

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FIRST DAY — TUESDAY, MARCH 12, 2013

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 61).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

The speaker recognized Representative Flynn who introduced Tom Knoff, senior pastor, First Baptist Church, Ben Wheeler, who offered the invocation as follows:

Almighty God and most Merciful Father, in this sacred moment, we ask that you would lean your gracious ear toward this chamber and hear our earnest plea in this needful hour. We are indeed the humble beneficiaries of your vast kindness and abundant grace, and for that we do not cease to thank you. We call to you, O God, because your power is unmatched. It is you who is the creator and sustainer of all things. It is you before whom the mountains bow, the oceans lie prostrate, and the winds obey. We call to you, O God, because your authority is unconquerable. It is your majestic voice that all the angelic hosts of heaven obey. It is by your command that rulers gain authority, that governments are established, and that nations rise and fall. We call to you, O God, because your wisdom is absolutely trustworthy. It is by your decree that the course of human

history is directed, and we acknowledge that you alone hold our destiny in your hands. We call to you, O God, because your purposes are irrevocable. It is you who miraculously brought forth this great country; it is you who has unswervingly guided and guarded her course through times of great blessing and periods of great threat. It is you, O God, who has imbued our great state and this powerful nation with the resources and the heart to be a global force for good.

Thus, I ask that you would grant to each person here an uncommon measure of grace for their personal lives, grace for their families, and grace in their public life as they serve the constituents of their districts and the people of Texas. I ask that you would provide an unusual allotment of wisdom as they deliberate over the decisions of each day. I ask that you would grant a special portion of insight and a spirit of camaraderie as they collaborate with their colleagues to achieve what is both necessary and good. O God, if anyone here today is experiencing unusual weariness or discouragement, please renew their strength and grant them fresh vigor. We ask these things today, O Merciful Father, being fully aware of the brevity of our life. And though we are mere mortals, we are confident that you have heard us, because we have asked in the name of our Savior, the Lord Jesus Christ. Amen.

The speaker recognized Representative Cortez 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 Workman and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

CAPITOL PHYSICIAN

The speaker recognized Representative D. Miller who presented Dr. Beverly Nuckols of New Braunfels as the "Doctor for the Day."

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

(J. Rodriguez in the chair)

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. 8).

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Public Health, during bill referral today, 1W.14, for a formal meeting, to consider pending business.

HR 777 - ADOPTED
(by R. Sheffield)

Representative R. Sheffield moved to suspend all necessary rules to take up and consider at this time **HR 777**.

The motion prevailed.

The following resolution was laid before the house:

HR 777, Commending Charlie Dina of Houston for his bravery in fighting cancer.

HR 777 was adopted.

On motion of Representative Murphy, the names of all the members of the house were added to **HR 777** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative R. Sheffield who introduced Charlie Dina and members of his family.

HR 638 - ADOPTED
(by Miles)

Representative Miles moved to suspend all necessary rules to take up and consider at this time **HR 638**.

The motion prevailed.

The following resolution was laid before the house:

HR 638, Recognizing Jack and Jill of America for its work on behalf of youth.

HR 638 was adopted.

On motion of Representative Allen, the names of all the members of the house were added to **HR 638** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Miles who introduced representatives of Jack and Jill of America.

HR 756 - ADOPTED
(by Cortez)

Representative Cortez moved to suspend all necessary rules to take up and consider at this time **HR 756**.

The motion prevailed.

The following resolution was laid before the house:

HR 756, Recognizing March 12, 2013, as Alamo Area Council of Governments Day at the State Capitol.

HR 756 was adopted.

On motion of Representative D. Miller, the names of all the members of the house were added to **HR 756** as signers thereof.

HR 10 - ADOPTED
(by Patrick, Kacal, J. Davis, Leach, Phillips, et al.)

Representative Patrick moved to suspend all necessary rules to take up and consider at this time **HR 10**.

The motion prevailed.

The following resolution was laid before the house:

HR 10, Honoring Robert Griffin III for winning the 2011 Heisman Trophy.

HR 10 was adopted.

On motion of Representative Eiland, the names of all the members of the house were added to **HR 10** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Patrick who introduced Robert Griffin III, members of his family, and representatives of Baylor University.

HCR 10 - ADOPTED
(by S. Davis)

Representative S. Davis moved to suspend all necessary rules to take up and consider at this time **HCR 10**.

