

HOUSE JOURNAL

EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FIRST DAY — TUESDAY, MARCH 8, 2011

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 93).

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; Farrar; 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.; Huberty; 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; Oliveira; 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, L.; Taylor, V.; Thompson; Torres; Truitt; Turner; Veasey; Villarreal; Vo; Walle; Weber; White; Woolley; Workman; Zedler; Zerwas.

The invocation was offered by Dr. Kris Segrest, lead pastor, First Baptist Church, Wylie, as follows:

Dear Heavenly Father, we recognize today that you are sovereign. You have everything under control. Regardless of the countless issues of the day and the great challenges facing this legislature, it is in God we trust. Nothing has passed into our lives which has not first passed through your hand, for everything has been created by you, and is for you, and you hold all things together.

We thank you, Father, for your grace toward us as individuals and a state. Even in what has been difficult economic times in our country, you have taken care of this great state. Texas has always been a special place with a rich, bold, and godly heritage. As we strive to seek your kingdom, please continue to prosper our land in the future.

As we consider the business of this legislature, I pray you would give each member of both houses wisdom as they make decisions that impact so many Texans and others. I know that many of these men and women carry this burden with great emotional and mental anguish. Your word, the Bible, instructs us to ask you for wisdom and you will give it. As each one seeks your wisdom, reveal it to them. Then, Father, let them with confidence act in your will. May each one of these lawmakers follow in the example of your son, Jesus Christ, and the godly men and women who proceeded them.

Further, Lord, I ask your holy hand and favor to be on each one of these lawmakers. You tell us as citizens to pray for kings and those in authority over us. As we submit to their leadership, we submit to you, Lord. I pray they would not fear the criticism of opponents or be anxious about the challenges that face them. Let them only fear you and you alone.

Finally, Lord, we thank you for your son, Jesus Christ, and that through his death, burial, and resurrection, we can have eternal life. Let us live this day as a glory to your name. Thank you for your many blessings and God bless Texas. In the strong name of Jesus, we pray. Amen.

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

REGULAR ORDER OF BUSINESS SUSPENDED

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

CAPITOL PHYSICIAN

The speaker recognized Representative Weber who presented Dr. David Armbruster of Pearland as the "Doctor for the Day."

The house welcomed Dr. Armbruster 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)

HR 613 - ADOPTED (by Bonnen)

Representative Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 613**.

The motion prevailed.

The following resolution was laid before the house:

HR 613, Honoring Our Lady Queen of Peace Catholic School in Richwood on the 25th anniversary of its opening.

HR 613 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Bonnen who introduced students from Our Lady Queen of Peace Catholic School.

HR 614 - ADOPTED
(by Bonnen)

Representative Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 614**.

The motion prevailed.

The following resolution was laid before the house:

HR 614, Honoring Dr. Benjamin Weiner for his outstanding medical career.

HR 614 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Bonnen who introduced Dr. Benjamin Weiner, members of his family, and representatives of the Angleton Danbury Medical Center.

HR 640 - ADOPTED
(by Shelton)

Representative Shelton moved to suspend all necessary rules to take up and consider at this time **HR 640**.

The motion prevailed.

The following resolution was laid before the house:

HR 640, Honoring the Paschal High School Choir of the Fort Worth Independent School District on the occasion of its performance at the State Capitol.

HR 640 was read and was adopted.

(Bonnen in the chair)

HR 556 - ADOPTED
(by Weber)

Representative Weber moved to suspend all necessary rules to take up and consider at this time **HR 556**.

The motion prevailed.

The following resolution was laid before the house:

HR 556, Recognizing March 8, 2011, as Brazoria County Day at the State Capitol.

HR 556 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Weber who introduced a delegation from Brazoria County.

(Beck in the chair)

HR 740 - ADOPTED
(by V. Taylor, Madden, Laubenberg, and Paxton)

Representative V. Taylor moved to suspend all necessary rules to take up and consider at this time **HR 740**.

The motion prevailed.

The following resolution was laid before the house:

HR 740, Recognizing March 7 and 8, 2011, as Collin County Days at the State Capitol.

HR 740 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representatives V. Taylor, Laubenberg, Paxton, and Madden who introduced a delegation from Collin County.

HR 741 - ADOPTED (by V. Taylor, et al.)

Representative V. Taylor moved to suspend all necessary rules to take up and consider at this time **HR 741**.

The motion prevailed.

The following resolution was laid before the house:

HR 741, Congratulating Dr. Cary Israel on being named the 2009 Citizen of the Year by the Plano Chamber of Commerce.

HR 741 was read and was adopted.

INTRODUCTION OF GUEST

The chair recognized Representative V. Taylor who introduced Dr. Cary Israel.

(Speaker in the chair)

HR 773 - ADOPTED (by Pitts)

Representative Pitts moved to suspend all necessary rules to take up and consider at this time **HR 773**.

The motion prevailed.

The following resolution was laid before the house:

HR 773, Congratulating State Representative Jerry Madden on being named a 2010 Public Official of the Year by Governing magazine.

HR 773 was read and was adopted.

On motion of Representative Raymond, the names of all the members of the house were added to **HR 773** as signers thereof.

(Beck in the chair)

HR 762 - ADOPTED (by Hilderbran)

Representative Hilderbran moved to suspend all necessary rules to take up and consider at this time **HR 762**.

