

HOUSE JOURNAL

EIGHTY-FIRST LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SECOND DAY — MONDAY, APRIL 20, 2009

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 192).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Button; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Miller, D.; Miller, S.; Moody; Morrison; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Rios Ybarra; Ritter; Rodriguez; Rose; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

Absent, Excused — Alvarado; Gattis; Vaught.

The invocation was offered by Paul Michna, preacher, Spring Creek Church of Christ, Tomball.

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

CAPITOL PHYSICIAN

The speaker recognized Representative Naishtat who presented Dr. Terrell Benold of Austin as the "Doctor for the Day."

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

(Harper-Brown in the chair)

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 illness:

Vaught on motion of Quintanilla.

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

Gattis on motion of Sheffield.

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

Alvarado on motion of Sheffield.

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. 17).

(Speaker in the chair)

**HR 863 - PREVIOUSLY ADOPTED
(by Merritt)**

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

HR 863, In memory of Worth McKinley Harrison of Longview.

On motion of Representative Hughes, the names of all the members of the house were added to **HR 863** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Merritt who introduced family members of Worth McKinley Harrison.

(Bonnen in the chair)

**HR 461 - PREVIOUSLY ADOPTED
(by Darby)**

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

HR 461, In memory of Robert Kevin Housley of Christoval.

On motion of Representative Darby, the names of all the members of the house were added to **HR 461** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Darby who introduced family members of Robert Kevin Housley.

HR 1226 - ADOPTED
(by Branch)

Representative Branch moved to suspend all necessary rules to take up and consider at this time **HR 1226**.

The motion prevailed.

The following resolution was laid before the house:

HR 1226, Congratulating the Honorable Jack Pope of Austin on the occasion of his 96th birthday.

HR 1226 was read and was adopted.

On motion of Representatives D. Howard and McReynolds, the names of all the members of the house were added to **HR 1226** as signers thereof.

INTRODUCTION OF GUEST

The chair recognized Representative Branch who introduced the Honorable Jack Pope.

(Legler in the chair)

HR 1415 - ADOPTED
(by Hunter)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 1415**.

The motion prevailed.

The following resolution was laid before the house:

HR 1415, Honoring Dr. Robert R. Bezdek of Texas A&M University—Corpus Christi.

HR 1415 was adopted.

On motion of Representative Ortiz, the names of all the members of the house were added to **HR 1415** as signers thereof.

HR 1414 - ADOPTED
(by Harper-Brown)

Representative Harper-Brown moved to suspend all necessary rules to take up and consider at this time **HR 1414**.

The motion prevailed.

The following resolution was laid before the house:

HR 1414, Commending BikeTexas for its hard work and dedication in behalf of bicycle safety.

HR 1414 was adopted.

On motion of Representative Burnam, the names of all the members of the house were added to **HR 1414** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Harper-Brown who introduced representatives of BikeTexas.

(Speaker in the chair)

**HR 1419 - ADOPTED
(by Jones)**

Representative Jones moved to suspend all necessary rules to take up and consider at this time **HR 1419**.

The motion prevailed.

The following resolution was laid before the house:

HR 1419, Congratulating Ballet Lubbock on its 40th anniversary.

HR 1419 was adopted.

On motion of Representative Isett, the names of all the members of the house were added to **HR 1419** as signers thereof.

**HR 1324 - ADOPTED
(by Menendez)**

Representative Menendez moved to suspend all necessary rules to take up and consider at this time **HR 1324**.

The motion prevailed.

The following resolution was laid before the house:

HR 1324, Congratulating Dora Carvajal Ramos on her retirement from the office of State Representative Jose Menendez.

HR 1324 was adopted.

On motion of Representative McClendon, the names of all the members of the house were added to **HR 1324** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Menendez who introduced Dora Carvajal Ramos and members of her family.

(Chisum in the chair)

**HR 1403 - ADOPTED
(by Fletcher)**

Representative Fletcher moved to suspend all necessary rules to take up and consider at this time **HR 1403**.

The motion prevailed.

The following resolution was laid before the house:

HR 1403, Honoring Petty Officer Ryan A. Guerrero for his service to his country in the United States Navy.

HR 1403 was adopted.

On motion of Representatives Elkins and Anderson, the names of all the members of the house were added to **HR 1403** as signers thereof.

HB 4806 - PERMISSION TO INTRODUCE

Representative Rose requested permission to introduce and have placed on first reading **HB 4806**.

Permission to introduce was granted by (Record 193): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Button; Callegari; Castro; Chavez; Chisum(C); Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Darby; Davis, J.; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Miller, D.; Miller, S.; Moody; Morrison; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Rios Ybarra; Ritter; Rodriguez; Rose; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

Present, not voting — Mr. Speaker.

Absent, Excused — Alvarado; Gattis; Vaught.

Absent — Crownover.

STATEMENT OF VOTE

When Record No. 193 was taken, I was in the house but away from my desk. I would have voted yes.

Crownover

POSTPONED BUSINESS

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

SB 948 ON SECOND READING
(Aycock - House Sponsor)

SB 948, A bill to be entitled An Act relating to the definition of an agricultural business for the purposes of the Texas Agricultural Finance Authority.

SB 948 was considered in lieu of **HB 1444**.

SB 948 was read second time and was passed to third reading.

HB 1444 - LAID ON THE TABLE SUBJECT TO CALL

Representative Aycock moved to lay **HB 1444** on the table subject to call.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

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

HB 1583 ON SECOND READING
(by Flynn, Kolkhorst, and McClendon)

HB 1583, A bill to be entitled An Act relating to the abolishment of the Office of State-Federal Relations as an independent agency and the transfer of the duties and functions of that agency to the office of the governor.

Representative Flynn moved to recommit **HB 1583** to the Committee on Border and Intergovernmental Affairs.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Licensing and Administrative Procedures, upon lunch recess today, Desk 28, for a formal meeting, to consider **HB 1474**.

