

# HOUSE JOURNAL

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EIGHTY-SECOND LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

EIGHTIETH DAY (CONTINUED) — FRIDAY, MAY 20, 2011

The house met at 9:30 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1183).

Present — Mr. Speaker; Aliseda; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycok; 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 speaker recognized Representative D. Miller who led the house in the pledges of allegiance to the United States and Texas flags.

### CAPITOL PHYSICIAN

The speaker recognized Representative Truitt who presented Dr. Erica Swegler of Keller as the "Doctor for the Day."

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

(Cain in the chair)

### HR 655 - PREVIOUSLY ADOPTED (by T. King)

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

**HR 655**, In memory of former Dilley Chief of Police Santos Martinez.

On motion of Representative Woolley, the names of all the members of the house were added to **HR 655** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative T. King who introduced family members of Santos Martinez.

The invocation was offered by Representative Weber.

#### **BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 33).

#### **HR 1965 - ADOPTED (by Menendez)**

Representative Menendez moved to suspend all necessary rules to take up and consider at this time **HR 1965**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1965**, Congratulating Eric Cooper, president and CEO of the San Antonio Food Bank, on his selection as the 2011 Executive Director of the Year by Feeding America.

**HR 1965** was read and was adopted.

On motion of Representative Garza, the names of all the members of the house were added to **HR 1965** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Menendez who introduced Eric Cooper, his wife, Erinn, and Steve Koenig.

#### **HR 2040 - ADOPTED (by Isaac)**

Representative Isaac moved to suspend all necessary rules to take up and consider at this time **HR 2040**.

The motion prevailed.

The following resolution was laid before the house:

**HR 2040**, Commemorating the inaugural Memorial Hermann Ironman Texas competition, taking place in The Woodlands on May 21, 2011.

**HR 2040** was adopted.

(Speaker pro tempore in the chair)

**HR 512 - PREVIOUSLY ADOPTED**  
**(by Phillips, Strama, Gallego, and Dukes)**

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

**HR 512**, In memory of Donato P. Rodriguez, Jr.

On motion of Representatives Dukes and Gallego, the names of all the members of the house were added to **HR 512** as signers thereof.

**HR 512 - REMARKS**

REPRESENTATIVE PHILLIPS: I appreciate the opportunity to bring this memorial resolution for a great Texan who, as we often hear, not only talked the talk but he walked the walk. He had an esteemed career with the Texas Education Agency making sure that all of us had a bright future in education no matter the color of our skin or our sex. He made sure that we were compliant with federal laws and made sure that all children were treated the same. I appreciate the opportunity to bring this and want to recognize, before I move passage, his wife, Teresita, his daughter, Linda, and his son, Donato, and his daughter-in-law, Dana Rodriguez. They are up in the gallery—if ya'll would stand—and his grandson, who is an Eagle Scout. Thanks for coming to let us honor your husband, Donato. He was a fine man and we appreciate his service to Texas. I'm joined today by Dawanna Dukes who knew the Rodriguezes, knew Donato, and Representative Gallego who is from Del Rio where the roots of Donato came from. Thanks for coming today and thanks for letting me bring this. And Representative Roberto Alonzo, with me and Representative Strama, who ya'll saw had a little helper today, and I think the helper took him somewhere, so thanks for letting us honor Donato.

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR**  
**SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading, and the following resolutions were laid before the house on committee report and adopted (members registering votes are shown following the caption):

**HCR 158** (by Hartnett, Sheets, Aliseda, Riddle, Anchia, et al.), Urging the federal government to grant a conditional green card to certain noncitizens to allow them to enlist in the United States armed forces and urging the federal government to award citizenship to these immigrants upon the completion of four years of honorable military service.

**SB 36** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 41** (J. Davis - House Sponsor), A bill to be entitled An Act relating to the use of restraints in state supported living centers. (Aycock, S. Davis, Geren, S. King, Kolkhorst, and Kuempel recorded voting no.)

**SB 58** (Raymond, Guillen, and Lozano - House Sponsors), A bill to be entitled An Act relating to the designation of segments of State Highway 359, State Highway 16, and State Highway 285 as the Veterans of the Korean War Memorial Highway.

**CSSB 71** (Raymond - House Sponsor), A bill to be entitled An Act relating to certain reports submitted and analyses conducted regarding health and human services.

**SB 74** (Branch - House Sponsor), A bill to be entitled An Act relating to the disposition of surplus or salvage data processing equipment of a university system or an institution or agency of higher education.

**CSSB 78** (Laubenberg - House Sponsor), A bill to be entitled An Act relating to adverse licensing, listing, or registration decisions by certain health and human services agencies.

**SB 80** (S. King - House Sponsor), A bill to be entitled An Act relating to public health laboratories administered by the Department of State Health Services.

**SB 122** (Gallego, Hartnett, Y. Davis, Zedler, and Rodriguez - House Sponsors), A bill to be entitled An Act relating to postconviction forensic DNA analysis. (Aycock, Geren, Kolkhorst, and Kuempel recorded voting no.)

**SB 131** (Kuempel - House Sponsor), A bill to be entitled An Act relating to cemeteries in certain municipalities.

**SB 144** was withdrawn.

**SB 155** (Zerwas - House Sponsor), A bill to be entitled An Act relating to the eligibility of certain school district employees to participate or be enrolled in certain group health benefit programs.

**CSSB 176** (Branch - House Sponsor), A bill to be entitled An Act relating to student eligibility for tuition rebates offered by general academic teaching institutions.

**CSSB 209** (Walle - House Sponsor), A bill to be entitled An Act relating to juvenile case managers. (Phillips recorded voting no.)

**SB 219** (Gonzalez - House Sponsor), A bill to be entitled An Act relating to health and mental health services for children in foster care and kinship care.

**CSSB 221** (Gonzalez - House Sponsor), A bill to be entitled An Act relating to the Department of Family and Protective Services, including protective services and investigations of alleged abuse, neglect, or exploitation for certain adults who are elderly or disabled; providing a criminal penalty. (Aycock, Geren, Kolkhorst, and Kuempel recorded voting no.)

