the renewal period for a license or registration related to radioactive materials and other sources of radiation issued by the Department of State Health Services.
To Public Health.

HB 2286 (By Puente), Relating to the authority of a chief appraiser to audit a rendition statement or property report delivered to the chief appraiser.
To Local Government Ways and Means.

HB 2288 (By West), Relating to the application of the professional prosecutors law to the district attorney for the 109th Judicial District.
To Judiciary.

HB 2289 (By West), Relating to retirement and health insurance benefits of school district peace officers under the Teacher Retirement System of Texas.
To Pensions and Investments.

HB 2290 (By Christian), Relating to procedures to help ensure that certain state agency actions are consistent with the meaning and intent of applicable legislative enactments.
To Government Reform.

HB 2291 (By Farias), Relating to a victim-offender mediation program administered by juvenile boards and the collection of restitution on behalf of victims by juvenile probation departments.
To Juvenile Justice and Family Issues.

HB 2292 (By Goolsby), Relating to an exemption from the electrician licensing requirement for the installation or repair of an appliance by an appliance dealer or manufacturer.

To Licensing and Administrative Procedures.

HB 2293 (By Noriega), Relating to a requirement that state agencies purchase low-emissions vehicles as a minimum percentage of their vehicles purchased.

To Environmental Regulation.

HB 2294 (By Hilderbran), Relating to the designation of Loop 534 as Veterans Highway.

To Culture, Recreation, and Tourism.

HB 2295 (By Driver), Relating to a requirement that certain motor vehicle manufacturers provide key codes and other vehicle access information to registered locksmiths.

To Law Enforcement.

HB 2296 (By Krusee), Relating to the designation of a portion of State Highway 130 in Williamson, Travis, Caldwell and Guadalupe Counties in honor of former United States Congressman J.J. "Jake" Pickle as the "Pickle Parkway."

To Transportation.

HB 2297 (By Hilderbran), Relating to the authority of certain counties to impose a county hotel occupancy tax and to the rate of the tax.

To Local Government Ways and Means.

HB 2298 (By Leibowitz), Relating to prohibiting discrimination against certain employees who sustain an injury in the course and scope of employment.

To Business and Industry.

HB 2299 (By Paxton), Relating to equipment used for irrigation systems.

To Natural Resources.

HB 2300 (By Paxton), Relating to the carrying of weapons by certain judges and justices and district and county attorneys.

To Law Enforcement.

HB 2301 (By Talton), Relating to the authority of certain special districts to establish differences in rates between customer classes.

To Natural Resources.

HB 2302 (By Talton), Relating to nonrepairable and salvage motor vehicles.

To Transportation.

HB 2303 (By Talton), Relating to issuance of a buyer's identification card for purchase of nonrepairable and salvage motor vehicles.

To Transportation.

HB 2304 (By Talton), Relating to taking or attempting to take a weapon from an employee or official of a correctional facility that is operated by a county.

To Criminal Jurisprudence.

HB 2305 (By Talton), Relating to the availability under the public information law of certain documents filed with a county clerk or a district clerk.
To Business and Industry.

HB 2306 (By Talton), Relating to certain requirements for the issuance and renewal of a salvage vehicle dealer license.
To Transportation.

HB 2307 (By Talton), Relating to the creation of the offense of unauthorized use of an emergency communications device.
To Criminal Jurisprudence.

HB 2308 (By Rose), Relating to the requirement that certain economic development corporations hold a hearing before spending funds to undertake a project.
To Economic Development.

HB 2309 (By Rose), Relating to the penalty for failure to yield the right-of-way.
To Transportation.

HB 2310 (By Rose), Relating to service of process on certain business organizations.
To Business and Industry.

HB 2311 (By Rose), Relating to the penalty for the offense of reckless driving.
To Transportation.

HB 2312 (By Rose), Relating to guardrails on school district bleachers.
To Public Education.

HB 2313 (By Rose), Relating to designating the second full week in May as obesity awareness week.
To Public Health.