RECESS

At 12:08 p.m., the chair announced that the house would stand recessed until 1:15 p.m. today.

AFTERNOON SESSION

The house met at 1:15 p.m. and was called to order by the speaker.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 493 ON SECOND READING
(by Zerwas, Moody, Legler, and Leibowitz)

CSHB 493, A bill to be entitled An Act relating to the eligibility for judge-ordered community supervision or for release on parole or to mandatory supervision of a defendant convicted of criminal solicitation of capital murder.

Representative Zerwas moved to postpone consideration of **CSHB 493** until 10 a.m. Thursday, April 23.

The motion prevailed.

HB 483 ON SECOND READING
(by Pierson, et al.)

HB 483, A bill to be entitled An Act relating to an administrative fee for defendants required by a court to perform community service in lieu of serving a term of confinement in county jail.

HB 483 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE HODGE: I'm trying to make sure I'm understanding, as a follow-up to what he asked. When you are in jail, you have either been accused of something, waiting to go to trial, or you've been maybe convicted, waiting to move to the next steps. The person that we're talking about in this bill, that would be charged with paying community service, have they been to trial and been convicted yet?

REPRESENTATIVE PIERSON: Yes, they could have been convicted. They could have gotten a traffic ticket, for instance, and been convicted, and said, "you have to serve a week in jail, or three weekends for community service." It's one or the other, and this allows them to be able to go and do the community service, not sit in jail and lose their jobs. But they still get the community service. It's a punishment—it's in lieu of.

HODGE: Here's where I'm a little confused, because what I'm going to assume is that you say it's not probation that the judge has charged me with, but what they have charged me is a \$75 fine. So rather than me sit in jail and pay this fine, they're going to allow me to do community service?

PIERSON: That is correct.

HODGE: And in order for me to do community service, I gotta buy that. I gotta buy community service by paying this \$50?

PIERSON: No ma'am. It's a sliding scale, and if you're indigent and can't afford the fee, you can sit in jail if you want, or it can be free. If you're truly indigent, I doubt that they'll charge the fee if you can prove that you're indigent. If you're not indigent and you want to get out and do community service, then you will pay a fee up to, not to exceed, \$50 to pay for the program.

HODGE: So let me go back over that, I'm still confused. Are you saying that a person who is financially eligible to pay the \$50, they can pay that \$50 and then be released to do community service?

PIERSON: That is correct.

HODGE: And on the other side of that, though, the indigent person—this sliding scale fee, I'm assuming, that can be from \$1 up to \$50.

PIERSON: It could be from \$0 up to \$50. They might not even have to pay \$1.

HODGE: So a person who is indigent, then, can also be given the opportunity to do the same community service, but don't have to pay anything?

PIERSON: That is correct.

REMARKS ORDERED PRINTED

Representative Hodge moved to print remarks between Representative Pierson and Representative Hodge.

The motion prevailed.

HB 483 was passed to engrossment. (Hodge recorded voting no.)

COMMITTEE GRANTED PERMISSION TO MEET

Representative McCall requested permission for the Committee on Calendars to meet while the house is in session, at 3 p.m. today, in 2W.6, for a formal meeting, to consider the calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 3 p.m. today, 2W.6, for a formal meeting, to consider the calendar.

HB 608 ON SECOND READING (by Castro, Ortiz, Moody, and Herrero)

HB 608, A bill to be entitled An Act relating to posttrial psychological counseling for jurors in a criminal trial or juvenile adjudication hearing involving graphic evidence or testimony.

Representative Castro moved to postpone consideration of **HB 608** until the end of today's calendar.

The motion prevailed.

HB 671 ON SECOND READING (by Darby, Fletcher, et al.)

HB 671, A bill to be entitled An Act relating to the penalty for theft from a nonprofit organization.

HB 671 was passed to engrossment. (Dutton and Laubenberg recorded voting no.)

HB 656 ON SECOND READING
(by Rios Ybarra and Gonzales)

HB 656, A bill to be entitled An Act relating to the use of municipal hotel occupancy taxes for ecological tourism events.

Amendment No. 1

Representative Hughes offered the following amendment to **HB 656**:

Amend **HB 656** (House Committee Printing) as follows:

(1) On page 3, line 9, strike "and".

(2) On page 3, line 19, following "municipality" insert the following:

; and

(9) signage directing the public to sights and attractions that are visited frequently by hotel guests in the municipality

Amendment No. 1 was adopted.

HB 656, as amended, was passed to engrossment. (Flynn recorded voting no.)

HB 482 ON SECOND READING
(by Rodriguez, Lucio, Leibowitz, Martinez, Farias, et al.)

HB 482, A bill to be entitled An Act relating to programs to increase the availability of fresh produce to, and the purchase and consumption of fresh produce by, certain low-income individuals.

Amendment No. 1

Representative Rodriguez offered the following amendment to **HB 482**:

Amend **HB 482** as follows:

(1) On page 1, line 14, strike "The" and substitute "Subject to available funding, the".

(2) On page 4, line 1, between "FUNDING." and "The", insert "(a)".

(3) On page 4, between lines 3 and 4, insert the following:

(b) The department may solicit and accept grants, gifts, and donations from any public or private source for the purposes of this chapter.

(4) On page 5, line 1, strike "Not" and substitute "If funding is available, not".

(5) On page 5, Line 8, between "2011," and "the Department", insert "if that program is implemented,".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Berman offered the following amendment to **HB 482**:

Amend **HB 482** as follows:

(1) On page 2, line 16, strike "and".

(2) On page 2, line 19, strike the period and substitute "; and".

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

(3) each owner of the small retailer who is a natural person is a United States citizen.

Amendment No. 2 - Point of Order

Representative Lucio raised a point of order against further consideration of Amendment No. 2 under Rule 8, Section 3 and Rule 11, Section 2 of the House Rules on the grounds that the amendment violates the one subject rule and is not germane to the bill.