The motion prevailed.

The following resolution was laid before the house:

HCR 10, Congratulating Robert Griffin III on winning the 2011 Heisman Trophy.

HCR 10 was adopted.

On motion of Representative Phillips, the names of all the members of the house were added to **HCR 10** as signers thereof.

HR 773 - ADOPTED
(by Simpson)

Representative Simpson 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 the Kilgore Police Department on achieving Recognized status in the Texas Best Practices Recognition Program.

HR 773 was adopted.

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

FIVE-DAY POSTING RULE SUSPENDED

Representative Geren moved to suspend the five-day posting rule to allow the Committee on House Administration to consider **HB 2256, HB 2377, HCR 29, HCR 43, HR 128, HR 266**, and adopt the house policy and procedures manual at 9 a.m. Thursday, March 14 in E1.014.

The motion prevailed.

HR 784 - ADOPTED (by Guillen)

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 784**.

The motion prevailed.

The following resolution was laid before the house:

HR 784, Commemorating Jim Hogg County on its centennial celebration.

HR 784 was adopted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

House Administration, 9 a.m. Thursday, March 14, E1.014, for a public hearing, to consider **HB 2256, HB 2377, HCR 29, HCR 43, HR 128, HR 266**, and adopt the house policy and procedures manual.

HR 806 - ADOPTED (by Rose and Burkett)

Representative Rose moved to suspend all necessary rules to take up and consider at this time **HR 806**.

The motion prevailed.

The following resolution was laid before the house:

HR 806, Recognizing March 12, 2013, as Balch Springs Day at the State Capitol.

HR 806 was adopted.

On motion of Representatives Burkett, Giddings, and Sheets, the names of all the members of the house were added to **HR 806** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Rose who introduced a delegation from Balch Springs.

HR 728 - ADOPTED (by Burkett)

Representative Burkett moved to suspend all necessary rules to take up and consider at this time **HR 728**.

The motion prevailed.

The following resolution was laid before the house:

HR 728, In memory of Balch Springs City Council member Karen Gray.

HR 728 was unanimously adopted by a rising vote.

On motion of Representative Rose, the names of all the members of the house were added to **HR 728** as signers thereof.

HR 775 - PREVIOUSLY ADOPTED
(by Alonzo)

The chair laid out the following previously adopted resolution:

HR 775, Honoring Fellows from the Claremont Graduate University Bowen Institute for Policy Studies in Higher Education and their host, the Texas Center for Education Policy at The University of Texas at Austin.

On motion of Representatives Howard and Walle, the names of all the members of the house were added to **HR 775** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Alonzo who introduced Fellows from the Bowen Institute for Policy Studies in Higher Education at Claremont Graduate University and representatives of the Texas Center for Education Policy at The University of Texas at Austin.

HR 776 - ADOPTED
(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 776**.

The motion prevailed.

The following resolution was laid before the house:

HR 776, Recognizing March 12, 2013, as TURF Citizen Lobby Day at the State Capitol.

HR 776 was adopted.

On motion of Representative Martinez Fischer, the names of all the members of the house were added to **HR 776** as signers thereof.

HCR 83 - ADOPTED
(by Springer)

Representative Springer moved to suspend all necessary rules to take up and consider at this time **HCR 83**.

The motion prevailed.

The following resolution was laid before the house:

HCR 83, Designating the Shamrock St. Patrick's Day Celebration as the official St. Patrick's Day Celebration for the State of Texas.

HCR 83 was adopted.

On motion of Representative Springer, the names of all the members of the house were added to **HCR 83** as signers thereof.

HR 488 - PREVIOUSLY ADOPTED
(by Patrick and Strama)

The chair laid out the following previously adopted resolution:

HR 488, Recognizing the 2013 Bob Bullock Scholars of Baylor University and commending all those associated with the program for their contributions to this state's governmental process.

On motion of Representative Patrick, the names of all the members of the house were added to **HR 488** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Patrick who introduced representatives of the Bob Bullock Scholars Program.

(Speaker in the chair)

HB 10 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS

Representative Pitts called up with senate amendments for consideration at this time,

HB 10, A bill to be entitled An Act relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.

Representative Pitts moved to concur in the senate amendments to **HB 10**.

The motion to concur in the senate amendments to **HB 10** prevailed by (Record 62): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson;

Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent — Lozano.

