

# SENATE JOURNAL

EIGHTY-FIRST LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**THIRTIETH DAY**

(Tuesday, March 31, 2009)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by President Pro Tempore Duncan.

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

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

The Most Reverend Oscar Cantú, Catholic Archdiocese of San Antonio, offered the invocation as follows:

Good and gracious God, the sacred scriptures tell us that You created a world that was good and that You crowned the world with mankind, whom You created in Your own image and likeness. We are born into families. This was by Your design, to reflect Your marvelous wisdom, for You are a God of love, graciousness, and unity. We see in nature the wisdom of Your creation. We discern laws in creation that are in conformity with Your goodness. We ask that You guide us with that same wisdom with which You designed the universe. Help us to create a society on Earth that reflects Your will. You extend Your care especially for the most vulnerable, for the poor and outcast, for the stranger and visitor, the sick and those yet to be born. You offer forgiveness to the sinner, love and compassion for all. May our own laws reflect the wisdom of Your divine laws and designs, laws of freedom and compassion, of truth and dignity. Give us clarity to discern Your wisdom, an untiring resolve for justice, compassion for the weak, love for truth, respect for every human person. Thus, our communities reflect Your own life of justice, love, and compassion. We ask all of this in Your sacred name. Amen.

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

The motion prevailed without objection.

**CO-AUTHOR OF SENATE BILL 69**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 69**.

**CO-AUTHOR OF SENATE BILL 82**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 82**.

**CO-AUTHOR OF SENATE BILL 83**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 83**.

**CO-AUTHOR OF SENATE BILL 98**

On motion of Senator Lucio, Senator Zaffirini will be shown as Co-author of **SB 98**.

**CO-AUTHOR OF SENATE BILL 100**

On motion of Senator Lucio, Senator Zaffirini will be shown as Co-author of **SB 100**.

**CO-AUTHOR OF SENATE BILL 277**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 277**.

**CO-AUTHOR OF SENATE BILL 298**

On motion of Senator Carona, Senator West will be shown as Co-author of **SB 298**.

**CO-AUTHOR OF SENATE BILL 344**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 344**.

**CO-AUTHOR OF SENATE BILL 461**

On motion of Senator Gallegos, Senator Uresti will be shown as Co-author of **SB 461**.

**CO-AUTHOR OF SENATE BILL 491**

On motion of Senator West, Senator Uresti will be shown as Co-author of **SB 491**.

**CO-AUTHORS OF SENATE BILL 780**

On motion of Senator Watson, Senators Carona and Lucio will be shown as Co-authors of **SB 780**.

**CO-AUTHOR OF SENATE BILL 786**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 786**.

**CO-AUTHOR OF SENATE BILL 788**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 788**.

**CO-AUTHORS OF SENATE BILL 847**

On motion of Senator Averitt, Senators Van de Putte and Zaffirini will be shown as Co-authors of **SB 847**.

**CO-AUTHOR OF SENATE BILL 898**

On motion of Senator Shapleigh, Senator Shapiro will be shown as Co-author of **SB 898**.

**CO-AUTHOR OF SENATE BILL 983**

On motion of Senator Davis, Senator Zaffirini will be shown as Co-author of **SB 983**.

**CO-AUTHOR OF SENATE BILL 987**

On motion of Senator Shapiro, Senator Zaffirini will be shown as Co-author of **SB 987**.

**CO-AUTHOR OF SENATE BILL 1022**

On motion of Senator Ellis, Senator Shapleigh will be shown as Co-author of **SB 1022**.

**CO-AUTHOR OF SENATE BILL 1075**

On motion of Senator Van de Putte, Senator Davis will be shown as Co-author of **SB 1075**.

**CO-AUTHOR OF SENATE BILL 1292**

On motion of Senator Hinojosa, Senator Lucio will be shown as Co-author of **SB 1292**.

**CO-AUTHOR OF SENATE BILL 1332**

On motion of Senator Nelson, Senator Uresti will be shown as Co-author of **SB 1332**.

**CO-AUTHOR OF SENATE BILL 1344**

On motion of Senator Watson, Senator Zaffirini will be shown as Co-author of **SB 1344**.

**CO-AUTHOR OF SENATE BILL 1489**

On motion of Senator Watson, Senator Zaffirini will be shown as Co-author of **SB 1489**.

**CO-AUTHORS OF SENATE BILL 1537**

On motion of Senator Van de Putte, Senators Davis and Shapleigh will be shown as Co-authors of **SB 1537**.

**CO-AUTHORS OF SENATE BILL 1538**

On motion of Senator Van de Putte, Senators Davis and Shapleigh will be shown as Co-authors of **SB 1538**.

**CO-AUTHOR OF SENATE BILL 1576**

On motion of Senator Shapiro, Senator West will be shown as Co-author of **SB 1576**.

**CO-AUTHOR OF SENATE BILL 1611**

On motion of Senator Davis, Senator Lucio will be shown as Co-author of **SB 1611**.