The point of order was withdrawn.

Amendment No. 2 was withdrawn.

Representative Rodriguez moved to postpone consideration of **HB 482** until the end of today's calendar.

The motion prevailed.

**CSHB 1445 ON SECOND READING
(by Bonnen)**

CSHB 1445, A bill to be entitled An Act 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.

CSHB 1445 was passed to engrossment.

**HB 1462 ON SECOND READING
(by Pickett, Herrero, Moody, and Guillen)**

HB 1462, A bill to be entitled An Act relating to leave for certain state employees who volunteer or participate in training for Court Appointed Special Advocates.

Representative Pickett moved to postpone consideration of **HB 1462** until 10 a.m. Thursday, April 23.

The motion prevailed.

**HB 1407 ON SECOND READING
(by Geren)**

HB 1407, A bill to be entitled An Act relating to the redemption of real property sold at an ad valorem tax sale.

HB 1407 was passed to engrossment.

**CSHB 1043 ON SECOND READING
(by Orr, Rodriguez, Parker, Strama, Shelton, et al.)**

CSHB 1043, A bill to be entitled An Act relating to the creation of business opportunities for certain former foster children.

Amendment No. 1

Representative Shelton offered the following amendment to **CSHB 1043**:

Amend **CSHB 1043** on page 3, between lines 8 and 9, by inserting the following:

Sec. 672.006. AGE LIMIT. An individual is entitled to an employment preference under this chapter only if the individual is 30 years of age or younger.

Amendment No. 1 was adopted.

Amendment No. 2

Representative P. King offered the following amendment to **CSHB 1043**:

Amend **CSHB 1043** on page 3, between lines 8 and 9, by inserting the following:

Sec. 672.006. AGE LIMIT. An individual is entitled to an employment preference under this chapter only if the individual is 22 years of age or younger.

Amendment No. 2 was adopted.

CSHB 1043, as amended, was passed to engrossment.

CSHB 1290 ON SECOND READING

(by Oliveira, Guillen, et al.)

CSHB 1290, A bill to be entitled An Act relating to health benefit plan coverage for certain tests for the early detection of cardiovascular disease.

CSHB 1290 was passed to engrossment. (Anderson, Aycock, Berman, Branch, B. Brown, Crownover, Darby, Fletcher, Flynn, Hancock, Harless, Harper-Brown, Laubenberg, Legler, Otto, Parker, Patrick, Phillips, Riddle, Taylor, Weber, and Woolley recorded voting no.)

HB 795 ON SECOND READING

(by Chisum, Cohen, Naishtat, Thompson, Branch, et al.)

HB 795, A bill to be entitled An Act relating to the Texas Holocaust and Genocide Commission.

Representative Chisum moved to postpone consideration of **HB 795** until 10 a.m. Monday, April 27.

The motion prevailed.

CSHB 825 ON SECOND READING

(by Hochberg, et al.)

CSHB 825, A bill to be entitled An Act relating to prohibiting deferred adjudication community supervision for certain defendants convicted of murder.

CSHB 825 was passed to engrossment. (Fletcher, Riddle, and Woolley recorded voting no.)

CSHB 764 ON SECOND READING

(by Hartnett, et al.)

CSHB 764, A bill to be entitled An Act relating to eligibility for assignment as a visiting judge.

CSHB 764 was passed to engrossment.

CSHB 681 ON SECOND READING
(by Farrar, Rios Ybarra, and Gonzalez Toureilles)

CSHB 681, A bill to be entitled An Act relating to requiring warning signs regarding mercury levels in certain fish.

Amendment No. 1

Representative Farrar offered the following amendment to **CSHB 681**:

Amend **CSHB 681**, on page 1, line 16, between "tilefish," and "contain" by inserting "may".

Amendment No. 1 was adopted.

CSHB 681, as amended, was passed to engrossment by (Record 194): 99 Yeas, 45 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Bohac; Bolton; Bonnen; Branch; Brown, B.; Burnam; Castro; Chavez; Cohen; Coleman; Cook; Crabb; Crownover; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; England; Farabee; Farias; Farrar; Flores; Frost; Gallego; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hardcastle; Harless; Hartnett; Heflin; Hernandez; Herrero; Hochberg; Hodge; Homer; Hopson; Howard, D.; Hunter; Jackson; Jones; Keffer; Kent; King, T.; Leibowitz; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Moody; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Patrick; Peña; Pickett; Pierson; Quintanilla; Raymond; Rios Ybarra; Ritter; Rodriguez; Rose; Smith, T.; Strama; Swinford; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Veasey; Villarreal; Vo; Walle; Woolley.

Nays — Aycock; Berman; Brown, F.; Button; Callegari; Chisum; Christian; Corte; Craddick; Darby; Davis, J.; Elkins; Fletcher; Flynn; Geren; Hamilton; Hancock; Harper-Brown; Hilderbran; Howard, C.; Hughes; Isett; King, P.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Lewis; Miller, D.; Miller, S.; Morrison; Parker; Paxton; Phillips; Pitts; Riddle; Sheffield; Shelton; Smith, W.; Smithee; Solomons; Taylor; Weber; Zerwas.

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

Absent, Excused — Alvarado; Gattis; Vaught.

Absent — King, S.

STATEMENTS OF VOTE

I was shown voting no on Record No. 194. I intended to vote yes.

Geren

When Record No. 194 was taken, my vote failed to register. I would have voted no.

S. King

HB 1833 ON SECOND READING**(by Hughes)**

HB 1833, A bill to be entitled An Act relating to the electronic storage of records by the clerks of the supreme court and the courts of appeals.

Representative Hughes moved to postpone consideration of **HB 1833** until 10 a.m. Monday, April 27.

The motion prevailed.

