

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SEVENTH DAY (CONTINUED) — THURSDAY, APRIL 25, 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 301).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Ashby; Aycock; Bell; Bohac; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Márquez; Martinez; Martinez Fischer; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Pery; Phillips; Pickett; 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; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villarreal; Walle; White; Workman; Wu; Zedler; Zerwas.

Absent, Excused — Anderson; Huberty; King, P.; Pitts; Villalba; Vo.

Absent — Anchia; Bonnen, D.; Dale; Gonzales; King, K.; Kuempel; Lucio; McClendon; Strama.

The speaker recognized Representative Zerwas who introduced Ronnie Norman, senior minister, First Colony Church of Christ, Sugar Land, who offered the invocation as follows:

Father God, we believe that you hear and answer our prayers filtered by your goodwill, and for that readiness on your part we give thanks. We trace every good gift and every blessing back to your hand.

You are the ultimate ruler of all nations. You made from one man every nation of mankind to live on all the face of the earth. You created governments as an expression of your common grace to all people. We thank you for our nation. We thank you for our state, and we ask you to have mercy upon us. We particularly and especially pray over the town of West, Texas, and ask for your healing, restorative mercy to cover that community.

You have blessed this State of Texas for a long, long time and in multiplied ways, and for all of these kindnesses we offer both thanksgiving and praise. Release your righteousness in unprecedented ways and restrain the presence of evil in our cities.

Now, Lord, I ask that you work through this body of men and women who serve the governing process of our state. Pour your wisdom, your courage, and your compassion into their work. Protect them and shield their families in every possible way. Protect them to serve well in all matters of concern. Being away from home, being away from business and other duties, it exacts a price on everyone here. I ask that you give to these men and women a profound sense of mission and purpose, a keen awareness that they are serving you even as they serve the people of Texas. And, in all things, may your will be done. With respect for all, I pray in Jesus' name. Amen.

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

(Dale and Kuempel now present)

CAPITOL PHYSICIAN

The speaker recognized Representative Dale who presented Dr. Alfred Wettermark of Cedar Park as the "Doctor for the Day."

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

(Geren in the chair)

The chair recognized Representative J. Davis who presented Dr. Presley Joe Mock, Jr., of La Porte as the "Doctor for the Day."

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

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Anderson on motion of Lewis.

Pitts on motion of Lewis.

Vo on motion of Lewis.

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

P. King on motion of Otto.

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

Huberty on motion of Lewis.

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

Branch on motion of Geren.

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.

SCR 34 - ADOPTED (Kacal - House Sponsor)

Representative Kacal moved to suspend all necessary rules to take up and consider at this time **SCR 34**.

The motion prevailed.

The following resolution was laid before the house:

SCR 34, Recognizing the citizens of West.

SCR 34 was read and was adopted.

On motion of Representative Kuempel, the names of all the members of the house were added to **SCR 34** as signers thereof.

HR 1567 - PREVIOUSLY ADOPTED (by Aycock, E. Rodriguez, and Lucio)

The chair laid out the following previously adopted resolution:

HR 1567, Honoring the Outreach Afterschool program, established by Christian Outreach Foundation.

On motion of Representative E. Rodriguez, the names of all the members of the house were added to **HR 1567** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative E. Rodriguez who introduced representatives of the Christian Outreach Foundation.

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. 19).

HR 704 - PREVIOUSLY ADOPTED (by Naishtat)

The chair laid out the following previously adopted resolution:

HR 704, Recognizing April 25, 2013, as Texas Charitable Clinic Day.

On motion of Representative Phillips, the names of all the members of the house were added to **HR 704** as signers thereof.

(K. King and Lucio now present)

HR 990 - PREVIOUSLY ADOPTED
(by Guillen)

The chair laid out the following previously adopted resolution:

HR 990, Commemorating the 60th anniversary of the Texas Historical Commission.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced representatives of the Texas Historical Commission.

(McClendon and Strama now present)

HR 1385 - ADOPTED
(by Paddie)

Representative Paddie moved to suspend all necessary rules to take up and consider at this time **HR 1385**.

The motion prevailed.

The following resolution was laid before the house:

HR 1385, Recognizing April 25, 2013, as Shelby County Day at the State Capitol.

HR 1385 was adopted.

On motion of Representative Ashby, the names of all the members of the house were added to **HR 1385** as signers thereof.

