

SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-SECOND DAY

(Wednesday, April 13, 2011)

The Senate met at 11:10 a.m. pursuant to adjournment and was called to order by Senator Eltife.

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 Presiding Officer announced that a quorum of the Senate was present.

The Reverend James L. Barnes, University Assembly of God, Waxahachie, was introduced by Senator Birdwell and offered the invocation as follows:

We pray for this 82nd Texas Legislature, calling upon You for wisdom to make wise decisions for our State of Texas and the people we serve. We confess that we are not wise enough by ourselves to solve the many problems before us. We ask for Your guidance by divine providence to help us make proper choices for the future of our state to meet the needs of our citizens. We thank You for listening to our prayers and for Your mercy and grace that we receive from You each day. 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.

SENATE RESOLUTION 690

Senator Wentworth offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to join the Daughters of the Republic of Texas in celebrating the 175th anniversary of the decisive events that shaped the republic's creation; and

WHEREAS, The late winter and spring of 1836 saw the rise of the hopes of Texans for liberty and independence from Mexico; delegates signed the Texas Declaration of Independence on March 2, 1836, affirming the principles of self-determination and proclaiming the creation of a free and sovereign Texas; and

WHEREAS, Following a 13-day siege by the army of General Santa Anna, the Alamo fell on March 6, 1836, providing a rallying cry for the troops of General Sam Houston, whose defeat of the Mexican army at the Battle of San Jacinto on April 21, 1836, led to the establishment of the Republic of Texas; and

WHEREAS, For the last 106 years, the Daughters of the Republic of Texas have served as caretakers of the Alamo and its historic legacy; this outstanding organization has diligently perpetuated the memory of the Texas pioneer families and soldiers whose determined efforts and sacrifices 175 years ago laid the groundwork for the founding of the Republic of Texas; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby commend the Daughters of the Republic of Texas for their outstanding stewardship of the Alamo and call on all Texans to commemorate the seminal events of 1836 that led to Texas' independence 175 years ago; and, be it further

RESOLVED, That a copy of this Resolution be prepared in honor of these historic events.

SR 690 was again read.

The resolution was previously adopted on Monday, April 4, 2011.

GUESTS PRESENTED

Senator Wentworth was recognized and introduced to the Senate a delegation from the Daughters of the Republic of Texas: Patti Atkins, President General; Karen Thompson, Historian General; Carolyn Reed, District VIII Representative; and Melinda Navarro.

The Senate welcomed its guests.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Wednesday, April 13, 2011 - 1

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

I am directed by the House to inform the Senate that the House has taken the following action:

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

HB 377 McClendon
Relating to the expenditure of money from the general revenue fund for rail projects.

HB 634 McClendon
Relating to toll project information provided by the Texas Department of Transportation.

HB 726 Sheffield
Relating to the electronic distribution of information to legislators by state agencies.

HB 1422

Truitt

Relating to the issuance of titles for certain motor vehicles that are the subject of insurance claims.

HCR 134

Craddick

Declaring Lamesa the Legendary Home of the Chicken-fried Steak.

SB 312

Seliger

Sponsor: Keffer

Relating to the exemption of certain electric cooperatives from certain regulations.

SB 333

Fraser

Sponsor: King, Tracy O.

Relating to election procedures and qualifications of members of boards of directors for water supply or sewer service corporations.

(Amended)

SB 716

Harris

Sponsor: Jackson, Jim

Relating to the periodic review of the child support guidelines.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

SENATE RESOLUTION 755

Senator West offered the following resolution:

WHEREAS, The Senate of the State of Texas takes great pride in joining the Texas Association of Counties in recognizing April 13, 2011, as County Government Day at the Capitol; and

WHEREAS, The week of April 11 through 15, 2011, is being observed by the National Association of Counties as National County Government Week to provide the nation's citizens with an opportunity to honor the many contributions made by county governments; and

WHEREAS, The oldest form of local government in the United States, county government addresses many critical issues, including environmental protection, indigent health care, special assistance for the elderly, job training, and public safety; and

WHEREAS, There are 254 counties in Texas, and those dedicated individuals who serve our counties as elected or appointed officials not only work diligently to meet the needs of citizens without placing an undue burden on taxpayers but also commit themselves to finding solutions to problems that will benefit all Texans; and

WHEREAS, The Texas Association of Counties encourages citizens across the state to observe National County Government Week by learning more about this vital form of local government and the many ways in which it serves the public; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 81st Legislature, hereby commend the county officials of this state for their countless contributions to Texas and welcome members of the Texas Association of Counties to the State Capitol; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the Texas Association of Counties in honor of County Government Day at the Capitol and as an expression of esteem from the Texas Senate.

SR 755 was read and was adopted without objection.

GUESTS PRESENTED

Senator West was recognized and introduced to the Senate a Texas Association of Counties delegation: Vernon Cook, Bruce Elfant, and Don Allred.

The Senate welcomed its guests.

SENATE RESOLUTION 684

Senator Zaffirini offered the following resolution:

WHEREAS, Residents of Live Oak County are gathering in Austin on April 13, 2011, to share their justifiable pride in their unique part of the Lone Star State; and

WHEREAS, In the years before the land became part of Texas, the area now known as Live Oak County was home to Native American tribes, Spanish and Mexican colonists, and Irish immigrants, and this rich cultural diversity has greatly influenced the development of the area; and

WHEREAS, The county was created on February 2, 1856, from San Patricio and Nueces Counties and was named after the imposing and majestic live oaks that grew throughout much of the region; and

WHEREAS, The rugged beauty of Live Oak County's brushy plains is complemented by the Frio, Nueces, and Atascosa Rivers, and admirers of the Texas landscape are drawn to such attractions as Lake Corpus Christi and Choke Canyon State Park; and

WHEREAS, Area revenue originally came from sheep, cattle, and cotton, but later was diversified by the discovery of oil and natural gas in the county in the 1930s and by the discovery of uranium in the 1960s; and

WHEREAS, In addition to George West, the county seat, the communities located in Live Oak County include Three Rivers, Dinero, Lagarto, Oakville, Pernitas Point, and Whitsett, and residents of these towns join in honoring their distinctive part of Texas; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby recognize April 13, 2011, as Live Oak County Day at the State Capitol and extend to all those associated with this event best wishes for a meaningful and memorable day; and, be it further

RESOLVED, That a copy of this Resolution be prepared in honor of this occasion.

