

HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TWENTY-SECOND DAY — MONDAY, FEBRUARY 21, 2011

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

The roll of the house was called and a quorum was announced present (Record 50).

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

Absent, Excused — Farrar; Huberty; Oliveira; Taylor, L.

The invocation was offered by Dr. Allen Reed, pastor, First Baptist Church, Nacogdoches, as follows:

Almighty God, according to your holy word, the Bible, a nation of people whose God is the Lord is a nation that is blessed. (Psalm 22:12) Furthermore, the Bible encourages us to pray for all who are in authority over us, "that we may lead a tranquil and quiet life in all godliness and dignity." (1 Timothy 2:1-3) Therefore, it is with grateful hearts that we express our gratitude for our blessings and to pray for the leaders of our country and our state.

We humbly pray for President Barack Obama, for Vice President Joe Biden, and for our senators and representatives who lead our country. We pray for their protection. We pray that you will give them wisdom and direction as they lead our country.

As one of 50 states in these United States of America, Texas is truly a state that has been and is blessed by you. As we bow before you this day, we do so to express our gratitude for all of our blessings, physically and spiritually. We thank you for all of our elected officials. We pray for Governor Rick Perry, for Lieutenant Governor David Dewhurst, and for all our state representatives. This chamber is filled with representatives from every area of our great state. We pray as the men and women of this house of representatives meet to discuss, debate, and decide on major issues that will affect our people, that you will grant to them: the wisdom of Solomon who prayed for you to give him "a wise and discerning heart" that he might judge your people and "discern between good and evil." (1 Kings 3:9); the courage of Elijah who challenged the prophets of Baal that the people might know that you alone are God. (1 Kings 18:37); the conviction of Daniel who "made up his mind that he would not defile himself with the king's choice food or with the wine which he drank." (Daniel 1:8); the morality of Joseph who, when tempted, refused to "do this great evil and sin against God." (Genesis 39:9); the privilege of Moses with whom you spoke "face to face, just as a man speaks to his friend." (Exodus 33:11); the integrity and patience of Job who was "blameless, upright, fearing God, and turning away from evil." (Job 1:1); the righteousness of Asa who "did good and right in the sight of the Lord his God." (2 Chronicles 14:2); the daring of Caleb who, having "followed the Lord fully," conquered the land that had been promised to him. (Joshua 14:8-9, 12, 14); the obedience of Paul who said, "I have not been disobedient to the heavenly vision given to me." (Acts 26:19); the humility of John the Baptist who said, "I am not worthy." (Matthew 3:11); and most of all, may they follow the example of our Lord and Savior, Jesus Christ, "who went about doing good." (Acts 10:38)

Today, we also remember the members of our armed forces who are serving in various places throughout the world, especially those serving in Iraq and Afghanistan. We pray for their protection, for their families, and that the conflict there will soon come to a peaceful end.

Furthermore, we pray for the law enforcement officers of our state, especially those who are patrolling the Rio Grande border where Mexican drug cartels are causing so much bloodshed. Keep them safe, for they are your ministers to accomplish what is good and to serve as avengers who bring wrath on the ones who practice evil. (Romans 13:4)

Now, "To him who is able to keep you from falling and to present you before his glorious presence without fault and with great joy—to the only God, our Savior, be glory, majesty, power, and authority, through Jesus Christ, our Lord, before all ages, now and forevermore. Amen." (Jude 24-25 NIV)

The speaker recognized Representative R. Anderson 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 in the district:

Farrar on motion of Walle.

Huberty on motion of Schwertner.

L. Taylor on motion of Patrick.

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

Oliveira on motion of Deshotel.

REGULAR ORDER OF BUSINESS SUSPENDED

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

(Nash 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).

ADDRESS BY REPRESENTATIVE LUCIO ON A MATTER OF PERSONAL PRIVILEGE

The chair recognized Representative Lucio who addressed the house on a matter of personal privilege.

CAPITOL PHYSICIAN

The chair recognized Representative Geren who presented Dr. David Beyer of Fort Worth as the "Doctor for the Day."