HB 2314 (By Rose), Relating to the confidentiality of certain communications involving an ombudsman program established by an employer as an alternative dispute resolution service.
To Civil Practices.

HB 2315 (By Rose), Relating to the creation, administration, powers, duties, functions, operations, and financing of the Goforth Special Utility District.
To Natural Resources.

HB 2316 (By Truitt), Relating to the licensing and regulation of wholesale distributors of prescription drugs; providing penalties.
To Public Health.

HB 2317 (By Hartnett), Relating to exempting property used or consumed by a manufacturer in certain research and development activities from the sales and use tax.
To Ways and Means.

HB 2318 (By W. Smith), Relating to compliance histories for and incentives to reward compliance performance by entities regulated by the Texas Commission on Environmental Quality.

To Environmental Regulation.

HB 2319 (By Hochberg), Relating to procedures concerning voter registration and acceptance of certain individuals for voting.

To Elections.

HB 2320 (By Gallego), Relating to a temporary moratorium on authorizations for certain coal-fired electric generating facilities.

To Environmental Regulation.

HB 2321 (By Olivo), Relating to determining population for the creation of civil service systems in certain counties.

To County Affairs.

HB 2322 (By Guillen), Relating to the rate of the hotel occupancy tax imposed by counties without a municipality.

To Local Government Ways and Means.

HB 2323 (By Goolsby), Relating to imposing a civil penalty on a political subdivision that spends the proceeds of an impact fee for a purpose other than the purpose for which the fee was imposed.

To State Affairs.

HB 2324 (By Isett), Relating to customs brokers.

To Ways and Means.

HB 2325 (By Isett), Relating to a medical assistance opt-out program.

To Public Health.

HB 2326 (By C. Howard), Relating to immunization requirements for children.

To Public Health.

HB 2327 (By Coleman), Relating to the installment payment of ad valorem taxes imposed on a residence homestead.

To Local Government Ways and Means.

HB 2328 (By Woolley), Relating to the offenses of cruelty to livestock and nonlivestock animals.

To Criminal Jurisprudence.

HB 2329 (By T. Smith), Relating to the creation of consumer report cards for the comparison of health care plans.

To Insurance.

HB 2330 (By Bailey), Relating to the applicability of the Fire and Police Employee Relations Act in recently incorporated political subdivisions to certain fire fighters covered by preexisting collective bargaining agreements.

To Urban Affairs.

HB 2331 (By Parker), Relating to the repeal of public prevailing wage rate laws.

To Economic Development.

HB 2332 (By Homer), Relating to an exemption for certain programs from the child-care licensing requirements.

To Public Health.

HB 2333 (By Jackson), Relating to county liability for indigent health care services.

To Public Health.

HB 2334 (By Flynn), Relating to the regulation of credit reporting bureaus; providing penalties.

To Financial Institutions.

HB 2335 (By Castro), Relating to the operations of the Texas Youth Commission.

To Corrections.

HB 2336 (By Bonnen), Relating to authorizing certain public junior colleges to offer baccalaureate degree programs.

To Higher Education.

HB 2337 (By Kolkhorst), Relating to including Texas history on state-mandated assessment instruments administered to public school students.

To Public Education.

HB 2338 (By Bailey), Relating to the authority of a municipality to regulate a vehicle operating as a limousine.

To Urban Affairs.

HB 2339 (By Naishtat), Relating to behavioral health services for children and establishment of the Children's Behavioral Health Council.

To Public Health.

HB 2340 (By Dunnam), Relating to conservatorship of the Texas Youth Commission.

To Corrections.

HB 2341 (By Truitt), Relating to certain investment products made available to certain public school employees.

To Pensions and Investments.

HB 2342 (By O'Day), Relating to the appointment of an attorney ad litem for a child in certain suits affecting the parent-child relationship filed by a governmental entity.

To Juvenile Justice and Family Issues.

HB 2343 (By Martinez), Relating to providing a discounted rate for electricity provided to certain school districts.

To Regulated Industries.