The motion prevailed.

The following resolution was laid before the house:

HR 762, Commending the residents of Crockett County for their contributions to our state.

HR 762 was read and was adopted.

HR 208 - PREVIOUSLY ADOPTED
(by Raymond)

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

HR 208, Congratulating Ana Rodriguez on her selection as Miss Texas USA 2011.

On motion of Representative Hilderbran, the names of all the members of the house were added to **HR 208** as signers thereof.

INTRODUCTION OF GUEST

The chair recognized Representative Raymond who introduced Ana Rodriguez, Miss Texas USA 2011.

HR 573 - ADOPTED
(by D. Miller)

Representative D. Miller moved to suspend all necessary rules to take up and consider at this time **HR 573**.

The motion prevailed.

The following resolution was laid before the house:

HR 573, Honoring Youth Leadership New Braunfels for its promotion of civic leadership and volunteerism.

HR 573 was adopted.

HR 679 - ADOPTED
(by Morrison)

Representative Morrison moved to suspend all necessary rules to take up and consider at this time **HR 679**.

The motion prevailed.

The following resolution was laid before the house:

HR 679, Recognizing March 8, 2011, as Victoria Day at the State Capitol.

HR 679 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Morrison who introduced a delegation from Victoria.

HR 138 - ADOPTED
(by Laubenberg)

Representative Laubenberg moved to suspend all necessary rules to take up and consider at this time **HR 138**.

The motion prevailed.

The following resolution was laid before the house:

HR 138, Honoring Tim Looper for his work with the Celina Pee Wee Football sixth-grade team.

HR 138 was read and was adopted.

On motion of Representative Peña, the names of all the members of the house were added to **HR 138** as signers thereof.

HR 771 - ADOPTED
(by Peña)

Representative Peña moved to suspend all necessary rules to take up and consider at this time **HR 771**.

The motion prevailed.

The following resolution was laid before the house:

HR 771, Recognizing March 8, 2011, as Edinburg Day at the State Capitol.

HR 771 was read and was adopted.

On motion of Representative V. Gonzales, the names of all the members of the house were added to **HR 770** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representatives Peña and V. Gonzales who introduced a delegation from Edinburg.

HR 770 - ADOPTED
(by Peña)

Representative Peña moved to suspend all necessary rules to take up and consider at this time **HR 770**.

The motion prevailed.

The following resolution was laid before the house:

HR 770, Honoring the Vision Academy of Excellence in the Edinburg Consolidated Independent School District for helping nontraditional students graduate from high school.

HR 770 was adopted.

On motion of Representative V. Gonzales, the names of all the members of the house were added to **HR 770** as signers thereof.

HR 699 - ADOPTED
(by Workman)

Representative Workman moved to suspend all necessary rules to take up and consider at this time **HR 699**.

The motion prevailed.

The following resolution was laid before the house:

HR 699, Congratulating John G. Pearce on his receipt of the Silver Beaver Award from the Capitol Area Council of the Boy Scouts of America.

HR 699 was read and was adopted.

On motion of Representative Price, the names of all the members of the house were added to **HR 699** as signers thereof.

HCR 56 - ADOPTED

(by Muñoz, Peña, V. Gonzales, Martinez, and Guillen)

Representative Muñoz moved to suspend all necessary rules to take up and consider at this time **HCR 56**.

The motion prevailed.

The following resolution was laid before the house:

HCR 56, Designating April 9, 2011, as LZ:RGV Welcome Home South Texas Vietnam Veterans Day.

HCR 56 was read and was adopted.

On motion of Representative Lozano, the names of all the members of the house were added to **HCR 56** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Muñoz who introduced South Texas Vietnam veterans.

HR 604 - ADOPTED

(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 604**.

The motion prevailed.

The following resolution was laid before the house:

HR 604, Recognizing March 8, 2011, as The University of Texas at San Antonio Day at the State Capitol and commending the UTSA Alumni Association for its support.

HR 604 was adopted.

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, Senate List No. 9).

**PROVIDING FOR A CONGRATULATORY
AND MEMORIAL CALENDAR**

Representative McClendon moved to set a congratulatory and memorial calendar for 10:30 a.m. Thursday, March 10.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Rules and Resolutions, during bill referral today, 1W.14.

COMMITTEES GRANTED PERMISSION TO MEET

Pursuant to Rule 4, Section 9 of the House Rules, Representative L. Taylor requested permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings. For purposes of this motion, those house committees and subcommittees that are scheduled to meet upon adjournment or final recess today shall be considered to be scheduled to meet during bill referral today.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Appropriations, Subcommittee on Articles VI, VII, and VIII, 2 p.m. today, JHR 100, for a formal meeting, to consider house budget recommendations.

Appropriations, Subcommittee on Article II, 3 p.m. today, E1.030, for a formal meeting, to consider house budget recommendations.

County Affairs, upon adjournment today, E1.010, for a public hearing.

Criminal Jurisprudence, 1:30 p.m. today, JHR 120, for a public hearing, to consider posted business.

PROVIDING FOR ADJOURNMENT

Representative D. Miller 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 Howard Victor Reed of Austin.

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.)