The speaker stated that **HB 10** was passed subject to the provisions of Article III, Section 49a of the Texas Constitution.

Senate Committee Substitute

CSHB 10, A bill to be entitled An Act relating to making emergency supplemental appropriations and providing direction and transfer authority regarding certain appropriations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID ACUTE CARE AND CERTAIN TRANSFERS. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$3,163,515,906 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2013, to the Health and Human Services Commission under Goal B, Medicaid, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing acute care services under the Medicaid program.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$265,316,377 is appropriated out of general revenue account number 5040, Tobacco Settlement, for the state fiscal year ending August 31, 2013, to the Health and Human Services Commission under Goal B, Medicaid, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing acute care services under the Medicaid program.

(c) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$4,977,267,717 is appropriated out of federal funds for the state fiscal year ending August 31, 2013, to the Health and Human Services Commission under Goal B, Medicaid, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing acute care services under the Medicaid program.

(d) Notwithstanding any limitation on transfer among items of appropriation that is prescribed by Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), the Health and Human Services Commission may transfer for the state fiscal year ending August 31, 2013, any amount appropriated under Subsection (a), (b), or (c) of this section among the following strategies specified in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), in the appropriations to the commission:

- (1) C.1.1, CHIP;

(2) C.1.4, CHIP Perinatal Services; and

(3) C.1.5, CHIP Vendor Drug Program.

(e) Notwithstanding any limitation on transfer among items of appropriation that is prescribed by Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), the Health and Human Services Commission may transfer for the state fiscal year ending August 31, 2013, any amount appropriated under Subsection (a) or (c) of this section to the Department of Aging and Disability Services and among the following strategies specified in that Act in the appropriations to the department:

(1) A.2.1, Primary Home Care;

(2) A.2.2, Community Attendant Services;

(3) A.2.3, Day Activity and Health Services (DAHS);

(4) A.3.1, Community-based Alternatives (CBA);

(5) A.3.2, Home and Community-based Services (HCS);

(6) A.3.3, Community Living Assistance and Support Services (CLASS);

(7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);

(8) A.3.5, Medically Dependent Children Program (MDCP);

(9) A.3.7, Texas Home Living Waiver;

(10) A.5.1, Program of All-Inclusive Care for the Elderly (PACE);

(11) A.6.1, Nursing Facility Payments;

(12) A.6.2, Medicare Skilled Nursing Facility;

(13) A.6.3, Hospice;

(14) A.6.4, Promoting Independence by Providing Community-based Services;

(15) A.7.1, Intermediate Care Facilities - for Persons w/ MR (ICF/MR); and

(16) A.8.1, State Supported Living Centers.

(f) An amount transferred to a strategy under Subsection (d) or (e) of this section may not exceed the sum of the amounts transferred from that item of appropriation for cash flow purposes made under the following provisions in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act):

(1) Section 10 of Special Provisions Relating to All Health and Human Services Agencies;

(2) Rider 12 to the bill pattern of the appropriations to the Health and Human Services Commission; and

(3) Rider 19 to the bill pattern of the appropriations to the Health and Human Services Commission.

SECTION 2. HEALTH AND HUMAN SERVICES COMMISSION: CHIP.

(a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$74,683,623 is appropriated for the state fiscal year ending August 31, 2013, out of general revenue account number 5040, Tobacco Settlement, to the Health and Human Services Commission under Goal

C, CHIP Services, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing services under the CHIP program.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$187,456,156 is appropriated for the state fiscal year ending August 31, 2013, out of federal funds to the Health and Human Services Commission under Goal C, CHIP Services, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing services under the CHIP program.

SECTION 3. DEPARTMENT OF AGING AND DISABILITY SERVICES: MEDICAID LONG-TERM CARE AND CERTAIN TRANSFERS.

(a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$1,019,065,242 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2013, to the Department of Aging and Disability Services under Strategy A.6.1, Nursing Facility Payments, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing long-term care services under the Medicaid program.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$1,484,780,561 is appropriated out of federal funds for the state fiscal year ending August 31, 2013, to the Department of Aging and Disability Services under Strategy A.6.1, Nursing Facility Payments, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing long-term care services under the Medicaid program.