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

HR 469 - ADOPTED (by Cain)

Representative Cain moved to suspend all necessary rules to take up and consider at this time **HR 469**.

The motion prevailed.

The following resolution was laid before the house:

HR 469, Congratulating the North Lamar High School Symphonic Band, from Paris, Texas, on being named the 3A State Honor Band by the Texas Music Educators Association.

HR 469 was adopted.

HR 336 - PREVIOUSLY ADOPTED (by Y. Davis, Anchia, and Alonzo)

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

HR 336, Commemorating the inauguration of the 2011 Greater Dallas Hispanic Chamber of Commerce Board of Directors.

INTRODUCTION OF GUESTS

The chair recognized Representative Y. Davis who introduced representatives of the Greater Dallas Hispanic Chamber of Commerce Board of Directors.

(Isaac in the chair)

COMMITTEE GRANTED PERMISSION TO MEET

Representative Kleinschmidt requested permission for the Committee on Land and Resource Management to meet while the house is in session, during bill referral today, in E2.102, to consider the previously posted agenda.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative Hochberg moved to suspend the five-day posting rule to allow the Committee on Appropriations, Subcommittee on Article III, to consider house budget recommendations upon adjournment of the Committee on Appropriations meeting Thursday, February 24.

The motion prevailed.

Representative Darby moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Appropriations, Subcommittee on Articles VI, VII, and VIII, to consider house budget recommendations on Article VIII and pending business.

The motion prevailed.

Representative Darby moved to suspend the five-day posting rule to allow the Committee on Appropriations, Subcommittee on Article II, to consider Health and Human Services cost-containment initiatives at 2:30 p.m. today in E1.030.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Appropriations, Subcommittee on Article II, 2:30 p.m. today, E1.030, for a public hearing, to consider Health and Human Services cost-containment initiatives.

Appropriations, Subcommittee on Article III, upon adjournment of the Committee on Appropriations meeting Thursday, February 24, E1.030, for a public hearing, to consider house budget recommendations.

Appropriations, Subcommittee on Articles VI, VII, and VIII, 30 minutes after adjournment today, E1.022, for a formal meeting, to consider house budget recommendations on Article VIII and pending business.

PROVIDING FOR ADJOURNMENT

Representatives C. Anderson and McClendon 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.

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.)

(C. Anderson in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 2:03 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 430 (By Johnson), Relating to the provision of payment history information to consumer reporting agencies.

To Pensions, Investments, and Financial Services.

HB 439 (By T. Smith), Relating to the authority of the Department of Public Safety of the State of Texas and certain local law enforcement agencies to establish a checkpoint on a highway or street to determine whether persons are driving while intoxicated.

To Criminal Jurisprudence.

HB 473 (By T. Smith), Relating to the consequences of an arrest for or conviction of certain intoxication offenses.

To Criminal Jurisprudence.

HB 506 (By Callegari), Relating to requiring the use of an ignition interlock device on conviction of certain intoxication offenses.

To Criminal Jurisprudence.

HB 606 (By Farias), Relating to the issuance of Bronze Star Medal specialty license plates.

To Defense and Veterans' Affairs.

HB 611 (By Murphy), Relating to the provision of certain professional services by certain governmental entities.

To Government Efficiency and Reform.

HB 624 (By Bonnen), Relating to requiring a voter to present proof of identification.

To Select Voter Identification and Voter Fraud.

HB 625 (By Solomons), Relating to notice of staff leasing services company workers' compensation claim and payment information; providing an administrative violation.

To State Affairs.

HB 626 (By Woolley), Relating to the issues at a hearing for a person whose driver's license is administratively suspended for refusal to consent to the taking of a specimen following an arrest for certain intoxication offenses.

To Homeland Security and Public Safety.

HB 627 (By Woolley), Relating to a fee collected by a district clerk for certain electronic certified copies.

To Judiciary and Civil Jurisprudence.

HB 628 (By Callegari), Relating to contracts by governmental entities and related professional services and to public works performance and payment bonds.

To Government Efficiency and Reform.