(V. Taylor in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 12:19 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 4 (By Pitts), Relating to making supplemental appropriations and giving direction and adjustment authority regarding appropriations.

To Appropriations.

HB 8 (By Darby), Relating to prohibiting certain private transfer fees and the preservation of private real property rights; providing penalties.

To Business and Industry.

HB 259 (By Eiland), Relating to an assessment on subscription video service providers.

To State Affairs.

HB 1861 (By Anchia), Relating to the continuation and functions of the Commission on State Emergency Communications.

To Homeland Security and Public Safety.

HB 1912 (By Bonnen), Relating to transferring the Texas Department of Rural Affairs to the Office of Rural Affairs within the Department of Agriculture and abolishing the board of the Texas Department of Rural Affairs.

To Agriculture and Livestock.

HB 1928 (By Zedler), Relating to the prosecution of offenses against public administration, including ethics offenses, offenses involving insurance fraud, and offenses involving motor fuels tax.

To Judiciary and Civil Jurisprudence.

HB 1950 (By L. Taylor), Relating to the continuation and operation of the office of public insurance counsel.

To Insurance.

HB 1951 (By L. Taylor), Relating to the continuation and operation of the Texas Department of Insurance and the operation of certain insurance programs; imposing administrative penalties.

To Insurance.

HB 1982 (By Callegari), Relating to transferring the Texas Department of Rural Affairs to the Office of Rural Affairs within the Department of Agriculture and abolishing the board of the Texas Department of Rural Affairs.

To Government Efficiency and Reform.

HB 1999 (By Garza), Relating to the nonpartisan election of district judges.
To Judiciary and Civil Jurisprudence.

HB 2006 (By Bonnen), Relating to the release of a photograph of a police officer and access to records maintained by internal investigative divisions in certain municipalities.
To Urban Affairs.

HB 2010 (By Smithee), Relating to indemnification provisions in construction contracts.
To Judiciary and Civil Jurisprudence.

HB 2021 (By Pitts), Relating to state agency procurement and the comptroller's procurement powers and duties.
To State Affairs.

HB 2038 (By Price), Relating to prevention, treatment, and management of concussions affecting public and private school students participating in interscholastic athletics.
To Public Health.

HB 2046 (By Hartnett), Relating to decedents' estates.
To Judiciary and Civil Jurisprudence.

HB 2047 (By Lewis), Relating to service of process at the registered office of certain registered agents.
To Judiciary and Civil Jurisprudence.

HB 2048 (By Lyne), Relating to the collection and enforcement of state and local hotel occupancy taxes.
To Ways and Means.

HB 2049 (By Lavender), Relating to the eligibility of land used to raise or keep bees for appraisal for ad valorem tax purposes as qualified open-space land.
To Ways and Means.

HB 2050 (By Peña), Relating to the use of recording devices and mobile telephones by poll watchers.
To Elections.

HB 2051 (By Peña), Relating to the oath taken by a person who assists a voter.
To Elections.

HB 2052 (By Peña), Relating to the reporting of certain information to county voter registrars by the secretary of state.
To Elections.

HB 2053 (By Peña), Relating to ineligibility to serve as a poll watcher.
To Elections.

HB 2054 (By Peña), Relating to the eligibility requirements for appointment as county elections administrator.
To Elections.

HB 2055 (By Peña), Relating to allowing for countywide polling places as an alternative election system.

To Elections.

HB 2056 (By Peña), Relating to notification regarding certain changes to early voting polling locations.

To Elections.

HB 2057 (By Peña), Relating to the creation of the offense of criminal conspiracy to interfere with an election.

To Elections.

HB 2058 (By Peña), Relating to the offense of unacknowledged assistance to a voter in completing an application for a ballot to be voted by mail.

To Elections.

HB 2059 (By Peña), Relating to the penalty for failing to deliver a voter registration application to the voter registrar.

To Elections.

HB 2060 (By Peña), Relating to the confidentiality of certain information regarding state election inspectors.

To Elections.

HB 2061 (By Peña), Relating to the reporting of certain information to the director of the bureau of vital statistics.

To Elections.

HB 2062 (By Vo), Relating to rate increases for an insured's personal automobile insurance policies following an accident involving the insured's operation of a vehicle covered by a commercial automobile insurance policy.

To Insurance.

HB 2063 (By Vo), Relating to a leave of absence for certain state employees who are donating adult stem cells.

To State Affairs.

HB 2064 (By Allen), Relating to a study by the Texas Department of Transportation on public transportation services for people with disabilities.

To Transportation.

HB 2065 (By Allen), Relating to the establishment, operation, and funding of victim-offender mediation programs.

To Criminal Jurisprudence.

HB 2066 (By Zerwas), Relating to delegation by a physician of certain cosmetic and dermatological medical treatments.

To Public Health.

HB 2067 (By Callegari), Relating to the regulation of the practice of engineering by individuals engaged in the evaluation of oil and gas resources.

To Licensing and Administrative Procedures.

HB 2068 (By Naishtat), Relating to the health professions resource center.

To Human Services.

HB 2069 (By Naishtat), Relating to the authority of a pharmacist to accelerate refills.

To Public Health.

HB 2070 (By Christian), Relating to polling places for runoff elections in certain small counties.

To Elections.

