

# HOUSE JOURNAL

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EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

FORTY-SEVENTH DAY (CONTINUED) — THURSDAY, APRIL 11, 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 198).

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; 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, 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.; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Absent, Excused — Farrar; King, P.; Toth.

The speaker recognized Representative Y. Davis who introduced Reverend Bryan L. Carter, senior pastor, Concord Church, Dallas, who offered the invocation.

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

### **LEAVES OF ABSENCE GRANTED**

The following member was granted leave of absence for today to attend a funeral:

Toth on motion of Frank.

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

Farrar on motion of Moody.

The following member was granted leave of absence for today and tomorrow because of medical reasons:

P. King on motion of Laubenberg.

**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 final adjournment.

**MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

(Paddie in the chair)

**HR 1371 - ADOPTED**  
**(by Gutierrez)**

Representative Naishtat moved to suspend all necessary rules to take up and consider at this time **HR 1371**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1371**, Recognizing April 7 through 13, 2013, as Barbershop Harmony Week.

**HR 1371** was adopted.

On motion of Representative Kolkhorst, the names of all the members of the house were added to **HR 1371** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Naishtat who introduced representatives of the Barbershop Harmony Society.

**HR 869 - PREVIOUSLY ADOPTED**  
**(by Laubenberg, Taylor, Leach, and Sanford)**

The chair laid out the following previously adopted resolution:

**HR 869**, Commending Joe Cordina on his service as mayor of Parker.

On motion of Representative Laubenberg, the names of all the members of the house were added to **HR 869** as signers thereof.

**HR 757 - PREVIOUSLY ADOPTED**  
**(by R. Miller, et al.)**

The chair laid out the following previously adopted resolution:

**HR 757**, Commending the Honorable Charlie Howard for his public service.

On motion of Representatives Elkins, Flynn, R. Sheffield, and Zedler, the names of all the members of the house were added to **HR 757** as signers thereof.

### INTRODUCTION OF GUEST

The chair recognized Representative R. Miller who introduced the Honorable Charlie Howard and members of his family, speaking as follows:

It is my honor today to recognize a former longtime member of this body, the Honorable Charlie Howard. On the dais today, many of you will recognize the very familiar face of the Honorable Charlie Howard. Representative Howard is joined today by his wife of over 40 years, Jo; his daughter, Julie, is here with his grandchildren, Ashton, Keaton, Ansley, and Kinsley.

Members, Representative Howard was elected to serve in the Texas House of Representatives in 1994, and served District 26 for almost two decades. Prior to serving as a member of the legislature, Charlie and his wife Jo worked for NASA and were part of the team of people that got that first man on the moon. Charlie remains active as a deacon and Sunday school teacher at Sugar Creek Baptist Church, and if you remember, we had his pastor here yesterday, Dr. Mark Hartman.

REPRESENTATIVE CALLEGARI: Members, I know all of you feel the same way about Charlie. Charlie was a really good friend, and Charlie, I want you and your family to know how much we appreciate all you've done for the state and how good a friend you've been to me and to all of our members.

REPRESENTATIVE SMITH: I can't say enough about Charlie. I got elected in 2002, took office and had a contentious primary opponent—I won by 24 votes. I left my desk, and Charlie Howard voted for me, and I've been unopposed ever since. Charlie Howard is the greatest deskmate you could ever ask for.

REPRESENTATIVE RIDDLE: It's always an honor when Charlie Howard is in the room, and I've got to tell you, when I first got elected, my husband said, "Stick next to Charlie, he won't steer you wrong; you can go to him for advice." I did; he's an awesome man, and Charlie, it's wonderful to have you back here, we miss you.

REPRESENTATIVE GIDDINGS: It was such a pleasure working with Charlie Howard over the years. Although we disagreed on policy many times, we did it in a very agreeable manner, and there were surprisingly so many, many things that we absolutely, totally agreed on. He was my daughter's state representative down in Sugar Land. You don't really know people well until you get to travel with them, and I got to travel with Charlie and Jo for about 12 days, and Texas is a better place, Charlie and Jo, because you were here.