(Speaker pro tempore in the chair)

CSHB 1505 ON SECOND READING**(by Ortiz and Guillen)**

CSHB 1505, A bill to be entitled An Act relating to the promotion or advertising of alcoholic beverages in relation to certain facilities owned by a municipality or county.

CSHB 1505 was passed to engrossment. (Flynn recorded voting no.)

HB 1590 ON SECOND READING**(by Rose and Moody)**

HB 1590, A bill to be entitled An Act relating to consecutive sentences for certain offenses involving injury to a child, an elderly individual, or a disabled individual and arising out of the same criminal episode.

HB 1590 was passed to engrossment.

CSHB 1684 ON SECOND READING**(by B. Brown, Anderson, Aycock, Gonzalez Toureilles, Chisum, et al.)**

CSHB 1684, A bill to be entitled An Act relating to the creation and administration of the rural veterinarian loan repayment program.

CSHB 1684 was passed to engrossment. (Fletcher and Riddle recorded voting no.)

CSHB 1740 ON SECOND READING**(by D. Howard, et al.)**

CSHB 1740, A bill to be entitled An Act relating to the authorization of physicians and therapeutic optometrists to dispense therapeutic contact lenses.

CSHB 1740 was passed to engrossment.

HB 1731 ON SECOND READING**(by Pitts, Guillen, and Branch)**

HB 1731, A bill to be entitled An Act relating to money available for consumer incentive or rebate programs for alternatively fueled appliances or equipment.

HB 1731 was passed to engrossment.

CSHB 1783 ON SECOND READING
(by Solomons, Bohac, Maldonado, D. Miller, et al.)

CSHB 1783, A bill to be entitled An Act relating to the Internet broadcasting of Public Utility Commission of Texas and ERCOT public hearings and meetings.

CSHB 1783 was passed to engrossment.

HB 1813 ON SECOND READING
(by Vo, et al.)

HB 1813, A bill to be entitled An Act relating to the punishment for tampering with certain governmental records concerning forensic analyses.

HB 1813 was passed to engrossment.

HB 598 ON SECOND READING
(by Hughes, Paxton, Madden, Lewis, Eiland, et al.)

HB 598, A bill to be entitled An Act relating to the address displayed on the driver's licenses of certain federal and state judges and their spouses.

Amendment No. 1

Representative T. King offered the following amendment to **HB 598**:

Amend **HB 598** by adding the following appropriately numbered SECTIONS to the bill, and renumbering subsequent SECTIONS accordingly:

SECTION _____. Section 411.179(c), Government Code, as added by Chapter 1222 (**HB 2300**), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

(c) In adopting the form of the license under Subsection (a), the department shall establish a procedure for the license of a qualified handgun instructor or of a judge, justice, prosecuting attorney, or assistant prosecuting attorney, as described by Section 46.15(a)(4) or (6), Penal Code, to indicate on the license the license holder's status as a qualified handgun instructor or as a judge, justice, district attorney, criminal district attorney, or county attorney. In establishing the procedure, the department shall require sufficient documentary evidence to establish the license holder's status under this subsection.

SECTION _____. Sections 411.181(a) and (b), Government Code, as amended by Chapters 594 (**HB 41**) and 1222 (**HB 2300**), Acts of the 80th Legislature, Regular Session, 2007, are reenacted and amended to read as follows:

(a) If a person who is a current license holder moves from any residence [~~the~~] address stated on the license [~~to a new residence address~~], if the name of the person is changed by marriage or otherwise, or if the person's status [~~as a judge, justice, district attorney, prosecuting attorney, or assistant prosecuting attorney, as a federal judge, a state judge, or the spouse of a federal judge or state judge,~~] becomes inapplicable for purposes of the information required to be displayed on the license under Section 411.179 [~~411.179(c)~~], the person shall, not later than the

30th day after the date of the address, name, or status change, notify the department and provide the department with the number of the person's license and, as applicable, the person's:

- (1) former and new addresses; ~~[or]~~
- (2) former and new names; or
- (3) former and new status.

(b) If the name of the license holder is changed by marriage or otherwise, or if the person's status ~~[as a federal judge or state judge, or the spouse of a federal judge or state judge]~~ becomes inapplicable as described by Subsection (a), the person shall apply for a duplicate license. The duplicate license must reflect ~~[include]~~ the person's current name, residence address, and status.

SECTION _____. Section 411.187(a), Government Code, is amended to read as follows:

(a) A license may be suspended under this section if the license holder:

- (1) is charged with the commission of a Class A or Class B misdemeanor or an offense under Section 42.01, Penal Code, or of a felony under an information or indictment;
- (2) fails to display a license as required by Section 411.205;
- (3) fails to notify the department of a change of address, ~~[or]~~ name, or status as required by Section 411.181;
- (4) carries a concealed handgun under the authority of this subchapter of a different category than the license holder is licensed to carry;
- (5) fails to return a previously issued license after a license is modified as required by Section 411.184(d);
- (6) commits an act of family violence and is the subject of an active protective order rendered under Title 4, Family Code; or
- (7) is arrested for an offense involving family violence or an offense under Section 42.072, Penal Code, and is the subject of an order for emergency protection issued under Article 17.292, Code of Criminal Procedure.

Amendment No. 1 was adopted.

HB 598, as amended, was passed to engrossment.

POSTPONED BUSINESS

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

HB 608 ON SECOND READING **(by Castro, Ortiz, Moody, and Herrero)**

HB 608, A bill to be entitled An Act relating to posttrial psychological counseling for jurors in a criminal trial or juvenile adjudication hearing involving graphic evidence or testimony.

HB 608 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Lewis offered the following amendment to **HB 608**:

Amend **HB 608** on page 2, line 2, between "board" and "may" by inserting ", with the approval of the commissioners court of the county,".

Amendment No. 1 was adopted.

HB 608, as amended, was passed to engrossment. (Laubenberg recorded voting no.)

