

SENATE JOURNAL

EIGHTIETH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

THIRTY-NINTH DAY

(Tuesday, April 10, 2007)

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

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

Absent-excused: Gallegos.

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

The Reverend Dr. Mark Denison, First Baptist Church, Gainesville, offered the invocation as follows:

Our Father and God, we approach Your throne with both reverence and humility on behalf of our state, her people, and this governing body. We recognize You as the giver of life and the author of wisdom. It is that wisdom that we seek today for each representative in this great body. We are grateful that You have chosen to be involved in the affairs of man, and we are mindful that You care about the deliberations of this day. May each Member of this distinguished body seek Your favor and Your leadership in making the critical decisions that affect millions of lives beyond these walls. We pray that Your very presence might fill this place, that each Member will walk humbly before their God and reflect the love that sent our savior to the cross. Give us unity in the midst of diversity, and may that which binds us together always be stronger than that which might threaten to divide us. For the opportunity to serve You and our fellow Texans, we give You thanks. We pray that You will be honored by all that takes place in these historic halls today. Bless the work of this body and the citizens of our wonderful state. We offer this prayer in the name of Jesus Christ, our savior and lord. Amen.

Senator Wentworth moved that the reading of the Journal of the proceedings of Wednesday, April 4, 2007, be dispensed with and the Journal be approved as printed.

The motion prevailed without objection.

LEAVE OF ABSENCE

On motion of Senator Wentworth, Senator Gallegos was granted leave of absence for today on account of illness.

CO-AUTHOR OF SENATE BILL 280

On motion of Senator Gallegos, Senator Carona will be shown as Co-author of **SB 280**.

CO-AUTHORS OF SENATE BILL 785

On motion of Senator Shapiro, Senators Harris and Williams will be shown as Co-authors of **SB 785**.

CO-AUTHOR OF SENATE BILL 1031

On motion of Senator Shapiro, Senator Patrick will be shown as Co-author of **SB 1031**.

CO-AUTHOR OF SENATE BILL 1176

On motion of Senator Ellis, Senator Uresti will be shown as Co-author of **SB 1176**.

MESSAGE FROM THE HOUSE**HOUSE CHAMBER**

Austin, Texas

April 10, 2007

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 54, Relating to the advertising, promoting, and conducting of certain live musical performances; providing a civil penalty.

HB 73, Relating to the protection of customer telephone records; providing a penalty.

HB 85, Relating to credit card marketing activities at postsecondary educational institutions; providing a civil penalty.

HB 90, Relating to the acceptance of certain identification for release of a motor vehicle by vehicle storage facilities.

HB 109, Relating to eligibility for and information regarding the child health plan program.

HB 126, Relating to the offense of engaging in organized criminal activity.

HB 177, Relating to provision of hot water service to residential rental units.

HB 233, Relating to a waiver or reduction of concealed handgun license fees for certain members and veterans of the military.

HB 239, Relating to public use of computers in certain local public libraries.

HB 308, Relating to the use of laser sighting devices by hunters who are legally blind.

HB 310, Relating to the transfer of registration and removal of license plates for the sale or transfer of used vehicles.

HB 421, Relating to the creation of the office of criminal district attorney of Fannin County and to the abolition of the office of county attorney of Fannin County.

HB 425, Relating to the instructional requirements for education services provided in a juvenile residential facility operated by a juvenile board or under contract with the Texas Youth Commission.

HB 473, Relating to the application of certain fee guidelines to health care provided under the workers' compensation system.

HB 519, Relating to the creation of a trust for the management of an incapacitated person's estate.

HB 570, Relating to the use of motor vehicle registration or license plate information collected by a toll project entity.

HB 581, Relating to exempting from certain employment restrictions the employment of certain children engaged in the direct sale of newspapers to the general public.

HB 590, Relating to standards of conduct for and conflicts of interest of state officers and employees.

HB 604, Relating to the appraisal for ad valorem tax purposes of certain land used for wildlife management under a conservation easement.

HB 621, Relating to the exemption from ad valorem taxation of tangible personal property held temporarily at a location in this state for assembling, storing, manufacturing, processing, or fabricating purposes.

HB 638, Relating to the issuance of identification cards to certain retired peace officers and to the eligibility of certain retired peace officers to obtain a weapons proficiency certificate.

HB 688, Relating to a credit or refund for diesel fuel taxes paid on diesel fuel used in this state by auxiliary power units or power take-off equipment.