HB 2071 (By Martinez), Relating to an appeal by a deputy sheriff under county civil service to an independent third-party hearing examiner.

To County Affairs.

HB 2072 (By Martinez), Relating to the authority of a county to contract with a private organization for the operation of a detention facility.

To County Affairs.

HB 2074 (By Martinez), Relating to the exemption from the motor fuel tax for railway engines and the allocation of revenue; providing a penalty.

To Ways and Means.

HB 2075 (By Martinez), Relating to certain diseases or illnesses suffered by firefighters and emergency medical technicians.

To Homeland Security and Public Safety.

HB 2076 (By Rodriguez), Relating to the authority of a municipality or county to contract with a vendor for the collection of certain debts.

To Urban Affairs.

HB 2077 (By Rodriguez), Relating to a pilot program under the loanstar revolving loan program to promote the use of energy efficiency measures and renewable energy technology by certain nonprofit organizations.

To Energy Resources.

HB 2078 (By Villarreal), Relating to appraisal review board members.

To Ways and Means.

HB 2079 (By Christian), Relating to the administration by certain nurses and occupational therapists of treatments, medication, or therapy ordered by a health care practitioner.

To Public Health.

HB 2080 (By T. King), Relating to certification of a person as eligible for disabled parking privileges.

To Transportation.

HB 2081 (By Lozano), Relating to the extent of extraterritorial jurisdiction of certain less populous municipalities located on a barrier island.

To Land and Resource Management.

HB 2082 (By Lozano), Relating to the validation of a home-rule charter for certain municipalities.

To Urban Affairs.

HB 2083 (By Lozano), Relating to notice of and issuance of a permit for the construction or expansion of a wind-powered electric generation facility located near a federally owned or operated radar installation or military installation.

To Energy Resources.

HB 2084 (By Kolkhorst), Relating to the regulation of small food production and sales operations.

To Public Health.

HB 2085 (By Shelton), Relating to the imposition of a fee on the sale of cigarettes and cigarette tobacco products manufactured by certain companies; providing penalties.

To Ways and Means.

HB 2086 (By Bohac), Relating to deceptive trade practices relating to the advertisement of certain goods.

To Business and Industry.

HB 2087 (By Craddick), Relating to allocating production from horizontal wells to non-participating royalty interests.

To Energy Resources.

HB 2088 (By Smithee), Relating to failure to submit to an examination by a designated doctor under the workers' compensation system.

To State Affairs.

HB 2089 (By Smithee), Relating to the resolution of overpayment or underpayment of income benefits under the workers' compensation program.

To State Affairs.

HB 2090 (By Marquez), Relating to a feasibility study regarding the establishment of a dental school at the Texas Tech University Health Sciences Center at El Paso.

To Higher Education.

HB 2091 (By Craddick), Relating to the authority of the State Cemetery Committee.

To Culture, Recreation, and Tourism.

HB 2092 (By S. King), Relating to self-directed and semi-independent status of certain health care regulatory agencies; making an appropriation.

To Public Health.

HB 2093 (By Thompson), Relating to the operation and regulation of certain consolidated insurance programs; providing administrative penalties.

To Insurance.

HB 2094 (By Thompson), Relating to notice to a judgment debtor of the filing of a foreign judgment.

To Judiciary and Civil Jurisprudence.

HB 2095 (By Thompson), Relating to genetic testing in certain proceedings to declare heirship.

To Judiciary and Civil Jurisprudence.

HB 2096 (By Thompson), Relating to the filing of writs of habeas corpus in mental health cases.

To Judiciary and Civil Jurisprudence.

HB 2097 (By Giddings), Relating to adding a synthetic substance to Penalty Group 2 of the Texas Controlled Substances Act.

To Criminal Jurisprudence.

HB 2098 (By J. Davis), Relating to the authority of physicians and physician assistants to form certain entities.

To Business and Industry.

HB 2099 (By Truitt), Relating to an alert for a missing person with an intellectual disability.

To Homeland Security and Public Safety.

HB 2100 (By Lewis), Relating to the exemption from taxation of property of a local government corporation.

To Ways and Means.

HB 2101 (By Hernandez Luna), Relating to sealing of court records containing identifying financial information or personal identifying information.

To Judiciary and Civil Jurisprudence.

HB 2102 (By Hernandez Luna), Relating to the requirement that certain health benefit plans provide coverage for supplemental breast cancer screening.

To Insurance.

HB 2103 (By Jackson), Relating to the consideration of a letter of credit issued by a federal home loan bank as an eligible security for collateral to secure public funds.

To Ways and Means.

HB 2104 (By Jackson), Relating to the amount of the bond for county taxes required to be given by the county assessor-collector for certain counties.

To Ways and Means.

HB 2105 (By Y. Davis), Relating to employment restrictions on persons awarded certain government contracts or public subsidies; providing a civil penalty.

To Economic and Small Business Development.

HB 2106 (By Y. Davis), Relating to the acquisition of real property for public use.

To Urban Affairs.

HB 2107 (By Anchia), Relating to notice by sign requirement for sexually oriented businesses.

To Urban Affairs.

HB 2108 (By Paxton), Relating to electronic filing and rerecording of livestock marks and brands by county clerks.

To Agriculture and Livestock.

HB 2110 (By Kolkhorst), Relating to a property right in certain DNA samples; providing penalties.