SR 684 was again read.

The resolution was previously adopted on Thursday, March 31, 2011.

GUESTS PRESENTED

Senator Zaffirini was recognized and introduced to the Senate a Live Oak County delegation: County Judge Jim Huff; Commissioner Donna Mills; County Auditor Tragina Smith; her son, Preston; and Allen Zamzow.

The Senate welcomed its guests.

SENATE RESOLUTION 758

Senator Lucio offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to designate Wednesday, April 13, 2011, as Texas Bow Tie Day at the Capitol; and

WHEREAS, Texas Bow Tie Day at the Capitol is a joint effort organized to highlight the benefits of bipartisan collaboration while raising funds for cancer research and survivorship; sponsored by Senator Eddie Lucio and Railroad Commissioner Michael Williams, this exceptional occasion serves as a model of bipartisan cooperation for a worthy cause; and

WHEREAS, Wednesday has long been a day associated with bow ties in the halls of the Capitol, and Senator Lucio has played a leading role in furthering this tradition of sartorial elegance for almost two decades; and

WHEREAS, To commemorate the collaborative theme of this event, a special bow tie has been designed by Bow Ties for a Cause, a charity founded by Cincinnati Bengals linebacker Dhani Jones, who has also become known for wearing bow ties since he first wore one on the advice of, and in honor of, his friend, Kunta Littlejohn, who was fighting to recover from cancer; and

WHEREAS, The tie for Texas Bow Tie Day was designed to symbolically combine red and blue, the colors representing each side of the political spectrum, to create a purple bow tie that signifies cooperation and bipartisanship; and

WHEREAS, It is truly fitting that a day be set aside at the Capitol to acknowledge the importance of collaboration and cooperation in service of the greater good; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby commend Senator Lucio and Railroad Commissioner Williams on their commitment to seeking common ground and extend best wishes to all those involved for a successful and memorable Texas Bow Tie Day at the Capitol; and, be it further

RESOLVED, That a copy of this Resolution be prepared in honor of this special day.

SR 758 was read and was adopted without objection.

GUESTS PRESENTED

Senator Lucio was recognized and introduced to the Senate Bow Tie Day representatives: Dhani Jones, Potomac, Maryland; Kunta Littlejohn, Philadelphia, Pennsylvania; Quan Cosby, Tampa, Florida; and James Frinzi, Austin, Texas.

The Senate welcomed its guests.

HOUSE CONCURRENT RESOLUTIONS

The Presiding Officer laid before the Senate the following resolutions:

HCR 64, Recognizing April 13, 2011, as Leadership Highland Lakes Day at the State Capitol.

FRASER

The resolution was again read.

HCR 65, Recognizing April 13, 2011, as Leadership Killeen Day at the State Capitol.

FRASER

The resolution was again read.

HCR 64 and **HCR 65** were previously adopted on Monday, April 4, 2011.

GUESTS PRESENTED

Senator Fraser was recognized and introduced to the Senate delegations from Leadership Highland Lakes and Leadership Killeen.

The Senate welcomed its guests.

SENATE RESOLUTION 689

Senator Fraser, on behalf of Senator Ogden, offered the following resolution:

SR 689, Recognizing April 13, 2011, as Williamson County Day at the State Capitol.

The resolution was read and was adopted without objection.

GUESTS PRESENTED

Senator Fraser, on behalf of Senator Ogden, was recognized and introduced to the Senate a Williamson County delegation: Bob Lemon, Mayor of Cedar Park; Debbie Holland, Mayor Pro Tempore of Hutto; Kris Whitfield, Councilmember of Round Rock; Christopher Gonzales, Sr., Councilmember of Taylor; and Karen Sheldon, Vice-president, Georgetown Chamber of Commerce.

The Senate welcomed its guests.

INTRODUCTION OF BILLS AND RESOLUTIONS POSTPONED

The Presiding Officer announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's session.

There was no objection.

SESSION TO CONSIDER EXECUTIVE APPOINTMENTS

The Presiding Officer announced the time had arrived to consider executive appointments to agencies, boards, and commissions. Notice of submission of these names for consideration was given yesterday by Senator Deuell.

Senator Deuell moved confirmation of the nominees reported yesterday by the Committee on Nominations.

The Presiding Officer asked if there were requests to sever nominees.

There were no requests offered.

NOMINEES CONFIRMED

The following nominees, as reported by the Committee on Nominations, were confirmed by the following vote: Yeas 31, Nays 0.

Members, Board of Directors, Brazos River Authority: Christopher S. Adams, Hood County; Cynthia Olson Bourland, Williamson County; Michel Todd Brashears, Lubbock County; Robert Manning Christian, Leon County; Christopher Douglas DeCluitt, McLennan County; Carolyn Harper Johnson, Brazoria County; Roberta Jean Killgore, Burlinson County; William Arthur Masterson, King County; Jeffrey Scott Tallas, Fort Bend County.

Members, Credit Union Commission: Manuel Cavazos, Travis County; Rob Kyker, Dallas County; Sherri Kay Brannon Merket, Midland County; Gary Don Tuma, Fort Bend County.

Members, Board of Directors, Guadalupe-Blanco River Authority: Robert E. Brockman, Comal County; Oscar Howard Fogle, Caldwell County; Arlene N. Marshall, Calhoun County; Thomas Owen Mathews, Kendall County; Myrna Patterson McLeroy, Gonzales County; Dennis Lynn Patillo, Victoria County.

Members, Manufactured Housing Board: Michael Horst Bray, El Paso County; Anthony George Burks, Tarrant County.

Members, Public Safety Commission: Anne Cynthia Leon, Hidalgo County; Allan B. Polunsky, Bexar County.