HB 482 ON SECOND READING

(by Rodriguez, Lucio, Leibowitz, Martinez, Farias, et al.)

HB 482, A bill to be entitled An Act relating to programs to increase the availability of fresh produce to, and the purchase and consumption of fresh produce by, certain low-income individuals.

HB 482 was read second time earlier today, amendments were offered and disposed of, and **HB 482** was postponed until this time.

Amendment No. 3

Representative Berman offered the following amendment to **HB 482**:

Amend **HB 482** as follows:

- (1) On page 2, line 16, strike "and".
- (2) On page 2, line 19, strike the period and substitute "; and".
- (3) On page 2, between lines 19 and 20, insert the following:
(3) each owner of the small retailer who is a natural person is a United States citizen.

Amendment No. 4

Representative Berman offered the following amendment to Amendment No. 3:

Amend Amendment No. 3 by Berman to **HB 482** on page 1, line 8, between "citizen" and the period, by inserting "or legal resident of the United States".

Amendment No. 4 was adopted.

Amendment No. 3, as amended, was adopted by (Record 195): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Button; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Miller, D.; Miller, S.; Moody;

Morrison; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Rios Ybarra; Ritter; Rodriguez; Rose; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

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

Absent, Excused — Alvarado; Gattis; Vaught.

Absent — Frost; King, S.

STATEMENTS OF VOTE

I was shown voting present, not voting on Record No. 195. I intended to vote yes.

Driver

When Record No. 195 was taken, my vote failed to register. I would have voted yes.

S. King

Amendment No. 5

Representative Rodriguez offered the following amendment to **HB 482**:

Amend **HB 482** on page 1, between lines 12 and 13, by inserting the following:

(3) "Rural county" has the meaning assigned by Section 487.701, Government Code.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Lucio offered the following amendment to **HB 482**:

Amend **HB 482** by adding the following appropriately numbered items:

() On page 2, line 13, between "ELIGIBILITY" and "A" insert "(a)".

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

(b) In determining eligibility under Subsection (a)(3) the department is not authorized to enforce federal immigration laws.

Amendment No. 6 was adopted. (C. Howard and Phillips recorded voting no.)

HB 482, as amended, was passed to engrossment. (Aycock, Branch, Harper-Brown, C. Howard, Laubenberg, Paxton, Phillips, and Riddle recorded voting no.)

HB 1582 - RECOMMITTED

Representative Flynn moved to recommit **HB 1582** to the Committee on Insurance.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Eissler moved to suspend the five-day posting rule to allow the Committee on Public Education to consider **HB 159, HB 905, HB 999, HB 1041, HB 2452, HB 3532, HB 4008**, and pending business.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Public Education, upon final adjournment/recess tomorrow, E2.036, for a public hearing, to consider **HB 159, HB 905, HB 999, HB 1041, HB 2452, HB 3532, HB 4008**, and pending business.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Deshotel requested permission for the Committee on Business and Industry to meet while the house is in session, during bill referral today, in E2.026, for a public hearing, to consider pending business.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative Keffer moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Energy Resources to consider **HB 2915**.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Energy Resources, 1 p.m. or upon final adjournment Wednesday, April 22, E1.010, for a public hearing, to consider **HB 2915** and previously posted bills.

FIVE-DAY POSTING RULE SUSPENDED

Representative Truitt moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Pensions, Investments, and Financial Services to consider **HB 274, HB 1838, HB 1934, and HB 4394** on Wednesday, April 22.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Pensions, Investments, and Financial Services, 8 a.m. Wednesday, April 22, E2.030, for a public hearing, to consider **HB 274, HB 1838, HB 1934, HB 4394**, and the previously posted agenda.

**PROVIDING FOR A LOCAL, CONSENT,
AND RESOLUTIONS CALENDAR**

Representative Cook moved to suspend all necessary rules to set a local, consent, and resolutions calendar for 10 a.m. Wednesday, April 22.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Local and Consent Calendars, 4 p.m. or upon adjournment today, E2.024, for a formal meeting, to consider the calendar.

COMMITTEES GRANTED PERMISSION TO MEET

Representative Gonzales requested permission for the Committee on Border and Intergovernmental Affairs to meet while the house is in session, during bill referral today, in E1.010, for a public hearing, to consider the previously posted agenda.

Permission to meet was granted.

Representative Hunter requested permission for the Committee on Judiciary and Civil Jurisprudence to meet while the house is in session, during bill referral today, in E2.010, to consider posted business.

Permission to meet was granted.

Representative Bonnen requested permission for the Committee on Elections to meet while the house is in session, during bill referral today, in E2.028, for a public hearing, to consider posted business.

Permission to meet was granted.

Representative Coleman requested permission for the Committee on County Affairs to meet while the house is in session, during bill referral today, in E2.016, for a public hearing, to consider the posted agenda.

Permission to meet was granted.

Representative Otto requested permission for the Committee on Ways and Means to meet while the house is in session, during bill referral today, in JHR 140, for a formal meeting, to consider posted business.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative Gallego moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Criminal Jurisprudence to consider **HB 3881**, **HB 4427**, and previously posted bills during Wednesday's public hearing.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Criminal Jurisprudence, 2 p.m. or upon final adjournment Wednesday, April 22, E2.028, for a public hearing, to consider **HB 4427** and previously posted bills.

FIVE-DAY POSTING RULE SUSPENDED

Representative Geren moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Licensing and Administrative Procedures to consider **HB 3628**.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Licensing and Administrative Procedures, 8 a.m. Wednesday, April 22, E2.016, for a public hearing, to consider **HB 3628** and pending business.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Merritt requested permission for the Committee on Public Safety to meet while the house is in session, during bill referral today, in E2.014, for a public hearing, to consider posted business.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

Representative Merritt 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 Worth McKinley Harrison of Longview.

The motion prevailed.