To Public Health.

HB 2111 (By Woolley), Relating to the operation of video lottery games by licensed horse and greyhound racetrack operators, to a defense for the operation of video lottery by Indian tribes, to the authority of the Texas Lottery Commission and the Texas Racing Commission, and to the conduct of gambling in this state; providing penalties.

To Licensing and Administrative Procedures.

HB 2112 (By Price), Relating to priority groundwater management areas.

To Natural Resources.

HB 2113 (By Price), Relating to the creation of a groundwater conservation district in a priority groundwater management area.

To Natural Resources.

HB 2114 (By Coleman), Relating to beverage container deposits and recycling; providing penalties.

To Environmental Regulation.

HB 2115 (By Coleman), Relating to the distribution of money appropriated from the national research university fund.

To Higher Education.

HB 2116 (By Coleman), Relating to standards of care and confinement for dogs and cats; providing a penalty.

To County Affairs.

HB 2117 (By Coleman), Relating to a notification requirement if a public school campus or open-enrollment charter school does not have a nurse assigned to the campus during all instructional hours.

To Public Education.

HB 2118 (By Coleman), Relating to adding certain synthetic compounds to Penalty Group 2 of the Texas Controlled Substances Act.

To Criminal Jurisprudence.

HB 2119 (By Madden), Relating to the requirement that the Texas Correctional Office on Offenders with Medical or Mental Impairments provide certain services and programs.

To Corrections.

HB 2120 (By D. Miller), Relating to the composition of the board of trustees of the Teacher Retirement System of Texas.

To Pensions, Investments, and Financial Services.

HB 2121 (By Lozano), Relating to educator retention at certain public schools.

To Public Education.

HB 2122 (By Lozano), Relating to certain state attorneys called into active duty military service.

To Defense and Veterans' Affairs.

HB 2123 (By Lozano), Relating to the eligibility of students to have costs of college advanced placement tests or international baccalaureate examinations paid under agreements between the commissioner of education and the College Board and Educational Testing Service or the International Baccalaureate Organization.

To Public Education.

HB 2124 (By Workman), Relating to victim notification regarding the release of a defendant who was acquitted by reason of insanity in a criminal case.

To Corrections.

HB 2125 (By Parker), Relating to the priority of oil or gas well inspections by the Railroad Commission of Texas.

To Energy Resources.

HB 2126 (By Parker), Relating to the amount and use of an administrative penalty imposed by the Railroad Commission of Texas for certain violations that occur in certain populous natural gas producing counties.

To Energy Resources.

HB 2127 (By Geren), Relating to the municipal regulation of the discharge of firearms and certain other weapons in certain counties.

To Homeland Security and Public Safety.

HB 2128 (By Geren), Relating to single certification in incorporated or annexed areas served by water or sewer utilities.

To Natural Resources.

HB 2129 (By Fletcher), Relating to a restrictive covenant, rule, or other prohibition regulating a homeowner's display of the United States flag.

To Business and Industry.

HB 2130 (By Fletcher), Relating to the display of owner information on and taxes and fees applicable to certain coin-operated machines.

To Ways and Means.

HB 2131 (By Geren), Relating to the issuance of a pass for expedited access to the State Capitol.

To House Administration.

HB 2132 (By Reynolds), Relating to the creation of magistrates in certain counties.

To Judiciary and Civil Jurisprudence.

HB 2133 (By Solomons), Relating to the Public Utility Commission of Texas' authority to disgorge revenue obtained as a result of certain violations; providing an administrative penalty.

To State Affairs.

HB 2134 (By Solomons), Relating to the continuation and functions of the Electric Reliability Council of Texas, the Office of Public Utility Counsel, and the Public Utility Commission of Texas; imposing an administrative penalty.

To State Affairs.

HB 2135 (By Hochberg), Relating to certain assessment requirements for public school students.

To Public Education.

HB 2137 (By Guillen), Relating to the issuance of exempt license plates to certain open-enrollment charter school vehicles.

To Transportation.

HB 2138 (By Guillen), Relating to the search for and rescue of victims of water-oriented accidents.

To Culture, Recreation, and Tourism.

HB 2139 (By Guillen), Relating to the establishment of an "Adopt a Library" program.

To Culture, Recreation, and Tourism.

HB 2140 (By Guillen), Relating to the days a state assessment instrument may be administered.

To Public Education.

HB 2141 (By Guillen), Relating to enforcement of laws related to water safety.

To Culture, Recreation, and Tourism.

HB 2142 (By Callegari), Relating to abolishing the regulation of the practice of interior design.

To Licensing and Administrative Procedures.

HB 2143 (By Turner), Relating to the conditions of community service of certain offenders and the reentry and reintegration of offenders released or discharged from the Texas Department of Criminal Justice.

To Corrections.

HB 2144 (By Garza), Relating to the use of uniform election dates by newly incorporated municipalities.

To Elections.

HB 2145 (By Garza), Relating to the Bexar Metropolitan Water District.

To Natural Resources.

HB 2146 (By Gonzalez), Relating to the designation of certain municipal housing authority employees as peace officers.

To Homeland Security and Public Safety.

HB 2147 (By Eiland), Relating to the regulation of certain transactions related to life insurance and related products; providing penalties.

To Insurance.