HB 629 (By Pickett), Relating to the use of municipal or county sales tax increment financing for a transportation reinvestment zone.

To Transportation.

HB 630 (By Pickett), Relating to the authority of the Texas Department of Transportation, counties, regional tollway authorities, and regional mobility authorities to enter into funding agreements to expedite the entity's environmental review duties related to certain transportation projects.

To Transportation.

HB 631 (By Chisum), Relating to processing certain early voting ballots before election day.

To Elections.

HB 632 (By Chisum), Relating to the authority of the State Board of Dental Examiners to renew certain expired licenses.

To Public Health.

HB 633 (By Chisum), Relating to certain nonrefundable application fees established by the Commission on Law Enforcement Officer Standards and Education.

To Homeland Security and Public Safety.

HB 634 (By McClendon), Relating to toll project information provided by the Texas Department of Transportation.

To Transportation.

HB 635 (By Guillen), Relating to a grace period to cure a default before foreclosure of certain contract liens on the residence of certain surviving spouses of military servicemembers.

To Defense and Veterans' Affairs.

HB 636 (By Zerwas), Relating to creation of the Texas Health Insurance Connector.

To Public Health.

HB 637 (By Eiland), Relating to certain treatment by a physical therapist.

To Public Health.

HB 638 (By Branch), Relating to the elimination of straight-party voting.

To Elections.

HB 639 (By Branch), Relating to school district policies for the care of students at risk for anaphylaxis.

To Public Education.

HB 640 (By Sheets), Relating to an exemption from the motor vehicle sales and use tax for military servicemembers serving on active duty.

To Ways and Means.

HB 641 (By Veasey), Relating to insurance requirements for certain contract carriers.

To Transportation.

HB 642 (By Rodriguez), Relating to free breakfast for certain public school students.

To Public Education.

HB 643 (By Rodriguez), Relating to summer nutrition programs provided for by school districts.

To Agriculture and Livestock.

HB 644 (By Orr), Relating to the period in which a public entity, public work, or state agency must respond to a complaint filed by a person entitled to an employment preference.

To Government Efficiency and Reform.

HB 645 (By Orr), Relating to the information required to be included on a form for an application for an exemption from ad valorem taxation of property owned by a charitable organization.

To Ways and Means.

HB 646 (By Orr), Relating to reporting requirements for salvage motor vehicles by insurance companies.

To Transportation.

HB 647 (By P. King), Relating to the public safety director's appointment of reserve law enforcement officers for the Department of Public Safety.

To Homeland Security and Public Safety.

HB 648 (By Menendez), Relating to the appointment of a conservator for and authorizing the dissolution of the Bexar Metropolitan Water District.

To Natural Resources.

HB 649 (By Gallego), Relating to the issuance and duration of certain protective orders for victims of sexual assault.

To Criminal Jurisprudence.

HB 650 (By Castro), Relating to property held by certain junior colleges and presumed abandoned.

To Higher Education.

HB 651 (By Christian), Relating to certain restrictions on funds administered by the Department of Agriculture.

To Agriculture and Livestock.

HB 652 (By Christian), Relating to the appointment of county auditors.

To County Affairs.

HB 653 (By Christian), Relating to student loan repayment assistance for speech-language pathologists or audiologists employed by a public school or as faculty members of certain graduate programs at public institutions of higher education.

To Higher Education.

HB 654 (By Solomons), Relating to a report regarding the municipality or county of origin of tax revenue collected by the comptroller.

To Ways and Means.

HB 655 (By V. Taylor), Relating to determining eligibility for indigent health care.

To Public Health.

HB 656 (By Farias), Relating to the regulation of activities with respect to certain extensions of consumer credit.

To Pensions, Investments, and Financial Services.

HB 657 (By Lewis), Relating to honorary license plates for certain disabled veterans.

To Defense and Veterans' Affairs.

HB 658 (By Villarreal), Relating to the repeal of state sales tax and franchise tax refunds for certain ad valorem tax payers.

To Ways and Means.

HB 659 (By Villarreal), Relating to voluntary assessment of property owners by a municipality to finance water or energy efficiency improvements.