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

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. Pursuant to Rule 1, Section 4 of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Gattis in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 3:50 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 4794 (By McReynolds), Relating to the rate of the municipal hotel occupancy tax in certain municipalities and to the use of certain revenue from that tax.

To Ways and Means.

HB 4806 (By Rose), Relating to court-appointed volunteer advocates in certain suits affecting the parent-child relationship.

To Human Services.

HR 1347 (By Kent), Honoring Ginger Tonne, president of the Richardson ISD Council of PTAs, for her service to Richardson schools.

To Rules and Resolutions.

HR 1348 (By Riddle), Honoring Kevin Petroff of the Harris County District Attorney's Office on his 36th birthday.

To Rules and Resolutions.

HR 1349 (By Eissler), Congratulating The Woodlands High School Highsteppers on being named Grand Champions at the Champion National Dance/Drill Team Competition.

To Rules and Resolutions.

HR 1350 (By Eissler), Congratulating The Woodlands High School boys' cross-country team on winning the 2008 UIL 5A state championship.

To Rules and Resolutions.

HR 1351 (By Eissler), Congratulating The Woodlands High School girls' cross-country team on winning the 2008 UIL 5A state championship.

To Rules and Resolutions.

HR 1352 (By Eissler), Congratulating The Woodlands High School girls' swimming and diving team on winning the 2009 UIL 5A state championship.

To Rules and Resolutions.

HR 1353 (By Eissler), Honoring the Hughes Christensen Company of The Woodlands on its 100th anniversary.

To Rules and Resolutions.

HR 1354 (By Eissler), Congratulating The Woodlands High School on winning the 2007-2008 University Interscholastic League 5A Lone Star Cup.

To Rules and Resolutions.

HR 1355 (By Castro), Congratulating Jordan David Schmucker of San Antonio on becoming an Eagle Scout.

To Rules and Resolutions.

HR 1356 (By Castro), Congratulating Christopher James Moritz of San Antonio on becoming an Eagle Scout.

To Rules and Resolutions.

HR 1357 (By C. Turner), Congratulating Liz Adetiba on winning first place in the 2009 Fort Worth Star-Telegram Regional Spelling Bee.

To Rules and Resolutions.

HR 1358 (By C. Turner), Honoring Jack Yarborough of Crowley on attaining the rank of Eagle Scout.

To Rules and Resolutions.

HR 1359 (By Cook), Congratulating the boys' basketball team of Slocum High School in Elkhart on winning the UIL 1A Division 2 state championship.

To Rules and Resolutions.

HR 1360 (By Bohac), In memory of Clara F. Santikos of Houston.

To Rules and Resolutions.

HR 1361 (By Bohac), Congratulating Antonio Campos of Houston on the occasion of his 103rd birthday.

To Rules and Resolutions.

HR 1362 (By Bohac), Congratulating Andrew Joseph Hoffart of Houston on attaining the rank of Eagle Scout.

To Rules and Resolutions.

HR 1363 (By Bohac), In memory of William Butcher of Houston.

To Rules and Resolutions.

HR 1364 (By Bohac), Honoring Ryan Austin Kattchee on attaining the rank of Eagle Scout.

To Rules and Resolutions.

HR 1365 (By Bohac), In memory of Ronald Eugene "Butch" Parker of Houston.

To Rules and Resolutions.

HR 1366 (By Crownover), Congratulating the recipients of the 2009 Communities In Schools Best of Texas awards.

To Rules and Resolutions.

HR 1367 (By Castro), Congratulating Steven Joseph Hemberger of Earl Warren High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1368 (By Castro), Congratulating Valerie Garza of Earl Warren High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1369 (By Castro), Congratulating Esteban Hinojosa of Communications Arts High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1370 (By Castro), Congratulating Joshua Redwine of Earl Warren High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1371 (By Castro), Congratulating Paul Lozano of Earl Warren High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1372 (By Castro), Congratulating Matthew Sanchez of Communications Arts High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1373 (By Castro), Congratulating Kaileigh Castillo of Communications Arts High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1374 (By Castro), Congratulating Joshua C. Ruder of Communications Arts High School in San Antonio on being named a scholar finalist in the 2008-2009 National Hispanic Recognition Program.

To Rules and Resolutions.

HR 1375 (By C. Turner), Congratulating Jackson Eudy of Arlington on becoming an Eagle Scout.

To Rules and Resolutions.

HR 1376 (By C. Turner), Congratulating Eddy and Sheila Jones of Kennedale on the occasion of their 45th wedding anniversary.

To Rules and Resolutions.

HR 1377 (By Aycock), Recognizing April 23, 2009, as Burnet County Day at the State Capitol.

To Rules and Resolutions.

HR 1378 (By Hamilton), In memory of retired state district judge Drew O'Neal Bacon of Newton.

To Rules and Resolutions.

HR 1379 (By Hamilton), Congratulating Angela Grisham of Sour Lake for saving the life of a choking child with the Heimlich maneuver.

To Rules and Resolutions.

HR 1380 (By Hamilton), In memory of Harold Newton "Newt" Hopkins of Silsbee.

To Rules and Resolutions.

HR 1381 (By Hamilton), In memory of Clester Ray "Buddy" Moore of Kountze.

To Rules and Resolutions.

HR 1384 (By Castro), Honoring the life of Fay Sinkin of San Antonio.

To Rules and Resolutions.

HR 1385 (By Castro), Commemorating the opening of the Elvira Cisneros Senior Community Center in San Antonio.

To Rules and Resolutions.

HR 1386 (By Castro), Congratulating Sylvia Wolff and Irma Flores on the expansion of their business, Custom Crush Winery, in San Antonio.

To Rules and Resolutions.

HR 1387 (By Castro), Congratulating John Boudreau of San Antonio on the establishment of his business, A&T Assets, LLC.

To Rules and Resolutions.

HR 1388 (By Hopson), Congratulating Thomas L. Johnson and Katherine P. Miller of Austin on their wedding.