HB 2148 (By Eiland), Relating to oyster shells and an oyster shell recovery and replacement program.

To Culture, Recreation, and Tourism.

HB 2149 (By Eiland), Relating to contracts between rural hospitals and certain insurers.

To Insurance.

HB 2150 (By Eiland), Relating to a supplemental payment for retirees of the Teacher Retirement System of Texas and the unfunded actuarial liabilities allowed under that system.

To Pensions, Investments, and Financial Services.

HB 2151 (By Eiland), Relating to annual renewal of a Texas windstorm insurance policy.

To Insurance.

HB 2152 (By Eiland), Relating to the method of payment of insurance benefits.

To Insurance.

HB 2153 (By Eiland), Relating to a fee collected by the Automobile Burglary and Theft Prevention Authority.

To Insurance.

HB 2154 (By Eiland), Relating to certain continuing education requirements for agents who sell Medicare-related products and annuities.

To Insurance.

HB 2155 (By Coleman), Relating to information required of an applicant for a driver's license.

To Homeland Security and Public Safety.

HB 2156 (By Coleman), Relating to the repeal of the offense of homosexual conduct.

To Criminal Jurisprudence.

HB 2157 (By Coleman), Relating to prohibitions on the use of a wireless communication device while operating a motor vehicle.

To Transportation.

HB 2158 (By Coleman), Relating to a prohibition against the use of a stun gun or taser by school district peace officers, security personnel, and other employees against certain public school students.

To Public Education.

HB 2159 (By Coleman), Relating to the insanity defense in a criminal case.

To Criminal Jurisprudence.

HB 2160 (By Coleman), Relating to the governing body of a regional planning commission.

To County Affairs.

HB 2161 (By C. Howard), Relating to the allocation of taxes and revenue after a city consents to the creation of a municipal utility district.

To Ways and Means.

HB 2162 (By Kuempel), Relating to the power of the Cibolo Creek Municipal Authority to issue bonds.

To Natural Resources.

HB 2163 (By Scott), Relating to including barratry as a deceptive trade practice.

To Judiciary and Civil Jurisprudence.

HB 2164 (By Scott), Relating to the prosecution of the offense of barratry and solicitation of professional employment.

To Judiciary and Civil Jurisprudence.

HB 2165 (By Perry), Relating to the establishment of a medical reinsurance system and to certain insurance reforms necessary to the efficient operation of that system; providing an administrative penalty.

To Insurance.

HB 2166 (By Price), Relating to the appeal to a district court of the desired future conditions adopted for a groundwater management area.

To Natural Resources.

HB 2167 (By Murphy), Relating to the definition of a postsecondary program in regard to non-baccalaureate career schools and colleges.

To Higher Education.

HB 2168 (By Aycock), Relating to limitations on issuance by school districts of tax-supported bonds.

To Public Education.

HB 2169 (By Aycock), Relating to the authority of the governing body of a taxing unit to rescind a discount for early payment of ad valorem taxes.

To Ways and Means.

HB 2170 (By Raymond), Relating to assisting foster children in obtaining and understanding the child's credit report.

To Human Services.

HB 2171 (By Torres), Relating to a franchise tax credit for the employment of persons with a disability or veterans of the United States armed forces.

To Ways and Means.

HB 2172 (By Torres), Relating to the eligibility of certain children under group life insurance policies.

To Insurance.

HB 2173 (By Torres), Relating to a pilot program allowing certain military and overseas voters to receive and cast a ballot electronically.

To Elections.

HB 2174 (By Hartnett), Relating to the establishment of the judicial access and improvement account to provide funding for basic civil legal services, indigent defense, and judicial technical support through certain county service fees and court costs imposed to fund the account.

To Judiciary and Civil Jurisprudence.

HB 2175 (By Murphy), Relating to the review and comment procedure of certain regional planning commissions and metropolitan planning organizations.

To Land and Resource Management.

HB 2177 (By Solomons), Relating to certain claims against persons licensed as real estate brokers and salespersons.

To Licensing and Administrative Procedures.

HB 2178 (By Driver), Relating to the carrying of concealed handguns on the campuses of institutions of higher education.

To Homeland Security and Public Safety.

HB 2179 (By Murphy), Relating to notice required upon nonrenewal of property/casualty insurance policies.

To Insurance.

HB 2180 (By Isaac), Relating to the prosecution of the offense of disorderly conduct involving unreasonable noise.

To Criminal Jurisprudence.

HB 2181 (By Isaac), Relating to the deadlines for write-in candidates for the office of county or precinct chair of a political party.

To Elections.

HB 2182 (By Isaac), Relating to the Ranch at Clear Fork Creek Municipal Utility District No. 2; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 2183 (By Isaac), Relating to the Ranch at Clear Fork Creek Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 2184 (By Lewis), Relating to the identification, modification, generation, and enhancement of new and existing state revenue streams from certain new and existing programs, processes, and procedures involving the state's policy in regard to the disposition of certain low-level radioactive waste and in protection of the general health, safety, and welfare of the state's citizens, including the prohibition on importation of waste of international origin and the establishment of certain fees and limits on waste disposal to maximize state revenue.

To State Affairs.

HB 2185 (By Harper-Brown), Relating to the eligibility of commercial driver's license holders for dismissal of certain charges on completion of a driving safety course.