HB 716, Relating to mortgage fraud; providing criminal penalties.

HB 732, Relating to recording requirements for certain documents.

HB 764, Relating to the collection of a family protection fee.

HB 776, Relating to the delivery of a child taken into custody under the juvenile justice system to a school official.

HB 842, Relating to public access to personal financial statements filed by judges and justices.

- HB 953**, Relating to the appointment of the superintendent of juvenile detention facilities in Wichita County.
- HB 959**, Relating to the statute of limitations for the offense of injury to a child.
- HB 964**, Relating to allowing certain students to carry a weapon while en route to and from a law enforcement class.
- HB 967**, Relating to the reappraisal for ad valorem tax purposes of agricultural or open-space land on which the Texas Animal Health Commission has established a temporary quarantine for ticks.
- HB 968**, Relating to the display of vehicle license plates.
- HB 1044**, Relating to the delivery of voter registration certificates.
- HB 1045**, Relating to designating April as Child Safety Month.
- HB 1093**, Relating to the offense of funeral service disruption.
- HB 1164**, Relating to the presentation of Star of Texas awards to federal law enforcement officers and special agents who are killed or sustain serious or fatal injuries while assisting state or local law enforcement agencies in this state.
- HB 1235**, Relating to the regulation by the Texas Commission on Environmental Quality of the idling of a motor vehicle while the driver is using the vehicle's sleeper berth.
- HB 1254**, Relating to environmental permitting fees and electronic reporting.
- HB 1346**, Relating to continuing education for truancy magistrates in certain counties.
- HB 1390**, Relating to a firefighters' relief and retirement fund in certain municipalities.
- HB 1446**, Relating to the period for preserving precinct election records.
- HB 1449**, Relating to designating November as Lung Cancer Awareness Month.
- HB 1505**, Relating to a fee to support intercollegiate athletics at The University of Texas at Brownsville.
- HB 1560**, Relating to liability of a governmental unit for certain recreational activities.
- HB 1565**, Relating to the governing body, boundaries, and functions of the Bexar Metropolitan Water District.
- HB 1594**, Relating to expedited credentialing for certain physicians providing services under a managed care plan.
- HB 1618**, Relating to a credit or refund for diesel fuel taxes paid on diesel fuel used in this state by certain oil field well service equipment.
- HB 1622**, Relating to the reporting of certain grievances by school district employees.
- HB 1682**, Relating to designating Farm-to-Market Road 2004 in Brazoria County the Jason Oliff Memorial Highway.
- HB 1710**, Relating to the administration of community property.

HB 1717, Relating to the identification requirements for any device with the appearance of a fire hydrant that is nonfunctioning or otherwise unavailable for use in a fire emergency.

HB 1766, Relating to the punishment for theft of aluminum, bronze, or copper wiring.

HB 1820, Relating to the authority to impose a county hotel occupancy tax and to the maximum rate of the tax.

HB 1841, Relating to the presumption of validity of an act or proceeding of a navigation district, its governing body, or certain corporations of the district.

HB 1852, Relating to the authority of a county to regulate the installation and use of lighting in certain areas.

HB 1887, Relating to the punishment for and prevention of the offense of burglary of vehicles.

HB 1899, Relating to the sale of certain real property at an ad valorem tax sale and to the right of redemption in connection with that real property.

HB 1947, Relating to the designation of the structure on Interstate 30 connecting the east and west levee of the Trinity River as the Margaret McDermott Bridge.

HB 2005, Relating to liability of certain physical therapists, physical therapist assistants, occupational therapists, and occupational therapy assistants who voluntarily provide health care services.

HB 2024, Relating to the continuation and functions of the Texas Veterinary Medical Diagnostic Laboratory.

HB 2252, Relating to provision of health-related services, health care information, and incentives promoting disease prevention, wellness, and health by certain insurers and related entities and certain health care providers.

HB 2282, Relating to the issuance of Legion of Merit specialty license plates.

HB 2288, Relating to the application of the professional prosecutors law to the district attorney for the 109th Judicial District.

HB 2296, Relating to the designation of a portion of State Highway 130 in Williamson, Travis, Caldwell, and Guadalupe Counties in honor of former United States Congressman J. J. "Jake" Pickle as the Pickle Parkway.

HB 2322, Relating to the rate of the hotel occupancy tax imposed by certain counties without a municipality.

HB 2352, Relating to a registered property tax consultant.

HB 2507, Relating to providing notice to certain beneficiaries under a decedent's will.