#### **Amendment No. 1**

Representative Gonzalez offered the following amendment to **CSSB 221**:

Amend **CSSB 221** (house committee printing) as follows:

(1) In SECTION 2 of the bill, strike amended Section 411.114(a)(2)(I)(i), Government Code (page 4, line 26, through page 5, line 8), and substitute the following:

(i) the report alleges the person has engaged in conduct that meets the applicable ~~[statutory]~~ definition of abuse, neglect, or exploitation under Chapter 261, Family Code, or Chapter 48, Human Resources Code; and

(2) In SECTION 6 of the bill, in proposed Section 48.002(c), Human Resources Code (page 13, line 9), between "chapter" and the underlined period, insert "or Chapter 142, Health and Safety Code".

Amendment No. 1 was adopted.

**CSSB 222** (Raymond - House Sponsor), A bill to be entitled An Act relating to access to certain long-term care services and supports under the medical assistance program. (Aycok, S. Davis, Geren, Kolkhorst, Kuempel, Landtroop, and Perry recorded voting no.)

**SB 246** (Harper-Brown - House Sponsor), A bill to be entitled An Act relating to toll collection services provided by a regional tollway authority.

**SB 247** (Hochberg - House Sponsor), A bill to be entitled An Act relating to the authority of the Texas Holocaust and Genocide Commission to participate in the establishment and operation of an affiliated nonprofit organization and provide grants.

**SB 256** (S. King - House Sponsor), A bill to be entitled An Act relating to requiring a private autopsy facility to post a notice for filing a complaint against a physician; providing a penalty.

**SB 258** (Zerwas - House Sponsor), A bill to be entitled An Act relating to the pledge of allegiance to the state flag during a state flag retirement ceremony.

**CSSB 263** (Kolkhorst - House Sponsor), A bill to be entitled An Act relating to the revocation or suspension of the license of a physician placed on deferred adjudication community supervision or arrested for certain offenses.

**SB 264** (Guillen - House Sponsor), A bill to be entitled An Act relating to certain information provided by local workforce development boards regarding certain child-care providers. (White and Zedler recorded voting no.)

**SB 303** was deferred until the end of today's local, consent, and resolutions calendar.

**SB 304** (Creighton - House Sponsor), A bill to be entitled An Act relating to employment services programs for certain residents receiving services from public hospitals or hospital districts.

**SB 310** (Smithee - House Sponsor), A bill to be entitled An Act relating to the Dallam-Hartley Counties Hospital District.

**SB 311** (Chisum - House Sponsor), A bill to be entitled An Act relating to the authority of the board of directors of the Ochiltree County Hospital District to employ physicians and other health care providers. (Shelton recorded voting no.)

**SB 315** (Madden - House Sponsor), A bill to be entitled An Act relating to the agencies and entities responsible for compiling and maintaining information pertaining to criminal combinations and criminal street gangs.

**SB 335** (Eiland - House Sponsor), A bill to be entitled An Act relating to an exemption from regulation as health spas for certain governmental hospitals and clinics.

**CSSB 349** (Hopson - House Sponsor), A bill to be entitled An Act relating to the hotel occupancy tax rate in certain municipalities. (Aycock, Berman, Cain, S. Davis, Flynn, Geren, Kolkhorst, Kuempel, Laubenberg, Sheets, Simpson, White, and Zedler recorded voting no; Sheffield recorded voting present, not voting.)

**SB 387** (Eiland - House Sponsor), A bill to be entitled An Act relating to the sale and consumption in this state of raw oysters harvested from Texas waters.

**SB 400** (Hopson - House Sponsor), A bill to be entitled An Act relating to the entities eligible to make purchases using the cooperative purchasing program administered by the comptroller.

**SB 402** (Oliveira - House Sponsor), A bill to be entitled An Act relating to community land trusts. (Landtroop, Perry, and Simpson recorded voting no.)

**CSSB 408** (Keffer - House Sponsor), A bill to be entitled An Act relating to inspection of and the operation of watercraft on the John Graves Scenic Riverway; providing for the imposition of a criminal penalty. (White recorded voting no.)

**SB 419** (Patrick - House Sponsor), A bill to be entitled An Act relating to prohibiting state funding to public junior colleges for physical education courses offered for joint high school and junior college credit.

**SB 431** (W. Smith - House Sponsor), A bill to be entitled An Act relating to the use of fraudulent or fictitious military records; creating an offense.

**SB 432** (Bonnen - House Sponsor), A bill to be entitled An Act relating to the penalty for failure to make a timely installment payment of ad valorem taxes on property in a disaster area.

**SB 436** (Naishtat - House Sponsor), A bill to be entitled An Act relating to the authority of a county to inspect day-care centers and group day-care homes. (White recorded voting no.)

**SB 489** (S. King - House Sponsor), A bill to be entitled An Act relating to the Texas State Technical College System.

**SB 494** (Craddick - House Sponsor), A bill to be entitled An Act relating to the authority of certain local governmental entities to borrow money for a public hospital.

**SB 499** (Guillen - House Sponsor), A bill to be entitled An Act relating to the identification of breeder deer by microchips.

Representative Guillen moved to postpone consideration of **SB 499** until 8 a.m. Monday, May 23.

The motion prevailed.

**CSSB 502** (Thompson - House Sponsor), A bill to be entitled An Act relating to determinations of paternity; creating an offense.

**SB 512** (Creighton - House Sponsor), A bill to be entitled An Act relating to the qualification of supervisors of a fresh water supply district.

**SB 514** (C. Anderson, Hughes, and Lozano - House Sponsors), A bill to be entitled An Act relating to the acquisition of land and facilities by the Texas State Technical College System.

**SB 520** (Zerwas - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, and duties of a county assistance district.

**SB 540** (Gonzalez - House Sponsor), A bill to be entitled An Act relating to a study of the fiscal impact of adjusting the amount of the ad valorem tax exemption to which disabled veterans and the surviving spouses and children of disabled veterans and certain members of the armed forces are entitled.

**SB 545** (Driver - House Sponsor), A bill to be entitled An Act relating to employment records for law enforcement officers, including procedures to correct employment termination reports; providing an administrative penalty.

**SB 548** was withdrawn.

**SB 558** (Chisum - House Sponsor), A bill to be entitled An Act relating to the Swisher Memorial Hospital District.

**SB 563** was withdrawn.

**SB 601** (Gonzalez - House Sponsor), A bill to be entitled An Act relating to the authority of the El Paso County Hospital District to employ and commission peace officers.