(c) Notwithstanding any limitation on transfer among items of appropriation that is prescribed by Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), the Department of Aging and Disability Services for the state fiscal year ending August 31, 2013, may allocate the additional amount appropriated under Subsections (a) and (b) of this section among the following strategies specified in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), in the appropriations to the department:

- (1) A.2.1, Primary Home Care;
- (2) A.2.2, Community Attendant Services;
- (3) A.2.3, Day Activity and Health Services (DAHS);
- (4) A.3.1, Community-based Alternatives (CBA);
- (5) A.3.2, Home and Community-based Services (HCS);
- (6) A.3.3, Community Living Assistance and Support Services (CLASS);
- (7) A.3.4, Deaf-Blind Multiple Disabilities (DBMD);
- (8) A.3.5, Medically Dependent Children Program (MDCP);
- (9) A.3.7, Texas Home Living Waiver;
- (10) A.5.1, Program of All-Inclusive Care for the Elderly (PACE);
- (11) A.6.1, Nursing Facility Payments;

- (12) A.6.2, Medicare Skilled Nursing Facility;
- (13) A.6.3, Hospice;
- (14) A.6.4, Promoting Independence by Providing Community-based Services;
- (15) A.7.1, Intermediate Care Facilities - for Persons w/ MR (ICF/MR); and
- (16) A.8.1, State Supported Living Centers.

SECTION 4. TEXAS EDUCATION AGENCY: FOUNDATION SCHOOL PROGRAM. (a) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$317,000,000 is appropriated out of general revenue account number 0193, Foundation School, for the state fiscal year ending August 31, 2013, to the Texas Education Agency under Strategy A.1.1, FSP - Equalized Operations, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing for the Foundation School Program.

(b) In addition to amounts previously appropriated for the state fiscal biennium ending August 31, 2013, the amount of \$313,000,000 is appropriated for the state fiscal year ending August 31, 2013, out of Fund 0666, Appropriated Receipts (revenue from school districts subject to recapture), to the Texas Education Agency under Strategy A.1.1, FSP - Equalized Operations, as listed in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), for the purpose of providing for the Foundation School Program.

(c) Notwithstanding Rider 3 to the bill pattern of the appropriations to the Texas Education Agency in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), the sum certain appropriation to the Foundation School Program for the state fiscal year ending August 31, 2013, is increased by the amount of \$630,000,000.

SECTION 5. TEXAS EDUCATION AGENCY: CERTAIN APPROPRIATIONS. Contingent on the enactment and becoming law of **HB 1026** or similar legislation of the 83rd Legislature, Regular Session, 2013, relating to the established schedule of payments from the foundation school fund of the yearly entitlement of certain school districts:

(1) there is appropriated to the Texas Education Agency from general revenue account number 0193, Foundation School, \$1,750,000,000 for the state fiscal year ending August 31, 2013, for payment of the installment to be paid on or before August 30, 2013, as provided by Sections 42.259(c-1) and (d-1), Education Code, as added by that legislation; and

(2) notwithstanding Rider 3 to the bill pattern of the appropriations to the Texas Education Agency in Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), the sum certain appropriation to the Foundation School Program for the state fiscal year ending August 31, 2013, is increased by the amount of \$1,750,000,000 in addition to the amount by which that sum certain appropriation is increased in accordance with Section 4(c) of this Act.

SECTION 6. TEXAS PUBLIC FINANCE AUTHORITY: APPROPRIATION REDUCTION. The amounts of the unencumbered appropriations made from the general revenue fund for the state fiscal biennium ending August 31, 2013, to the Texas Public Finance Authority by Chapter 1355 (**HB 1**), Acts of the 82nd Legislature, Regular Session, 2011 (the General Appropriations Act), under Strategy A.2.2, Bond Debt Service Payments, are reduced by \$3,000,000.

SECTION 7. EFFECTIVE DATE. This Act takes effect immediately as provided for a general appropriations act under Section 39, Article III, Texas Constitution.

COMMITTEES GRANTED PERMISSION TO MEET

Pursuant to Rule 4, Section 9 of the House Rules, Representative Ritter requested permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 11:27 a.m., Representatives Raymond and Hunter moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees and the signing of bills and resolutions, the house adjourn until 10 a.m. tomorrow in memory of Teresa Martinez Rodriquez of Laredo and Borah Van Dormolen of Salado.

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.)

(Simmons in the chair)

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. 9).