Members, Texas Board of Nursing: Deborah Hughes Bell, Taylor County; Mary Margaret LeBeck, Parker County; Beverley Nutall, Brazos County; Verna Kathleen Shipp, Lubbock County.

Members, Texas Industrialized Building Code Council: Robert L. Bowling, El Paso County; Roland Lee Brown, Ellis County; Joe D. Campos, Dallas County; Randall Reddin Childers, McLennan County; Amy Dempsey, Travis County; Martin J. Garza, Bexar County; Scott Alexander McDonald, Randall County; Mark Remmert, Williamson County; Jesse Rider, Smith County; Douglas Owen Robinson, Dallas County; Rolando Romeo Rubiano, Cameron County; Larry E. Wilkinson, Galveston County.

Members, Texas State Board of Examiners of Professional Counselors: Sarah Abraham, Fort Bend County; Glynda Beth Corley, Williamson County; Lauren Polunsky Dreszer, Bexar County; Hoc Etienne Nguyen, Harris County.

(President in Chair)

ACKNOWLEDGMENT

The President acknowledged the presence of Mark A. Darr, Lieutenant Governor of Arkansas.

The Senate welcomed its guest.

CONCLUSION OF MORNING CALL

The President at 12:00 p.m. announced the conclusion of morning call.

SENATE BILL 1361 ON SECOND READING

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1361** at this time on its second reading:

SB 1361, Relating to the audit report exemption for certain general and special law districts.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 1361 ON THIRD READING

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1361** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1361**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1361** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE BILL 1010 ON SECOND READING

On motion of Senator Huffman and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1010** at this time on its second reading:

SB 1010, Relating to providing a victim, guardian of a victim, or close relative of a deceased victim with notice of a plea bargain agreement in certain criminal cases.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 1010 ON THIRD READING

Senator Huffman moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1010** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1010**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1010** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

BILLS SIGNED

The President announced the signing of the following enrolled bills in the presence of the Senate after the captions had been read: **SB 115**, **SB 569**.

SENATE BILL 1341 ON SECOND READING

On motion of Senator Seliger and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1341** at this time on its second reading:

SB 1341, Relating to the participation by a taxing unit in a suit to compel an appraisal review board to order a change in an appraisal roll.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 1341 ON THIRD READING

Senator Seliger moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1341** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1341**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1341** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 652 ON SECOND READING**

On motion of Senator Hegar and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 652** at this time on its second reading:

CSSB 652, Relating to governmental entities subject to the sunset review process.

The bill was read second time.

Senator Lucio offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 652** (Introduced version, page 1, lines 20-23) by striking SECTION 1.02 of the bill.

The amendment to **CSSB 652** was read and was adopted by a viva voce vote.

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

Senator Ellis offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 652** by adding the following appropriately numbered section to Article 1 of the bill and renumbering the remaining sections of Article 1 as appropriate:

SECTION ____. STATE BOARD OF EDUCATION. Subchapter D, Chapter 7, Education Code, is amended by adding Section 7.114 to read as follows:

Sec. 7.114. SUNSET PROVISION. The State Board of Education is subject to review under Chapter 325, Government Code (Texas Sunset Act), but is not abolished under that chapter. The board shall be reviewed during the periods in which state agencies scheduled to be abolished in 2013 and every 12th year after that year are reviewed.

The amendment to **CSSB 652** was read.

On motion of Senator Hegar, Floor Amendment No. 2 was tabled 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.

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

CSSB 652 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 652 ON THIRD READING**

Senator Hegar moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 652** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 652**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has

already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 652** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 1846 ON SECOND READING

On motion of Senator Lucio and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1846** at this time on its second reading:

CSSB 1846, Relating to organizations that are covered by the Charitable Immunity and Liability Act of 1987.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 1846 ON THIRD READING

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1846** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1846**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1846** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed.

Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**MOTION TO PLACE
SENATE BILL 1617 ON SECOND READING**

Senator Harris moved to suspend the regular order of business to take up for consideration **SB 1617** at this time on its second reading:

SB 1617, Relating to the discretionary transfer from a juvenile court to a criminal court of certain alleged offenses arising out of a single criminal transaction.

Senator Harris withdrew the motion to suspend the regular order of business.

SENATE BILL 1273 ON SECOND READING

On motion of Senator Williams and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1273** at this time on its second reading:

SB 1273, Relating to the lawful manufacture, distribution, and possession of and prescriptions for controlled substances under the Texas Controlled Substances Act.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 1273 ON THIRD READING

Senator Williams moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1273** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1273**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1273** would have occurred on the next legislative day, allowing for Texans to have learned through

news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 1301 ON SECOND READING**

On motion of Senator Deuell and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1301** at this time on its second reading:

CSSB 1301, Relating to manufacturers' inclusion of denatonium benzoate in certain products containing ethylene glycol.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 1301 ON THIRD READING**

Senator Deuell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1301** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1301**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1301** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 916 ON SECOND READING**

On motion of Senator Wentworth and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 916** at this time on its second reading:

CSSB 916, Relating to ad valorem tax lien transfers.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 1630 ON SECOND READING**

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1630** at this time on its second reading:

CSSB 1630, Relating to the regulation of residential appliance installation, including pool-related electrical devices, under the Texas Electrical Safety and Licensing Act.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 1630 ON THIRD READING**

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1630** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1630**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1630** would

have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE BILL 1154 ON SECOND READING

On motion of Senator Uresti and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1154** at this time on its second reading:

SB 1154, Relating to a task force for the development of a strategy to reduce child abuse and neglect and improve child welfare.

The bill was read second time.

Senator Uresti offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1154** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, strike added Section 264.722(a), Family Code (page 1, lines 18-24), and substitute the following:

(a) The task force consists of nine members appointed as follows:

(1) seven members appointed by the governor, two of whom must be appointed from a list of candidates submitted by the speaker of the house of representatives; and

(2) two members appointed by the lieutenant governor.

(2) In SECTION 2 of the bill (page 2, lines 55 and 56), strike "governor, lieutenant governor, and speaker of the house of representatives" and substitute "governor and lieutenant governor".

The amendment to **SB 1154** was read and was adopted by a viva voce vote.