The chair recognized the Honorable Charlie Howard who addressed the house, speaking as follows:

Members, thank you. You know, in all my 18 years of service here, I never spoke a privileged message—the personal privilege that we have the right to do—but if I had done that, there are two or three things that I would have said that I would like to have left with you. And the first one is that you have all been honored by your constituents. You've been honored by the ability for them to send you here, and what I would encourage you to do is to work diligently and

intelligently to earn the respect of those that sent you here. I know that many of you, like on the last couple of nights you've been in committee meetings until 1 or 2 or 3 o'clock in the committee meetings, and sometimes on the house floor—you think that time is never going to end. But let me assure you, your time in the legislature is going to fly by much faster than you ever thought. So what I would do is urge you to use your time wisely, and one of the best ways to do that is to spend that time building your relationships with each other, like Representative Giddings just said. If you can build those relationships, then you have the ability to make laws that will make our state a better place.

You know, during my time here, Jo and I had the privilege of working with over 400 members of the house and the senate, and if you add in all of the staff members and the lobbyists and the state house employees, that number would go past the thousands. And I can tell you, those relationships and those friendships we formed will last a lifetime. But you know what? There's only one relationship that has any eternity value to it, and that's your relationship with Jesus Christ—he's your personal savior, your Lord and savior. If you do not know Jesus Christ as your personal Lord and savior, I would encourage you to do that as quickly as possible. There are many men and women on this floor who'd help you do that. With that, I'm going to end with some words that some of you old members will recognize: thank you for the use of the hall, God bless you and your families, and God bless Texas.

#### **REMARKS ORDERED PRINTED**

Representative R. Sheffield moved to print all remarks on **HR 757**.

The motion prevailed.

#### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Oliveira requested permission for the Committee on Business and Industry to meet while the house is in session, at 11 a.m. today, in 1W.14, for a formal meeting, to consider pending business.

Permission to meet was granted.

#### **COMMITTEE MEETING ANNOUNCEMENTS**

The following committee meetings were announced:

Business and Industry, 11 a.m. today, 1W.14, for a formal meeting, to consider pending business.

Economic and Small Business Development, upon final adjournment today, Desk 10, for a formal meeting, to consider pending legislation.

(Kuempel in the chair)

#### **HR 1195 - ADOPTED**

(by Vo)

Representative Vo moved to suspend all necessary rules to take up and consider at this time **HR 1195**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1195**, Commemorating the 25th anniversary of the Sister State relationship between Texas and Taiwan and welcoming Steve Hsia, director general of the Taipei Economic and Cultural Office in Houston.

**HR 1195** was adopted.

On motion of Representatives Button and Wu, the names of all the members of the house were added to **HR 1195** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Vo who introduced a delegation from Taiwan and the Taipei Economic and Cultural Office in Houston.

#### **HR 1189 - ADOPTED (by Johnson)**

Representative Johnson moved to suspend all necessary rules to take up and consider at this time **HR 1189**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1189**, Congratulating the girls' basketball team of Lincoln High School in Dallas on its successful 2012-2013 season.

**HR 1189** was adopted.

On motion of Representative Rose, the names of all the members of the house were added to **HR 1189** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Johnson who introduced coaches and players of the Lincoln High School girls' basketball team.

#### **HR 1190 - ADOPTED (by Johnson)**

Representative Johnson moved to suspend all necessary rules to take up and consider at this time **HR 1190**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1190**, Congratulating the boys' basketball team of Madison High School in Dallas on winning the 2013 UIL 3A state championship.

**HR 1190** was adopted.

On motion of Representative Y. Davis, the names of all the members of the house were added to **HR 1190** as signers thereof.

#### **INTRODUCTION OF GUESTS**

The chair recognized Representative Johnson who introduced representatives of Madison High School.

(Speaker pro tempore in the chair)

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

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

**CSHB 35** (by Menéndez), A bill to be entitled An Act relating to the authority of a property owners' association to regulate the use of certain lots for residential purposes. (Capriglione, Fallon, Flynn, Goldman, Huberty, Krause, Leach, Perry, Phillips, Schaefer, Simmons, Simpson, Stickland, Taylor, E. S. Turner, and White recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHB 120** (by Larson), A bill to be entitled An Act relating to the issuance of military specialty license plates; providing an exemption from a fee.

**CSHB 150** (by Larson, R. Miller, Sheets, Farias, Anderson, et al.), A bill to be entitled An Act relating to the display of flags at half-staff at the Capitol building to honor service members killed in action.

**CSHB 195** (by Farias), A bill to be entitled An Act relating to the availability on the Internet of reports of political expenditures and contributions filed in connection with certain county and municipal offices. (Flynn and White recorded voting no.)