ADJOURNMENT

In accordance with a previous motion, the house, at 1:41 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 1768 (By Canales), Relating to identification requirements for certain fire hydrants and flush valves.

To International Trade and Intergovernmental Affairs.

HB 1780 (By Schaefer), Relating to emergency orders concerning water rights issued by the executive director of the Texas Commission on Environmental Quality.

To Natural Resources.

HB 1798 (By Goldman), Relating to the expansion of the territory of an emergency services district into the territory of a municipality.

To County Affairs.

HB 1815 (By Lucio), Relating to venue projects in certain counties; providing authority to adopt a tax.

To Ways and Means.

HB 1821 (By Harper-Brown), Relating to the education requirements to obtain certain manicurist and manicurist specialty licenses.

To Licensing and Administrative Procedures.

HB 1822 (By Harper-Brown), Relating to the regulation of certain interior designers.

To Licensing and Administrative Procedures.

HB 1912 (By Elkins), Relating to public improvement districts designated by a municipality or county; authorizing assessments.

To Special Purpose Districts.

HB 2122 (By Anchia), Relating to the posting by the Railroad Commission of Texas on its Internet website of certain enforcement information.

To Technology.

HB 2125 (By Taylor), Relating to dispute resolution for certain property insurance claims; authorizing a fee.

To Judiciary and Civil Jurisprudence.

HB 2149 (By Nevárez), Relating to the creation of the Reeves County Groundwater Conservation District; providing authority to issue bonds; providing authority to impose fees, surcharges, and taxes.

To Special Purpose Districts.

HB 2152 (By Callegari), Relating to fees for certain recreational vehicle parks.

To Urban Affairs.

HB 2159 (By M. González), Relating to the capacity of certain minors to consent to examination or medical treatment related to contraception.

To State Affairs.

HB 2160 (By M. González), Relating to the capacity of certain minors to consent to examination or medical treatment related to contraception.

To State Affairs.

HB 2170 (By E. Rodriguez), Relating to the provision of municipal fire, police, and emergency medical services in an area to be annexed by a municipality.

To County Affairs.

HB 2171 (By E. Rodriguez), Relating to the annexation by a municipality of territory of an emergency services district.

To County Affairs.

HB 2176 (By Kolkhorst), Relating to procedures and requirements for the issuance of certificates of obligation.

To Urban Affairs.

HB 2184 (By Keffer), Relating to the partition of mineral interests of a charitable trust.

To Business and Industry.

HB 2189 (By Elkins), Relating to the rule against perpetuities.

To Judiciary and Civil Jurisprudence.

HB 2190 (By C. Turner), Relating to the contents of and public access to personal financial statements filed by public officials and candidates.

To State Affairs.

HB 2205 (By Villarreal), Relating to the establishment of the Alamo Museum District Commission.

To Special Purpose Districts.

HB 2235 (By Farias), Relating to an exemption from the motor vehicle sales and use tax for certain motor vehicles purchased or used by veterans with disabilities.

To Ways and Means.

HB 2426 (By Martinez), Relating to certification and recertification requirements for emergency services personnel.

To Public Health.

HB 2435 (By Goldman), Relating to a waiver for certain qualifications for registration as a registered professional land surveyor.

To Licensing and Administrative Procedures.

HB 2437 (By Farias), Relating to community homes for persons with disabilities.

To Human Services.

HB 2438 (By Farias), Relating to the authority of a county to assess the costs of abatement of a nuisance on real property against certain persons.

To County Affairs.

HB 2441 (By Parker), Relating to directed verdicts.

To Criminal Jurisprudence.

HB 2445 (By Strama), Relating to ad valorem tax liens on personal property.

To Ways and Means.

HB 2447 (By Martinez), Relating to the sale and advertisement of portable fire extinguishers.

To Insurance.

HB 2448 (By S. Turner), Relating to tuition for certain students residing outside of a junior college district.

To Higher Education.

HB 2449 (By Raymond), Relating to disclosure in certain suits affecting the parent-child relationship of a child's interaction with a registered sex offender.

To Judiciary and Civil Jurisprudence.

HB 2450 (By Raymond), Relating to public and private school searches of students with parental consent and certain disciplinary measures and other procedures that may arise from such a search.

To Public Education.

HB 2451 (By T. King), Relating to the allowance of cost of goods sold deductions in connection with agricultural aircraft operation.