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

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

SB 1154 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 1154 ON THIRD READING

Senator Uresti moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1154** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1154**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1154** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 1612 ON SECOND READING

On motion of Senator Ogden and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1612** at this time on its second reading:

CSSB 1612, Relating to the monitoring, oversight, and funding of certain public retirement systems.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 1612 ON THIRD READING

Senator Ogden moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1612** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1612**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1612** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 932 ON SECOND READING**

On motion of Senator Williams and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 932** at this time on its second reading:

CSSB 932, Relating to oyster beds and shells and an oyster shell recovery and replacement program.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 932 ON THIRD READING**

Senator Williams moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 932** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 932**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 932** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**SENATE BILL 1354 REREFERRED
(Motion In Writing)**

Senator Carona submitted a Motion In Writing requesting that **SB 1354** be withdrawn from the Committee on Transportation and Homeland Security and rereferred to the Committee on Intergovernmental Relations.

The Motion In Writing prevailed without objection.

(Senator Eltife in Chair)

SENATE BILL 496 ON SECOND READING

On motion of Senator Fraser and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 496** at this time on its second reading:

SB 496, Relating to the punishment for the offense of evading arrest or detention.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

SENATE BILL 496 ON THIRD READING

Senator Fraser moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 496** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 496**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 496** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 653 ON SECOND READING

On motion of Senator Whitmire and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 653** at this time on its second reading:

CSSB 653, Relating to abolishing the Texas Youth Commission and the Texas Juvenile Probation Commission and transferring the powers and duties of those agencies to the newly created Texas Juvenile Justice Department and to the functions of the independent ombudsman for the Texas Youth Commission.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 653 ON THIRD READING

Senator Whitmire moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 653** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 653**, because in my judgment no circumstance exists in this case to justify the

extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 653** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 218 ON SECOND READING

On motion of Senator Nelson and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 218** at this time on its second reading:

CSSB 218, Relating to procedures in certain suits affecting the parent-child relationship and the operation of the child protective services and foster care systems.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 218 ON THIRD READING

Senator Nelson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 218** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 218**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 218** would

have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

MOTION TO PLACE SENATE BILL 152 ON SECOND READING

Senator Huffman moved to suspend the regular order of business to take up for consideration **SB 152** at this time on its second reading:

SB 152, Relating to the admissibility of evidence of other similar offenses in the prosecution of certain sexual offenses.

Senator Huffman withdrew the motion to suspend the regular order of business.

SENATE BILL 898 ON SECOND READING

Senator Carona moved to suspend the regular order of business to take up for consideration **SB 898** at this time on its second reading:

SB 898, Relating to energy efficiency programs in institutions of higher education and certain governmental entities.

The motion prevailed.

Senators Birdwell, Estes, Fraser, Harris, Hegar, Nichols, Patrick, and Shapiro asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Carona offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 898** (Senate committee printing) in SECTION 1 of the bill by striking amended Section 388.005(d), Health and Safety Code (lines 18-28), and substituting:

(d) A political subdivision, institution of higher education, or state agency that does not attain the goals established under Subsection (c) must include in the report required by Subsection (e) justification that the entity has already implemented all available cost-effective measures. An entity that submits a report under this subsection indicating that the entity has reviewed its available options, has determined that no additional measures are cost-effective, and [#] has already implemented all available cost-effective measures is exempt from the annual reporting requirement of Subsection (e) if a subsequent report would indicate no change in status. An entity may be required to provide notice that it is exempt to the State Energy Conservation Office.

The amendment to **SB 898** was read and was adopted by a viva voce vote.

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

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

SB 898 as amended was passed to engrossment by the following vote: Yeas 23, Nays 8.

Yeas: Carona, Davis, Deuell, Duncan, Ellis, Eltife, Gallegos, Hinojosa, Huffman, Jackson, Lucio, Nelson, Ogden, Rodriguez, Seliger, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams, Zaffirini.

Nays: Birdwell, Estes, Fraser, Harris, Hegar, Nichols, Patrick, Shapiro.

SENATE BILL 917 ON SECOND READING

On motion of Senator Wentworth and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 917** at this time on its second reading:

SB 917, Relating to emergency service districts.

The bill was read second time.

Senator Wentworth offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 917** (senate committee report) as follows:

(1) In SECTION 5 of the bill, in added Section 775.0365, Health and Safety Code (page 3, between lines 34 and 35), add the following subsection:

(h) The department shall set a fee for the training course in an amount reasonably necessary to recover costs associated with developing and implementing the training program.

(2) In SECTION 12 of the bill, in added Section 776.0355, Health and Safety Code (page 5, between lines 45 and 46), add the following subsection:

(h) The department shall set a fee for the training course in an amount reasonably necessary to recover costs associated with developing and implementing the training program.

The amendment to **SB 917** was read and was adopted by a viva voce vote.

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

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

SB 917 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 127 ON SECOND READING

Senator Patrick moved to suspend the regular order of business to take up for consideration **CSSB 127** at this time on its second reading:

CSSB 127, Relating to the establishment, operation, and funding of charter schools; providing administrative penalties.

The motion prevailed.

Senators Gallegos, Lucio, Nichols, Rodriguez, Van de Putte, West, and Zaffirini asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Davis offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 127** (senate committee printing) as follows:

(1) Between the enacting clause and SECTION 1 of the bill (page 1, between lines 12 and 13), add the following appropriately numbered new SECTION to the bill: SECTION _____. The heading to Section 12.101, Education Code, is amended to read as follows:

Sec. 12.101. AUTHORIZATION FOR LICENSE.