To Transportation.

HB 2186 (By Harper-Brown), Relating to comprehensive development agreements.

To Transportation.

HB 2187 (By J. Davis), Relating to the imposition of and a limitation on the sales tax imposed on certain vessels.

To Ways and Means.

HB 2188 (By Elkins), Relating to using Foundation School Program funding to implement the Texas School Ready Program at certain providers of private prekindergarten programs.

To Public Education.

HB 2189 (By Elkins), Relating to the regulation of handfishing.

To Culture, Recreation, and Tourism.

HB 2190 (By Elkins), Relating to the deadline by which provisional ballots must be processed for certain elections.

To Elections.

HB 2191 (By Elkins), Relating to a ballot by mail single language requirement.

To Elections.

HB 2192 (By Elkins), Relating to the qualifications and operations of workers' compensation data collection agents.

To State Affairs.

HB 2193 (By Truitt), Relating to service and qualifications for membership on an advisory committee established by the Employees Retirement System of Texas to provide advice to the board of trustees on investments and investment-related issues.

To Pensions, Investments, and Financial Services.

HB 2194 (By L. Taylor), Relating to the conduct and administration of elections.

To Elections.

HB 2195 (By Hartnett), Relating to requirements for certain arrangements or agreements of certain regional transportation authorities.

To Transportation.

HB 2196 (By Rodriguez), Relating to the prosecution of the offense of theft of service.

To Criminal Jurisprudence.

HCR 73 (By Hughes), In memory of Jean Glaze of Gilmer.

To Rules and Resolutions.

HCR 77 (By Zerwas), Recognizing March 1, 2011, as Donate Life Texas Day at the State Capitol.

To Rules and Resolutions.

HCR 79 (By Aliseda), In memory of U.S. Marine Corps Lance Corporal Colton Wesley Rusk of Orange Grove.

To Rules and Resolutions.

HR 659 (By Burnam), Congratulating Odessa Prescott of Fort Worth on the occasion of her 100th birthday.

To Rules and Resolutions.

HR 665 (By Veasey), Commending Texas grandparents who are raising their grandchildren.

To Rules and Resolutions.

HR 674 (By Muñoz), Honoring educator Anna Villanueva of Alton for her achievements.

To Rules and Resolutions.

HR 684 (By Flynn), Congratulating Chester and Clara Lee of Greenville on their 50th wedding anniversary.

To Rules and Resolutions.

HR 685 (By Madden), Honoring city council member Bob Macy for his service to the residents of Richardson.

To Rules and Resolutions.

HR 686 (By Darby), In memory of acclaimed Western novelist Elmer Kelton of San Angelo.

To Rules and Resolutions.

HR 688 (By Isaac), Commending Shannon K. McClendon for her service on the Texas Board of Professional Engineers.

To Rules and Resolutions.

HR 689 (By Gutierrez), Recognizing April 13, 2011, as Alice Ramirez Day and commending Ms. Ramirez on her 35th anniversary at the Discovery School of San Antonio.

To Rules and Resolutions.

HR 690 (By Marquez), Honoring Rose Medina, Thomas Black, A D Towing and Recovery, Arrow Towing, the El Paso Fire Department, A & P Plumbing Unlimited, and Villarreal & Sons Electric of El Paso for rendering assistance during the February 2011 storm.

To Rules and Resolutions.

HR 692 (By Woolley), In memory of Nancy Gene Dale Palm of Houston.

To Rules and Resolutions.

HR 693 (By Carter), Welcoming members of the Dallas County Council of Republican Women to the State Capitol on March 3, 2011.

To Rules and Resolutions.

HR 695 (By Y. Davis), Welcoming the Dallas chapter of the Conference of Minority Transportation Officials to the State Capitol on Minority Business Enterprise Public Policy Day.

To Rules and Resolutions.

HR 696 (By Aliseda), Commemorating the 100th anniversary observance of the founding of Poteet.

To Rules and Resolutions.

HR 697 (By Aliseda), Honoring Goliad County for its contributions to the history and culture of the Lone Star State.

To Rules and Resolutions.

HR 698 (By Madden), Honoring Richardson City Council member John Murphy for his service to the community.

To Rules and Resolutions.