**SB 629** (Isaac - House Sponsor), A bill to be entitled An Act 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.

#### **Amendment No. 1**

Representative Isaac offered the following amendment to **SB 629**:

Amend **SB 629** (house committee printing) in SECTION 1 of the bill, at the end of added Section 8343.004, Special District Local Laws Code (page 2, line 6), by adding "Consent of the City of San Marcos is required for the inclusion in the district of the 203.47-acre tract described in Section 2 of the Act enacting this chapter."

Amendment No. 1 was adopted.

**CSSB 736** (Dukes and Naishtat - House Sponsors), A bill to be entitled An Act relating to membership of local school health advisory councils. (S. King recorded voting no.)

**CSSB 747** (Hamilton - House Sponsor), A bill to be entitled An Act relating to the professions regulated by the Texas Real Estate Commission.

**Amendment No. 1**

Representative Hamilton offered the following amendment to **CSSB 747**:

Amend **CSSB 747** (house committee report), as follows by adding the following, appropriately numbered sections:

SECTION \_\_\_\_\_. Subtitle A, Title 7, Occupations Code, is amended by adding Chapter 1105 to read as follows:

CHAPTER 1105. SELF-DIRECTED AND SEMI-INDEPENDENT STATUS  
OF TEXAS REAL ESTATE COMMISSION

Sec. 1105.001. DEFINITIONS. In this section:

(1) "Agency" means the commission and the board.

(2) "Board" means the Texas Appraiser Licensing and Certification

Board.

(3) "Commission" means the Texas Real Estate Commission.

Sec. 1105.002. SELF-DIRECTED AND SEMI-INDEPENDENT STATUS.

(a) Notwithstanding any other provision of law, the agency is self-directed and semi-independent as specified by this chapter. Any Act of the 82nd Legislature that relates to the agency and that is inconsistent with the agency being self-directed and semi-independent may be implemented by the administrator of the agency only on authorization by the agency.

(b) This chapter does not affect the board's status as an independent subdivision of the commission as provided by Section 1103.051.

Sec. 1105.003. BUDGET, REVENUES, AND EXPENSES.

(a) Notwithstanding any other provision of law, including the General Appropriations Act, the commission and the board shall each adopt a separate budget annually using generally accepted accounting principles.

(b) The commission shall be responsible for all direct and indirect costs of the commission's existence and operation. The board shall be responsible for all direct and indirect costs of the board's existence and operation. The agency may not directly or indirectly cause the general revenue fund to incur any cost.

(c) Notwithstanding any other provision of law, the commission and the board may each set the amounts of the respective fees, penalties, charges, and revenues required or permitted by statute or rule as necessary for the purpose of carrying out the separate functions of the commission and the board and funding the respective budgets of the commission and the board adopted and approved under Subsection (a).

(d) Except as provided by Subsection (e), all fees and funds collected by the commission or the board and any funds appropriated to the commission or the board shall be deposited in interest-bearing deposit accounts in the Texas Treasury Safekeeping Trust Company. The comptroller shall contract with the commission and the board for the maintenance of the deposit accounts under terms comparable to a contract between a commercial banking institution and the institution's customers.

(e) A fee collected under:



(1) Section 1101.153(b)(2) shall be deposited in Fund 0193 in the state treasury; and

(2) Section 1101.153(b)(3) shall be deposited in Fund 0001 in the state treasury.

(f) Not later than August 31 of each fiscal year, the agency shall remit \$450,000 to the general revenue fund.

(g) The fiscal year for the agency begins on September 1 and ends on August 31.

Sec. 1105.004. AUDITS. (a) This chapter does not affect the duty of the state auditor to audit the agency. The state auditor shall enter into a contract and schedule with the agency to conduct audits.

(b) Not later than August 31 of each fiscal year, the agency shall remit a nonrefundable retainer to the state auditor in an amount not less than \$10,000. The agency shall reimburse the state auditor for all costs incurred, in excess of the aggregate nonrefundable retainer amounts paid each fiscal year, in performing the audits and shall provide to the governor a copy of any audit performed.

Sec. 1105.005. RECORDS; REPORTING REQUIREMENTS. (a) The agency shall keep financial and statistical information as necessary to disclose completely and accurately the financial condition and results of operations of the agency.

(b) Before the beginning of each regular session of the legislature, the agency shall submit to the legislature and the governor a report describing all of the agency's activities in the previous biennium. The report must include:

(1) an audit as required by Section 1105.004;

(2) a financial report of the previous fiscal year, including reports on the financial condition and results of operations;

(3) a description of all changes in fees imposed on regulated persons;

(4) a report on changes in the regulatory jurisdiction of the agency; and

(5) a list of all new rules adopted or repealed.

(c) In addition to the reporting requirements of Subsection (b), not later than November 1 of each year, the agency shall submit to the governor, the committee of each house of the legislature that has jurisdiction over appropriations, and the Legislative Budget Board a report that contains:

(1) the salary for all agency personnel and the total amount of per diem expenses and travel expenses paid for all agency employees;

(2) the total amount of per diem expenses and travel expenses paid for each member of the agency;

(3) the agency's operating plan and the annual budgets of the commission and the board; and

(4) a detailed report of all revenue received and all expenses incurred by the agency in the previous 12 months.

Sec. 1105.006. ABILITY TO CONTRACT. (a) To carry out and promote the objectives of this chapter, the commission or board may enter into contracts and do all other acts incidental to those contracts that are necessary for the

administration of the commission's or board's respective affairs and for the attainment of the commission's or board's respective purposes, except as limited by Subsection (b).

(b) Any indebtedness, liability, or obligation of the commission or board incurred under this section may not:

(1) create a debt or other liability of this state or another entity other than the commission or board, as appropriate; or

(2) create any personal liability on the part of the members or employees of the agency.

Sec. 1105.007. PROPERTY. The commission or board may:

(1) acquire by purchase, lease, gift, or any other manner provided by law and maintain, use, and operate any real, personal, or mixed property, or any interest in property, necessary or convenient to the exercise of the respective powers, rights, privileges, or functions of the commission or board;

(2) sell or otherwise dispose of any real, personal, or mixed property, or any interest in property, that the commission or board, as appropriate, determines is not necessary or convenient to the exercise of the commission's or board's respective powers, rights, privileges, or functions;

(3) construct, extend, improve, maintain, and reconstruct, or cause to construct, extend, improve, maintain, and reconstruct, and use and operate all facilities necessary or convenient to the exercise of the respective powers, rights, privileges, or functions of the commission or board; and

(4) borrow money, as may be authorized from time to time by an affirmative vote of a two-thirds majority of the commission or board, as appropriate, for a period not to exceed five years if necessary or convenient to the exercise of the commission's or board's respective powers, rights, privileges, or functions.