(2) In existing SECTION 1 of the bill, strike the recital (page 1, lines 13-15), and substitute "Section 12.101, Education Code, is amended by amending Subsections (a), (b), and (d) and adding Subsections (e) and (f) to read as follows:"

(3) In existing SECTION 1 of the bill, between the recital and amended Section 12.101(b), Education Code (page 1, between lines 15 and 16), insert the following:

(a) In accordance with this subchapter, the State Board of Education may issue ~~[grant]~~ a license ~~[charter]~~ on the application of an eligible entity for an open-enrollment charter school to operate in a facility of a commercial or nonprofit entity, an eligible entity, or a school district, including a home-rule school district. In this subsection, "eligible entity" means:

(1) an institution of higher education as defined under Section 61.003;

(2) a private or independent institution of higher education as defined under Section 61.003;

(3) an organization that is exempt from taxation under Section 501(c)(3), Internal Revenue Code of 1986 (26 U.S.C. Section 501(c)(3)); or

(4) a governmental entity.

(4) In existing SECTION 1 of the bill, in amended Section 12.101(b), Education Code (page 1, line 17), strike "grant a charter" and substitute "issue ~~[grant]~~ a license ~~[charter]~~".

(5) In existing SECTION 1 of the bill, in amended Section 12.101(b), Education Code (page 1, line 22), strike "may not grant [~~a total of~~]" and substitute "may not issue ~~[grant a total of]~~".

(6) In existing SECTION 1 of the bill, in amended Section 12.101(b), Education Code (page 1, line 23), strike "10 new [~~215~~] charters for an" and substitute "10 new licenses [~~215 charters~~] for an".

(7) In existing SECTION 1 of the bill, in amended Section 12.101(b), Education Code (page 1, line 24), strike "number of charters equal" and substitute "number of licenses equal".

(8) In existing SECTION 1 of the bill, strike added Sections 12.101(b-1) and (b-2), Education Code (page 1, lines 27-50), and substitute the following:

(d) An educator employed by a school district before the effective date of a license [~~charter~~] for an open-enrollment charter school operated at a school district facility may not be transferred to or employed by the open-enrollment charter school over the educator's objection.

(e) A license holder is subject to any law applicable to a charter holder.

(f) The commissioner shall adopt rules for applying for a license, notification of a license application, the form and content of a license, the basis and a procedure for modification or revocation of license, and any other rules necessary for the issuance and administration of licenses under this subchapter. A rule adopted under this subsection must, to the greatest extent practicable, be consistent with a provision of this subchapter or a rule adopted under this subchapter for the same purpose as applicable to a charter.

(9) In the recital to existing SECTION 2 of the bill (page 1, line 52), strike "Section 12.1011" and substitute "Sections 12.1011 and 12.10111".

(10) In existing SECTION 2 of the bill, in the heading to added Section 12.1011, Education Code (page 1, line 53), strike "GRANT OF CHARTERS" and substitute "ISSUANCE OF LICENSES".

(11) In existing SECTION 2 of the bill, in added Section 12.1011(a), Education Code (page 1, line 55), strike "may grant under Section 12.101 a charter" and substitute "may issue under Section 12.101 a license".

(12) In existing SECTION 2 of the bill, in added Section 12.1011(a), Education Code (page 1, line 59), strike "grant more than two new charters" and substitute "issue more than two new licenses".

(13) In existing SECTION 2 of the bill, in added Section 12.1011(a), Education Code (page 1, line 61), strike "A charter granted" and substitute "A license issued".

(14) In existing SECTION 2 of the bill, in added Section 12.1011(b), Education Code (page 2, line 5), strike "charter is granted" and substitute "license is issued".

(15) Between existing SECTIONS 2 and 3 of the bill (page 2, between lines 14 and 15), insert the following:

Sec. 12.10111. AUTHORIZATION FOR CHARTER. (a) The State Board of Education may grant a charter for an open-enrollment charter school to a license holder under Section 12.101 if:

(1) the open-enrollment charter school for which the license has been issued has been assigned an acceptable performance rating as provided by Subchapter C, Chapter 39, for any two of the preceding three school years;

(2) no campus operating under the license has been assigned an unacceptable performance rating as provided by Subchapter C, Chapter 39, for any two of the three preceding school years or such a campus has been closed; and

(3) the license holder satisfies generally accepted accounting standards of fiscal management.

(b) For purposes of Subsection (a), a license holder is considered to have failed to satisfy generally accepted accounting standards of fiscal management if, after consideration of all information required for determining whether those standards have been satisfied, the commissioner, in accordance with commissioner rule, determines that:

(1) the open-enrollment charter school for which the license has been issued is insolvent as a result of the recovery of over-allocated state funds under Section 42.258(a); or

(2) there is a material weakness in the school's annual financial audit.

(c) Notwithstanding Section 12.101, the State Board of Education may grant a charter for an open-enrollment charter school to an applicant for a charter that has operated one or more charter schools in another state and, as determined by the commissioner in accordance with commissioner rule, has performed well under federal accountability and other appropriate academic and financial criteria.

(d) A charter holder may establish one or more new open-enrollment charter school campuses under a charter without applying for authorization if:

(1) each open-enrollment charter school campus operating under the charter has been assigned an acceptable performance rating as provided by Subchapter C, Chapter 39, for the two preceding school years;

(2) the charter holder satisfies standards of fiscal solvency and financial accountability established by commissioner rule;

(3) the charter holder provides written notice, in the time, manner, and form provided by commissioner rule, to the State Board of Education and the commissioner of the establishment of any campus under this subsection; and

(4) not later than the 90th day after the date the charter holder provides written notice under Subdivision (3), the commissioner does not provide written notice to the charter holder disapproving a new campus under this section.

(e) For purposes of Subsection (d), an open-enrollment charter school campus rated as academically acceptable or higher under Subchapter D, Chapter 39, as that subchapter existed January 1, 2009, for the 2009-2010 or 2010-2011 school year is considered to have been assigned an acceptable performance rating for the applicable school year. This subsection expires January 1, 2015.

SECTION _____. Section 12.1012, Education Code, is amended by adding Subdivision (7) to read as follows:

(7) "License holder" means the entity to which a license is granted under this subchapter.

(16) In existing SECTION 3 of the bill, in added Section 12.110(e), Education Code (page 2, line 18), between "applying for a" and "charter", insert "license or".

(17) In existing SECTION 3 of the bill, in added Section 12.110(e), Education Code (page 2, line 21), strike "proposed charter holder" and substitute "applicant".