To Rules and Resolutions.

HR 1389 (By Hopson), Recognizing April 22, 2009, as Rusk County Day at the State Capitol.

To Rules and Resolutions.

HR 1390 (By Farabee), Honoring the life of former Wichita Falls police chief Curtis R. Harrelson.

To Rules and Resolutions.

HR 1392 (By Craddick), Honoring Paul and Kay Gilbert of Lubbock on their 50th wedding anniversary.

To Rules and Resolutions.

HR 1393 (By Craddick), Congratulating Clayton Williams, Jr., on his receipt of the Texas A&M University Michel T. Halbouty Geosciences Medal.

To Rules and Resolutions.

HR 1394 (By Hughes), Congratulating Edward and Margery Grimes of Mineola on the occasion of their 50th wedding anniversary.

To Rules and Resolutions.

HR 1395 (By Flynn), Welcoming the students of Lighthouse Christian Academy in Canton to the State Capitol on April 17, 2009.

To Rules and Resolutions.

HR 1396 (By Button), Congratulating Charles and Ann Eisemann on earning the first Excellence in Education Award from the Richardson ISD Excellence in Education Foundation.

To Rules and Resolutions.

HR 1398 (By Naishtat), Recognizing May 9-16, 2009, as AmeriCorps Week.

To Rules and Resolutions.

HR 1400 (By Hilderbran), In memory of U.S. Army Corporal Javier G. Paredes of San Antonio.

To Rules and Resolutions.

HR 1406 (By Marquez), Congratulating Dr. Jose Antonio Marquez of El Paso on his 70th birthday.

To Rules and Resolutions.

HR 1407 (By Marquez), In memory of Betty Gayle "Bucky" Bowen of El Paso.

To Rules and Resolutions.

HR 1409 (By Marquez), Congratulating Daniel Novick of El Paso on his awards from the Texas Associated Press Broadcasters.

To Rules and Resolutions.

HR 1410 (By Marquez), Honoring Jaime Esparza for his distinguished service as district attorney of El Paso, Culberson, and Hudspeth Counties.

To Rules and Resolutions.

HR 1411 (By Marquez), Congratulating Richard Wiles on his election as sheriff of El Paso County.

To Rules and Resolutions.

SB 28 to Technology, Economic Development, and Workforce.

SB 67 to Human Services.

SB 75 to Defense and Veterans' Affairs.

SB 100 to Public Education.

SB 249 to Transportation.

SB 254 to Ways and Means.

SB 261 to Criminal Jurisprudence.

SB 298 to Criminal Jurisprudence.

SB 337 to Transportation.

SB 390 to State Affairs.

SB 482 to Culture, Recreation, and Tourism.

- SB 526** to Public Health.
- SB 587** to Public Education.
- SB 638** to Pensions, Investments, and Financial Services.
- SB 639** to Human Services.
- SB 777** to Public Safety.
- SB 779** to Insurance.
- SB 790** to Public Health.
- SB 791** to Public Health.
- SB 792** to Ways and Means.
- SB 794** to Natural Resources.
- SB 796** to Public Health.
- SB 808** to Criminal Jurisprudence.
- SB 809** to Criminal Jurisprudence.
- SB 817** to Public Education.
- SB 821** to Public Health.
- SB 835** to Defense and Veterans' Affairs.
- SB 839** to Criminal Jurisprudence.
- SB 855** to Transportation.
- SB 861** to Judiciary and Civil Jurisprudence.
- SB 862** to Licensing and Administrative Procedures.
- SB 866** to Judiciary and Civil Jurisprudence.
- SB 872** to Appropriations.
- SB 874** to Border and Intergovernmental Affairs.
- SB 887** to Public Health.
- SB 888** to State Affairs.
- SB 891** to Public Education.
- SB 896** to Transportation.
- SB 911** to Public Health.
- SB 912** to Criminal Jurisprudence.
- SB 955** to Public Education.
- SB 956** to Higher Education.
- SB 970** to Transportation.
- SB 983** to Human Services.
- SB 985** to Defense and Veterans' Affairs.

SB 1003 to Border and Intergovernmental Affairs.
SB 1009 to County Affairs.
SB 1016 to Agriculture and Livestock.
SB 1027 to Agriculture and Livestock.
SB 1035 to Culture, Recreation, and Tourism.
SB 1048 to Judiciary and Civil Jurisprudence.
SB 1053 to Judiciary and Civil Jurisprudence.
SB 1057 to Human Services.
SB 1058 to Public Health.
SB 1103 to Urban Affairs.
SB 1105 to Ways and Means.
SB 1110 to State Affairs.
SB 1152 to Elections.
SB 1163 to Criminal Jurisprudence.
SB 1175 to Criminal Jurisprudence.
SB 1205 to Ways and Means.
SB 1206 to Corrections.
SB 1207 to Ways and Means.
SB 1208 to Judiciary and Civil Jurisprudence.
SB 1209 to Natural Resources.
SB 1211 to Judiciary and Civil Jurisprudence.
SB 1218 to Transportation.
SB 1219 to Public Education.
SB 1223 to Natural Resources.
SB 1225 to Public Health.
SB 1235 to Transportation.
SB 1238 to Natural Resources.
SB 1253 to Natural Resources.
SB 1254 to Natural Resources.
SB 1255 to Public Education.
SB 1259 to Judiciary and Civil Jurisprudence.
SB 1260 to Natural Resources.
SB 1264 to Transportation.
SB 1270 to State Affairs.