Sec. 1105.008. SUITS. (a) The office of the attorney general shall represent the agency in any litigation.

(b) Not later than August 31 of each fiscal year, the agency shall remit a nonrefundable retainer to the office of the attorney general in an amount of not less than \$75,000. The nonrefundable retainer shall be applied to any services provided to the agency. If additional litigation services are required, the attorney general may assess and collect from the agency reasonable attorney's fees, in excess of the aggregate nonrefundable retainer amount paid each fiscal year, associated with any litigation under this section.

Sec. 1105.009. ADMINISTRATIVE HEARINGS. (a) Not later than August 31 of each fiscal year, the agency shall remit a nonrefundable retainer to the State Office of Administrative Hearings in an amount of not less than \$75,000 for hearings conducted by the State Office of Administrative Hearings under a law administered by the commission or the board.

(b) The nonrefundable retainer shall be applied to the costs associated with conducting the hearings. If additional costs are incurred, the State Office of Administrative Hearings may assess and collect from the agency reasonable fees, in excess of the aggregate nonrefundable retainer amount paid each fiscal year, associated with conducting the hearings.

Sec. 1105.010. POST-PARTICIPATION LIABILITY. (a) If the agency no longer has status under this chapter as a self-directed semi-independent agency for any reason, the agency shall be liable for any expenses or debts incurred by the agency during the time the agency was a self-directed semi-independent agency. This state is not liable for any expense or debt covered by this subsection, and money from the general revenue fund may not be used to repay the expense or debt.

(b) If the agency no longer has status under this chapter as a self-directed semi-independent agency for any reason, ownership of any property or other asset acquired by the agency during the time the agency was a self-directed semi-independent agency, including unexpended fees in a deposit account in the Texas Treasury Safekeeping Trust Company, shall be transferred to this state.

Sec. 1105.011. DUE PROCESS; OPEN GOVERNMENT. The commission and the board are governmental bodies for purposes of Chapters 551 and 552, Government Code. The agency is a state agency for purposes of Chapters 2001 and 2005, Government Code.

Sec. 1105.012. MEMBERSHIP IN EMPLOYEES RETIREMENT SYSTEM. Employees of the agency are members of the Employees Retirement System of Texas under Chapter 812, Government Code, and the agency's transition to independent status as provided by this chapter has no effect on their membership or any benefits under that system.

SECTION \_\_\_\_\_. Section 1101.059(c), Occupations Code, is amended to read as follows:

(c) A person appointed to the commission is entitled to reimbursement~~[-as provided by the General Appropriations Act,]~~ for the travel expenses incurred in attending the training program regardless of whether the attendance at the program occurs before or after the person qualifies for office.

SECTION \_\_\_\_\_. Section 1101.101(d), Occupations Code, is amended to read as follows:

(d) The commission shall determine the salaries of the administrator, officers, and employees of the commission. ~~[The amounts of the salaries may not exceed the amounts specified by the General Appropriations Act.]~~

SECTION \_\_\_\_\_. Section 1103.103(b), Occupations Code, is repealed.

SECTION \_\_\_\_\_. (a) To provide a reasonable period for the Texas Real Estate Commission to establish itself as a self-directed and semi-independent agency under Chapter 1105, Occupations Code, as added by this Act, the following amounts are appropriated out of the general revenue fund:

(1) for the state fiscal year ending August 31, 2012, an amount equal to 50 percent of the amount of general revenue appropriated to the agency for the state fiscal year ending August 31, 2011; and

(2) for the state fiscal year ending August 31, 2013, an amount equal to 50 percent of the amount of general revenue appropriated to the agency for the state fiscal year ending August 31, 2011.

(b) Subject to Chapter 1105, Occupations Code, as added by this Act, the appropriations made by Subsection (a) of this section may be spent by the Texas Real Estate Commission as the commission directs. The Texas Real Estate

Commission shall repay to the general revenue fund the appropriation made to the commission for the state fiscal year ending August 31, 2012, not later than that date and as funds become available. The Texas Real Estate Commission shall repay to the general revenue fund the appropriation made to the commission for the state fiscal year ending August 31, 2013, not later than that date and as funds become available.

SECTION \_\_\_\_\_. The transfer of the Texas Real Estate Commission to self-directed and semi-independent status under Chapter 1105, Occupations Code, as added by this Act, and the expiration of self-directed and semi-independent status may not act to cancel, suspend, or prevent:

(1) any debt owed to or by the commission or the Texas Appraiser Licensing and Certification Board;

(2) any fine, tax, penalty, or obligation of any party;

(3) any contract or other obligation of any party; or

(4) any action taken by the commission or the board in the administration or enforcement of the commission's or the board's duties.

SECTION \_\_\_\_\_. The Texas Real Estate Commission and the Texas Appraiser Licensing and Certification Board shall continue to have and exercise the powers and duties allocated to the commission or the board in the commission's or the board's enabling legislation, except as specifically amended by this Act.

SECTION \_\_\_\_\_. Title to or ownership of all supplies, materials, records, equipment, books, papers, and furniture used by the Texas Real Estate Commission or the Texas Appraiser Licensing and Certification Board is transferred to the commission or the board, respectively. This Act does not affect any property owned by the commission or the board on or before the effective date of this Act.

SECTION \_\_\_\_\_. The Texas Real Estate Commission and the Texas Appraiser Licensing and Certification Board shall relocate to state-owned office space not later than September 1, 2011, and shall pay rent to this state in a reasonable amount to be determined by the Texas Facilities Commission for the use and occupancy of the office space. Aggregate rental payments may not be less than \$550,000 per fiscal year for the state fiscal years ending August 31, 2012, and August 31, 2013. Aggregate rental payments may not be less than \$425,000 per fiscal year for each state fiscal year ending August 31, 2014, August 31, 2015, and August 31, 2016. The Texas Real Estate Commission and the Texas Appraiser Licensing and Certification Board will not be liable for any rent due under any contract with the Texas Facilities Commission for state-owned office space upon revocation of the agency's self-directed, semi-independent status.

Amendment No. 1 was adopted.