To Ways and Means.

HB 2452 (By D. Bonnen), Relating to the appointment of a watermaster for the Brazos River Basin.

To Natural Resources.

HB 2453 (By Zerwas), Relating to imposing a fee on the sale of cigarettes and cigarette tobacco products manufactured by certain companies; providing penalties.

To Ways and Means.

HB 2455 (By J. Rodriguez), Relating to minimum qualifications for a teacher at an open- enrollment charter school.

To Public Education.

HB 2456 (By J. Rodriguez), Relating to notice of termination of a teacher's contract given by a board of trustees of a school district.

To Public Education.

HB 2458 (By S. Thompson), Relating to prohibiting seeking or imposing the death penalty on the basis of a person's race.

To Criminal Jurisprudence.

HB 2459 (By S. Thompson), Relating to the limitation on the amount that may be charged for certain debt cancellation agreements.

To Investments and Financial Institutions.

HB 2460 (By S. Thompson), Relating to the possession of stamps indicating the payment of taxes by certain permittees.

To Licensing and Administrative Procedures.

HB 2461 (By S. Thompson), Relating to use of spendthrift trust assets to pay certain costs.

To Judiciary and Civil Jurisprudence.

HB 2462 (By S. Thompson), Relating to automobile club memberships offered in connection with certain motor vehicle retail installment contracts.

To Investments and Financial Institutions.

HB 2463 (By S. Thompson), Relating to the contents of a court order appointing a guardian of the person of a ward.

To Judiciary and Civil Jurisprudence.

HB 2465 (By Farias), Relating to the secretary of state providing information to voters regarding their voting status through an Internet website.

To Elections.

HB 2466 (By Farias), Relating to the issuance of specialty license plates for Vietnam veterans.

To Defense and Veterans' Affairs.

HB 2467 (By Murphy), Relating to the Texas Economic Development Act; authorizing a fee.

To Economic and Small Business Development.

HB 2468 (By Villarreal), Relating to financial aid.

To Higher Education.

HB 2469 (By Guillen), Relating to deer breeding in this state and to procedures regarding certain deer permits.

To Culture, Recreation, and Tourism.

HB 2470 (By E. Rodriguez), Relating to venue for actions to revoke certain medical powers of attorney.

To Judiciary and Civil Jurisprudence.

HB 2471 (By E. Rodriguez), Relating to the exception of certain information related to the humane disposition by a local government of an unclaimed stray animal from required disclosure under the public information law.

To Government Efficiency and Reform.

HB 2472 (By Cook), Relating to the continuation and functions of the Department of Information Resources and certain procurement functions of the comptroller of public accounts.

To State Affairs.

HB 2474 (By P. King), Relating to the use of proceeds from a junior college district branch campus maintenance tax.

To Higher Education.

HB 2475 (By R. Miller), Relating to the oath taken by a person who assists a voter.

To Elections.

HB 2476 (By Deshotel), Relating to home rule school district charters.

To Public Education.

HB 2477 (By Alvarado), Relating to inclusion of mental health concerns in existing state and local coordinated school health efforts.

To Public Education.

HB 2478 (By Alvarado), Relating to the collection, analysis, and reporting of certain job and skills shortage information by the Texas Workforce Commission.

To Economic and Small Business Development.

HB 2479 (By Alvarado), Relating to the investment of assets under the management and control of the Teacher Retirement System of Texas.

To Pensions.

HB 2480 (By Alvarado), Relating to the investment authority of the Employees Retirement System of Texas.

To Pensions.

HB 2482 (By Alvarado), Relating to a study to determine the reasons major manufacturers have chosen to invest in other states after considering development in this state.

To Economic and Small Business Development.

HB 2483 (By Alvarado), Relating to including oral health education as part of the coordinated health program for public elementary, middle, and junior high school students.

To Public Education.

HB 2484 (By Alvarado), Relating to the establishment of Voter Education Month for public school students in grade 12.

To Public Education.

HB 2485 (By J. Sheffield), Relating to Air Medal and Air Medal with Valor specialty license plates.

To Defense and Veterans' Affairs.

HB 2486 (By Ritter), Relating to the sale or disposal of scrap tires; providing a civil penalty; creating an offense.

To Environmental Regulation.

HB 2487 (By Taylor), Relating to the rate of interest on certain tax refunds.
To Appropriations.