HB 2344 (By Dutton), Relating to the access charges of certain telecommunications utilities.

To Regulated Industries.

HB 2345 (By Anderson), Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.

To Agriculture and Livestock.

HB 2346 (By Anderson), Relating to the authority of a veterinarian to fill certain prescriptions in an emergency.

To Agriculture and Livestock.

HB 2347 (By Anderson), Relating to the addition of Salvinorin A and Salvia divinorum to Penalty Group 2 of the Texas Controlled Substances Act.

To Criminal Jurisprudence.

HB 2348 (By Thompson), Relating to prohibiting alcoholic beverage license or permit application by certain persons.

To Licensing and Administrative Procedures.

HB 2349 (By Thompson), Relating to the procedural requirements for a political subdivision to adopt airport zoning regulations.

To Land and Resource Management.

HB 2350 (By Thompson), Relating to eligibility of certain persons for an alcoholic beverage license or permit.

To Licensing and Administrative Procedures.

HB 2351 (By Thompson), Relating to the sale of alcoholic beverages near churches, schools, hospitals, parks, multiservice centers, or assisted living facilities.

To Licensing and Administrative Procedures.

HB 2352 (By Thompson), Relating to a registered property tax consultant.

To Licensing and Administrative Procedures.

HB 2353 (By Thompson), Relating to the applicability of the Texas Fair Housing Act to public housing authorities.

To Urban Affairs.

HB 2354 (By Thompson), Relating to the requirement of a net benefit in connection with a home loan that refinances an existing loan.

To Financial Institutions.

HB 2355 (By Thompson), Relating to reregulation of retail electric services.

To Regulated Industries.

HB 2356 (By Turner), Relating to a performance audit by the comptroller of the Correctional Managed Health Care Committee and its health care provider contracts.

To Appropriations.

HB 2357 (By Christian), Relating to the requirement that a licensed engineer be involved in the construction of certain public works by a political subdivision of this state.

To Licensing and Administrative Procedures.

HB 2358 (By Otto), Relating to the deposit of certain employer contributions to the Teacher Retirement System of Texas.

To Pensions and Investments.

HB 2359 (By Hartnett), Relating to the collection of certain filing fees by statutory probate courts for deposit in the judicial fund and the remittance of the excess of those deposits.

To Judiciary.

HB 2360 (By Veasey), Relating to transportation of public school students placed in a juvenile justice alternative education program.

To Public Education.

HB 2361 (By Coleman), Relating to grants for school-based health centers.

To Public Education.

HB 2362 (By Hernandez), Relating to a greenhouse gas "cap and trade" program.

To Environmental Regulation.

HB 2363 (By Hernandez), Relating to the establishment of an air pollutant watch list and associated reports for the purpose of controlling the emissions of air contaminants under the Texas Clean Air Act.

To Environmental Regulation.

HB 2364 (By T. Smith), Relating to instructional days and staff development days for a school district that adopts the optional flexible year program for public school students who fail to perform satisfactorily on an assessment instrument or who would not otherwise be promoted.

To Public Education.

HB 2365 (By Truitt), Relating to financial accounting and reporting for this state and political subdivisions of this state.

To State Affairs.

HB 2366 (By McReynolds), Relating to the creation of the Somerset Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

HB 2367 (By McReynolds), Relating to the creation of the Somerset Municipal Utility District No. 2; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

HB 2368 (By Morrison), Relating to the composition of the board of navigation and canal commissioners of the Victoria County Navigation District.

To Transportation.

HB 2369 (By Morrison), Relating to a study of developmental education provided by public institutions of higher education.

To Higher Education.

HB 2370 (By Morrison), Relating to certification of a person as eligible for disabled parking privileges.

To Transportation.

HB 2371 (By Morrison), Relating to hearings regarding cease and desist orders against certain persons operating a career school or college without proper authority.

To Higher Education.

HB 2372 (By Morrison), Relating to the computation of a student's high school grade point average.

To Public Education.

HB 2373 (By Morrison), Relating to the purchasing and contracting practices of junior college districts; providing criminal penalties.