**SB 767** was withdrawn.

**SB 768** (Dukes - House Sponsor), A bill to be entitled An Act relating to the creation of the Rio de Vida Municipal Utility District No. 1; providing authority to impose a tax and issue bonds. (Berman, Flynn, Landtroop, Perry, and Phillips recorded voting no.)

**Amendment No. 1**

Representative Dukes offered the following amendment to **SB 768**:

Amend **SB 768** (house committee printing) as follows:

(1) In SECTION 1 of the bill, strike added Section 8379.004(b), Special District Local Laws Code (page 2, lines 6-15), and substitute the following:

(b) If the city does not consent to the creation of the district under this section before September 1, 2012:

(1) the district is dissolved September 1, 2012, except that:

(A) any debts incurred shall be paid;

(B) any assets that remain after the payment of debts shall be transferred to the city or another local governmental entity to be used for a public purpose; and

(C) the organization of the district shall be maintained until all debts are paid and remaining assets are transferred; and

(2) this chapter expires September 1, 2012.

(2) In SECTION 1 of the bill, in added Section 8379.007, Special District Local Laws Code (page 3, line 20), strike "created by a municipality in which the district is located".

(3) In SECTION 1 of the bill, strike added Section 8379.054(a), Special District Local Laws Code (page 4, lines 20-26), and substitute the following:

(a) The temporary board consists of:

(1) Jeff Frank;

(2) Gordon Westergren;

(3) Steve Soward;

(4) Clint Walker; and

(5) Rob Riviere.

(4) In SECTION 1 of the bill, in added Section 8379.105, Special District Local Laws Code (page 6, lines 7-8), strike "CONSENT ORDINANCE OR RESOLUTION. The district" and substitute "CONSENT AGREEMENT, ORDINANCE, OR RESOLUTION. (a) The district".

(5) In SECTION 1 of the bill, in added Section 8379.105, Special District Local Laws Code (page 6, between lines 12 and 13), insert the following:

(b) Any agreement between the district and the city related to the city's consent to the creation of the district is valid and enforceable.

(c) On the issuance of bonds, the district is considered to have acknowledged and consented to the exercise of the city's authority as to actions taken by the city under Section 54.016(g), Water Code.

(6) In SECTION 1 of the bill, in added Section 8379.108, Special District Local Laws Code (page 7, line 4), strike "RECLAMATION AND GRADING POWERS" and substitute "MASS GRADING AND IMPROVEMENTS TO LAND IN THE DISTRICT".

(7) In SECTION 1 of the bill, in added Section 8379.302(d), Special District Local Laws Code (page 12, line 13), strike "Rio de Vida Municipal Utility District No. 1" and substitute "(insert name of district or name of new district created under Subchapter D)".

(8) In SECTION 1 of the bill, strike added Section 8379.401, Special District Local Laws Code (page 15, lines 9-11), and substitute the following:

Sec. 8379.401. APPLICABILITY OF LAW ON ANNEXATION OF DISTRICT. (a) The district is a "water or sewer district" for the purposes of Section 43.071, Local Government Code.

(b) Sections 43.0561 and 43.0562, Local Government Code, do not apply to the annexation of the district.

(9) In SECTION 1 of the bill, strike added Section 8379.404, Special District Local Laws Code (page 16, lines 1-3).

(10) In SECTION 1 of the bill, in added Section 8379.405, Special District Local Laws Code (page 16, line 4), strike "Sec. 8379.405" and substitute "Sec. 8379.404".

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Dukes offered the following amendment to **SB 768**:

Amend **SB 768** as follows:

(1) In SECTION 1 of the bill, strike added Section 8379.003, Special District Local Laws Code, and substitute the following new Section 8379.003, Special District Local Laws Code:

"Sec. 8379.003. CONFIRMATION AND DIRECTORS' ELECTION REQUIRED. The temporary directors shall hold an election to confirm the creation of the district and to elect permanent directors as provided in Section 8379.051 of this chapter and Section 49.107, Water Code."

(2) In SECTION 1 of the bill, strike added Section 8379.051, Special District Local Laws Code, and substitute the following new Section 8379.051, Special District Local Laws Code:

"Sec. 8379.051. GOVERNING BODY; TERMS. (a) Except as provided by Subsection (b), the district is governed by a board of five elected directors.

(b) If required under the terms of the agreement, ordinance, or resolution by which a municipality consents to the creation of the district, the board consists of:

(1) four elected directors; and

(2) one director appointed by the governing body of the municipality.

(c) A director appointed under Subsection (b)(2) is not required to be a qualified voter of the district or to own land subject to taxation in the district.

(d) Except as provided by Section 8379.052, directors serve staggered four-year terms.

(e) The common law doctrine of incompatibility of office does not disqualify an official or employee of a municipality from being appointed a director by the governing body of a municipality under Subsection (b)(2), and a director appointed to the board may continue to serve in a public office of or be employed by the municipality."

(3) In SECTION 1 of the bill, strike added Sections 8379.052, Special District Local Laws Code, and substitute the following new 8379.052, Special District Local Laws Code:

"Sec. 8379.052. TEMPORARY DIRECTORS. (a) The temporary board consists of:

- (1) Jeff Frank;
- (2) Gordon Westergren;
- (3) Steve Soward;
- (4) Clint Walker; and
- (5) Rob Riviere.

(b) Temporary directors serve until the earlier of:

- (1) the date permanent directors are elected under Section 8379.003; or
- (2) the fourth anniversary of the effective date of the Act enacting this

chapter.

(c) If permanent directors have not been elected under Section 8379.003 and the terms of the temporary directors have expired, successor temporary directors shall be appointed or reappointed as provided by Subsection (d) to serve terms that expire on the earlier of:

- (1) the date permanent directors are elected under Section 8379.003; or
- (2) the fourth anniversary of the date of the appointment or

reappointment.

(d) If Subsection (c) applies, the owner or owners of a majority of the assessed value of the real property in the district may submit a petition to the commission requesting that the commission appoint as successor temporary directors the five persons named in the petition. The commission shall appoint as successor temporary directors the five persons named in the petition."

(4) In SECTION 1 of the bill, strike added Sections 8379.053 and 8379.054, Special District Local Laws Code, and renumber the sections reserved for expansion accordingly.

Amendment No. 2 was adopted.

**SB 794** (S. King and Margo - House Sponsors), A bill to be entitled An Act relating to the use of money from the permanent fund for health-related programs to provide grants to nursing education programs.