To Energy Resources.

HB 660 (By Villarreal), Relating to the sale of malt liquor, ale, and beer by the holder of a brewpub license.

To Licensing and Administrative Procedures.

HB 661 (By Rodriguez), Relating to the regulation of activities with respect to certain extensions of consumer credit.

To Pensions, Investments, and Financial Services.

HB 662 (By Rodriguez), Relating to authorizing certain counties to adopt buffer zone regulations and comprehensive land development plans; providing a penalty.

To Land and Resource Management.

HB 663 (By Kleinschmidt), Relating to procedures for amending restrictions governing certain residential subdivisions.

To Business and Industry.

HB 664 (By Larson), Relating to voting eligibility requirements for members of a metropolitan planning organization policy board.

To Transportation.

HB 665 (By Villarreal), Relating to the prohibition of employment discrimination on the basis of sexual orientation or gender identity or expression.

To Economic and Small Business Development.

HB 666 (By Villarreal), Relating to a study regarding sales price disclosure of real property.

To Ways and Means.

HB 667 (By Hochberg), Relating to the payment of wages by an employer through an electronic transfer of funds to a payroll card account.

To Economic and Small Business Development.

HB 668 (By Brown), Relating to procedures regarding the removal and storage of vehicles.

To Licensing and Administrative Procedures.

HB 669 (By White), Relating to informing a patient concerning reconstructive breast surgery before performing certain surgical procedures.

To Public Health.

HB 670 (By Crownover), Relating to the elimination of smoking in certain workplaces and public places; providing penalties.

To Public Health.

HB 671 (By Crownover), Relating to allowing the governor, and the lieutenant governor or another person when acting as governor, to retain executive authority while traveling within the contiguous 48 states of the continental United States.

To State Affairs.

HB 672 (By Christian), Relating to initial claims under the unemployment compensation system.

To Economic and Small Business Development.

HB 673 (By Parker), Relating to the production and use of an instructional video on recreational water safety.

To Culture, Recreation, and Tourism.

HB 674 (By Christian), Relating to the dissolution of certain bail bond boards.

To County Affairs.

HB 675 (By Lucio), Relating to football helmet safety requirements in public schools.

To Public Education.

HB 676 (By Lucio), Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle.

To Transportation.

HB 677 (By Lucio), Relating to cognitive-linguistic assessments of participants in extracurricular athletic activities sponsored or sanctioned by the University Interscholastic League.

To Public Education.

HB 678 (By Lucio), Relating to coordination between school districts and other governmental agencies regarding necessary transportation infrastructure improvements associated with real property owned or proposed to be purchased by school districts.

To Public Education.

HB 679 (By Button), Relating to change order approval requirements for certain political subdivisions of the state.

To Government Efficiency and Reform.

HB 680 (By Schwertner), Relating to a physician's response to a complaint filed with the Texas Medical Board.

To Public Health.

HB 681 (By Kleinschmidt), Relating to an employee's transportation and storage of certain firearms or ammunition while on certain property owned or controlled by the employee's employer.

To Business and Industry.

HB 682 (By Brown), Relating to leasing advertising space on state agency Internet websites.

To Government Efficiency and Reform.

HB 683 (By Rodriguez), Relating to the ad valorem taxation of property owned by certain organizations and used to provide affordable housing.

To Ways and Means.

HB 684 (By Larson), Relating to housing prisoners in a tent or other facility in lieu of a county jail.

To Corrections.

HB 685 (By Dutton), Relating to the authority of the attorney representing the state to dismiss a criminal action based on the commission of a nonviolent offense.

To Criminal Jurisprudence.

HB 686 (By Dutton), Relating to the secrecy of grand jury proceedings.

To Criminal Jurisprudence.

HB 687 (By Dutton), Relating to liability of a governmental unit for personal injury and death caused by the governmental unit's negligence.

To Judiciary and Civil Jurisprudence.

HB 688 (By Dutton), Relating to restrictions on the disclosure of certain criminal history records and to the duty of law enforcement agencies regarding records associated with certain defendants; creating an offense.

