

# SENATE JOURNAL

EIGHTIETH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**SIXTY-THIRD DAY**

(Continued)

(Thursday, May 17, 2007)

**AFTER RECESS**

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

**SESSION HELD FOR  
LOCAL AND UNCONTESTED CALENDAR**

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

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

**HB 125** (Van de Putte)

Relating to tuition and fee exemptions for the children of certain military personnel.  
(viva voce vote) (31-0) (31-0)

**CSHB 273** (Harris)

Relating to certain contracts and purchasing procedures for school districts.  
(viva voce vote) (31-0) (31-0)

**HB 386** (Hegar)

Relating to the repeal of the law creating the Texas Deepwater Port Authority.  
(viva voce vote) (31-0) (31-0)

**HB 425** (Hinojosa)

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

**HB 496** (Hegar)

Relating to mileage reimbursement for soil and water conservation district directors and delegates.

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

**HB 576** (Ellis)

Relating to the bid bond form of bid deposit for certain special district construction projects.

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

**CSHB 902** (Estes)

Relating to a student fitness and recreational fee at Texas Woman's University.

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

**CSHB 921** (Ellis)

Relating to the sharing of information among state agencies.

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

**HB 1023** (Watson)

Relating to grants made by the Texas Commission on the Arts.

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

**(Senator Van de Putte in Chair)**

**HB 1045** (Zaffirini)

Relating to designating April as Child Safety Month.

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

**HB 1100** (Lucio)

Relating to cancellation of a subdivision plat under certain circumstances.

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

**HB 1138** (Watson)

Relating to the authority of the General Land Office to accept grants.

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

**HB 1178** (Ellis)

Relating to procedures applicable to waivers of the right to counsel in certain adversary judicial proceedings that may result in punishment by confinement.

(viva voce vote) Patrick "Nay" (30-1) Patrick "Nay" (30-1) Patrick "Nay"

**HB 1365** (Whitmire)

Relating to residency requirements for holders of a promotional alcoholic beverage permit.

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

**HB 1382** (Shapiro)

Relating to authorizing the sale of certain real property held by the Department of Public Safety.

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

**HB 1401** (Gallegos)

Relating to the powers and duties of the Harris County Municipal Utility District No. 402 regarding road projects; providing authority to impose a tax and issue bonds.  
(viva voce vote) (31-0) (31-0)

**CSHB 1471** (Brimer)

Relating to resource sharing among certain political subdivisions, including regional planning commissions, during a disaster.  
(viva voce vote) (31-0) (31-0)

**HB 1497** (Williams)

Relating to the consequences of the failure by a person requesting information under the public information law to timely respond to certain written communications from a governmental body.  
(viva voce vote) (31-0) (31-0)

**HB 1741** (Janek)

Relating to certain investments by insurance companies and related organizations.  
(viva voce vote) (31-0) (31-0)

**HB 1787** (Watson)

Relating to the determination of title to real property through a declaratory judgment.  
(viva voce vote) (31-0) (31-0)

**(Senator Seliger in Chair)****HB 1820** (Williams)

Relating to the authority to impose a county hotel occupancy tax and to the maximum rate of the tax.  
(viva voce vote) (31-0) (31-0)

**HB 1844** (Janek)

Relating to the administration of certain tests to home-schooled students by school districts.  
(viva voce vote) (31-0) (31-0)

**HB 1871** (Fraser)

Relating to information obtained regarding the sale of plastic bulk merchandise containers; providing civil penalties.  
(viva voce vote) (31-0) (31-0)

**HB 1910** (Watson)

Relating to the seizure of personal property for the payment of ad valorem taxes.  
(viva voce vote) (31-0) (31-0)

**CSHB 1973** (Nelson)

Relating to certain duties of the Texas Medical Board in licensing and expert testimony.  
(viva voce vote) (31-0) (31-0)

**HB 2212** (Zaffirini)

Relating to the authority to consolidate municipalities.  
(viva voce vote) (31-0) (31-0)

**HB 2338** (Gallegos)

Relating to the authority of certain municipalities to regulate a vehicle operating as a limousine.

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

**HB 2393** (Janek)

Relating to the investment and management of assets held in a prepaid funeral benefits trust.

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

**CSHB 2458** (Brimer)

Relating to the continuation and functions of the Texas Structural Pest Control Board.

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

**HB 2514** (West)

Relating to the creation of an arts and entertainment district by a populous municipality.

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

**HB 2799** (Van de Putte)

Relating to the applicability of the Texas Local Fire Fighters Retirement Act.

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

**(Senator Uresti in Chair)****HB 3084** (Deuell)

Relating to the municipal street maintenance sales tax.

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

**HB 3138** (Ellis)

Relating to the authority to operate a mobile food unit, roadside food vendor, or temporary food service establishment in certain counties.

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

**CSHB 3140** (Shapleigh)

Relating to the review and functions of the Veterans' Land Board.

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

**HB 3191** (West)

Relating to the exemption from ad valorem taxation of certain property used to provide low-income housing.

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

**HB 3226** (West)

Relating to the equalization of property wealth in certain school districts.

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

**HCR 136** (Deuell)

Designating the Ghostriders as the official Rodeo Drill Team of Texas.

(viva voce vote)

**HCR 137** (Fraser)

Designating the Barnie McBee Memorial Cook-off in Comanche as the official North Central Texas Regional Championship Barbecue Cook-off.

(viva voce vote)

**HCR 159** (Shapleigh)

Requesting that the governor, lieutenant governor, and speaker appoint a select commission on higher education and global competitiveness.

(viva voce vote)

**CSSB 1024** (Wentworth)

Relating to the requirements for appointment as a visiting statutory probate court judge.

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

**(Senator Brimer in Chair)****CSSB 2044** (Gallegos)

Relating to the creation of the Harris County Improvement District No. 9; providing authority to impose a tax and issue bonds.

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

**BILLS REMOVED FROM  
LOCAL AND UNCONTESTED CALENDAR**

Senator Patrick and Senator Brimer requested in writing that **HB 693** be removed from the Local and Uncontested Calendar.

Senator Patrick and Senator Brimer requested in writing that **HB 2163** be removed from the Local and Uncontested Calendar.

Senator Patrick and Senator Brimer requested in writing that **HB 2546** be removed from the Local and Uncontested Calendar.

Senator Patrick and Senator Brimer requested in writing that **HB 3601** be removed from the Local and Uncontested Calendar.

Senator Ellis, author of the bill, requested in writing that **SB 1975** be removed from the Local and Uncontested Calendar.

Senator Janek and Senator Brimer requested in writing that **SB 2057** be removed from the Local and Uncontested Calendar.

**ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 8:24 a.m. adjourned until 9:00 a.m. today.

