

SIXTH DAY

WEDNESDAY, JULY 13, 2005

PROCEEDINGS

The Senate met at 6:12 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Averitt, Barrientos, Brimer, Deuell, Duncan, Ellis, Estes, Fraser, Gallegos, Harris, Hinojosa, Jackson, Janek, Lindsay, Lucio, Madla, Nelson, Ogden, Seliger, Shapiro, Shapleigh, Staples, Van de Putte, Wentworth, West, Whitmire, Williams, Zaffirini.

Absent-excused: Carona, Eltife.

The President announced that a quorum of the Senate was present.

The Honorable Eddie Lucio offered the invocation as follows:

Heavenly Father, thank You for this opportunity to come together as Your sons and daughters in this assembly, in this very important Chamber we call the Texas Senate. Give us the wisdom and give us the knowledge and the ability to work together like brothers and sisters as we represent the best interests of the great people of our state. Bless those that are not as fortunate as we are, those that are waiting for us to be there when they call on us. We ask this in Your name. Amen.

Senator Whitmire moved that the reading of the Journal of the proceedings of yesterday be dispensed with and the Journal be approved as printed.

The motion prevailed without objection.

LEAVES OF ABSENCE

On motion of Senator Whitmire, Senator Carona was granted leave of absence for today on account of important business.

On motion of Senator Whitmire, Senator Eltife was granted leave of absence for today on account of an illness in the family.

COMMITTEE SUBSTITUTE SENATE BILL 62 ON THIRD READING

Senator Janek moved to suspend the regular order of business to take up for consideration **CSSB 62** at this time on its third reading and final passage:

CSSB 62, Relating to limiting the use of eminent domain to take private property for private parties or economic development purposes and to certain eminent domain procedures.

The motion prevailed by the following vote: Yeas 25, Nays 4.

Yeas: Armbrister, Averitt, Barrientos, Deuell, Duncan, Estes, Fraser, Harris, Hinojosa, Jackson, Janek, Lindsay, Lucio, Madla, Nelson, Ogden, Seliger, Shapiro, Shapleigh, Staples, Van de Putte, Wentworth, West, Williams, Zaffirini.

Nays: Brimer, Ellis, Gallegos, Whitmire.

Absent-excused: Carona, Eltife.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 4. (Same as previous roll call)

SENATE RULES SUSPENDED

(Posting Rules)

On motion of Senator Duncan and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on State Affairs might meet and consider **HB 11** today.

SENATE RULE 11.13 SUSPENDED

(Consideration of Bills in Committees)

On motion of Senator Duncan and by unanimous consent, Senate Rule 11.13 was suspended to grant all committees permission to meet while the Senate is meeting today.

SENATE RULES SUSPENDED

(Posting Rules)

On motion of Senator Madla and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Intergovernmental Relations might meet and consider the following bills today: **SB 77**, **SB 79**, **SB 84**.

MOTION TO RECESS

On motion of Senator Whitmire and by unanimous consent, the Senate at 6:23 p.m. agreed to recess, pending receipt of committee reports, until 11:00 a.m. Saturday, July 16, 2005.

(Thursday, July 14, 2005)

RECESS

Pursuant to a previously adopted motion, the Senate at 12:30 p.m. recessed until 11:00 a.m. Saturday, July 16, 2005.

APPENDIX

COMMITTEE REPORTS

The following committee reports were received by the Secretary of the Senate in the order listed:

July 13, 2005

STATE AFFAIRS — **HB 11**

July 14, 2005

INTERGOVERNMENTAL RELATIONS — **CSSB 77, SB 79, CSSB 84**