To Higher Education.

HB 2374 (By Goolsby), Relating to the attendance by a quorum of a governmental body at certain events under the open meetings law.

To State Affairs.

HB 2375 (By Gattis), Relating to allowing a county to post a sign on state highway right-of-way regarding a burn ban.

To Transportation.

HB 2376 (By Gattis), Relating to the investment authority of the Teacher Retirement System of Texas.

To Pensions and Investments.

HB 2377 (By Naishtat), Relating to the restoration of the medically needy program under the state Medicaid program.

To Appropriations.

HB 2378 (By Naishtat), Relating to the Travis County Healthcare District.

To County Affairs.

HB 2379 (By Coleman), Relating to the service of notice of license suspension for failure to pay child support.

To Juvenile Justice and Family Issues.

HB 2380 (By Coleman), Relating to providing medical assistance to certain former foster care adolescents.

To Human Services.

HB 2381 (By Coleman), Relating to the immigration status or nationality of a person needing or receiving certain emergency services.

To State Affairs.

HB 2382 (By Coleman), Relating to the rates of tuition charged to students of institutions of higher education.

To Higher Education.

HB 2383 (By Lucio), Relating to the provision to certain public school students of a subsidy to pay the costs of a trade or occupation certification examination.

To Public Education.

HB 2384 (By Lucio), Relating to the creation of the Los Fresnos Municipal Utility District No. 2 of Cameron County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

HB 2385 (By Lucio), Relating to the collection of fees by a district attorney or criminal district attorney for certain expenses related to pretrial intervention programs.

To Judiciary.

HB 2386 (By Lucio), Relating to establishing a health science center and medical school in the Rio Grande Valley.

To Higher Education.

HB 2387 (By Alonzo), Relating to the investment of funds held by a local government for the purpose of paying certain postemployment benefits.

To Pensions and Investments.

HB 2388 (By Anchia), Relating to a limitation on the emission of nitrogen oxides by certain electric generating facilities during certain months and to incentives for the construction of certain facilities.

To Environmental Regulation.

HB 2389 (By Madden), Relating to the right of a minor in the custody of the Texas Department of Criminal Justice to consent to medical, dental, psychological, and surgical treatment.

To Corrections.

HB 2390 (By Madden), Relating to the electronic transmission of a federal postcard application to vote by certain military personnel serving overseas.

To Elections.

HB 2391 (By Madden), Relating to the appearance of certain misdemeanor offenders before a magistrate.

To Criminal Jurisprudence.

HB 2392 (By Madden), Relating to escrow fees required for the construction and leasing of certain health facilities.

To Business and Industry.

HB 2393 (By Flynn), Relating to the investment and management of assets held in a prepaid funeral benefits trust.

To Financial Institutions.

HB 2394 (By Crownover), Relating to the tax credit for enhanced efficiency equipment installed on certain wells.

To Ways and Means.

HB 2395 (By McCall), Relating to the application of certain diving-board-related safety requirements at a public swimming pool.

To Public Health.

HB 2396 (By McCall), Relating to the regulation of consumer debt management services.

To Financial Institutions.

HB 2397 (By McCall), Relating to the authority of a debt collector to contact a person other than the debtor; providing a civil penalty.

To Financial Institutions.

HB 2398 (By Delisi), Relating to the issuance of specialty license plates to immediate family members of a person who dies while serving in the United States armed forces.

To Transportation.

HB 2399 (By Delisi), Relating to teacher retention demonstration projects in public schools.

To Public Education.

HB 2400 (By Keffer), Relating to membership in, contributions to, benefits from, and administration of the Texas Emergency Services Retirement System; providing a penalty.

To Pensions and Investments.

HB 2401 (By Bohac), Relating to the payment of a judgment against the state in favor of Edmund Bryan Heimlich.

To Appropriations.

HB 2402 (By Truitt), Relating to restrictive covenants that grant easements to certain property owners' associations.

To Business and Industry.

HB 2403 (By Darby), Relating to prohibiting fees for future transfers of real property.