HB 2489 (By Collier), Relating to the marketing and advertising of the veterans' assistance lottery game.
To Licensing and Administrative Procedures.

HB 2490 (By E. Rodriguez), Relating to the eligibility of certain providers of laboratory services for health and human services programs.
To Public Health.

HB 2491 (By Otto), Relating to the student center fee at component institutions of the Texas State University System; increasing the amount of the fee.
To Higher Education.

HB 2493 (By Harper-Brown), Relating to the authority of the Texas Department of Transportation to enter into a comprehensive development agreement regarding State Highway 114.
To Transportation.

HB 2494 (By Harper-Brown), Relating to the regulation of certain occupations.
To Licensing and Administrative Procedures.

HB 2495 (By Parker), Relating to reporting child abuse and neglect and to training regarding recognizing and reporting child abuse and neglect at schools, institutions of higher education, and other entities.
To Human Services.

HB 2496 (By Dutton), Relating to the authority of the Department of Public Safety to allow blood pressure machines to be located in driver's license offices.
To Homeland Security and Public Safety.

HB 2497 (By Workman), Relating to an exemption from ad valorem taxation of real property used to operate a child-care facility.
To Ways and Means.

HB 2498 (By R. Miller), Relating to the punishment for the offense of delivery of marihuana or possession with the intent to deliver marihuana.
To Criminal Jurisprudence.

HB 2499 (By Smith), Relating to the use of Texas emissions reduction plan funds for a drayage truck purchase incentive program.
To Environmental Regulation.

HB 2500 (By Bohac), Relating to the appraisal for ad valorem tax purposes of solar energy property.
To Ways and Means.

HB 2501 (By Bohac), Relating to an identifying number assigned to a notary public by the secretary of state.
To Licensing and Administrative Procedures.

HB 2502 (By Bohac), Relating to the authority of a municipality to require owners of real property to keep the property free of certain conditions.

To Urban Affairs.

HB 2503 (By Bohac), Relating to the territory that may be included in a single county election precinct.

To Elections.

HB 2504 (By Bohac), Relating to sales and use tax treatment of certain snack items; eliminating a tax exemption.

To Ways and Means.

HB 2505 (By Anchia), Relating to political contribution limits in connection with certain offices of state government.

To Elections.

HB 2506 (By Anchia), Relating to nonpartisan primary elections; authorizing a fee.

To Elections.

HB 2507 (By Anchia), Relating to the continuation and functions of the Texas Higher Education Coordinating Board.

To Higher Education.

HB 2508 (By Anchia), Relating to the protection of persons from family violence and other violence in guardianship proceedings.

To Judiciary and Civil Jurisprudence.

HB 2509 (By Anchia), Relating to the business leave time account for a police officer employee organization in certain municipalities.

To Urban Affairs.

HB 2511 (By S. Thompson), Relating to the option of providing electronic recordings of proceedings in the municipal court of record for the City of Houston.

To Judiciary and Civil Jurisprudence.

HB 2512 (By R. Miller), Relating to the disclosure of certain information to the secretary of state for use in voter registration or the administration of elections.

To Elections.

HB 2513 (By Springer), Relating to the elimination of obsolete and redundant reporting requirements for the Department of Agriculture.

To Agriculture and Livestock.

HB 2514 (By Springer), Relating to the first day of instruction in certain school districts.

To Public Education.

HB 2515 (By Springer), Relating to the provision of an election deadline calendar to authorities holding elections.

To Elections.

HB 2516 (By Springer), Relating to fines paid for the violation of a county regulation prohibiting or restricting outdoor burning.

To County Affairs.

HB 2517 (By Springer), Relating to the authority of counties to require a person to notify a local fire department before starting an outdoor fire; creating a criminal penalty.

To County Affairs.

HB 2519 (By Springer), Relating to the establishment, maintenance, and operation of a free county library in an unincorporated area of a county.

To County Affairs.

HB 2520 (By Springer), Relating to increasing the costs of court and juvenile probation fees imposed by a juvenile court.

To Corrections.

HB 2524 (By Oliveira), Relating to unenforceable restrictive covenants regarding standby electric generators affecting residential homes.

To Business and Industry.

HB 2525 (By Kleinschmidt), Relating to a criminal penalty for failure to handle certain animals in accordance with rules of the Texas Animal Health Commission.