HCR 9, In memory of Cecil B. "Poss" Long of Paris, Texas.

HCR 10, In memory of Mattie Katherine Bills of Paris, Texas.

HCR 145, Celebrating the 60th anniversary of LeTourneau University.

HCR 146, Honoring Dr. Alvin O. Austin on his retirement as president of LeTourneau University.

HCR 158, Congratulating the Mart Panthers football team on winning the 2006 2A State Championship.

HCR 160, In memory of Robert Bruce Staples, Jr., of Paris, Texas.

SB 135, Relating to the ability of public school employees to communicate with members of a school district board of trustees.

SB 330, Relating to enforcement of certain vehicle weight and safety requirements by a noncommissioned employee of the Department of Public Safety of the State of Texas.

SB 332, Relating to the responsibility of an employer in relation to a person who drives a commercial motor vehicle; providing a criminal penalty.

SCR 36, Recognizing United Parcel Service of America, Incorporated, on the occasion of its 100th anniversary.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

PHYSICIAN OF THE DAY

Senator Fraser was recognized and presented Dr. Gil Grimes of Troy as the Physician of the Day.

The Senate welcomed Dr. Grimes and thanked him for his participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

BILL SIGNED

The Presiding Officer announced the signing of the following enrolled bill in the presence of the Senate after the caption had been read: **SB 300**.

GUESTS PRESENTED

Senator Ellis was recognized and introduced to the Senate Curtis Giles, James Waller, Brandon Moon, and Chris Ochoa, who are exonerated prisoners.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Eltife was recognized and introduced to the Senate a delegation of citizens representing the Gilmer Area Chamber of Commerce.

The Senate welcomed its guests.

REPORT OF COMMITTEE ON NOMINATIONS

Senator Jackson submitted the following report from the Committee on Nominations:

We, your Committee on Nominations, to which were referred the following appointments, have had same under consideration and report them back to the Senate with a recommendation that they be confirmed:

Judge, 3rd Judicial District Court, Anderson, Henderson, and Houston Counties: Mark Alan Calhoun, Anderson County.

Judge, 430th Judicial District Court, Hidalgo County: Thomas P. Wingate, Hidalgo County.

Members, Advisory Board of Athletic Trainers: David R. Schmidt, Bexar County; Rebecca Spurlock, Tarrant County; Michael Alan Waters, Angelina County; David J. Weir, Brazos County.

Members, Board of Pilot Commissioners for Galveston County Ports: Vandy Anderson, Galveston County; Edgar A. Bircher, Galveston County; Elizabeth A. Iles, Galveston County; Edward A. "Eddie" Janek, Galveston County; Diane Hemmig Kerkhove, Galveston County.

Members, State Commission on Judicial Conduct: Ernie Houdashell, Randall County; Thomas Lawrence, Harris County.

Members, Texas Commission of Licensing and Regulation: Mike Arismendez, Jr., Lubbock County; Lewis J. Benavides, Denton County; Frank S. Denton, Montgomery County; Lilian Norman-Keeney, Harris County.

Members, Texas Council on Autism and Pervasive Developmental Disorders: Margaret Hasse Cowen, Bexar County; Richard E. Garnett, Ph.D., Tarrant County; Donna Nelson Geiger, Williamson County; Anna Penn Hundley, Dallas County; Opal Irvin, Lee County; Frank Christian McCamant, Travis County; Manuel Macedonio Vela, Cameron County.

Members, Texas Guaranteed Student Loan Corporation Board of Directors: Iván Arturo Andarza, Travis County; Yvonne Batts, Taylor County; Frank Houston "Skip" Landis, Brazos County; Connie Sue Sitterly, Ed.D., Tarrant County; Phil W. Worley, Webb County.

Members, Texas State Board of Podiatric Medical Examiners: Doris A. Couch, Johnson County; Travis A. Motley, Tarrant County; Ana Urukalo, Travis County.

Members, Upper Guadalupe River Authority Board of Directors: Lana M. Edwards, Kerr County; Mike Boyd McKenzie, Kerr County; Karol A. Schreiner, Kerr County.

NOTICE OF CONSIDERATION OF NOMINATIONS

Senator Jackson gave notice that he would tomorrow at the conclusion of morning call submit to the Senate for consideration nominations to agencies, boards, and commissions of the state.

SENATE BILLS ON FIRST READING

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

SB 1995 by Van de Putte

Relating to dropout rates in public schools.