**CO-AUTHORS OF SENATE BILL 1668**

On motion of Senator Nichols, Senators Eltife and Williams will be shown as Co-authors of **SB 1668**.

**CO-AUTHOR OF SENATE BILL 2402**

On motion of Senator Davis, Senator Nelson will be shown as Co-author of **SB 2402**.

**CO-AUTHOR OF SENATE BILL 2467**

On motion of Senator Patrick, Senator Hegar will be shown as Co-author of **SB 2467**.

**MESSAGES FROM THE GOVERNOR**

The following Messages from the Governor were read and were referred to the Committee on Nominations:

Austin, Texas  
March 30, 2009

TO THE SENATE OF THE EIGHTY-FIRST LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the One Call Board for terms to expire August 31, 2011:

Barbara J. Mathis  
Lufkin, Texas

(replacing Deborah Farris of Dallas whose term expired)

Rodney J. Unruh  
Spring Branch, Texas

(replacing Steven F. Landon of Colleyville whose term expired)

To be Judge of the 134th Judicial District Court, Dallas County for a term until the next General Election and until his successor shall be duly elected and qualified:

James M. Stanton  
Dallas, Texas

(Mr. Stanton is replacing Judge Anne Ashby who resigned)

To be members of the Risk Management Board for terms to expire February 1, 2015:

Ernest C. Garcia  
Austin, Texas

Kenneth N. Mitchell  
El Paso, Texas

(the individuals listed above are being reappointed)

Respectfully submitted,

/s/Rick Perry  
Governor

### PHYSICIAN OF THE DAY

Senator Seliger was recognized and presented Dr. Thomas Smith of Amarillo as the Physician of the Day.

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

### SENATE RESOLUTION 543

Senator Davis offered the following resolution:

WHEREAS, Throughout its history, the State of Texas has maintained a commitment to the principle of private property rights, and since its creation in 1920, the Texas Association of REALTORS and its members have supported this vital principle; and

WHEREAS, Each day, REALTORS provide valuable professional services that enable their fellow Texans to buy, sell, lease, develop, and manage real estate in a knowledgeable and confident manner, while helping to preserve the free enterprise system and the right to own real property; and

WHEREAS, Over the years, Texas REALTORS have worked diligently within the regulatory process to promote and raise their business practices, and the term "REALTOR" has come to stand for competence, fairness, and integrity; and

WHEREAS, The more than 80,000 members of the Texas Association of REALTORS have consistently supported responsible government as well as the entrepreneurial spirit that is the backbone of our state's economy, and its members are indeed worthy of special recognition at this time; now, therefore, be it

RESOLVED, That the Senate of the 81st Texas Legislature hereby recognize March 31, 2009, as REALTOR Appreciation Day at the State Capitol and extend a warm welcome to members of the Texas Association of REALTORS visiting on this day; and, be it further

RESOLVED, That an official copy of this resolution be prepared for the Texas Association of REALTORS as an expression of high regard by the Texas Senate.

**SR 543** was read and was adopted without objection.

### **GUESTS PRESENTED**

Senator Davis was recognized and introduced to the Senate representatives of the Texas Association of Realtors: Brooke Hunt, 2009 Chair of the Board, Flower Mound; Bill Jones, 2009 Chair-elect, Temple; Dwight Hale, Secretary/Treasurer, San Antonio; and Joe Stewart, Secretary/Treasurer-elect, Austin; accompanied by a delegation of members.

The Senate welcomed its guests.

### **GUESTS PRESENTED**

Senator Seliger was recognized and introduced to the Senate Michael McKinney, The Texas A&M University System Chancellor; J. Patrick O'Brien, West Texas A&M University President; Amy Thompson, Student Body President; Robert Hansen, Faculty Senate President; and Patty Price, Alumni Board President.

The Senate welcomed its guests.

### **SENATE RESOLUTION 540**

Senator Uresti offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to welcome the citizens of Culberson County who have come to the State Capitol to celebrate Culberson County Day; and

WHEREAS, Located in the Trans-Pecos region of West Texas, Culberson County covers 3,815 square miles of fairly level to mountainous land, with elevations ranging from 3,000 feet to 8,751 feet on Guadalupe Peak, the highest point in the state and a major tourist attraction in Guadalupe Mountains National Park; and

WHEREAS, A Folsom point found in the Guadalupe Mountains is evidence of human occupation of the area some 12,000 years ago; the Apaches, the area's most famous indigenous inhabitants, arrived about 600 years ago; the forbidding terrain and the presence of the Apaches deterred most Spanish exploration and settlement; and

WHEREAS, By the middle of the 19th century, new routes were being sought to connect central and eastern Texas with El Paso and California, and the 1849 gold rush increased the demand; settlement in the area began in earnest with the completion of the Texas and Pacific Railway in the 1880s and the growth of ranching in the area; Culberson County was created in 1911 from El Paso County and named after David B. Culberson; the county was organized and Van Horn was named its county seat in 1912; and

WHEREAS, The extraction of minerals has long been important in Culberson County, which has yielded copper, silver, molybdenum, gypsum, talc, and many other minerals; oil was discovered in 1953; the people of Culberson County have long realized the benefits of attracting visitors to the area, and tourism has become increasingly important in the local economy; and

WHEREAS, Culberson County Day at the State Capitol provides an opportunity to honor the county's rich past and its contributions to the history of this state; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 81st Legislature, hereby recognize Culberson County Day and extend best wishes to the delegation from Culberson County for a memorable visit to the State Capitol; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the citizens of Culberson County as a memento of this special day.