**HB 200** (by Murphy, S. Thompson, Smith, Coleman, S. Davis, et al.), A bill to be entitled An Act relating to liability of certain electric utilities that allow certain uses of land that the electric utility owns, occupies, or leases.

**CSHB 232** (by Guillen), A bill to be entitled An Act relating to allowing certain minors convicted of certain alcohol offenses to perform community service instead of attending an alcohol awareness program. (Capriglione, S. Davis, Lavender, Leach, and E. S. Turner recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 248** (by Walle), A bill to be entitled An Act relating to the regulation of automotive wrecking and salvage yards in certain counties. (Krause, Perry, Schaefer, Simpson, Stickland, and Taylor recorded voting no.) Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHB 338** (by Guillen), A bill to be entitled An Act relating to the court in which a hearing regarding the towing of a motor vehicle may be held.

**CSHB 377** (by Burnam, et al.), A bill to be entitled An Act relating to the designation of a portion of Interstate Highway 35W as the Cesar Chavez Memorial Freeway. (Anderson, G. Bonnen, Capriglione, S. Davis, Fallon, Flynn,

Krause, Laubenberg, Lavender, Orr, Otto, Schaefer, Simmons, Stickland, E. S. Turner, and Zedler recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHB 389** (by S. Thompson), A bill to be entitled An Act relating to the enforcement of spousal maintenance agreements and property distribution agreements incident to divorce or annulment. (Perry and Schaefer recorded voting no.)

**CSHB 474** (by Muñoz and Guerra), A bill to be entitled An Act relating to an optional procedure for the issuance of a permit by certain governmental entities for the movement of oversize or overweight vehicles carrying agricultural products; authorizing a fee. (Flynn and Zedler recorded voting no.)

**HB 502** was deferred until the end of today's local, consent, and resolutions calendar.

**HB 525** (by Aycock, C. Turner, R. Sheffield, and J. Sheffield), A bill to be entitled An Act relating to the collection of data relating to military-connected students through the Public Education Information Management System (PEIMS).

**HB 560** (by J. Davis), A bill to be entitled An Act relating to the appointment of honorary or advisory directors of a credit union.

**CSHB 567** (by Smith), A bill to be entitled An Act relating to the definition of an authorized emergency vehicle.

**CSHB 588** (by Craddick), A bill to be entitled An Act relating to the regulation of the practice of physical therapy; authorizing fees.

**CSHB 610** (by Larson), A bill to be entitled An Act relating to an exemption from license requirements for the sale of certain manufactured housing.

**HB 616** (by Darby), A bill to be entitled An Act relating to the civil jurisdiction of the County Court of Glasscock County.

**HB 633** (by Farias, Moody, and Cortez), A bill to be entitled An Act relating to a voluntary contribution to the fund for veterans' assistance when applying for a driver's license or personal identification certificate.

**HB 699** (by J. Davis), A bill to be entitled An Act relating to the location of certain public sales of real property.

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

Representative J. Davis offered the following amendment to **HB 699**:

Amend **HB 699** (house committee printing, page 3, line 13), by striking "as amended by **B**" and substituting "as amended by **HB 699**".

Amendment No. 1 was adopted.

**CSHB 701** (by Farney), A bill to be entitled An Act relating to the Corn Hill Regional Water Authority; providing authority to impose fees and taxes. (Flynn and Zedler recorded voting no.)

**CSHB 719** (by Morrison), A bill to be entitled An Act relating to the operation of a golf cart or utility vehicle on a public highway in certain counties.

**CSHB 748** (by Raymond), A bill to be entitled An Act relating to a waiver allowing the Department of Family and Protective Services to use certain federal funds to test innovation strategies in child welfare programs. (Krause, Perry, Phillips, Schaefer, Simpson, Stickland, and Taylor recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 752** was deferred until the end of today's local, consent, and resolutions calendar.

**CSHB 753** (by Villarreal), A bill to be entitled An Act relating to certain information to be provided by school districts to parents concerning supplemental educational services and to Texas Education Agency approval and investigation of supplemental educational services providers. (Perry, Phillips, Schaefer, Springer, Taylor, and White recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 776** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

**HB 789** (by P. King), A bill to be entitled An Act relating to the allowance in lieu of exempt property in the administration of a decedent's estate.