HR 1596 - ADOPTED
(by Ashby)

Representative Ashby moved to suspend all necessary rules to take up and consider at this time **HR 1596**.

The motion prevailed.

The following resolution was laid before the house:

HR 1596, Recognizing April 25, 2013, as San Augustine County Day at the State Capitol.

HR 1596 was adopted.

On motion of Representative Paddie, the names of all the members of the house were added to **HR 1596** as signers thereof.

HR 1265 - PREVIOUSLY ADOPTED
(by Muñoz)

The chair laid out the following previously adopted resolution:

HR 1265, Commending Alberto Kreimerman of McAllen for his community leadership and philanthropic endeavors.

On motion of Representative Kuempel, the names of all the members of the house were added to **HR 1265** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Muñoz who introduced Alberto Kreimerman and representatives of Hermes Music and the Hermes Music Foundation.

HR 1631 - ADOPTED (by Moody)

Representative Moody moved to suspend all necessary rules to take up and consider at this time **HR 1631**.

The motion prevailed.

The following resolution was laid before the house:

HR 1631, Congratulating Chief Justice Ann Crawford McClure of the Eighth Court of Appeals on her receipt of the 2013 BRAVO Award from the League of Women Voters of El Paso.

HR 1631 was adopted.

On motion of Representative Moody, the names of all the members of the house were added to **HR 1631** as signers thereof.

(D. Bonnen now present)

HR 1686 - ADOPTED (by Walle)

Representative Moody moved to suspend all necessary rules to take up and consider at this time **HR 1686**.

The motion prevailed.

The following resolution was laid before the house:

HR 1686, Recognizing April 25, 2013, as Workers' Memorial Day at the State Capitol.

HR 1686 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Moody who introduced participants in Workers' Memorial Day.

LEAVES OF ABSENCE GRANTED

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

Farrar on motion of Allen.

The following member was granted leave of absence for the remainder of today to attend a memorial ceremony for the city of West:

Kacal on motion of Moody.

HR 1625 - ADOPTED
(by Callegari)

Representative Callegari moved to suspend all necessary rules to take up and consider at this time **HR 1625**.

The motion prevailed.

The following resolution was laid before the house:

HR 1625, In memory of Terrance Arthur Wunsch of Katy.

HR 1625 was read and was unanimously adopted by a rising vote.

On motion of Representative S. Thompson, the names of all the members of the house were added to **HR 1625** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Callegari who introduced family members of Terrance Arthur Wunsch.

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1 and 2).

HR 912 - PREVIOUSLY ADOPTED
(by Riddle and Harless)

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

HR 912, In memory of Emma Catherine Grace Thompson.

INTRODUCTION OF GUESTS

The chair recognized Representative Riddle who introduced Laurie and Jim Thompson, grandparents of Emma Catherine Grace Thompson.

(Speaker pro tempore in the chair)

LEAVE OF ABSENCE GRANTED

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

Dutton on motion of Miles.

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:

SB 139 (Simpson, Y. Davis, Fletcher, Hughes, Lavender, et al. - House Sponsors), A bill to be entitled An Act relating to the designation of a segment of U.S. Highway 80 as the Sergeant Travis E. Watkins Memorial Highway.

SB 293 (Ritter - House Sponsor), A bill to be entitled An Act relating to the authority of certain water districts to hold meetings by teleconference or videoconference.

(Gonzales now present)

CSHB 62 (by Guillen), A bill to be entitled An Act relating to a justice or judge having an interest in a business entity that owns, manages, or operates a private correctional or rehabilitation facility.

CSHB 139 (by Raymond), A bill to be entitled An Act relating to the exercise of urban renewal powers by certain counties. (Frullo, Goldman, Hilderbran, Kleinschmidt, Kuempel, Lavender, Perry, Phillips, Price, Schaefer, Simpson, Springer, Taylor, and Workman recorded voting no.)

CSHB 333 (by Guillen and Springer), A bill to be entitled An Act relating to requiring notice of a hotel's firearms policy and other guest policies; providing a criminal penalty.

HB 334 (by Nevárez), A bill to be entitled An Act relating to the residency requirement for certain elective offices of certain political subdivisions. (Burkett, Krause, Schaefer, and Stickland recorded voting no.)

HB 340 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 429 (by Guillen), A bill to be entitled An Act relating to the definition of rural area for purposes of certain housing assistance administered by the Texas Department of Housing and Community Affairs. (Flynn, Huberty, Laubenberg, E. S. Turner, and Zedler recorded voting no.)