To Committee on Education.

SB 1996 by Jackson

Relating to the regulation of amusement redemption machines and the locations in which amusement redemption machines are operated; providing criminal penalties.
To Committee on State Affairs.

SB 1997 by Jackson

Relating to the creation of the Galveston County Municipal Utility District No. 65; providing authority to impose a tax and issue bonds; granting the power of eminent domain.
To Committee on Intergovernmental Relations.

SB 1998 by Jackson

Relating to the creation of the Harris County Municipal Utility District No. 509; providing authority to impose a tax and issue bonds.
To Committee on Intergovernmental Relations.

SB 1999 by Jackson

Relating to the creation of the NASA Area Management District; providing authority to impose an assessment, impose a sales and use tax, and issue bonds.
To Committee on Intergovernmental Relations.

SB 2000 by Eltife

Relating to a program to reduce the emissions of nitrogen oxides from certain stationary compressor engines.
To Committee on Natural Resources.

SB 2002 by Estes

Relating to the creation of the Rolling V Ranch Water Control and Improvement District No. 1 of Wise County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.
To Committee on Intergovernmental Relations.

SB 2003 by Estes

Relating to the creation of the King's Crossing Municipal Utility District of Grayson County; providing authority to impose a tax and issue bonds; granting the power of eminent domain.
To Committee on Intergovernmental Relations.

SB 2004 by Estes

Relating to the creation of the Denton County Municipal Utility District No. 7; providing authority to impose a tax and issue bonds; granting the power of eminent domain.
To Committee on Intergovernmental Relations.

HOUSE RESOLUTION ON FIRST READING

The following resolution received from the House was read first time and referred to the committee indicated:

HCR 139 to Committee on Veteran Affairs and Military Installations.

CONCLUSION OF MORNING CALL

The Presiding Officer, Senator Whitmire in Chair, at 11:29 a.m. announced the conclusion of morning call.

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

Senator Seliger moved to suspend the regular order of business to take up for consideration **CSSB 652** at this time on its second reading:

CSSB 652, Relating to professional staff salaries paid by school districts that establish a local minimum hiring schedule.

The motion prevailed.

Senators 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 and 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: Van de Putte, West, Zaffirini.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 652 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 652** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Shapleigh, Uresti, Watson, Whitmire, Williams.

Nays: Van de Putte, Wentworth, West, Zaffirini.

Absent-excused: Gallegos.

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.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 27, Nays 3.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Shapleigh, Uresti, Watson, Wentworth, Whitmire, Williams.

Nays: Van de Putte, West, Zaffirini.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 523 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 523** at this time on its second reading:

CSSB 523, Relating to student services building fees at The University of Texas of the Permian Basin.

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 except as follows:

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 523 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 523** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

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 523**, 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 523** 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.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 8 ON SECOND READING**

Senator Janek moved to suspend the regular order of business to take up for consideration **CSSB 8** at this time on its second reading:

CSSB 8, Relating to random testing of certain high school students for steroid use and training of certain public school employees regarding steroid use.

The motion prevailed.

Senators Harris, Patrick, and Williams asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator West offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 8** in SECTION 2 of the bill, in added Section 33.091(d), Education Code (committee printing, page 1, line 63, through page 2, line 2), by striking added Subdivision (2) and substituting the following::

(2) provide for the selection of specific students described by Subdivision (1) for testing through a process that randomly selects students from a single pool consisting of all students who participate in any activity for which the league sponsors or sanctions athletic competitions;

The amendment to **CSSB 8** 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 except as follows:

Absent-excused: Gallegos.

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

CSSB 8 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: Harris, Patrick, Williams.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 8 ON THIRD READING**

Senator Janek moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 8** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Seliger, Shapiro, Shapleigh, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Harris, Patrick, Wentworth, Williams.

Absent-excused: Gallegos.

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 8**, 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 8** 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.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 27, Nays 3.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Seliger, Shapiro, Shapleigh, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Zaffirini.

Nays: Harris, Patrick, Williams.

Absent-excused: Gallegos.

**SENATE RULE 7.12(a) SUSPENDED
(Printing of Bills)**

On motion of Senator Ogden and by unanimous consent, Senate Rule 7.12(a) was suspended and the committee report for **HB 1** was ordered not printed.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Shapleigh and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Subcommittee on Base Realignment and Closure might meet and consider the following bills today:

SB 1237, SB 1743, SB 1746, SB 1956.