**CSHB 807** (by Zerwas), A bill to be entitled An Act relating to the practice of psychology; authorizing a fee. (Hunter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHB 893** (by Geren), A bill to be entitled An Act relating to consumption of alcoholic beverages in certain public entertainment facilities.

**SB 157** (Aycock - House Sponsor), in lieu of **HB 929**, A bill to be entitled An Act relating to the Parrie Haynes Trust.

Representative Aycock moved to lay **HB 929** on the table subject to call, and the motion prevailed.

**HB 944** (by Riddle), A bill to be entitled An Act relating to an exemption from license requirements for a limited number of sales of manufactured housing.

**HB 978** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

**HB 1016** (by S. Davis), A bill to be entitled An Act relating to legal representation for civil suits against peace officers employed by a school district.

**HB 1093** (by Fletcher), A bill to be entitled An Act relating to the composition of the Texas Private Security Board.



**CSHB 1106** (by Larson), A bill to be entitled An Act relating to the identification and operation of vessels in the waters of this state; authorizing a change in fees. (Phillips and White recorded voting no.)

**HB 1158** (by Kuempel), A bill to be entitled An Act relating to the amendment of restrictive covenants applicable to certain subdivisions.

**HB 1222** (by C. Turner), A bill to be entitled An Act relating to venue for certain alleged violations or offenses under the Water Safety Act.

**CSHB 1238** (by Price), A bill to be entitled An Act relating to the designation of a portion of U.S. Highway 287 in Sherman and Dallam Counties as the Trooper Bobby Steve Booth Memorial Highway.

**HB 1248** (by Bell), A bill to be entitled An Act relating to the composition of the 155th Judicial District.

**HB 1268** (by Harper-Brown), A bill to be entitled An Act relating to the peace officers authorized to operate an authorized emergency service vehicle used to conduct a police escort.

**HB 1271** (by Martinez Fischer), A bill to be entitled An Act relating to providing links in the online text of proposed legislation to other state laws referenced in that legislation.

**HB 1272** (by S. Thompson, Fletcher, McClendon, Harless, Riddle, et al.), A bill to be entitled An Act relating to the continuation and duties of the Human Trafficking Prevention Task Force.

**Amendment No. 1**

Representative Burkett offered the following amendment to **HB 1272**:

Amend **HB 1272** (house committee report) on page 3 by striking lines 8 through 18 and substituting the following:

(6) work with the Texas Education Agency, the Department of Family and Protective Services, and the Health and Human Services Commission to:

(A) develop a list of key indicators that a person is a victim of human trafficking;

(B) develop a standardized curriculum for training doctors, nurses, emergency medical services personnel, teachers, school counselors, school administrators, and personnel from the Department of Family and Protective Services and the Health and Human Services Commission to identify and assist victims of human trafficking;

(C) train doctors, nurses, emergency medical services personnel, teachers, school counselors, school administrators, and personnel from the Department of Family and Protective Services and the Health and Human Services Commission to identify and assist victims of human trafficking;

(D) develop and conduct training for personnel from the Department of Family and Protective Services and the Health and Human Services Commission on methods for identifying children in foster care who may be at risk of becoming victims of human trafficking; and

(E) develop a process for referring identified human trafficking victims and individuals at risk of becoming victims to appropriate entities for services;

Amendment No. 1 was adopted.

**CSHB 1296** (by Alvarado, J. Davis, and Muñoz), A bill to be entitled An Act relating to information regarding postsecondary education and career opportunities and workforce needs in this state.

**HB 1297** (by Alvarado, J. Davis, and Muñoz), A bill to be entitled An Act relating to the review of certain skills development fund workforce training programs.

**HB 1334** (by Márquez), A bill to be entitled An Act relating to the composition of the El Paso County juvenile board.

**HB 1347** was deferred until the end of today's local, consent, and resolutions calendar.

**HB 1521** (by Clardy), A bill to be entitled An Act relating to the slaughter of certain domestic or exotic fowl infected with or exposed to disease and compensation of owners of fowl infected with or exposed to disease.

**CSHB 1550** (by Bell), A bill to be entitled An Act relating to unemployment compensation chargebacks regarding certain persons who are involuntarily separated from employment.

**HB 1589** was deferred until the end of today's local, consent, and resolutions calendar.

**CSHB 1711** (by Fletcher), A bill to be entitled An Act relating to civil liability for prohibited barratry. (Goldman, Perry, Schaefer, and Simpson recorded voting no.)