To Criminal Jurisprudence.

HB 689 (By Dutton), Relating to the admissibility of certain evidence in capital cases in which the state seeks the death penalty.

To Criminal Jurisprudence.

HB 690 (By Martinez Fischer), Relating to the punishment for the offense of graffiti.

To Criminal Jurisprudence.

HB 691 (By Hartnett), Relating to testimony or the production of documents before a legislative committee.

To Judiciary and Civil Jurisprudence.

HB 692 (By Farias), Relating to high school graduation requirements for a student who is unable to participate in physical activity due to disability or illness.

To Public Education.

HB 693 (By Christian), Relating to where a justice of the peace court is held.

To Judiciary and Civil Jurisprudence.

HB 694 (By Turner), Relating to the release from the Texas Department of Criminal Justice of certain inmates who complete a rehabilitation program.

To Corrections.

HB 695 (By Allen), Relating to the establishment of a program for the collection, transportation, recycling, and disposal of mercury-added thermostats.

To Environmental Regulation.

HB 696 (By Hunter), Relating to the offense of escape from custody by a person lawfully detained.

To Criminal Jurisprudence.

HB 697 (By Hunter), Relating to the status of certain training programs for peace officers, reserve law enforcement officers, county jailers, and recruits.

To Homeland Security and Public Safety.

HB 698 (By Huberty), Relating to the carrying of concealed handguns by certain persons attending a school board meeting.

To Homeland Security and Public Safety.

HB 699 (By Deshotel), Relating to the Port Authority Advisory Committee and funding of port security, transportation, and facility projects and port studies.

To Transportation.

HB 701 (By Murphy), Relating to the total revenue exemption for the franchise tax.

To Ways and Means.

HB 702 (By D. Howard), Relating to certain restrictions on contributions and expenditures from political funds by a lobbyist; providing penalties.

To Elections.

HB 703 (By Gutierrez), Relating to enhanced penalties for assault of a health care services provider.

To Criminal Jurisprudence.

HB 704 (By Gutierrez), Relating to the rate of a local sales and use tax imposed by certain local governmental entities.

To Ways and Means.

HB 705 (By J. Davis), Relating to certain prohibited practices concerning the payment of copayments and deductibles under health benefit plans; providing a civil penalty and for injunctive relief.

To Insurance.

HB 706 (By J. Davis), Relating to the course levels offered by the University of Houston–Clear Lake.

To Higher Education.

HB 707 (By Laubenberg), Relating to the validation of certain governmental acts and proceedings of certain municipalities relating to certain public improvement districts.

To Urban Affairs.

HB 708 (By Hancock), Relating to licensing, regulation, and prescribing and ordering authority of advanced practice registered nurses and the regulation of registered nurses and physician assistants.

To Public Health.

HB 709 (By Fletcher), Relating to the creation of the Harris County Municipal Utility District No. 524; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 710 (By Walle), Relating to electronic imaging used in the financial assistance and supplemental nutritional assistance programs.

To Human Services.

HB 711 (By Walle), Relating to a study and report by the Texas Education Agency regarding certain public school disciplinary placements.

To Public Education.

HB 712 (By Walle), Relating to employee caseload and call processing standards for the provision of child and adult protective services.

To Human Services.

HB 713 (By Gallego), Relating to the creation of an appellate judicial system for the Eighth Court of Appeals District.

To Judiciary and Civil Jurisprudence.

HB 714 (By C. Anderson), Relating to the acquisition of land and facilities by the Texas State Technical College System.

To Higher Education.

HB 715 (By Hochberg), Relating to automatic voter registration on issuance or change of a driver's license or identification card by the Department of Public Safety.

To Select Voter Identification and Voter Fraud.

HB 716 (By S. Miller), Relating to the taking of certain feral hogs using a helicopter.

To Culture, Recreation, and Tourism.

HB 717 (By S. Miller), Relating to the selection of the board of directors of an appraisal district.

To Ways and Means.

HB 718 (By Fletcher), Relating to the period in which a person commits the offense of funeral service disruption.

To Criminal Jurisprudence.