CSHB 480 (by Alvarado, et al.), A bill to be entitled An Act relating to the use of sick leave by state employees who are attending educational activities of their children. (Hilderbran, Kuempel, Lavender, Phillips, Price, Springer, and Workman recorded voting no.)

SB 228 (Otto - House Sponsor), in lieu of **HB 608**, A bill to be entitled An Act relating to the regulation of the practice of public accountancy. (Krause, Schaefer, and Stickland recorded voting no.)

Representative Otto moved to lay **HB 608** on the table subject to call, and the motion prevailed.

SB 230 (Deshotel - House Sponsor), in lieu of **HB 702**, A bill to be entitled An Act relating to the applicability of state law governing funds transfers to certain remittance transfers. (Perry, Schaefer, and Simpson recorded voting no.)

Representative Deshotel moved to lay **HB 702** on the table subject to call, and the motion prevailed.

CSHB 722 (by T. King), A bill to be entitled An Act relating to the authority of certain counties to impose a county hotel occupancy tax. (Flynn, Huberty, Krause, Laubenberg, Stickland, E. S. Turner, and Zedler recorded voting no.)

CSHB 747 (by Raymond), A bill to be entitled An Act relating to the duty of certain professionals to report child abuse or neglect. (Frullo, Goldman, Hilderbran, Kleinschmidt, Kuempel, Price, and Workman recorded voting no.)

CSHB 762 (by Guillen), A bill to be entitled An Act relating to restrictions on disaster remediation contracts following a locally declared disaster. (Perry and Schaefer recorded voting no.)

CSHB 797 (by S. Thompson and Miles), A bill to be entitled An Act relating to certain written information the Windham School District must provide to a person before the person enrolls in a district vocational training program.

HB 798 (by S. Thompson), A bill to be entitled An Act relating to certain actions taken by certain licensing authorities regarding a license holder or applicant who has been convicted of a Class C misdemeanor.

CSHB 857 (by Lucio and Burnam), A bill to be entitled An Act relating to the frequency of water audits by certain retail public utilities. (Phillips recorded voting no.)

HB 934 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 964 (by Murphy), A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 529; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 1023 (by Burkett, Alvarado, et al.), A bill to be entitled An Act relating to the creation of a task force to investigate and make recommendations regarding mental health workforce shortages. (Flynn, Huberty, and Schaefer recorded voting no.)

CSHB 1135 (by Villarreal), A bill to be entitled An Act relating to a study conducted by the Texas Department of Transportation regarding the production of and use of native seeds. (Flynn, Frullo, Hilderbran, Huberty, Kuempel, Laubenberg, Price, Schaefer, E. S. Turner, Workman, and Zedler recorded voting no.)

HB 1188 (by S. Thompson, Perry, and Miles), A bill to be entitled An Act relating to limiting the liability of persons who employ persons with criminal convictions. (Flynn and Huberty recorded voting no.)

CSHB 1191 (by Burkett, et al.), A bill to be entitled An Act relating to certain information about housing for persons with mental illness provided through the Texas Information and Referral Network Internet site.

HB 1193 (by Guillen), A bill to be entitled An Act relating to the appointment of bailiffs for certain district courts.

SB 387 (Clardy - House Sponsor), in lieu of **HB 1196**, A bill to be entitled An Act relating to county participation in a program for improvement of collection of court costs, fees, and fines imposed in criminal cases.

Representative Clardy moved to lay **HB 1196** on the table subject to call, and the motion prevailed.

HB 1204 (by Parker), A bill to be entitled An Act relating to designating October 1 as Influenza Awareness Day.

CSHB 1206 (by Parker, Fallon, et al.), A bill to be entitled An Act relating to the duties of a law enforcement agency regarding certain children who are reported to be missing.

HB 1214 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1224 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 1247 (by Clardy), A bill to be entitled An Act relating to the authority of the board of directors of the Nacogdoches County Hospital District to employ physicians.

HB 1330 was deferred until the end of today's local, consent, and resolutions calendar.

HB 1385 (by Bell), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 139; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 1395 (by S. King), A bill to be entitled An Act relating to the exemption of registered dental laboratories from certain distributing and manufacturing licensing requirements.

CSHB 1405 (by Smithee), A bill to be entitled An Act relating to the collection of surplus lines insurance premium taxes for insurance placed with a managing underwriter.