**HB 1718** (by Guillen), A bill to be entitled An Act relating to the eligibility of certain terminally ill individuals to purchase a resident hunting license. (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 1738** (by Naishtat and Burkett), A bill to be entitled An Act relating to a standard form of notification for the detention of a person with mental illness.

**HB 1871** (by T. King), A bill to be entitled An Act relating to the allocation of the expenses of a joint election to certain school districts.

**HB 1968** (by Deshotel), A bill to be entitled An Act relating to the transfer of certain state property from the Texas Juvenile Justice Department to Jefferson County.

**CSHB 2035** (by Vo), A bill to be entitled An Act relating to the shared work unemployment compensation program. (Huberty, Krause, Perry, Phillips, Schaefer, Simmons, Simpson, Stickland, and Taylor recorded voting no.) (Carter requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 2738** (by Elkins), A bill to be entitled An Act relating to a study by the Department of Information Resources regarding state agency technology efficiency.

**HCR 31** (by Eiland), Designating the Kemp's ridley sea turtle as the official State Sea Turtle of Texas.

**HCR 36** (by Smith), Designating February 16 as Texas Homemade Pie Day for a 10-year period beginning in 2013. (Stickland recorded voting no.)

**HCR 43** (by Geren), Authorizing the lieutenant governor and speaker to appoint interim joint committees. (Simpson recorded voting no.)

**HR 128** (by Workman, Kacal, Raney, Larson, and Aycock), Granting Texas Aggie Muster permission to use the house chamber on April 21, 2013.

**HB 502** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

**HB 752** (by Longoria), A bill to be entitled An Act relating to the types of entities that are considered municipal water suppliers for purposes of the law governing the effect of the subdivision of certain land on certain irrigation water rights.

**HB 1347** (by M. González and N. Gonzalez), A bill to be entitled An Act relating to the use of El Paso Mission Valley specialty license plate fees for the preservation and rehabilitation of the Socorro, San Elizario, and Ysleta Missions.

**HB 1589** (by Cortez, et al.), A bill to be entitled An Act relating to the awarding of the Texas Legislative Medal of Honor.

**CSHB 45** (by Flynn, Moody, Dale, R. Sheffield, P. King, et al.), A bill to be entitled An Act relating to the occupational licensing of spouses of members of the military and the eligibility requirements for certain occupational licenses issued to applicants with military experience.

#### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

#### **LOCAL, CONSENT, AND RESOLUTIONS CALENDAR (consideration continued)**

**CSHB 869** (by Ashby, Toth, et al.), A bill to be entitled An Act relating to the issuance of a marriage license for an absent applicant, the participation of a proxy in certain marriage ceremonies, and the maintenance and submission of records relating to a marriage license issued for an absent applicant.

**HB 2034** (by Vo and E. Rodriguez), A bill to be entitled An Act relating to unemployment compensation eligibility and chargebacks regarding certain persons who leave work to attend training. (Capriglione, Huberty, Krause, Schaefer, Simmons, Simpson, Springer, and Stickland recorded voting no.)

**CSHB 2095** (by S. Thompson), A bill to be entitled An Act relating to the regulation of barbering and cosmetology; authorizing fees. (Capriglione, Leach, Murphy, Phillips, Simpson, Stickland, Taylor, and E. S. Turner recorded voting no.)

**Amendment No. 1**

Representative S. Thompson offered the following amendment to **CSHB 2095**:

Amend **CSHB 2095** (house committee report) on page 12, line 24, by striking "or Chapter 1601" and substituting ", Chapter 1601, or Chapter 1602".

Amendment No. 1 was adopted.

**ADJOURNMENT**

Representative Farney moved that the house adjourn until 12:29 p.m. today.

The motion prevailed.

The house accordingly, at 12:27 p.m., adjourned until 12:29 p.m. today.

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**ADDENDUM**

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**MESSAGES FROM THE SENATE**

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

**Message No. 1**

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 11, 2013 - 1

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

**SB 11**

Nelson

Relating to the drug testing of certain persons seeking financial assistance benefits.

**SB 33**

Zaffirini

Relating to the electronic monitoring of residents at state supported living centers; providing criminal penalties.

**SB 632**

Carona

Relating to contracts between optometrists or therapeutic optometrists and health maintenance organizations or insurers.

**SB 753** Patrick

Relating to the production of the index of the parties to all suits by the clerk of a district court.