**SB 795** (Naishtat - House Sponsor), A bill to be entitled An Act relating to regulation of nurse aides. (S. King recorded voting no.)

**CSSB 803** (Hunter - House Sponsor), A bill to be entitled An Act relating to venue projects in certain counties. (White recorded voting no.)

**SB 813** (W. Smith - House Sponsor), A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 528; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

**SB 822** (Zerwas - House Sponsor), A bill to be entitled An Act relating to expedited credentialing of certain physicians by managed care plans.

**SB 860** (Gonzalez - House Sponsor), A bill to be entitled An Act relating to the authority of the El Paso County Hospital District to appoint, contract for, or employ physicians, dentists, and other health care providers. (S. King and Shelton recorded voting no.)

**SB 882** (Madden, Burkett, Aliseda, Carter, Christian, et al. - House Sponsors), A bill to be entitled An Act relating to the filing of a copy of certain records related to the release of accused persons on personal bond.

**SB 896** (Laubenberg - House Sponsor), A bill to be entitled An Act relating to the issuance of specialty license plates to certain family members of a person who dies while serving in the United States armed forces.

**SB 910** (Lozano - House Sponsor), A bill to be entitled An Act relating to certain state attorneys called into active duty military service.

**SB 942** (Lucio - House Sponsor), A bill to be entitled An Act relating to the creation and financing of the Lakeway Regional Medical Center Defined Area in Travis County Water Control and Improvement District No. 17; providing authority to impose a tax and issue bonds.

#### **Amendment No. 1**

Representative Lucio offered the following amendment to **SB 942**:

Amend **SB 942** (house committee printing) as follows:

(1) In SECTION 1 of the bill, in added Subchapter B, Chapter 9017, Special District Local Laws Code (page 2, between lines 25 and 26), insert the following new Section 9017.054:

Sec. 9017.054. EXCLUSION OF TERRITORY FROM DEFINED AREA. Before holding an election under Section 9017.060, the district may exclude territory from the defined area in the manner provided by Sections 49.303, 49.304, 49.305, 49.306, and 49.307, Water Code.

(2) In SECTION 1 of the bill, in added Section 9017.054, Special District Local Laws Code (page 2, line 26), strike "9017.054" and substitute "9017.055".

(3) In SECTION 1 of the bill, in added Section 9017.055, Special District Local Laws Code (page 3, line 4), strike "9017.055" and substitute "9017.056".

(4) In SECTION 1 of the bill, in added Section 9017.055(b), Special District Local Laws Code (page 3, line 10), strike "9017.056, 9017.059, 9017.060, 9017.061, 9017.062, or 9017.063" and substitute "9017.057, 9017.060, 9017.061, 9017.062, 9017.063, or 9017.064".

(5) In SECTION 1 of the bill, in added Section 9017.056, Special District Local Laws Code (page 3, line 17), strike "9017.056" and substitute "9017.057".

(6) In SECTION 1 of the bill, in added Section 9017.057, Special District Local Laws Code (page 3, line 26), strike "9017.057" and substitute "9017.058".

(7) In SECTION 1 of the bill, in added Section 9017.058, Special District Local Laws Code (page 4, line 11), strike "9017.058" and substitute "9017.059".

(8) In SECTION 1 of the bill, in added Section 9017.058, Special District Local Laws Code (page 4, line 14), strike "9017.056" and substitute "9017.057".



(9) In SECTION 1 of the bill, in added Section 9017.058, Special District Local Laws Code (page 4, line 16), strike "Code." and substitute "Code, primarily intended to serve the defined area."

(10) In SECTION 1 of the bill, in added Section 9017.059, Special District Local Laws Code (page 4, line 17), strike "9017.059" and substitute "9017.060".

(11) In SECTION 1 of the bill, in added Section 9017.059, Special District Local Laws Code (page 4, line 19), strike "9017.055" and substitute "9017.056".

(12) In SECTION 1 of the bill, in added Section 9017.060, Special District Local Laws Code (page 5, line 1), strike "9017.060" and substitute "9017.061".

(13) In SECTION 1 of the bill, in added Section 9017.060, Special District Local Laws Code (page 5, line 2), strike "9017.059" and substitute "9017.060".

(14) In SECTION 1 of the bill, in added Section 9017.061, Special District Local Laws Code (page 5, line 8), strike "9017.061" and substitute "9017.062".

(15) In SECTION 1 of the bill, in added Section 9017.061, Special District Local Laws Code (page 5, line 14), strike "9017.059" and substitute "9017.060".

(16) In SECTION 1 of the bill, in added Section 9017.062, Special District Local Laws Code (page 5, line 22), strike "9017.062" and substitute "9017.063".

(17) In SECTION 1 of the bill, in added Section 9017.063, Special District Local Laws Code (page 5, line 27), strike "9017.063" and substitute "9017.064".

(18) In SECTION 1 of the bill, in added Section 9017.063, Special District Local Laws Code (page 6, line 1), strike "9017.059" and substitute "9017.060".

(19) In SECTION 1 of the bill, in added Section 9017.064, Special District Local Laws Code (page 6, line 4), strike "9017.064" and substitute "9017.065".

Amendment No. 1 was adopted.

**CSSB 943** (Anchia - House Sponsor), A bill to be entitled An Act relating to the classification, use, and regulation of electric energy storage equipment or facilities.

**SB 953** (Madden - House Sponsor), A bill to be entitled An Act relating to the conditions for granting an occupational license to certain persons, the monitoring of those persons by a local community supervision and corrections department, and the fees associated with department services. (Berman and Flynn recorded voting no.)

**CSSB 988** (Larson and Peña - House Sponsors), A bill to be entitled An Act relating to the creation of a cybersecurity, education, and economic development council. (Berman, Flynn, and White recorded voting no.)

**SB 992** (Lucio - House Sponsor), A bill to be entitled An Act relating to the allocation of loans made under the owner-builder loan program. (Aycock, Geren, Kolkhorst, and Kuempel recorded voting no.)

**SB 1047** (J. Davis - House Sponsor), A bill to be entitled An Act relating to the eligibility of an innovation and commercialization organization associated with the Lyndon B. Johnson Space Center to receive funding from the Texas emerging technology fund. (Berman, Flynn, S. King, and White recorded voting no.)