To Agriculture and Livestock.

HB 2526 (By E. Rodriguez), Relating to the provision of construction documents to certain purchasers of newly constructed homes.

To Business and Industry.

HB 2527 (By E. Rodriguez), Relating to disclosure of the nature and remediation of construction defects in residences that certain contractors repurchase because of the defects and subsequently resell.

To Business and Industry.

HCR 81 (By D. Bonnen), Commemorating the 50th anniversary of the agreement between the State of Texas and the Nuclear Regulatory Commission.

To Rules and Resolutions.

HJR 115 (By Workman), Proposing a constitutional amendment authorizing the legislature to exempt from ad valorem taxation real property used to operate a child-care facility.

To Ways and Means.

HJR 116 (By Anchia), Proposing a constitutional amendment establishing the Texas Redistricting Commission to redistrict the Texas Legislature and Texas congressional districts and revising procedures for redistricting.

To Redistricting.

HJR 128 (By G. Bonnen), Proposing a constitutional amendment to require the legislature to convene following each regular session of the legislature to consider the repeal of laws enacted during that regular session or at a subsequent special session.

To State Affairs.

HR 766 (By Villalba), Honoring members of the Greater Dallas Republicans on their visit to the State Capitol on March 13, 2013.

To Rules and Resolutions.

HR 767 (By Giddings), Honoring Chi Eta Phi Sorority, Inc., on the occasion of its 48th Middlesouth Regional Conference.

To Rules and Resolutions.

HR 768 (By Márquez), Honoring the members of the cross-country team of Coronado High School in El Paso who came to the aid of an injured individual in their community.

To Rules and Resolutions.

HR 770 (By Strama), Honoring members of the Warrior Transition Brigade at Fort Hood for their assistance to ill and injured soldiers.

To Rules and Resolutions.

HR 771 (By Guillen), In memory of Maria Magdalena Saenz Cruz of Starr County.

To Rules and Resolutions.

HR 772 (By Carter), Honoring the members of the Greater Dallas Republicans for their contributions to their community.

To Rules and Resolutions.

HR 774 (By Márquez), Congratulating El Paso on being named the safest large city in the United States by CQ Press.

To Rules and Resolutions.

HR 778 (By Clardy), Congratulating Jimmy Griffin on his retirement from the United States Postal Service.

To Rules and Resolutions.

HR 780 (By Leach), Congratulating native Texan George Strait on his musical career.

To Rules and Resolutions.

HR 781 (By Leach), Commending the Conner Harrington Republican Women of Plano for their contributions to the political process in Texas.

To Rules and Resolutions.

HR 782 (By Leach), Honoring Dixie Clem for her contributions to the political process in Texas.

To Rules and Resolutions.

HR 783 (By Anchia), Commending Christopher J. Durovich on his exemplary tenure as president and CEO of Children's Medical Center Dallas and congratulating him on his election as chair of the Children's Hospital Association Board of Trustees.

To Rules and Resolutions.

HR 785 (By Hunter), In memory of Mary Frances Diedrick Haas of Corpus Christi.

To Rules and Resolutions.

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

HB 951 (By Keffer), Relating to the Cancer Prevention and Research Institute of Texas.

To Public Health.

HB 1018 (By Patrick), Relating to development of goals and policy recommendations for increasing physical activity and improving fitness among public school students.

To Public Health.

HB 1057 (By Leach), Relating to the provision of and parental approval for a student's participation in human sexuality and family planning instruction in public schools.

To Public Education.

HB 1429 (By Paddie), Relating to the exemption from certain construction requirements for volunteer fire departments in certain counties.

To Licensing and Administrative Procedures.

HB 1701 (By Farrar), Relating to the repeal of the offense of homosexual conduct.

To Criminal Jurisprudence.

HB 1994 (By Reynolds), Relating to the purchase of certain commodity items by a state agency.

To Technology.

SIGNED BY THE SPEAKER

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

House List No. 8

HCR 52

House List No. 9

HB 10

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 11

Culture, Recreation, and Tourism - **HB 115, HCR 23, HCR 24, HCR 36**

Defense and Veterans' Affairs - **HB 155, HB 614, HB 633**

Higher Education - **HB 1000**

Human Services - **HB 243, HB 838**

ENROLLED

March 11 - HCR 52

