

THIRTY-FOURTH DAY

(CONTINUED)

THURSDAY, MARCH 17, 2005

PROCEEDINGS

AFTER RECESS

The Senate met at 8:00 a.m. and was called to order by Senator Harris.

SENATORS ANNOUNCED PRESENT

Senators Averitt and Williams, who had previously been recorded as "Absent-excused," were announced "Present."

SESSION HELD FOR LOCAL AND UNCONTESTED CALENDAR

The Presiding Officer announced that the time had arrived to consider bills and resolutions placed on the Local and Uncontested Calendar. Notice of consideration of the local calendar was given by Senator Harris yesterday.

Pursuant to Senate Rule 9.03(d), the following bills and resolutions were laid before the Senate in the order listed, read second time, amended where applicable, passed to engrossment or third reading, read third time, and passed. The votes on passage to engrossment or third reading, suspension of the Constitutional Three-day Rule, and final passage are indicated after each caption. All Members are deemed to have voted "Yea" on viva voce votes unless otherwise indicated.

SCR 6 (Fraser)

Memorializing Congress to establish a domestic energy policy to ensure an adequate supply of natural gas, the appropriate infrastructure, promote greater energy efficiency, and open new areas for environmentally responsible natural gas production.

(viva voce vote)

CSSB 44 (Nelson)

Relating to the Indigent Health Care Advisory Committee.

(viva voce vote) (31-0) (31-0)

CSSB 48 (Nelson)

Relating to reporting requirements for licensed nursing homes.

(viva voce vote) (31-0) (31-0)

SB 88 (Averitt)

Relating to minimum enrollment in certain group life insurance policies.

(viva voce vote) (31-0) (31-0)

SB 89 (Averitt)

Relating to electronically readable information on a driver's license, commercial driver's license, or personal identification certificate.

(viva voce vote) (31-0) (31-0)

CSSB 111 (Shapleigh)

Relating to undergraduate course credit granted by public institutions of higher education for the completion of certain postsecondary-level programs by high school students.

(viva voce vote) (31-0) (31-0)

CSSB 143 (Wentworth)

Relating to the extension of certain deadlines for certain professionals serving on active duty in the military.

(viva voce vote) (31-0) (31-0)

SB 144 (Wentworth)

Relating to trustees of military reservation school districts.

(viva voce vote) (31-0) (31-0)

CSSB 174 (Brimer)

Relating to the collection of municipal hotel occupancy taxes.

(viva voce vote) (31-0) (31-0)

CSSB 177 (Brimer)

Relating to the composition of a board of adjustment in certain municipalities.

(viva voce vote) (31-0) (31-0)

SB 182 (Barrientos)

Relating to the board of directors of an intermunicipal commuter rail district.

(viva voce vote) (31-0) (31-0)

SB 196 (Nelson)

Relating to the provision of voluntary charity care by certain retired dentists.

(viva voce vote) (31-0) (31-0)

(Senator Hinojosa in Chair)**SB 200** (Gallegos)

Relating to county authority to regulate vehicular or pedestrian gates to gated communities.

(viva voce vote) (31-0) (31-0)

CSSB 213 (Shapleigh)

Relating to requiring more Spanish language content for online information provided by state agencies.

(viva voce vote) (31-0) (31-0)

CSSB 217 (Shapiro)

Relating to reporting certain information related to alcohol and drug tests of holders of commercial driver's licenses.

(viva voce vote) (31-0) (31-0)

SB 224 (Ellis)

Relating to the eminent domain power of certain municipal management districts.

(viva voce vote) (31-0) (31-0)

SB 234 (Harris)

Relating to the appointment of grand jury bailiffs in Tarrant County.

(viva voce vote) (31-0) (31-0)

SB 235 (Harris)

Relating to the qualifications of bailiffs and grand jury bailiffs for certain courts.

(viva voce vote) (31-0) (31-0)

CSSB 239 (Janek)

Relating to an exemption from the fee for a birth or death record requested by a law enforcement agency, a child fatality review team, or the child fatality review team committee.

(viva voce vote) (31-0) (31-0)

CSSB 252 (Estes)

Relating to a project of a development corporation in connection with a military base or facility.

(viva voce vote) (31-0) (31-0)

SB 256 (Williams)

Relating to the release of certain student information by a school district.

(viva voce vote) (31-0) (31-0)

SB 262 (Williams)

Relating to benefits from the Employees Retirement System of Texas for law enforcement officers commissioned by the Texas State Board of Pharmacy.

(viva voce vote) (31-0) (31-0)

SB 264 (Williams)

Relating to the authority of the Montgomery County Hospital District to issue certain bonds or incur or assume other debt.

(viva voce vote) (31-0) (31-0)

CSSB 267 (Williams)

Relating to the exclusion from an emergency services district of certain territory subject to assessments.

(viva voce vote) (31-0) (31-0)

CSSB 269 (Madla)

Relating to certain administrative fees and taxes collected by the Texas Alcoholic Beverage Commission.

(viva voce vote) (31-0) (31-0)

SB 270 (Madla)

Relating to mass gatherings outside the limits of a municipality.

(viva voce vote) (31-0) (31-0)

SB 280 (Gallegos)

Relating to an injunction to prevent violations by automotive wrecking and salvage yards in certain counties.

(viva voce vote) (31-0) (31-0)

SB 321 (Harris)

Relating to the jurisdiction of the 396th District Court.

(viva voce vote) (31-0) (31-0)

CSSB 334 (Duncan)

Relating to the remedy provided for failure to disclose certain information in certain residential construction transactions.

(viva voce vote) (31-0) (31-0)

CSSB 342 (Brimer)

Relating to the regulation of swimming pools in the unincorporated areas of certain counties as a public nuisance.

(viva voce vote) (31-0) (31-0)

CSSB 350 (Lindsay)

Relating to the establishment and use of a columbarium by a church in certain municipalities.

(viva voce vote) (31-0) (31-0)

SB 376 (Madla)

Relating to a pilot program for language interpreter services under the medical assistance program.

(viva voce vote) (31-0) (31-0)

CSSB 466 (Fraser)

Relating to the creation and authority of municipal development districts.

(viva voce vote) (31-0) (31-0)

SB 610 (Nelson)

Relating to the regulation of the practice of dentistry.

(viva voce vote) (31-0) (31-0)

Senator Nelson offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **SB 610** in SECTION 4 of the bill, in amended Section 257.002(b), Occupations Code, by striking Subsection (b) of that section (introduced version page 6, lines 10-16) and substituting the following:

(b) A person who is otherwise eligible to renew a license may renew an unexpired license without monetary penalty by paying the required renewal fee to the board not later than the 10th day after ~~[before]~~ the expiration date of the license. A person ~~[whose license has expired]~~ may not engage in activities that require a license until the license has been renewed.

The committee amendment was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Committee Amendment No. 1.

On motion of Senator Nelson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

SB 692 (Madla)

Relating to the fee a county tax assessor-collector may charge for assessing and collecting ad valorem taxes for certain river authorities.

(viva voce vote) (31-0) (31-0)

**BILLS REMOVED FROM
LOCAL AND UNCONTESTED CALENDAR**

Senator Wentworth and Senator Harris requested in writing that **SB 148** be removed from the Local and Uncontested Calendar.

Senator Shapleigh and Senator Harris requested in writing that **SB 547** be removed from the Local and Uncontested Calendar.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 8:19 a.m. adjourned, in memory of Corrina Rodriguez and Milton F. Kuhn, father-in-law of Senator Williams, until 10:00 a.m. today.