CSHB 1435 (by Darby), A bill to be entitled An Act relating to certain notices, reports, and descriptions provided by or filed with court and county clerks.

CSHB 1487 (by Harper-Brown), A bill to be entitled An Act relating to the searchable state expenditure database maintained by the comptroller.

CSSB 447 (T. King - House Sponsor), in lieu of **HB 1495**, A bill to be entitled An Act relating to annual and special meetings of and election procedures for members of boards of directors for water supply or sewer service corporations.

Representative T. King moved to lay **HB 1495** on the table subject to call, and the motion prevailed.

HB 1530 was deferred until the end of today's local, consent, and resolutions calendar.

HB 1534 was deferred until the end of today's local, consent, and resolutions calendar.

CSHB 1545 (by Allen and Riddle), A bill to be entitled An Act relating to the eligibility of persons with disabilities to use certain public transportation services.

HB 1553 (by J. Rodriguez), A bill to be entitled An Act relating to the replatting of a subdivision without vacating the preceding plat in certain municipalities.

CSHB 1580 (by Reynolds), A bill to be entitled An Act relating to excluding certain short-term employment from unemployment compensation chargebacks and grounds for benefit disqualification. (Fruzzo, Hilderbran, Kuempel, Price, Schaefer, Simpson, and Workman recorded voting no.)

SB 223 (Cortez, Lavender, and Collier - House Sponsors), in lieu of **HB 1591**, A bill to be entitled An Act relating to designation of certain vehicles of the Texas Division of Emergency Management as authorized emergency vehicles.

Representative Cortez moved to lay **HB 1591** on the table subject to call, and the motion prevailed.

SB 244 (Villarreal - House Sponsor), in lieu of **HB 1602**, A bill to be entitled An Act relating to the administration, operation, supervision, and regulation of credit unions. (Krause, Perry, Schaefer, Simpson, and Stickland recorded voting no.)

Representative Villarreal moved to lay **HB 1602** on the table subject to call, and the motion prevailed.

HB 1605 (by S. Davis and Collier), A bill to be entitled An Act relating to the establishment of a pilot program in Harris County to provide maternity care management to certain women enrolled in the Medicaid managed care program. (Phillips, Simpson, and Zedler recorded voting no.)

HB 1607 (by Farney), A bill to be entitled An Act relating to the authority of the commissioners court of a county to alter speed limits on county roads.

SB 192 (Phillips - House Sponsor), in lieu of **HB 1613**, A bill to be entitled An Act relating to access to criminal history record information by the banking commissioner.

Representative Phillips moved to lay **HB 1613** on the table subject to call, and the motion prevailed.

CSHB 1624 (by Cortez), A bill to be entitled An Act relating to the assumed name of a series limited liability company. (Simpson recorded voting no.)

HB 1690 (by Fletcher), A bill to be entitled An Act relating to measures to prevent or control the entry into or spread in this state of certain communicable diseases; providing a penalty. (Schaefer and Simpson recorded voting no.)

HB 1728 (by Ashby), A bill to be entitled An Act relating to the use of an unsworn declaration, the disposition of certain court exhibits, and the seal of a constitutional county court or county clerk. (Simpson and Taylor recorded voting no.)

CSHB 1753 (by Patrick), A bill to be entitled An Act relating to authorizing the board of regents of The University of Texas System to acquire certain property in the city of Arlington.

HB 1767 (by Canales and Lozano), A bill to be entitled An Act relating to the designation of a segment of U.S. Highway 281 in Jim Wells County as the Lt. General Marc Cisneros Highway.

CSHB 1768 (by Canales), A bill to be entitled An Act relating to identification requirements for certain fire hydrants and flush valves.

HB 1777 (by Moody, Márquez, and Anchia), A bill to be entitled An Act relating to a study regarding the effects on international trade of wait times at points of entry between the United States and the United Mexican States. (Flynn, Frullo, Hilderbran, Huberty, Kuempel, Perry, Price, Schaefer, and Zedler recorded voting no.)

HB 1792 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1807 (by T. King), A bill to be entitled An Act relating to fever tick eradication; creating a penalty.

HB 1819 (by Kacal), A bill to be entitled An Act relating to liability for injuring a trespassing sheep or goat.

Representative S. Thompson moved to postpone consideration of **HB 1819** until 8 a.m. tomorrow.

The motion prevailed.