HR 701 (By Rodriguez), Congratulating Fidencio Duran on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 702 (By Rodriguez), Paying tribute to the life of Raul Salinas, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 703 (By Rodriguez), Congratulating Susana R. Almanza on her selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 704 (By Rodriguez), Paying tribute to the life of Eva Carrillo de Garcia, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 705 (By Rodriguez), Paying tribute to the life of Dr. Alberto Gonzalo Garcia, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 706 (By Rodriguez), Paying tribute to the life of Daniel Camacho, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 707 (By Rodriguez), Paying tribute to the life of Tomas "Tom" Guedea, Sr., a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 708 (By Rodriguez), Paying tribute to the life of Santos "Sandy" Acosta Fuentes, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 709 (By Rodriguez), Paying tribute to the life of Arturo Lopez Aleman, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 710 (By Rodriguez), Paying tribute to the life of Lorraine C. "Grandma" Camacho, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 711 (By Rodriguez), Paying tribute to the life of Roy Lozano, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 712 (By Rodriguez), Paying tribute to the life of Emma Galindo, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 713 (By Rodriguez), Congratulating Ramon Galindo on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 714 (By Rodriguez), Congratulating Maggie Rivas-Rodriguez on her selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 715 (By Rodriguez), Congratulating Juan Cotera on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 716 (By Rodriguez), Congratulating John Trevino, Jr., on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 717 (By Rodriguez), Congratulating Fidel Estrada on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 718 (By Rodriguez), Congratulating Gloria Mata Pennington on her selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 719 (By Rodriguez), Congratulating Richard Moya on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 720 (By Rodriguez), Congratulating Arthur G. Cardenas on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 721 (By Rodriguez), Paying tribute to the life of Eustasio A. Cepeda, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 722 (By Rodriguez), Congratulating Manuel "Cowboy" Donley on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 723 (By Rodriguez), Congratulating Gloria G. Moreno on her selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 724 (By Rodriguez), Congratulating Mario Cruz on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 725 (By Rodriguez), Paying tribute to the life of Margarita Munoz Simon, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 726 (By Rodriguez), Congratulating Jorge Duron Guerra on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 727 (By Rodriguez), Congratulating John N. Vasquez on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 728 (By Rodriguez), Congratulating Gustavo L. "Gus" Garcia on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 729 (By Rodriguez), Congratulating Rodolfo Mendez on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 730 (By Rodriguez), Paying tribute to the life of Valentino M. Luna, a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 731 (By Rodriguez), Congratulating Gilbert C. Rivera on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 732 (By Rodriguez), Congratulating Dr.Gonzalo Garza on his selection by the Austin History Center as a Mexican American Trailblazer of Austin and Travis County.

To Rules and Resolutions.

HR 733 (By Garza), Recognizing March 22, 2011, as The University of Texas at Austin Plan II Honors Day.

To Rules and Resolutions.

HR 734 (By Flynn), Congratulating Robert and Edna Myrick of Greenville on their 45th wedding anniversary.

To Rules and Resolutions.

HR 738 (By Raymond), Honoring Aurelia Lopez Gonzalez on her 90th birthday.

To Rules and Resolutions.

HR 739 (By Burkett), Recognizing March 23, 2011, as Sunnyvale Day at the State Capitol.

To Rules and Resolutions.

HR 742 (By Cain), Congratulating Sybil McClendon of Sulphur Springs on her 88th birthday.

To Rules and Resolutions.

HR 743 (By Cain), Recognizing March 10, 2011, as Delta County Day at the State Capitol.

To Rules and Resolutions.

HR 744 (By Miles), Honoring Paula Harris on being elected president of the Houston Independent School District Board of Education.

To Rules and Resolutions.

HR 745 (By Kolkhorst), Congratulating Dr. Dana Gibson on her installation as president of Sam Houston State University.

To Rules and Resolutions.

HR 746 (By Pitts), Congratulating Dr.Thomas R. Norris of McGregor on his retirement as executive director of Education Service Center Region 12.

To Rules and Resolutions.

HR 747 (By Dukes), Recognizing March 9, 2011, as Texas Moving Image Industry Day at the State Capitol.

To Rules and Resolutions.

HR 748 (By Zerwas), Recognizing May 2011 as Fight Arthritis Pain Month in Texas.

To Rules and Resolutions.

HR 749 (By Veasey), Commemorating the Read Across America celebration of Dr. Seuss's 107th birthday at Sunrise McMillian Elementary School in Fort Worth.

To Rules and Resolutions.

HR 750 (By Y. Davis), Commemorating the 2011 Texas Young Democrats Convention and the Young Democrats of America South-Central Regional Conference, being held in Austin April 1 through 3, 2011.

To Rules and Resolutions.

HR 751 (By Hancock), Recognizing March 9, 2011, as Texas Chemicals Day at the State Capitol.

To Rules and Resolutions.

HR 752 (By Schwertner), Congratulating Merlin and Delores Schwenk of Georgetown on their 55th wedding anniversary.

To Rules and Resolutions.

HR 753 (By Button), Congratulating Ebby Halliday of Dallas on the occasion of her 100th birthday.

To Rules and Resolutions.

HR 755 (By Castro), In memory of U.S. Army Specialist Omar Soltero of San Antonio.

To Rules and Resolutions.

HR 756 (By Sheffield), Congratulating Lieutenant Colonel (Ret.) Deborah L. Van Dormolen of Salado on being named the 2010 Distinguished Military Retiree for Texas by the Fort Hood Retiree Council.

To Rules and Resolutions.

HR 757 (By Madden), Commending Mayor Gary A. Slagel of Richardson for his public service.

To Rules and Resolutions.

SJR 1 to Select State Sovereignty.

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

HB 107 (By Brown), Relating to requiring certain home-rule municipalities to obtain annexation approval from voters in the area to be annexed.

To Land and Resource Management.

HB 174 (By Jackson), Relating to the cancellation of the voter registration and to the eligibility to vote of persons who are deceased or not citizens of the United States.

To Elections.

SIGNED BY THE SPEAKER

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

Senate List No. 9

SCR 23

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 7

Transportation - **HB 42, HB 191**

ENGROSSED**March 7 - HB 15****SENT TO THE GOVERNOR**

March 7 - HCR 49, HCR 70