- SB 1281** to Criminal Jurisprudence.
- SB 1290** to Public Education.
- SB 1295** to Urban Affairs.
- SB 1305** to Public Health.
- SB 1310** to Elections.
- SB 1311** to Ways and Means.
- SB 1325** to Defense and Veterans' Affairs.
- SB 1354** to Licensing and Administrative Procedures.
- SB 1356** to Transportation.
- SB 1357** to Ways and Means.
- SB 1362** to Corrections.
- SB 1364** to Public Education.
- SB 1368** to County Affairs.
- SB 1369** to Judiciary and Civil Jurisprudence.
- SB 1373** to Transportation.
- SB 1386** to Natural Resources.
- SB 1389** to Transportation.
- SB 1392** to Transportation.
- SB 1398** to Land and Resource Management.
- SB 1403** to Insurance.
- SB 1408** to Defense and Veterans' Affairs.
- SB 1409** to Public Health.
- SB 1410** to Licensing and Administrative Procedures.
- SB 1414** to Natural Resources.
- SB 1426** to Transportation.
- SB 1442** to Business and Industry.
- SB 1473** to Public Health.
- SB 1490** to Public Education.
- SB 1495** to Ways and Means.
- SB 1515** to Technology, Economic Development, and Workforce.
- SB 1522** to Border and Intergovernmental Affairs.
- SB 1537** to Defense and Veterans' Affairs.
- SB 1539** to Public Health.
- SB 1541** to Environmental Regulation.

- SB 1574** to County Affairs.
- SB 1575** to Judiciary and Civil Jurisprudence.
- SB 1614** to County Affairs.
- SB 1650** to Judiciary and Civil Jurisprudence.
- SB 1651** to Judiciary and Civil Jurisprudence.
- SB 1654** to Defense and Veterans' Affairs.
- SB 1658** to Energy Resources.
- SB 1662** to Criminal Jurisprudence.
- SB 1670** to Transportation.
- SB 1711** to Natural Resources.
- SB 1715** to Business and Industry.
- SB 1755** to Natural Resources.
- SB 1771** to Insurance.
- SB 1773** to Business and Industry.
- SB 1827** to Transportation.
- SB 1838** to Judiciary and Civil Jurisprudence.
- SB 1847** to Criminal Jurisprudence.
- SB 1850** to Human Services.
- SB 1864** to Criminal Jurisprudence.
- SB 1900** to Culture, Recreation, and Tourism.
- SB 1948** to Corrections.
- SB 1952** to Higher Education.
- SB 1988** to Agriculture and Livestock.
- SB 1997** to Transportation.
- SB 2015** to Transportation.
- SJR 52** to Transportation.

Pursuant to Rule 1, Section 4 of the House Rules, the chair corrects the referral of the following bills and resolutions:

HB 4183 (By Smithee), Relating to billing practices for certain health care facilities and providers.

To Insurance.

HB 4343 (By Smithee), Relating to access to certain criminal history record information maintained by the Department of Public Safety.

To Insurance.

SIGNED BY THE SPEAKER

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

House List No. 17**HB 873, HCR 172****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, April 20, 2009

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:

SB 7 Nelson

Relating to strategies for and improvements in quality of health care and care management provided through health care facilities and through the child health plan and medical assistance programs designed to improve health outcomes.

SJR 18 Ogden

Proposing a constitutional amendment authorizing the legislature to permit the Texas Transportation Commission, subject to legislative review and approval, to designate the area adjacent to a state highway project as a transportation finance zone and dedicating the proceeds of the state sales and use taxes imposed in a transportation finance zone to the Texas Mobility Fund for certain purposes.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 17

Agriculture and Livestock - **HB 3496, SB 948**

Corrections - **HB 318, HB 1728, HB 1793, HB 2139, HB 4451**

County Affairs - **HB 458, HB 473, HB 527, HB 2732**

Criminal Jurisprudence - **HB 498, HB 1399, HB 2465, HB 2864, HB 2916, HB 3147, HB 4314**

Culture, Recreation, and Tourism - **HB 2088, HB 2500, HB 4465, HB 4767, HCR 126, HCR 139**

Defense and Veterans' Affairs - **HB 965, HB 1832, HB 2806, HB 3721, HB 4102**

Elections - **HB 2065, HB 2401**

Energy Resources - **HB 469, HB 1231, HB 2259, HB 4247, HJR 62**

Environmental Regulation - **HB 284**

Higher Education - **HB 180, HB 1096, HB 1325, HB 1737, HB 1814, HB 1967, HB 3308, SB 175**

Human Services - **HB 392, HB 1629, HB 1970, HB 2039, HB 2303**

Insurance - **HB 1095**

Judiciary and Civil Jurisprudence - **HB 63, HB 313, HB 533, HB 556, HB 639, HB 1861, HB 1969, HB 2202, HB 2683, HB 2724, HB 3080, HB 3417, HB 4293, HB 4718**

Land and Resource Management - **HB 2110**

Licensing and Administrative Procedures - **HB 1175, HB 2640**

Pensions, Investments, and Financial Services - **HB 3480**

Public Education - **HB 1323, HB 1693, HB 2037, HB 2480, HB 2488, HB 3041, HB 4014, HB 4152, HB 4294, HB 4435, HJR 77**

Public Health - **HB 449, HB 1876, HB 1884, HB 3408, HB 3961, SB 346, SB 347, SB 527**

Public Safety - **HB 243, HB 286, HB 314, HB 1490, HB 2507, HB 2932, HB 4061**

Redistricting - **HJR 53**

State Affairs - **HB 576, HB 1109, HB 2097, HB 2619, HB 2820, HB 3545, SB 547**

Technology, Economic Development, and Workforce - **HB 1180, HB 1573, HB 3103, HB 4054, SB 111, SB 741**

Transportation - **HB 2537, HB 2822**

Urban Affairs - **HB 2307**

Ways and Means - **HB 69, HB 408, HB 2071, HB 2317, HB 3136, HB 3612, HB 4611**

ENGROSSED

April 17 - HB 594, HB 1888, HB 2052, HB 2421, HB 4586

ENROLLED

April 17 - HCR 172

SIGNED BY THE GOVERNOR

April 18 - HCR 135