HB 1920 (by J. Sheffield), A bill to be entitled An Act relating to the election and authority of the board of directors of the McCulloch County Hospital District.

HB 1952 (by S. Thompson), A bill to be entitled An Act relating to professional development training for certain public school personnel regarding student disciplinary procedures. (Frullo, Hilderbran, Kuempel, Perry, Phillips, Price, Schaefer, Simpson, Taylor, and Workman recorded voting no.)

CSHB 1953 (by S. Thompson), A bill to be entitled An Act relating to the payment for liquor by a retailer. (Kleinschmidt and Perry recorded voting no.)

CSHB 1970 (by Pickett), A bill to be entitled An Act relating to the authority of certain municipalities and counties to regulate subdivisions in the extraterritorial jurisdiction of a municipality by agreement.

HB 1995 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 2105 (by Lucio), A bill to be entitled An Act relating to municipally owned utility systems; authorizing the imposition of fees by a utility board of trustees. (Flynn and Huberty recorded voting no.)

CSHB 2213 (by Guillen), A bill to be entitled An Act relating to the creation of the Willacy County Drainage District No. 3; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes. (Simpson recorded voting no.)

SB 974 (Isaac, Branch, and Gonzales - House Sponsors), in lieu of **HB 2238**, A bill to be entitled An Act relating to the name of Texas State University–San Marcos.

Representative Isaac moved to lay **HB 2238** on the table subject to call, and the motion prevailed.

HB 2263 (by R. Miller), A bill to be entitled An Act relating to requesting a replacement voter registration certificate by telephone or electronically.

CSHB 2300 (by Keffer and T. King), A bill to be entitled An Act relating to funding and donations for county transportation projects, including projects of county energy transportation reinvestment zones. (Goldman and Schaefer recorded voting no.)

HB 2318 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2394 (by Perry), A bill to be entitled An Act relating to a study on the feasibility of requiring title for all trailers, semitrailers, and travel trailers not considered manufactured housing. (Krause, Simpson, and Stickland recorded voting no.)

HB 2459 (by S. Thompson, Flynn, Anderson, Laubenberg, and Alonzo), A bill to be entitled An Act relating to the limitation on the amount that may be charged for certain debt cancellation agreements. (Goldman, Kleinschmidt, Schaefer, and Simpson recorded voting no.)

HB 2460 (by S. Thompson), A bill to be entitled An Act relating to the possession of stamps indicating the payment of taxes by certain permittees. (Krause and Stickland recorded voting no.)

HB 2475 (by R. Miller), A bill to be entitled An Act relating to the oath taken by a person who assists a voter. (Simpson recorded voting no.)

HB 2536 (by Geren and Capriglione), A bill to be entitled An Act relating to the composition of certain regional transportation authority subregional boards.

SB 1102 (Larson, Elkins, Button, and Gonzales - House Sponsors), in lieu of **HB 2576**, A bill to be entitled An Act relating to the appointment of a state cybersecurity coordinator. (Schaefer and Simpson recorded voting no.)

Representative Larson moved to lay **HB 2576** on the table subject to call, and the motion prevailed.

CSHB 2627 (by Zedler), A bill to be entitled An Act relating to the issuance of remedial plans to resolve complaints filed with the Texas Optometry Board; authorizing a fee.

SB 1101 (Larson, Elkins, Button, and Gonzales - House Sponsors), in lieu of **HB 2638**, A bill to be entitled An Act relating to the Cybersecurity, Education, and Economic Development Council. (Schaefer and Simpson recorded voting no.)

Representative Larson moved to lay **HB 2638** on the table subject to call, and the motion prevailed.

CSHB 2649 (by Herrero), A bill to be entitled An Act relating to the punishment for violating certain rules or permit terms under a permit to trap, transport, and transplant certain animals.

CSHB 2673 (by Price), A bill to be entitled An Act relating to the protection and care of individuals with intellectual and developmental disabilities.

HB 2725 (by S. Thompson, Frullo, Raymond, and S. Davis), A bill to be entitled An Act relating to the confidentiality of certain records maintained by a victims of trafficking shelter center and the creation of minimum standards for certain facilities that provide services to victims of trafficking.

HB 2743 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

SB 1267 (Clardy and Bell - House Sponsors), in lieu of **HB 2751**, A bill to be entitled An Act relating to the liability of individuals providing labor or assistance to the Texas Forest Service in the performance of certain fire suppression duties.

Representative Clardy moved to lay **HB 2751** on the table subject to call, and the motion prevailed.