HB 719 (By Hartnett), Relating to trial by special judge of certain matters.

To Judiciary and Civil Jurisprudence.

HB 720 (By Hartnett), Relating to the designation of a person as a vexatious litigant.

To Judiciary and Civil Jurisprudence.

HCR 62 (By Workman), Congratulating the Regents School of Austin football team on winning the 2010 TAPPS Division III state championship.

To Rules and Resolutions.

HCR 64 (By Aycock), Recognizing April 13, 2011, as Leadership Highland Lakes Day at the State Capitol.

To Rules and Resolutions.

HCR 65 (By Aycock), Recognizing April 13, 2011, as Leadership Killeen Day at the State Capitol.

To Rules and Resolutions.

HJR 5 (By Otto), Proposing a constitutional amendment regarding an increase in the maximum amount to be retained in the constitutional economic stabilization fund and dedicating for deposit in that fund certain sales and use tax revenues.

To Ways and Means.

HJR 18 (By Branch), Proposing a constitutional amendment requiring any increase in a franchise tax rate to be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 19 (By Branch), Proposing a constitutional amendment relating to the determination of a quorum of the senate or house of representatives.

To State Affairs.

HJR 20 (By Peña), Proposing a constitutional amendment to limit the time in which the legislature may enact or modify districts for the Texas Legislature or the United States House of Representatives.

To Redistricting.

HJR 24 (By Paxton), Proposing a constitutional amendment relating to the rights of individuals to choose or decline to choose to purchase health insurance coverage.

To Select State Sovereignty.

HJR 25 (By Paxton), Proposing a constitutional amendment requiring any increase in a franchise tax rate to be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 26 (By Legler), Proposing a constitutional amendment relating to the use of the assets of certain associations established by the legislature of this state for the purpose of providing certain insurance coverage.

To Insurance.

HJR 27 (By Legler), Proposing a constitutional amendment authorizing certain payment for health care services and prohibiting requiring participation in a health care system.

To Select State Sovereignty.

HJR 28 (By Alvarado), Proposing a constitutional amendment requiring the legislature to establish a state gaming commission and to authorize and provide for the regulation of gaming conducted at certain locations in this state, authorizing federally recognized Indian tribes to conduct gaming on certain Indian lands, and requiring the governor to call the legislature into special session to consider gaming legislation.

To Licensing and Administrative Procedures.

HJR 29 (By Callegari), Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 30 (By Laubenberg), Proposing a constitutional amendment authorizing certain payment for health care services and prohibiting requiring participation in a health care system.

To Select State Sovereignty.

HJR 31 (By Raymond), Proposing a constitutional amendment prohibiting the authorization or funding of an elementary or secondary education voucher program.

To Public Education.

HJR 32 (By Raymond), Proposing a constitutional amendment to dedicate net revenue from the state lottery to support educational programs that benefit classroom teaching in the state's public schools and to prohibit certain lottery advertisements and promotions.

To Appropriations.

HJR 34 (By Raymond), Supporting the ratification of a proposed amendment to the Constitution of the United States providing for a balanced federal budget.

To Select State Sovereignty.

HJR 36 (By Raymond), Proposing a constitutional amendment prohibiting the taxation of the sale or use of certain food, drinks, medicine, and child-care services.

To Ways and Means.

HJR 37 (By Hughes), Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 38 (By Berman), Proposing a constitutional amendment to establish English as the official language of Texas and require that official acts of government be performed in English.

To State Affairs.

HJR 40 (By Pickett), Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran in an amount equal to the amount of the residence homestead exemption to which the disabled veteran was entitled.

To Ways and Means.

HJR 43 (By Quintanilla), Proposing a constitutional amendment authorizing the legislature to legalize and regulate the conduct of gaming in this state in counties that by local option election approve the conduct of that gaming.

To Licensing and Administrative Procedures.

HJR 45 (By Parker), Proposing a constitutional amendment to prohibit a state income tax or increase in a state income tax unless there is 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.

HJR 46 (By White), Proposing a constitutional amendment releasing a school district from the obligation to comply with an unfunded state educational mandate.