(18) In SECTION 4 of the bill, in amended Section 12.1101, Education Code (page 2, line 30), strike "Section 12.101(b-1)" and substitute "Section 12.1011(d)".

(19) In existing SECTION 10 of the bill, in added Section 12.117(c), Education Code (page 4, lines 65-66), strike "charter is granted" and substitute "license is issued".

(20) Between existing SECTIONS 13 and 14 of the bill (page 5, between lines 37 and 38), add the following appropriately numbered new SECTION to the bill:

SECTION _____. Section 12.156, Education Code, is amended to read as follows:

Sec. 12.156. APPLICABILITY OF CERTAIN PROVISIONS. (a) Except as otherwise provided by this subchapter, Subchapter D applies to a college or university charter school or junior college charter school as though the college or university charter school or junior college charter school, as applicable, were issued a license or granted a charter under that subchapter.

(b) A license issued or charter granted under this subchapter is not considered for purposes of the limit on the number of open-enrollment charter schools imposed by Section 12.101(b).

(21) Between existing SECTIONS 14 and 15 of the bill (page 5, between lines 39 and 40), add the following appropriately numbered new SECTION to the bill:

SECTION _____. The amendment of Subchapter D, Chapter 12, Education Code, by this Act, does not affect the status of a charter granted under Subchapter D, Chapter 12, Education Code, before the effective date of this Act and the implementation of licensing under Subchapter D, Chapter 12, Education Code, in accordance with this Act.

(22) Renumber SECTIONS of the bill appropriately.

DAVIS
PATRICK

(President Pro Tempore Ogden in Chair)

The amendment to **CSSB 127** was read and was adopted by a viva voce vote.

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

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

CSSB 127 as amended was passed to engrossment by the following vote: Yeas 25, Nays 6.

Yeas: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Huffman, Jackson, Nelson, Ogden, Patrick, Rodriguez, Seliger, Shapiro, Uresti, Watson, Wentworth, Whitmire, Williams.

Nays: Gallegos, Lucio, Nichols, Van de Putte, West, Zaffirini.

**COMMITTEE SUBSTITUTE
SENATE BILL 127 ON THIRD READING**

Senator Patrick moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 127** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 6.

Yeas: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Huffman, Jackson, Lucio, Nelson, Ogden, Patrick, Seliger, Shapiro, Uresti, Van de Putte, Watson, Whitmire, Williams.

Nays: Gallegos, Nichols, Rodriguez, Wentworth, West, Zaffirini.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 127**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 127** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 24, Nays 7.

Yeas: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Huffman, Jackson, Nelson, Ogden, Patrick, Seliger, Shapiro, Uresti, Watson, Wentworth, Whitmire, Williams.

Nays: Gallegos, Lucio, Nichols, Rodriguez, Van de Putte, West, Zaffirini.

COMMITTEE SUBSTITUTE SENATE BILL 1504 ON SECOND READING

On motion of Senator Seliger and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1504** at this time on its second reading:

CSSB 1504, Relating to the disposal of low-level radioactive waste at the Texas Low-Level Radioactive Waste Disposal Compact waste disposal facility.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1504** (Senate committee printing) as follows:

(1) In SECTION 2 of the bill, at the end of added Section 401.207(e-1), Health and Safety Code (page 2, line 17), between "limited" and the period, insert "2 regardless of whether the limit under Subsection (f) has been reached".

(2) In SECTION 5 of the bill, in added Section 401.245(g), Health and Safety Code (page 3, line 7), strike "an interested person" and substitute "a person affected".

(3) At the end of SECTION 6 of the bill, after added Section 401.2456(d), Health and Safety Code (page 3, between lines 49 and 50), insert:

(e) Rates set under this section must generate fees sufficient to meet the criteria for party state compact waste under Section 401.246(a).

The amendment to **CSSB 1504** was read and was adopted by a viva voce vote.

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

Senator Uresti offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 1504** (Senate committee printing) in SECTION 2 of the bill, at the end of added Section 401.207(d), Health and Safety Code (page 2, line 5), by adding: Before the license holder may accept nonparty compact waste for disposal, the commission must certify through a written evaluation that the waste is authorized for disposal under the license. If the disposal is not authorized under the license, the commission must inform the license holder of the license amendments necessary to authorize the disposal.

The amendment to **CSSB 1504** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 3

Amend **CSSB 1504** (Senate committee printing) as follows:

(1) In SECTION 2 of the bill, in added Section 401.207(b), Health and Safety Code (page 1, line 54), between "facility" and "nonparty", insert "approved".

(2) In SECTION 2 of the bill, following added Section 401.207(h), Health and Safety Code (page 2, between lines 29 and 30), insert the following:

(i) The Texas Low-Level Radioactive Waste Disposal Compact Commission by rule shall adopt procedures and forms for the approval of the importation of nonparty compact waste.

(j) An application for the approval of the importation of nonparty compact waste may be submitted to the Texas Low-Level Radioactive Waste Disposal Compact Commission only by the generator of the waste.

(3) In SECTION 3 of the bill, strike Subdivision (2) of added Section 401.208(b), Health and Safety Code (page 2, lines 41-42), and renumber remaining subdivisions accordingly.

The amendment to **CSSB 1504** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 3.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 4

Amend **CSSB 1504** (Senate committee printing) in SECTION 6 of the bill, in added Section 401.2456, Health and Safety Code (page 3, between lines 49 and 50), by inserting the following:

(e) A contract under this section must:

(1) be negotiated in good faith;

(2) conform to applicable antitrust statutes and regulations; and

(3) be nondiscriminatory.

The amendment to **CSSB 1504** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 4.

Senator Jackson offered the following amendment to the bill:

Floor Amendment No. 5

Amend **CSSB 1504** (Senate Committee printing) as follows:

(1) Strike SECTION 10, beginning on Page 5, lines 6-14 and renumber subsequent sections accordingly.

The amendment to **CSSB 1504** was read.

Senator Jackson withdrew Floor Amendment No. 5.