HB 2760 (by Branch, Anderson, S. King, Keffer, Longoria, et al.), A bill to be entitled An Act relating to partnerships between the Texas State Technical College System and public junior colleges.

SB 174 (Anderson - House Sponsor), in lieu of **HB 2761**, A bill to be entitled An Act relating to the control of stray bison and other estrays.

Representative S. Thompson moved to lay **HB 2761** on the table subject to call, and the motion prevailed.

HB 2892 was deferred until the end of today's local, consent, and resolutions calendar.

HB 2984 (by Dutton), A bill to be entitled An Act relating to lobbying expenditures that are made jointly. (Simpson recorded voting no.)

CSHB 3031 (by Fletcher), A bill to be entitled An Act relating to fare enforcement officers for metropolitan rapid transit authorities. (Simpson recorded voting no.)

SB 1165 (R. Miller - House Sponsor), in lieu of **HB 3075**, A bill to be entitled An Act relating to the use of real property by the University of Houston–Sugar Land.

Representative R. Miller moved to lay **HB 3075** on the table subject to call, and the motion prevailed.

HB 3172 (by Bohac), A bill to be entitled An Act relating to the content of photographic traffic monitoring system signs. (Lavender recorded voting no.)

HB 3253 (by Zerwas), A bill to be entitled An Act relating to the notation of death on a birth certificate.

HB 3314 (by Kuempel), A bill to be entitled An Act relating to instruction and continuing education requirements for certain court clerks.

HB 3332 (by Keffer), A bill to be entitled An Act relating to junior college district territory annexation and program approval in certain counties.

HB 3337 (by T. King), A bill to be entitled An Act relating to the authority of certain counties to impose a county hotel occupancy tax. (Flynn, Huberty, Laubenberg, E. S. Turner, and Zedler recorded voting no.)

HB 3378 (by Price and K. King), A bill to be entitled An Act relating to an annual term for the 47th District Court.

HB 3434 (by Raymond, et al.), A bill to be entitled An Act relating to incentives for using supplemental nutrition assistance program benefits to purchase nutritious foods. (Flynn, Huberty, Krause, Laubenberg, Phillips, Schaefer, Simpson, Stickland, E. S. Turner, and Zedler recorded voting no.)

SB 846 (Menéndez and Moody - House Sponsors), in lieu of **HB 3543**, A bill to be entitled An Act relating to training, certification, and accreditation provided or regulated by the Texas Veterans Commission.

Representative Menéndez moved to lay **HB 3543** on the table subject to call, and the motion prevailed.

CSHB 3559 (by Pickett), A bill to be entitled An Act relating to the Texas Peace Officers' Memorial Monument.

HB 3561 (by Murphy), A bill to be entitled An Act relating to the proceedings of certain municipal courts held in the corporate limits of a contiguous incorporated municipality.

CSHB 3676 (by Phillips), A bill to be entitled An Act relating to the application of restrictions on drivers under 18 years of age. (Krause, Schaefer, Simpson, and Stickland recorded voting no.)

HB 3889 (by Darby), A bill to be entitled An Act relating to the dissolution of the Lipan Creek Flood Control District.

HB 3900 (by Geren), A bill to be entitled An Act relating to the board of directors of the Tarrant Regional Water District.

CSHCR 40 (by Johnson, et al.), Designating the first Saturday in May as Texas Academic College Scholarship Day for a 10-year period beginning in 2014.

HCR 41 (by Ashby), Designating Jewett as the Sculpture Capital of Texas and commemorating the third annual Leon County Art Trail.

HCR 54 (by Harper-Brown), Designating Grand Prairie as the Purple Martin Conservation Capital of Texas.

HCR 57 (by Hunter, S. Thompson, Riddle, Fletcher, Lozano, et al.), Requesting the lieutenant governor and the speaker of the house of representatives to create a joint interim committee to study human trafficking in Texas.

HCR 71 (by Bell), Urging the United States Congress to request that the U.S. Postmaster General designate a ZIP code that includes all properties within the city of Prairie View.

HCR 84 was deferred until the end of today's local, consent, and resolutions calendar.

HCR 87 was deferred until the end of today's local, consent, and resolutions calendar.

HB 2892 (by Raney), A bill to be entitled An Act relating to the authority of the board of regents of The Texas A&M University System to dispose of real property and mineral interests under its jurisdiction.