**SB 1057** (Harper-Brown and Fletcher - House Sponsors), A bill to be entitled An Act relating to the transfer of certain vehicle registrations at the time of sale of the vehicle. (Laubenberg, Sheets, and Simpson recorded voting no.)

**SB 1098** was withdrawn.

**SB 1154** (McClendon - House Sponsor), A bill to be entitled An Act relating to a task force for the development of a strategy to reduce child abuse and neglect and improve child welfare. (Aycock, S. Davis, Geren, S. King, Kolkhorst, Kuempel, Landtroop, Laubenberg, Perry, Phillips, Sheets, and Simpson recorded voting no.)

**CSSB 1178** (Raymond - House Sponsor), A bill to be entitled An Act relating to the regulation of certain shelter day-care facilities, child-care facilities, and individuals providing child-care services, and access to certain criminal history record information; providing an administrative penalty. (Berman, Flynn, and Phillips recorded voting no.)

**SB 1187** (Hartnett - House Sponsor), A bill to be entitled An Act relating to the effect of indexing notices of lis pendens.

**SB 1208** (Madden - House Sponsor), A bill to be entitled An Act relating to the age until which juveniles placed on determinate sentence probation may be on probation.

**SB 1248** (Lucio - House Sponsor), A bill to be entitled An Act relating to the designation of a portion of State Highway 499 as the Colonel Bill Card Boulevard.

**CSSB 1250** (Lozano - House Sponsor), A bill to be entitled An Act relating to the applicability of certain restrictions on the location and operation of concrete crushing facilities. (Aycock, Berman, Flynn, Geren, Kolkhorst, Landtroop, Laubenberg, Perry, and Sheets recorded voting no.)

**SB 1251** (Alvarado - House Sponsor), A bill to be entitled An Act relating to the board of directors of the Greater East End Management District. (Aycock, Geren, Kolkhorst, Kuempel, Landtroop, and Perry recorded voting no.)

### **Amendment No. 1**

Representative Alvarado offered the following amendment to **SB 1251**:

Amend **SB 1251** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Sections 3807.052(a) and (b), Special District Local Laws Code, are amended to read as follows:

(a) The mayor and members of the governing body of the City of Houston shall appoint directors from persons recommended by the board. ~~[Notwithstanding Subchapter D, Chapter 375, Local Government Code, to be qualified to serve as director, a person must be at least 18 years of age and:~~

- ~~[(1) be a resident of the district; or~~
- ~~[(2) have a district business interest.]~~

(b) Appointments to the board must ensure that[=

~~[(1)] at least one-third [~~60 percent~~] of the directors are residents of the district[; and~~

~~[(2) each director who does not reside in the district has a district business interest].~~

SECTION 2. Section 3807.052(c), Special District Local Laws Code, is repealed.

SECTION 3. (a) The change in law made by this Act applies only to a person appointed to the board of directors of the Greater East End Management District on or after the effective date of this Act.

(b) The change in law made by this Act does not affect the right of a person appointed to the board of directors of the Greater East End Management District before the effective date of this Act to continue to serve on the board until the person's term expires.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2011.

Amendment No. 1 was adopted.

**SB 1295** (Beck - House Sponsor), A bill to be entitled An Act relating to the mining and reclamation of certain land previously affected by surface coal mining operations.

**SB 1311** (Lozano, C. Anderson, Muñoz, et al. - House Sponsors), A bill to be entitled An Act relating to the designation of certain highways as part of the Purple Heart Trail.

**SB 1320** (V. Gonzales - House Sponsor), A bill to be entitled An Act relating to the execution of deeds conveying residential real estate in connection with certain transactions involving residential real estate. (Landtroop and Perry recorded voting no.)

#### **Amendment No. 1**

Representative V. Gonzales offered the following amendment to **SB 1320**:

Amend **SB 1320** (house committee printing), on page 2, line 10, by striking "fourth" and substituting "second".

Amendment No. 1 was adopted.

**SB 1331** (Gallego - House Sponsor), A bill to be entitled An Act relating to criminal offenses regarding the possession or consumption of alcoholic beverages by a minor and providing alcoholic beverages to a minor.

#### **Amendment No. 1 (Committee Amendment No. 1)**

On behalf of Representative Burkett, Representative Gallego offered the following committee amendment to **SB 1331**:

SECTION \_\_\_\_\_. Amend **SB 1331** (engrossed) to read as follows:

Page 1, line 8, after "It is an" and before "to the application" strike "exception" and replace it with "does not apply to".

Amendment No. 1 was adopted.

**SB 1352** (Naishtat - House Sponsor), A bill to be entitled An Act relating to the lease of property or hospital facilities by certain hospital districts. (Berman and Flynn recorded voting no.)

**SB 1386** (Oliveira - House Sponsor), A bill to be entitled An Act relating to the refusal to register motor vehicles by a county assessor-collector or the Texas Department of Motor Vehicles. (Aycock, Cain, S. Davis, Geren, Kolkhorst, Kuempel, Landtroop, Laubenberg, and Zedler recorded voting no.)

**Amendment No. 1**

Representative Oliveira offered the following amendment to **SB 1386**:

Amend **SB 1386** (house committee printing) as follows:

- (1) On page 1, line 6, strike "(a), (b)," and substitute "(a)".
- (2) On page 1, lines 13-14, strike "complaint or citation relating to a county fine, fee, or tax" and substitute "complaint, citation, information, or indictment in a court in the county in which a criminal proceeding is pending against the owner".
- (3) Strike page 1, lines 15-18.
- (4) On page 1, lines 19-20, strike "shall [~~may~~]" and substitute "may".
- (5) Strike page 2, line 1 and substitute "complaint, citation, information, or indictment in a court in the county in which a criminal proceeding is pending against the owner".
- (6) On page 2, line 4, between "contract" and the period, insert ", or another county department for expenses related to services under the contract".
- (7) On page 2, lines 8-9, strike "the assessor-collector for the [a]" and substitute "a".
- (8) On page 2, line 25, strike "shall" and substitute "may".
- (9) On page 3, line 3, between "contract" and the period, insert ", or another county department for expenses related to services under the contract".
- (10) On page 3, lines 7 and 9, strike "complaint or citation" and substitute "complaint, citation, information, or indictment".

Amendment No. 1 was adopted.

**SB 1410** (Patrick - House Sponsor), A bill to be entitled An Act relating to reporting student enrollment in tech-prep programs and evaluating tech-prep consortia.