To Public Education.

HJR 49 (By C. Anderson), Proposing a constitutional amendment requiring any increase in a rate of the franchise tax be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 50 (By Creighton), Applying to Congress to call a convention to propose an amendment to the United States Constitution to permit the repeal of federal law by two-thirds of the legislatures of the several states.

To Select State Sovereignty.

HJR 51 (By Christian), Proposing a constitutional amendment relating to the rights of individuals to choose or decline to choose to purchase health insurance coverage.

To Select State Sovereignty.

HJR 53 (By Christian), Proposing a constitutional amendment prohibiting any political subdivision of this state from imposing ad valorem taxes.

To Ways and Means.

HJR 55 (By Christian), Proposing a constitutional amendment to prohibit a hospital district from using tax revenue to finance the performance of an abortion.

To State Affairs.

HJR 56 (By Solomons), Proposing a constitutional amendment to restrict the power of the legislature to mandate requirements upon certain local governments.

To State Affairs.

HJR 57 (By Berman), Proposing a constitutional amendment prohibiting a court of this state from enforcing, considering, or applying a religious or cultural law.

To State Affairs.

HJR 59 (By Hancock), Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.

To Ways and Means.

HJR 60 (By Pitts), Applying to the Congress of the United States to call a convention to propose an amendment to the United States Constitution to require a balanced federal budget.

To Select State Sovereignty.

HJR 61 (By Raymond), Proposing a constitutional amendment to increase the terms of district judges to six years.

To Judiciary and Civil Jurisprudence.

HJR 63 (By Pickett), Proposing a constitutional amendment authorizing the legislature to permit a county to issue bonds or notes to finance the development or redevelopment of an unproductive, underdeveloped, or blighted area and to pledge for repayment of the bonds or notes increases in ad valorem taxes imposed by the county on property in the area.

To Ways and Means.

HJR 64 (By Pickett), Proposing a constitutional amendment limiting the uses of revenue from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenue received from the federal government.

To Ways and Means.

HJR 65 (By Crownover), Proposing a constitutional amendment to provide that the governor, and the lieutenant governor when acting as governor, retain executive authority unless unavailable as provided by law.

To State Affairs.

HJR 66 (By Pickett), Proposing a constitutional amendment limiting the uses of revenue from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenue received from the federal government.

To Ways and Means.

HJR 67 (By Hartnett), Proposing a constitutional amendment to authorize the legislature to set the salary of the lieutenant governor and the speaker of the house of representatives.

To State Affairs.

HJR 69 (By Kolkhorst), Applying to the Congress of the United States to call a convention to propose an amendment to the United States Constitution providing that the power to regulate health and education is reserved to the states.

To Select State Sovereignty.

HJR 71 (By Larson), Proposing a constitutional amendment to set the maximum salary of certain elected public officers.

To State Affairs.

HJR 77 (By Harper-Brown), Proposing a constitutional amendment dedicating certain revenue derived from the tax imposed on the sale, use, or rental of motor vehicles to the state highway fund.

To Ways and Means.

HJR 78 (By Harper-Brown), Proposing a constitutional amendment to limit the purposes for which revenues from motor vehicle registration fees and taxes on motor fuels and lubricants may be used.

To Ways and Means.

HJR 80 (By Larson), Proposing a constitutional amendment to limit the time that a person may serve in legislative office or in certain elective executive offices.

To State Affairs.

HJR 81 (By Larson), Applying to the Congress of the United States to call a convention to propose amendments to the United States Constitution to provide for congressional term limits, the line-item veto, a balanced federal budget, a limit on federal debt, and the repeal of federal law by two-thirds of the several states.

To Select State Sovereignty.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Monday, February 21, 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 16 Patrick
Relating to informed consent to an abortion.

SCR 17 Whitmire
Granting the legislature permission to adjourn for more than three days during the period beginning on Thursday, February 17, 2011, and ending on Tuesday, February 22, 2011.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

ENROLLED

February 17 - HCR 52

SENT TO THE GOVERNOR

February 17 - HCR 52