**SB 974** Campbell

Relating to the name of Texas State University--San Marcos.

**SB 1019** Estes

Relating to the investment of funds by the governing boards of certain institutions of higher education.

**SB 1076** Hegar

Relating to the circumstances under which an appraisal review board hearing shall be closed to the public.

**SB 1120** West

Relating to a residential tenant's lease obligation after the loss of the leased premises resulting from a natural disaster.

**SB 1142** Duncan

Relating to an adult high school diploma and industry certification charter school pilot program for adults 19 to 50 years of age.

**SB 1267** Nichols

Relating to the liability of individuals providing labor or assistance to the Texas Forest Service in the performance of certain fire suppression duties.

**SB 1395** Estes

Relating to the regulation of dangerous wild animals.

**SB 1467** Estes

Relating to economic development incentives for firearms manufacturers, firearms accessory manufacturers, and ammunition manufacturers.

**SB 1811** Hegar

Relating to the Fort Bend Subsidence District.

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 11, 2013 - 2

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:  
LOCAL AND UNCONTESTED CALENDAR

**SB 45** Zaffirini

Relating to the provision of employment assistance and supported employment to certain Medicaid waiver program participants.

**SB 62** Nelson

Relating to the vaccination against bacterial meningitis of entering students at public and private or independent institutions of higher education.

**SB 92** Van de Putte

Relating to the designation of a juvenile court and a program for certain juveniles who may be the victims of human trafficking.

**SB 217** Patrick

Relating to the continuation and functions of the state employee charitable campaign.

**SB 272** Seliger

Relating to water well recordkeeping and reporting requirements, including the production and use of groundwater.

**SB 280** Zaffirini

Relating to the creation and operation of a park and recreation district in a county with frontage on the San Marcos River and to the authority of the district to collect fees; providing penalties.

**SB 286** Hinojosa

Relating to a home loan program operated by the Texas State Affordable Housing Corporation.

**SB 320** Williams

Relating to the powers and duties of the Montgomery County Water Control and Improvement District No. 3.

**SB 321** Williams

Relating to the powers and duties of the Montgomery County Water Control and Improvement District No. 2.

**SB 322** Williams

Relating to the period for confirmation and the terms of the temporary directors of the Montgomery County Municipal Utility District No. 102.

**SB 323** Williams

Relating to the period for confirmation and the terms of the temporary directors of the Montgomery County Municipal Utility District No. 104.

**SB 324** Williams

Relating to the period for confirmation and the terms of the temporary directors of the Montgomery County Municipal Utility District No. 117.

**SB 332** Rodríguez

Relating to commissioners court oversight of certain emergency services districts.

**SB 334** Rodríguez

Relating to preliminary review of complaints filed with a county ethics commission.

**SB 387** Nichols

Relating to county participation in a program for improvement of collection of court costs, fees, and fines imposed in criminal cases.

**SB 457** Rodríguez

Relating to the confidentiality of certain autopsy records.

**SB 476** Hinojosa

Relating to installment agreements for the payment of delinquent ad valorem taxes.

**SB 566** Eltife

Relating to the establishment of a pharmacy school at The University of Texas at Tyler.

**SB 623** Williams

Relating to the creation of the Montgomery County Municipal Utility District No. 138; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**SB 624** Williams

Relating to the creation of the Montgomery County Municipal Utility District No. 137; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**SB 718** West

Relating to voluntary and involuntary mental health services.

**SB 793** Deuell

Relating to newborn hearing screening.

**SB 795** Lucio

Relating to the composition and powers of a governing body in certain municipalities.

**SB 831** Taylor

Relating to a list of mental health, substance abuse, and suicide prevention programs that may be selected for implementation by public schools.

**SB 844** Ellis

Relating to unemployment compensation eligibility and chargebacks regarding certain persons who leave work to attend training.

**SB 846** Van de Putte

Relating to training, certification, and accreditation provided or regulated by the Texas Veterans Commission.

**SB 869** Van de Putte

Relating to the regulation of the practice of pharmacy; authorizing fees.

**SB 875** Eltife

Relating to the purchase of plastic bulk merchandise containers by certain businesses; providing a civil penalty.

**SB 951** Carona

Relating to surplus lines insurance.

**SB 973** Carona

Relating to the regulation of barbering and cosmetology; authorizing fees.