HB 1330 (by Goldman), A bill to be entitled An Act relating to the election of members of the board of directors of the Benbrook Water Authority.

CSHB 1530 (by K. King), A bill to be entitled An Act relating to the authority of a county clerk or district clerk to collect certain fees; imposing certain court fees. (Schaefer and Taylor recorded voting no.)

HB 1534 (by Leach, Phillips, Craddick, Dutton, and Laubenberg), A bill to be entitled An Act relating to the designation of a segment of U.S. Highway 75 in Collin County as the Sam Johnson Highway.

HCR 87 (by Springer), Designating the pumpkin as the official State Squash of Texas.

HCR 84 (by Springer), Designating Floydada as the Pumpkin Capital of Texas.

ADJOURNMENT

Representative Taylor moved that the house adjourn until 12:14 p.m. today.

The motion prevailed.

The house accordingly, at 12:12 p.m., adjourned until 12:14 p.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

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

House List No. 19

HCR 85, HCR 91, HCR 94

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 25, 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:
LOCAL AND UNCONTESTED CALENDAR

HB 174 Alonzo SPONSOR: Zaffirini
Relating to creating American Indian Heritage Day.

HB 701 Farney SPONSOR: Schwertner
Relating to the Corn Hill Regional Water Authority; providing authority to impose fees and taxes.

HB 2035 Vo SPONSOR: Eltife
Relating to the shared work unemployment compensation program.

HCR 43 Geren SPONSOR: Eltife
Authorizing the lieutenant governor and speaker to appoint interim joint committees.

SB 27 Zaffirini
Relating to the Texas B-On-time student loan program.

SB 94 Van de Putte
Relating to civil liability for compelled prostitution and certain promotion of prostitution.

SB 238 Van de Putte
Relating to the awarding of the Texas Legislative Medal of Honor.

SB 316 Uresti
Relating to continuing education for pharmacists regarding drug abuse and opioid drugs and an interim study regarding opioid abuse.

SB 357 Hinojosa
Relating to the issuance of protective orders for certain sexual, stalking, and trafficking offenses.

SB 591 Van de Putte
Relating to procedures for certain audits of pharmacists and pharmacies.

SB 593 Deuell

Relating to the authority of a property owners' association to regulate the use of certain lots for residential purposes.

SB 620 Van de Putte

Relating to student loan repayment assistance for speech-language pathologists or audiologists employed by a public school or as faculty members of certain programs at public institutions of higher education.

SB 651 Rodríguez

Relating to a medical power of attorney.

SB 659 West

Relating to compliance with certain requirements of programs administered by the Texas Department of Housing and Community Affairs.

SB 667 Seliger

Relating to a study on the feasibility of requiring certain researchers to make research papers available to the public.

SB 872 Deuell

Relating to expenditures for indigent health care.

SB 893 Carona

Relating to certain conditions of, penalties for violating, and collection of information about protective orders issued in certain family violence, sexual assault or abuse, stalking, or trafficking cases.

SB 906 Deuell

Relating to developmentally appropriate assessment of special education students.

SB 913 Lucio

Relating to the reexamination of an applicant for a professional counselor license.

SB 922 Birdwell

Relating to partnerships between the Texas State Technical College System and public junior colleges.

SB 1079 Duncan

Relating to the regulation of medical radiologic technology; providing penalties; imposing fees.

SB 1086 Campbell

Relating to the authority to regulate certain water and sewage utilities to ensure public safety in and around certain municipalities.

SB 1095 Hinojosa

Relating to fever tick eradication; creating a penalty.

SB 1098 Hinojosa

Relating to the creation of the Padre Isles Management District; providing authority to issue bonds.

SB 1106 Schwertner

Relating to the use of maximum allowable cost lists under a Medicaid managed care pharmacy benefit plan.

