

SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE — FIRST CALLED SESSION

AUSTIN, TEXAS

PROCEEDINGS

THIRD DAY

(Friday, June 3, 2011)

The Senate met at 6:40 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Gallegos, Harris, Hegar, Hinojosa, Huffman, Jackson, Lucio, Nelson, Nichols, Ogden, Patrick, Rodriguez, Seliger, Shapiro, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams, Zaffirini.

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

Senator Craig Estes offered the invocation as follows:

No people can be bound to acknowledge and adore the invisible hand which conducts the affairs of men more than those of the United States. Every step by which they have advanced to the character of an independent nation seems to have been distinguished by some token of providential agency. (George Washington) O God of all creation, this wonderful world of Yours can so often be a terribly unfriendly place. The warm beauty, magnificence, and awesome splendor of this world can so easily be blanketed over with the coldness of injustice, hatred, and selfishness. So I turn to You this day in petition, praying for a world where love and kindness might abound abundantly. I pray for a world where mothers and fathers, who truly love each other, might bring into this world children who will never be deprived of love and affection. I also pray that these children will never go to bed hungry, will always be adequately clothed, will never be lacking a strong roof over the heads, and will be offered an education satisfactory to their talents and abilities. I pray for a world where all people might be gainfully employed, where no person is a slave to another, where all forms of exploitation are never again practiced, and where no person is subjected to any type of prejudice or discrimination. I pray for a world where the elderly are honored, respected, and adequately cared for during their final years. O God of all creation, I pray for a world where the strong and powerful reach out to the weak and humble as together they work to build a more civilized and peace-filled world. I pray for a world where fear,

terror, and cruelty no longer exist. I pray for a world of love and kindness. And lastly, I pray that we might see such a world before we pass into the one of everlasting love and kindness. Amen.

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

The motion prevailed without objection.

CONCLUSION OF MORNING CALL

The President at 6:44 p.m. announced the conclusion of morning call.

SENATE BILL 1 ON THIRD READING

The President laid before the Senate **SB 1** by Senator Duncan at this time on its third reading:

SB 1, Relating to certain state fiscal matters; providing penalties.

The bill was read third time and was passed by the following vote: Yeas 19, Nays 12.

Yeas: Birdwell, Carona, Deuell, Duncan, Eltife, Estes, Fraser, Harris, Hegar, Huffman, Jackson, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Wentworth, Williams.

Nays: Davis, Ellis, Gallegos, Hinojosa, Lucio, Rodriguez, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

COMMITTEE SUBSTITUTE SENATE BILL 2 ON THIRD READING

The President laid before the Senate **CSSB 2** by Senator Ogden at this time on its third reading:

CSSB 2, Appropriating money for the support of state government for the period beginning September 1, 2011 and ending August 31, 2013; and authorizing and prescribing conditions, limitations, rules, and procedures for allocating and expending the appropriated funds; and declaring an emergency.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11.

Yeas: Birdwell, Carona, Deuell, Duncan, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Huffman, Jackson, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Wentworth, Williams.

Nays: Davis, Ellis, Gallegos, Lucio, Rodriguez, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

MOTION TO RECESS

On motion of Senator Eltife and by unanimous consent, the Senate at 6:45 p.m. agreed to recess, upon completion of the introduction of bills and resolutions on first reading and the receipt of Messages from the House and committee reports, until 3:00 p.m. Monday, June 6, 2011.

SENATE BILLS ON FIRST READING

The following bills were introduced, read first time, and referred to the committees indicated:

SB 22 by Wentworth

Relating to the reapportionment of congressional districts and the creation, function, and duties of the Texas Congressional Redistricting Commission.

To Committee on Redistricting.

SB 30 by Shapiro

Relating to the state virtual school network.

To Committee on Education.

SB 31 by Shapiro

Relating to the guarantee of open-enrollment charter school bonds by the permanent school fund.

To Committee on Education.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Congratulatory Resolutions

SR 6 by Estes, Congratulating Elizabeth and Grayson Bryant on the adoption of their son, Grayson Kenneth Bryant, Jr.

SR 7 by Estes, Congratulating Elizabeth and Grayson Bryant on the adoption of their son, Andrew James Bryant.

SR 8 by Van de Putte, Recognizing Jose Manuel Benavides for his service on the Texas Medical Board.

SR 9 by Lucio, Recognizing Cecilia C. Rangel on the occasion of her retirement from the San Benito Independent School District.

SR 10 by Lucio, Recognizing Juan Barrientes, Sr., of Brownsville on the occasion of his 80th birthday.

SR 11 by Carona, Recognizing June and John Rentmeester on the occasion of their 50th wedding anniversary.

RECESS

Pursuant to a previously adopted motion, the Senate at 9:45 p.m. recessed until 3:00 p.m. Monday, June 6, 2011.

APPENDIX

COMMITTEE REPORTS

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

June 3, 2011

EDUCATION — **SB 8**

REDISTRICTING — **CSSB 4**

RESOLUTIONS ENROLLED

June 2, 2011

SR 1, SR 2, SR 3, SR 4, SR 5