**SB 990** West

Relating to criminal history record information obtained or disseminated by certain private entities; providing a civil penalty; authorizing fees.

**SB 997** Deuell

Relating to the sales and use tax consequences of economic development agreements in certain municipalities.

**SB 1023** Watson

Relating to the renewal and extension and modification of a 99-year lease of certain state property to the City of Austin.

**SB 1035** Carona

Relating to alcoholic beverage license applications and fees.

**SB 1041** Zaffirini

Relating to authorizing certain counties to impose a hotel occupancy tax.

**SB 1057** Nelson

Relating to information about private health care insurance coverage and the health insurance exchange for individuals applying for certain Department of State Health Services health or mental health benefits, services, and assistance.

**SB 1074** Hegar

Relating to electronic transmission of documentation involved in certain insurance transactions.

**SB 1093** West

Relating to nonsubstantive additions to and corrections in enacted codes, to the nonsubstantive codification or disposition of various laws omitted from enacted codes, and to conforming codifications enacted by the 82nd Legislature to other Acts of that legislature.

**SB 1094** Hinojosa

Relating to security interests in oil and gas production and its proceeds.

**SB 1101** Van de Putte

Relating to the Cybersecurity, Education, and Economic Development Council.

**SB 1102** Van de Putte

Relating to the appointment of a state cybersecurity coordinator.

**SB 1113** Zaffirini

Relating to matching private grants given to enhance additional research activities at institutions of higher education.

**SB 1114** Whitmire



Relating to the prosecution of certain misdemeanor offenses committed by children and to school district law enforcement.

**SB 1125** Carona

Relating to first-party indemnity coverage purchased by insurance purchasing groups.

**SB 1134** Ellis

Relating to the duties of the Department of Information Resources regarding cybersecurity.

**SB 1165** Hegar

Relating to the use of real property by the University of Houston–Sugar Land.

**SB 1178** Deuell

Relating to training for public school educators in identifying mental health and suicide risks among students.

**SB 1195** Ellis

Relating to a contract for the acquisition of goods or services to which The University of Texas M. D. Anderson Cancer Center is a party.

**SB 1237** Schwertner

Relating to referral of disputes for alternative dispute resolution, including victim-directed referrals; authorizing a fee.

**SB 1248** Carona

Relating to the documentary fee charged in connection with the sale of certain recreational vehicles and boats.

**SB 1251** Carona

Relating to authorized charges and terms for certain consumer loans.

**SB 1282** Duncan

Relating to deadlines for proposals for adoption by certain districts or authorities of desired future conditions of relevant aquifers.

**SB 1299** Patrick

Relating to powers of the West Harris County Regional Water Authority relating to certain wells.

**SB 1300** Eltife

Relating to environmental or health and safety audits under the Texas Environmental, Health, and Safety Audit Privilege Act.

**SB 1332** Duncan

Relating to who is an employee for large and small employers for health benefit plans.

**SB 1352** Van de Putte

Relating to inclusion of mental health concerns in existing state and local coordinated school health efforts.

**SB 1373** Hinojosa

Relating to the display of the Honor and Remember flag.

**SB 1388** Carona

Relating to identity recovery services; imposing a fee.

**SB 1393** Estes

Relating to homeland security strategy.

**SB 1394** Estes

Relating to the statewide critical infrastructure protection strategy.

**SB 1423** Hinojosa

Relating to validating certain acts of the Lower Nueces River Water Supply District transferring real property rights.

**SB 1430** Hinojosa

Relating to the applicability of certain public works contracting requirements.

**SB 1537** Deuell

Relating to certain required notices under the Texas Unemployment Compensation Act, including employer liability arising from failure to provide the notice.

**SB 1597** Zaffirini

Relating to the development of state agency information security plans.

**SB 1602** Zaffirini

Relating to reports and other information required of or held by institutions of higher education.

**SB 1613** Zaffirini

Relating to the abolition of the Office of State-Federal Relations.

**SB 1665** Carona

Relating to the deposit of assessments and fees collected for examination expenses.

**SB 1702** Taylor

Relating to residential property insured by the Texas Windstorm Insurance Association.

**SB 1833** Uresti

Relating to the rate of the hotel occupancy tax in certain counties.

**SB 1835** Hegar

Relating to the Calhoun County Groundwater Conservation District; providing authority to impose a voter-approved tax.

Respectfully,

Patsy Spaw

Secretary of the Senate