- SB 1116** Zaffirini
Relating to the creation, administration, powers, duties, functions, operations, and financing of the Crystal Clear Special Utility District; providing authority to issue bonds; granting a limited power of eminent domain.
- SB 1167** Hegar
Relating to the creation of a county assistance district.
- SB 1221** Paxton
Relating to use of a Medicaid-based fee schedule for reimbursement of services under a contract between a health care provider and certain health benefit plans.
- SB 1234** Whitmire
Relating to the prevention of truancy and the offense of failure to attend school.
- SB 1240** Duncan
Relating to the partition of mineral interests of a charitable trust.
- SB 1268** Lucio
Relating to recreational vehicles and recreational vehicle parks.
- SB 1312** Schwertner
Relating to the regulation and practice of veterinary medicine; authorizing a fee.
- SB 1402** Carona
Relating to access to records and certain information in those records regarding a child placed for adoption.
- SB 1415** Deuell
Relating to notice of termination by suppliers of certain dealer agreements governed by the Fair Practices of Equipment Manufacturers, Distributors, Wholesalers, and Dealers Act.
- SB 1460** Lucio
Relating to appointment of a bailiff to serve the 105th District Court.
- SB 1461** Carona
Relating to addition of certain municipalities to the territory of a regional transportation authority.
- SB 1473** Deuell
Relating to the chief executive officer of the Hopkins County Hospital District and to the delegation of certain authority by the district's board of directors to the chief executive officer.
- SB 1489** Watson
Relating to the powers and jurisdiction of a regional mobility authority.
- SB 1509** Seliger
Relating to college readiness and success.
- SB 1510** Hinojosa
Relating to the public notice required to be provided by certain taxing units before adopting an ad valorem tax rate.
- SB 1553** Lucio
Relating to the Homes for Texas Heroes home loan program.

SB 1556 Seliger
Relating to the establishment of the School Safety Task Force and school safety security criteria.

SB 1596 Zaffirini
Relating to the annexation by a municipality of territory of an emergency services district.

SB 1599 Zaffirini
Relating to county and municipal land development regulation.

SB 1601 Zaffirini
Relating to the creation of the Central Laredo Municipal Management District; providing authority to impose a tax, levy an assessment, impose a fee, and issue bonds.

SB 1610 Schwertner
Relating to the notification of individuals following a breach of security of computerized data.

SB 1612 Zaffirini
Relating to the authority of certain municipalities to provide water and sewer service to areas within the municipal boundaries without obtaining a certificate of public convenience and necessity.

SB 1620 Paxton
Relating to certified Communication Access Realtime Translation providers.

SB 1630 West
Relating to the protection of defendants against vexatious litigants.

SB 1636 Deuell
Relating to the facilitation and operation of space flight activities in this state.

SB 1640 Deuell
Relating to the allocation of enterprise project designations during a biennium.

SB 1658 Paxton
Relating to the effect of certain state aid on school districts required to take action to equalize wealth under the school finance system.

SB 1741 Zaffirini
Relating to training for and complaints regarding members of the governing board of a public institution of higher education.

SB 1771 Campbell
Relating to the expansion of the boundaries of the Cibolo Creek Municipal Authority.

SB 1820 Hegar
Relating to the creation of Waller County Improvement District No. 1; providing authority to impose an assessment, impose a tax, and issue bonds.

SB 1821 Hegar
Relating to the creation of Waller County Improvement District No. 2; providing authority to impose an assessment, impose a tax, and issue bonds.

SB 1828

Deuell

Relating to the creation of Mesquite Medical Center Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

SB 1837

Hancock

Relating to the appointment of directors for the Viridian Municipal Management District.

SB 1838

Zaffirini

Relating to the creation of the Cotton Center Municipal Utility District No. 2 of Caldwell County; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

SB 1839

Whitmire

Relating to the detention of certain juvenile offenders.

SB 1840

Nichols

Relating to the creation of the Deep East Texas Groundwater Conservation District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 1841

Taylor

Relating to the creation of the Harris County Water Control and Improvement District No. 161; granting the power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

SB 1852

Paxton

Relating to the powers and duties of the Collin County Water Control and Improvement District No. 3; providing authority to issue bonds.

SB 1855

Eltife

Relating to the Texarkana College District.

SCR 26

Hinojosa

Designating November as COPD Awareness Month for a 10-year period beginning in 2013, and directing the Texas Department of State Health Services to include COPD as a chronic health condition in their public awareness and educational efforts.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 25, 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:

HCR 75 Craddick SPONSOR: Seliger
In memory of former state representative Frank Kell Cahoon of Midland.

HCR 99 Farney SPONSOR: Fraser
Congratulating Pamela Holcomb, Burnet Consolidated Independent School District Food Service Department director, on the district's success in the HealthierUS School Challenge.

HCR 101 Farney SPONSOR: Fraser
Congratulating the Burnet Consolidated Independent School District Food Service Department on its role in the district's success in the HealthierUS School Challenge.

Respectfully,
Patsy Spaw
Secretary of the Senate