Senator Duncan offered the following amendment to the bill:

Floor Amendment No. 6

Amend **CSSB 1504** (Senate committee printing) in SECTION 10 of the bill as follows:

(1) In added Section 401.271(c), Health and Safety Code (page 5, line 10), strike "a radioactive or hazardous substance" and substitute "radioactive waste or elemental mercury".

(2) In added Section 401.271(c), Health and Safety Code (page 5, line 14), strike "substance" and substitute "waste or mercury".

(3) At the end of added Section 401.271(c), Health and Safety Code (page 5, line 14), add "This subsection applies only to the management of radioactive waste or elemental mercury at the compact waste disposal facility."

The amendment to **CSSB 1504** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 6.

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

CSSB 1504 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 1504 ON THIRD READING

Senator Seliger moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1504** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1504**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1504** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1605 ON SECOND READING**

Senator Seliger moved to suspend the regular order of business to take up for consideration **CSSB 1605** at this time on its second reading:

CSSB 1605, Relating to the Texas Low-Level Radioactive Waste Disposal Compact Commission.

The motion prevailed.

Senator Duncan asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1605** (Senate committee printing) in SECTION 4 of the bill as follows:

(1) In the recital (page 1, line 44), strike "403.007, 403.008, 403.009, 403.010, and 403.011" and substitute "403.0051, 403.0052, 403.0053, 403.0054, and 403.0055".

(2) Renumber added Sections 403.007, 403.008, 403.009, 403.010, and 403.011, Health and Safety Code (page 1, lines 46, 53, and 63, and page 2, lines 4 and 16, respectively), as added Sections 403.0051, 403.0052, 403.0053, 403.0054, and 403.0055, Health and Safety Code, respectively.

The amendment to **CSSB 1605** was read and was adopted by a viva voce vote.

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

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

CSSB 1605 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Nays: Duncan.

COMMITTEE SUBSTITUTE SENATE BILL 1605 ON THIRD READING

Senator Seliger moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1605** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Birdwell, Carona, Davis, Deuell, Ellis, Eltife, Estes, Fraser, Gallegos, Harris, Hegar, Hinojosa, Huffman, Jackson, Lucio, Nelson, Nichols, Ogden, Patrick, Rodriguez, Seliger, Shapiro, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Duncan, Wentworth.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1605**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1605** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1.

Nays: Duncan.

PERMISSION TO INTRODUCE BILLS AND RESOLUTION

On motion of Senator Whitmire and by unanimous consent, Senate Rule 7.07(b) was suspended to permit the introduction of the following bills and resolution: **SB 12, SB 1898, SCR 41.**

SENATE BILLS AND RESOLUTION ON FIRST READING

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

SB 12 by Shapiro, Davis, Duncan, Patrick, West

Relating to the flexibility of the board of trustees of a school district in the management and operation of public schools in the district.

To Committee on Education.

SB 1896 by Lucio

Relating to the designation of a portion of Farm-to-Market Road 907 in Hidalgo County as Rudy Villarreal Boulevard.

To Committee on Transportation and Homeland Security.

SB 1897 by Patrick

Relating to the creation of the Vintage Municipal Management District; providing authority to impose a tax, levy an assessment, and issue bonds.

To Committee on Intergovernmental Relations.

SB 1898 by Uresti

Relating to the appointment of a conservator for and authorizing the dissolution of the Bexar Metropolitan Water District; providing a penalty.

To Committee on Natural Resources.

SB 1899 by Nichols

Relating to compensation for services and reimbursement for expenses of a member of the board of directors of the Lake View Management and Development District.

To Committee on Intergovernmental Relations.

SB 1901 by Wentworth

Relating to the Hays Trinity Groundwater Conservation District.

To Committee on Natural Resources.

SB 1902 by Eltife

Relating to the Riverbend Water Resources District.

To Committee on Natural Resources.

SB 1903 by Eltife

Relating to the dissolution of the Riverbend Water Resources District.

To Committee on Natural Resources.

SCR 41 by Hinojosa

Designating the red drum as the official State Saltwater Fish of Texas.

To Committee on Administration.

HOUSE BILLS ON FIRST READING

The following bills received from the House were read first time and referred to the committees indicated:

- HB 149** to Committee on Jurisprudence.
- HB 200** to Committee on Criminal Justice.
- HB 350** to Committee on Criminal Justice.
- HB 361** to Committee on Intergovernmental Relations.
- HB 422** to Committee on Transportation and Homeland Security.
- HB 447** to Committee on Veteran Affairs and Military Installations.
- HB 457** to Committee on State Affairs.
- HB 462** to Committee on Jurisprudence.
- HB 478** to Committee on Transportation and Homeland Security.
- HB 549** to Committee on Jurisprudence.
- HB 805** to Committee on Transportation and Homeland Security.
- HB 824** to Committee on Health and Human Services.
- HB 843** to Committee on Intergovernmental Relations.
- HB 848** to Committee on Health and Human Services.
- HB 885** to Committee on Transportation and Homeland Security.
- HB 904** to Committee on Jurisprudence.
- HB 905** to Committee on Jurisprudence.
- HB 906** to Committee on Jurisprudence.
- HB 984** to Committee on Jurisprudence.
- HB 993** to Committee on Transportation and Homeland Security.
- HB 1110** to Committee on Intergovernmental Relations.
- HB 1251** to Committee on Transportation and Homeland Security.
- HB 1286** to Committee on Education.
- HB 1481** to Committee on Health and Human Services.
- HB 1551** to Committee on Natural Resources.
- HB 1703** to Committee on Education.
- HB 1844** to Committee on Administration.

**SENATE RULE 11.10(a) SUSPENDED
(Public Notice of Committee Meetings)**

On motion of Senator Fraser and by unanimous consent, Senate Rule 11.10(a) was suspended in order that the Committee on Natural Resources might meet today.

**SENATE RULE 11.10(a) SUSPENDED
(Public Notice of Committee Meetings)**

On motion of Senator Whitmire and by unanimous consent, Senate Rule 11.10(a) was suspended in order that the Committee on Criminal Justice might meet today.