**SB 1414** (Eiland - House Sponsor), A bill to be entitled An Act relating to sexual abuse and child molestation training and examination for employees of certain programs for minors held on campuses of institutions of higher education; providing penalties. (Aycock, Geren, Kolkhorst, and Kuempel recorded voting no.)

**CSSB 1422** (Solomons - House Sponsor), A bill to be entitled An Act relating to coordinated county transportation authorities; creating an offense.

**CSSB 1477** (Kleinschmidt - House Sponsor), A bill to be entitled An Act relating to differential pay and benefits for certain employees of emergency services districts who are members of the armed forces.

**SB 1543** (Larson - House Sponsor), A bill to be entitled An Act relating to the authority of an independent school district to invest in corporate bonds.

**Amendment No. 1**

Representative Larson offered the following amendment to **SB 1543**:

Amend **SB 1543** (house committee printing) in SECTION 1 of the bill as follows:

(1) In added Section 2256.0204(a), Government Code (page 1, line 9), strike "senior secured".

(2) In added Section 2256.0204(a)(1), Government Code (page 1, line 15), after the semicolon, add "or".

(3) In added Section 2256.0204(a), Government Code, strike Subdivisions (2) and (3) (page 1, lines 16-20).

(4) In added Section 2256.0204(a), Government Code (page 1, line 21), strike "(4)" and substitute "(2)".

(5) In added Section 2256.0204, Government Code, strike Subsection (c) (page 2, lines 1-11) and substitute the following:

(c) In addition to authorized investments permitted by this subchapter, an independent school district subject to this section may purchase, sell, and invest its funds and funds under its control in corporate bonds that, at the time of purchase, are rated by a nationally recognized investment rating firm "AA-" or the equivalent and have a stated final maturity that is not later than the third anniversary of the date the corporate bonds were purchased.

(6) In added Section 2256.0204(d)(1), Government Code (page 2, line 17), after the semicolon, add "or".

(7) In added Section 2256.0204(d)(2), Government Code (page 2, line 20), strike "; or" and substitute ".".

(8) In added Section 2256.0204(d), Government Code, strike Subdivision (3) (page 2, lines 21-22).

(9) In added Section 2256.0204(e)(1), Government Code (page 2, line 27), after the semicolon, add "and".

(10) In added Section 2256.0204(e)(2), Government Code (page 3, line 5), strike "; and" and substitute ".".

(11) In added Section 2256.0204(e), Government Code, strike Subdivision (3) (page 3, lines 6-8).

(12) In added Section 2256.0204(f)(1), Government Code (page 3, line 17), strike "AA" and substitute "AA-".

(13) In added Section 2256.0204, Government Code, strike Subsection (g) (page 3, lines 20-21).

Amendment No. 1 was withdrawn.

Representative Larson moved to postpone consideration of **SB 1543** until 8 a.m. Monday, May 23.

The motion prevailed.

**SB 1578** (Deshotel - House Sponsor), A bill to be entitled An Act relating to the addition of a county to a freight rail district. (White recorded voting no.)

**SB 1598** (Smithee - House Sponsor), A bill to be entitled An Act relating to the inspection of portable fire extinguishers.

**SB 1660** (Alvarado - House Sponsor), A bill to be entitled An Act relating to certain unclaimed property of veterans and veterans' families.

**SB 1667** (Truitt - House Sponsor), A bill to be entitled An Act relating to the administration of and benefits payable by the Teacher Retirement System of Texas and to certain domestic relations orders.

**SB 1668** (Truitt - House Sponsor), A bill to be entitled An Act relating to purchase of service credit in the Teacher Retirement System of Texas.

**SB 1669** (Truitt - House Sponsor), A bill to be entitled An Act relating to the resumption of service by retirees under the Teacher Retirement System of Texas.

**SB 1687** (Coleman - House Sponsor), A bill to be entitled An Act relating to information on turnover among licensed jailers at jails under the jurisdiction of the Commission on Jail Standards. (Aycock, S. Davis, Geren, Kolkhorst, Kuempel, and Phillips recorded voting no.)

**SB 1692** (Alvarado - House Sponsor), A bill to be entitled An Act relating to municipal and county budgets on the Internet.

**SB 1719** (Fletcher - House Sponsor), A bill to be entitled An Act relating to certain comprehensive development agreements of the Texas Department of Transportation. (White recorded voting no.)

**CSSB 1736** (Castro, Sheets, Vo, R. Anderson, and J. Davis - House Sponsors), A bill to be entitled An Act relating to the establishment of the College Credit for Heroes program.

**SB 1755** (W. Smith - House Sponsor), A bill to be entitled An Act relating to the issuance of certain specialty license plates.

**SB 1831** (D. Miller - House Sponsor), A bill to be entitled An Act relating to the designation of the El Camino Real de los Tejas National Historic Trail as a historic highway.

**CSSB 1910** (Margo, Pickett, Quintanilla, and Marquez - House Sponsors), A bill to be entitled An Act relating to the delay of the transition to competition in the Western Electricity Coordinating Council service area and to net metering and energy efficiency goals and programs for utilities in that area. (White recorded voting no.)

**SCR 11** (Morrison - House Sponsor), Designating May 22 of each year from 2011 through 2020 as William Elmo Merrem Day in honor of the first Eagle Scout from Texas.

**SCR 16** (Scott - House Sponsor), Designating the month of March each year from 2011 through 2020 as Women Veterans Month in tribute to the immeasurable contributions that women in the military have made to this nation.

**SB 36** (Castro - House Sponsor), A bill to be entitled An Act relating to methods for increasing student success and degree completion at public institutions of higher education. (Berman, Flynn, and Simpson recorded voting no.)

**SB 303** (Scott and White - House Sponsors), A bill to be entitled An Act relating to health care services provided or paid by a hospital district.

Representative Scott moved to postpone consideration of **SB 303** until 8 a.m. Monday, May 23.

The motion prevailed.

### **ADJOURNMENT**

At 11:27 a.m., the chair announced that the house would stand adjourned until 11:30 a.m. today.

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### **ADDENDUM**

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### **SIGNED BY THE SPEAKER**

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

#### **House List No. 33**

**HB 215, HB 423, HB 555, HB 591, HB 901, HB 1550, HB 1770, HB 2007, HB 2014, HB 2342, HB 2851, HB 3051, HB 3234**

