

HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, FIRST CALLED SESSION

PROCEEDINGS

SECOND DAY (CONTINUED) — THURSDAY, JUNE 2, 2011

The house met at 10 a.m. and, at the request of the speaker, was called to order by Representative Geren.

The roll of the house was called and a quorum was announced present (Record 3).

Present — Mr. Speaker; Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Aycock; Beck; Berman; Bohac; Bonnen; Branch; Brown; Burkett; Burnam; Button; Cain; Callegari; Carter; Castro; Chisum; Christian; Coleman; Cook; Craddock; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Driver; Dukes; Dutton; Eissler; Elkins; Farias; Farrar; Fletcher; Flynn; Frullo; Gallego; Garza; Geren; Giddings; Gonzales, L.; Gonzales, V.; Gonzalez; Gooden; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harper-Brown; Hartnett; Hernandez Luna; Hilderbran; Hochberg; Hopson; Howard, C.; Howard, D.; Huberty; Hughes; Hunter; Isaac; Jackson; Johnson; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Landtroop; Larson; Laubenberg; Lavender; Legler; Lozano; Lyne; Madden; Mallory Caraway; Margo; Marquez; Martinez; Martinez Fischer; McClendon; Menendez; Miles; Miller, D.; Morrison; Muñoz; Murphy; Naishtat; Nash; Oliveira; Orr; Otto; Parker; Patrick; Paxton; Peña; Perry; Phillips; Pickett; Pitts; Price; Quintanilla; Raymond; Reynolds; Riddle; Ritter; Rodriguez; Schwertner; Scott; Sheffield; Shelton; Simpson; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Taylor, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

Absent, Excused — Anderson, R.; Eiland; Harless; Lewis; Lucio; Sheets.

Absent — Miller, S.

The invocation was offered by Representative Phillips.

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

LEAVES OF ABSENCE GRANTED

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

R. Anderson on motion of Isaac.

Harless on motion of Geren.

Lewis on motion of Geren.

Lucio on motion of Geren.

Sheets on motion of Isaac.

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

Eiland on motion of Madden.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Phillips requested permission for the Committee on Redistricting to meet while the house is in session, at 10:45 a.m. today, in E1.004, to consider **HB 4**.

Permission to meet was granted.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

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

LEAVE OF ABSENCE GRANTED

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

Farias on motion of D. Howard.

COMMITTEES GRANTED PERMISSION TO MEET

Representative Phillips requested permission for the Committee on Appropriations to meet while the house is in session, 9 a.m. tomorrow, in E1.030, to consider **HB 13** and pending business.

Permission to meet was granted.

Representative Phillips requested permission for the Committee on Appropriations to meet while the house is in session, at 9 a.m. Saturday, June 4, in E1.030, to consider pending business.

Permission to meet was granted.

LEAVE OF ABSENCE GRANTED

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

S. Miller on motion of Harper-Brown.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Eissler requested permission for the Committee on Public Education to meet while the house is in session, at 9 a.m. tomorrow, in E2.036, to consider **HB 6**, **HB 18**, **HB 19**, **HB 20**, and **HB 21**.

Permission to meet was granted.

RULES SUSPENDED

Representative Eissler moved to suspend all necessary rules to allow the Committee on Public Education to consider **HB 6, HB 18, HB 19, HB 20, and HB 21** at 9 a.m. tomorrow in E2.036.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Public Education, 9 a.m. tomorrow, E2.036, for a public hearing, to consider **HB 6, HB 18, HB 19, HB 20, and HB 21.**

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

PROVIDING FOR ADJOURNMENT

Representative Hardcastle moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees and the receipt of messages from the senate, the house adjourn until 1 p.m. Monday, June 6.

The motion prevailed.

(Phillips in the chair)

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 3 and 4.)

(Pitts 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 - Saturday, June 4).

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1 - Saturday, June 4.)

ADJOURNMENT

In accordance with a previous motion, the house, at 8:49 a.m. Saturday, June 4, adjourned until 1 p.m. Monday, June 6.

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 6 (By Eissler), Relating to the foundation curriculum, the establishment of the instructional materials allotment, the adoption, review, and purchase of instructional materials and technological equipment for public schools, and the administration of state assessment instruments to public school students.

To Public Education.

HB 8 (By Eissler), Relating to flexibility for public schools to administer primary and secondary education efficiently.

To Public Education.

HB 18 (By Eissler), Relating to elementary class size limits in public schools.

To Public Education.

HB 19 (By Aycock), Relating to hearings on public school educator contracts.

To Public Education.

HB 20 (By Huberty), Relating to notice required for termination of a teacher's probationary contract or nonrenewal of a teacher's term contract.

To Public Education.

HB 21 (By Shelton), Relating to the reduction in force of teachers employed by a school district.

To Public Education.

HB 26 (By Madden), Relating to the containment of costs incurred in the correctional health care system.

To Corrections.

HB 32 (By Zerwas), Relating to creation of a study committee for the Interstate Health Care Compact.

To Appropriations.

HB 34 (By Madden), Relating to funding for basic civil legal services, indigent defense, and judicial technical support through certain fees and court costs and to the establishment of the judicial access and improvement account.

To Judiciary and Civil Jurisprudence.

HB 39 (By Shelton), Relating to revising, revoking, or denying renewal of charters of open-enrollment charter schools under certain circumstances.
To Public Education.

List No. 2

HB 33 (By S. Miller), Relating to providing for efficient government resource allocation.
To Government Efficiency and Reform.

List No. 3

HB 17 (By Callegari), Relating to the minimum salary for and minimum service required of certain public school employees.
To Government Efficiency and Reform.

HB 31 (By Callegari), Relating to school district personnel.
To Government Efficiency and Reform.

List No. 4

HB 30 (By Callegari), Relating to unpaid furloughs for state employees.
To Government Efficiency and Reform.

HB 46 (By Crownover), Relating to reducing state Medicaid and other health care costs by prohibiting smoking in certain public places; providing penalties.
To Appropriations.

List No. 1 - Saturday, June 4

HB 3 (By Smithee), Relating to the operation and name of the Texas Windstorm Insurance Association and to the resolution of certain disputes concerning claims made to that association; providing penalties.
To Insurance.

SB 1 to Appropriations.

SB 2 to Appropriations.

SB 6 to Public Education.

SB 7 to Appropriations.

MESSAGES FROM THE SENATE

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

Message No. 1 - Saturday, June 4

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Saturday, June 4, 2011

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 1 Duncan
Relating to certain state fiscal matters; providing penalties.

SB 2 Ogden
Relating to appropriating money for the support of state government for the period beginning September 1, 2011, and ending August 31, 2013; and authorizing and prescribing conditions, limitations, rules, and procedures for allocating and expending the appropriated funds; and declaring an emergency.

SB 6 Shapiro
Relating to the foundation curriculum, the establishment of the instructional materials allotment, and the adoption, review, and purchase of instructional materials and technological equipment for public schools; providing penalties.

SB 7 Nelson
Relating to the administration, quality, efficiency, and funding of health care, health and human services, and health benefits programs in this state; providing administrative and civil penalties.

Respectfully,
Patsy Spaw
Secretary of the Senate