To Business and Industry.

HCR 125 (By Martinez), Requesting Congress to restore full funding to the Community Oriented Policing Services program to assist Texas law enforcement in patrolling the border.

To Border and International Affairs.

HCR 126 (By Turner), Urging congress to timely reauthorize the State Children's Health Insurance Program.

To Human Services.

HCR 132 (By Bohac), Designating the cowboy boot as the official State Boot of Texas.

To Culture, Recreation, and Tourism.

HCR 134 (By Coleman), Urging Congress to reauthorize the State Children's Health Insurance Program.

To Human Services.

HCR 143 (By Strama), Creating the Commission on Online Learning to develop a plan to provide students and teachers with access to educational content and pedagogical practices.

To Public Education.

HJR 80 (By Rose), Proposing a constitutional amendment authorizing a student member of the board of regents of a state institution of higher education or state university system to serve a term that differs from the terms served by the other members of the board.

To Higher Education.

HJR 81 (By Parker), Proposing a constitutional amendment to require a two-thirds vote of the legislature to enact and submit to the voters a law imposing an income tax or increasing that tax.

To Ways and Means.

HR 714 (By Anchia), Honoring State Representative Mark Strama and his wife, Crystal Cotti, on the birth of their daughter, Victoria Rose Strama.

To Rules and Resolutions.

HR 717 (By Moreno), Congratulating Dr. Rene Rosas of El Paso on his receipt of the 2006 Gold Medal for Distinguished Service from the Texas Dental Association.

To Rules and Resolutions.

HR 718 (By Raymond), In memory of the Honorable Lloyd Bentsen.

To Rules and Resolutions.

HR 719 (By Coleman), Commending Roland Glowinski of the University of Houston on his professional achievements.

To Rules and Resolutions.

HR 721 (By Creighton), Recognizing April 3, 2007, as Montgomery County Day at the State Capitol.

To Rules and Resolutions.

HR 722 (By Castro), Recognizing CHRISTUS Santa Rosa Health Care on its receipt of the Distinguished Hospital Award for Clinical Excellence.

To Rules and Resolutions.

HR 723 (By Castro), Honoring James Christopher Elswood of San Antonio on attaining the rank of Eagle Scout.

To Rules and Resolutions.

HR 724 (By Heflin), In memory of Doug Ryburn of Brownfield.

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
Thursday, March 8, 2007

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 79 Homer SPONSOR: Carona
In memory of Bishop Rhymes H. Moncure, Jr., of Dallas.

SB 91 Van de Putte
Relating to point-of-sale health warnings for tobacco products.

SB 135 Wentworth
Relating to the ability of public school employees to communicate with members of a school district board of trustees.

SB 255 Carona
Relating to reports and information provided by the Texas Department of Transportation.

SB 330 Carona
Relating to enforcement of certain vehicle weight and safety requirements by a noncommissioned employee of the Department of Public Safety of the State of Texas.

SCR 32 Ellis SPONSOR: Coleman
Declaring March 7, 2007, Texas Southern University Day at the State Capitol.

SCR 34 Whitmire SPONSOR: Merritt
Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, March 7, 2007, and ending on Monday, March 12, 2007.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 7

Criminal Jurisprudence - **HB 10**

Judiciary - **HB 660**

Local Government Ways and Means - **HB 1109**

Natural Resources - **HB 496**

State Affairs - **HB 364, HB 842, HB 1237**

Transportation - **HB 90, HB 178, HB 348, HB 410, HB 412, HB 481, HB 504, HB 505, HB 937, HB 968**

SENT TO THE GOVERNOR

March 7 - HCR 18, HCR 20, HCR 31, HCR 32, HCR 34, HCR 40, HCR 41, HCR 44, HCR 47, HCR 50, HCR 53, HCR 65, HCR 66, HCR 77, HCR 78, HCR 80, HCR 85, HCR 99, HCR 105, HCR 113, HCR 115, HCR 116, HCR 119, HCR 120, HCR 124, HCR 128