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

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

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Zaffirini and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Subcommittee on Higher Education might meet and consider the following bills today: **SB 1131, SB 1571.**

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolution

HCR 59 (Van de Putte), In memory of Brigadier General Robert F. McDermott of San Antonio.

Welcome and Congratulatory Resolutions

SR 652 by Ellis, Commending William Joseph Marshak for achieving the rank of Eagle Scout.

SR 653 by Watson, Recognizing Jody Conrath on the occasion of her retirement from The University of Texas at Austin.

SR 655 by Ellis, Commending Andrew Davidson Stubbs for achieving the rank of Eagle Scout.

SR 656 by Ellis, Commending Jessica Walker for earning a Girl Scout Gold Award.

SR 657 by Ellis, Commending Kimberly Amaza Marchand for earning a Girl Scout Gold Award.

SR 658 by Ellis, Commending Nikita Monique Morrow for earning a Girl Scout Gold Award.

SR 659 by West, Congratulating Joseph Goldstein for receiving a Research!America Builders of Science Award.

SR 660 by West, Congratulating Donald Seldin for receiving a Research!America Builders of Science Award.

SR 661 by Harris, Recognizing James W. Callicutt on the occasion of his retirement from The University of Texas at Arlington.

SR 662 by Watson, Recognizing Mount Sinai Missionary Baptist Church in Austin on the occasion of its 108th anniversary.

SR 664 by Shapiro, Congratulating Deanna Mei of Plano for being named one of Texas' top youth volunteers for 2007 by the Prudential Spirit of Community Awards program.

SR 665 by West, Congratulating Michael Brown for receiving a Research!America Builders of Science Award.

HCR 60 (Van de Putte), Honoring attorney Al Kauffman for his vital contributions in the areas of education and civil rights.

HCR 101 (Ellis), Honoring Deetrice Wallace for being named the 2007 Harris County Teacher of the Year.

HCR 118 (Van de Putte), Welcoming Lieutenant General Ricardo S. Sanchez home to Texas following his retirement from the U.S. Army.

HCR 122 (Ellis), Honoring Charles "Tex" Harrison of the Harlem Globetrotters.

HCR 145 (Eltife), Celebrating the 60th anniversary of LeTourneau University.

HCR 146 (Eltife), Honoring Dr. Alvin O. Austin on his retirement as president of LeTourneau University.

Official Designation Resolution

SR 654 by Watson, Declaring April 24 Texas Juvenile Justice Day 2007.

ADJOURNMENT

On motion of Senator Wentworth, the Senate at 11:57 a.m. adjourned, in memory of John Hernandez, community liaison for Senator Gallegos, until 11:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

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

April 10, 2007

STATE AFFAIRS — **CSSB 561, CSSB 816, CSSB 1039, CSSB 1068, CSSB 1499**

INTERNATIONAL RELATIONS AND TRADE — **CSSB 781**

CRIMINAL JUSTICE — **SB 157, SB 183, SB 629, SB 1203, SB 1315, SB 1780**

STATE AFFAIRS — **CSSB 74**

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — **SCR 17, SCR 37, SCR 46**

JURISPRUDENCE — **SB 705, SB 706, SB 1412, SB 1413, SB 1416, SB 1623, SB 1624, SB 1744**

GOVERNMENT ORGANIZATION — **CSSB 909, CSSB 1036, CSSB 1310, CSSB 1533**

EDUCATION — **CSSB 1433, CSSB 1490, CSSB 1644**

GOVERNMENT ORGANIZATION — **CSSB 445**

CRIMINAL JUSTICE — **CSSB 109, CSSB 691, SB 807, SB 839 (Amended), CSSB 885, CSSB 1470, CSSB 1655, CSSB 1722, SB 1750 (Amended), CSSB 1909**

BUSINESS AND COMMERCE — **CSSB 46, CSSB 607, CSSB 645, CSSB 1426, CSSB 1389, CSSB 224, SB 1089, CSSB 1105, SB 1424, SB 1425, SB 1809**

TRANSPORTATION AND HOMELAND SECURITY — **HB 1447, SB 1354, SB 1363, SB 1828, CSSB 1372**

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — **CSSB 363, CSSB 1454**

HEALTH AND HUMAN SERVICES — **CSSB 10, CSSB 569**

JURISPRUDENCE — **CSSB 1072, CSSB 1297, CSSB 1309, CSSB 1519, CSSB 1555**

FINANCE — **CSHB 1**