**SENATE RULE 11.10(a) SUSPENDED
(Public Notice of Committee Meetings)**

On motion of Senator Harris and by unanimous consent, Senate Rule 11.10(a) was suspended in order that the Committee on Jurisprudence might meet today.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Nelson and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Finance Subcommittee on Medicaid might meet and consider **SB 23** today.

NOTICE GIVEN FOR
LOCAL AND UNCONTESTED CALENDAR

Senator Eltife announced that a Local and Uncontested Calendar had been furnished to each Member of the Senate. He then gave notice that the Local and Uncontested Calendar Session would be held at 8:00 a.m. tomorrow and that all bills and resolutions would be considered on second and third reading in the order in which they were listed.

SENATE RULE 11.13 SUSPENDED
(Consideration of Bills in Committees)

On motion of Senator Eltife and by unanimous consent, Senate Rule 11.13 was suspended to grant all committees permission to meet during the Local and Uncontested Calendar Session tomorrow.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Shapiro and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Education might meet and consider **SB 12** tomorrow.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 3:13 p.m. agreed to adjourn, in memory of Jeremy D. Smith, upon conclusion of the Local and Uncontested Calendar Session, until 11:00 a.m. tomorrow.

CO-AUTHOR OF SENATE BILL 434

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 434**.

CO-AUTHOR OF SENATE BILL 718

On motion of Senator Van de Putte, Senator West will be shown as Co-author of **SB 718**.

CO-AUTHORS OF SENATE BILL 726

On motion of Senator Rodriguez, Senators Ellis, Lucio, and Zaffirini will be shown as Co-authors of **SB 726**.

CO-AUTHOR OF SENATE BILL 743

On motion of Senator Hegar, Senator Van de Putte will be shown as Co-author of **SB 743**.

CO-AUTHORS OF SENATE BILL 1002

On motion of Senator Van de Putte, Senators Gallegos and Wentworth will be shown as Co-authors of **SB 1002**.

CO-AUTHOR OF SENATE BILL 1010

On motion of Senator Huffman, Senator Lucio will be shown as Co-author of **SB 1010**.

CO-AUTHOR OF SENATE BILL 1100

On motion of Senator Shapiro, Senator Harris will be shown as Co-author of **SB 1100**.

CO-AUTHOR OF SENATE BILL 1311

On motion of Senator Lucio, Senator Van de Putte will be shown as Co-author of **SB 1311**.

CO-AUTHOR OF SENATE BILL 1812

On motion of Senator Nichols, Senator Davis will be shown as Co-author of **SB 1812**.

CO-AUTHOR OF SENATE BILL 1831

On motion of Senator Wentworth, Senator Nichols will be shown as Co-author of **SB 1831**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Congratulatory Resolutions

SR 748 by Watson, Recognizing the Elisabet Ney Museum in Austin on the occasion of its 100th anniversary.

SR 757 by Gallegos, Commending the sponsors and organizers of the 2011 Houston Spanish and Flamenco Festival.

SR 759 by Lucio, Recognizing the dedication of the Joe G. Rivera and Aurora De La Garza Cameron County Building.

SR 761 by Shapiro, Recognizing Congregation Shearith Israel for its more than 125 years of service to the Jewish community in Dallas.

SR 762 by Van de Putte, Recognizing Westover Hills Assembly of God on the occasion of its 25th anniversary.

SR 764 by Hinojosa, Recognizing Del Mar College in Corpus Christi on the occasion of its 75th anniversary.

SR 765 by Uresti, Recognizing the sixth class of the Senator Gregory Luna Legislative Scholars and Fellows Program.

SR 766 by Watson, Congratulating Ronnie D. Shores for receiving the 2011 Student of the Year Award from Communities In Schools of Texas.

SR 767 by Watson, Congratulating Jenny Grow for receiving the 2011 Teacher of the Year Award from Communities In Schools of Texas.

SR 768 by Watson, Congratulating Reyna Rivera for receiving the Parent of the Year Award from Communities In Schools of Texas.

SR 769 by Watson, Congratulating Suki Steinhauser for receiving the Executive Director of the Year Award from Communities In Schools of Texas.

RECESS

On motion of Senator Whitmire, the Senate at 3:13 p.m. recessed until 8:00 a.m. tomorrow for the Local and Uncontested Calendar Session.

APPENDIX

COMMITTEE REPORTS

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

April 13, 2011

EDUCATION — **CSSB 718**

TRANSPORTATION AND HOMELAND SECURITY — **CSSB 266, CSSB 1065**

EDUCATION — **CSSB 1620**

STATE AFFAIRS — **CSSB 511, CSSB 1661**

JURISPRUDENCE — **SB 1752**

NATURAL RESOURCES — **CSSB 15**

BUSINESS AND COMMERCE — **SB 1054, SB 1229, SB 1433, SB 1568**

AGRICULTURE AND RURAL AFFAIRS — **CSSB 1357, CSSB 958, HB 612, HB 613, SB 1356, SB 1480, SB 1435, SB 616, CSSB 1255**

STATE AFFAIRS — **CSHB 15**

NATURAL RESOURCES — **CSSB 1250, SB 635, SB 636, SB 1295, SB 1296, SB 1741**

EDUCATION — **SB 149**

GOVERNMENT ORGANIZATION — **CSSB 1618**

BUSINESS AND COMMERCE — **CSSB 1300, CSSB 1332**

STATE AFFAIRS — **CSSB 1565**

EDUCATION — **CSSB 866, CSSB 1113, CSSB 1619**

TRANSPORTATION AND HOMELAND SECURITY — **CSSB 1401, CSSB 267**

JURISPRUDENCE — CSSB 1026**BILLS AND RESOLUTION ENGROSSED**April 12, 2011**SB 202, SB 449, SB 694, SB 746, SB 758, SB 904, SB 1304, SB 1349, SB 1490, SJR 16****BILLS AND RESOLUTIONS ENROLLED**April 12, 2011**SB 115, SB 569, SR 725, SR 747, SR 749, SR 750, SR 751, SR 752, SR 753, SR 754, SR 756****SENT TO GOVERNOR**April 13, 2011**SB 115, SB 569**