**SR 540** was read and was adopted without objection.

#### **GUESTS PRESENTED**

Senator Uresti was recognized and introduced to the Senate Culberson County Commissioner Adrian J. Norman, County Auditor Mark A. Cabezuella, Van Horn Mayor Pro Tempore Matthew Molina, Van Horn Mayor Ben Flanagan, and Culberson County-Allamoore Independent School District Board Trustee John Clark, accompanied by a delegation of citizens from Culberson County.

The Senate welcomed its guests.

#### **GUEST PRESENTED**

Senator West was recognized and introduced to the Senate Civil District Court Judge Eric V. Moyé of Dallas.

The Senate welcomed its guest.

#### **SENATE RESOLUTION 344**

Senator Deuell offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to welcome the delegation from the 15 Roman Catholic Dioceses of Texas visiting the Capitol on March 31, 2009, and to recognize the Respect Life and Family Life ministers for their many good works over the years; and

WHEREAS, Respect Life and Gabriel Project Ministries offer services to women facing crisis pregnancies throughout the State of Texas without regard to race, religion, or socioeconomic background; and

WHEREAS, These ministries offer assistance and support to thousands of Texans every year and provide ongoing parenting assistance for these families; and

WHEREAS, In addition to its Respect Life Ministry programs, the Catholic Church Family Life Ministries provide marriage preparation and education to engaged couples and support marriage enrichment programs; and

WHEREAS, In keeping with the teachings of the Catholic Church, the Family Life ministers provide support for families throughout Texas in order to strengthen and nurture their relationships; and

WHEREAS, These ministries play an important role in the lives of many Texans, and they are worthy of recognition for their dedication to their mission; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 81st Legislature, hereby extend a warm welcome to the ministers of the Respect Life and Family Life delegation on the occasion of their visit to the State Capitol and commend all those associated with these ministries for their ongoing efforts to make a positive difference in the lives of others; and, be it further

RESOLVED, That an official copy of this Resolution be prepared for the Texas Catholic Conference as an expression of high regard from the Texas Senate.

**SR 344** was read and was adopted without objection.

### **GUESTS PRESENTED**

Senator Deuell was recognized and introduced to the Senate a delegation representing the Texas Catholic Conference and Respect Life and Family Life Advocacy Day.

The Senate welcomed its guests.

### **GUESTS PRESENTED**

Senator Carona was recognized and introduced to the Senate a delegation of McDermott Scholars from The University of Texas at Dallas.

The Senate welcomed its guests.

### **SENATE RESOLUTION 539**

Senator Uresti offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to join the residents of Loving County in celebrating Loving County Day at the Capitol; and

WHEREAS, The smallest county in the Permian Basin of West Texas, Loving County is bounded on the west by the Pecos River and on the north by New Mexico; and

WHEREAS, Loving County was created in 1887; it was carved out of Tom Green County and remained attached to Reeves County for judicial purposes; it was named for Oliver Loving, an early Texas cattleman; the county was organized in 1893, and the town of Mentone, which was laid out 12 miles north of the present Mentone, was named the county seat; and

WHEREAS, The state deorganized Loving County in 1897, and Mentone was abandoned; after the discovery of oil in the region in the 1920s, the town of Ramsey was born, which led to the second organization of Loving County in 1931; Ramsey was renamed Mentone and became the county seat; and

WHEREAS, Loving County consists of 671 square miles of flat desert terrain with a few rolling hills stretching over calichified bedrock; Mentone is the only town in the county; area wildlife includes quail, deer, javelinas, bobcats, coyotes, and armadillos; and

WHEREAS, Over the years, the county's economy has relied on oil and gas production and the unimproved land has been used for cattle grazing; and

WHEREAS, Although the area is sparsely populated, the residents of Loving County are members of a unique community, and Loving County Day is an excellent opportunity to recognize these rugged Texans and pay tribute to their county's role in the rich history of this state; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 81st Legislature, hereby express appreciation to the people of Loving County for their contributions to our state and extend best wishes to them as they celebrate Loving County Day at the Capitol; and, be it further

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

**SR 539** was read and was adopted without objection.

### **GUESTS PRESENTED**

Senator Uresti was recognized and introduced to the Senate Sheriff Billy Hopper and Loving County Judge Skeet Jones, accompanied by a delegation of citizens from Loving County.

The Senate welcomed its guests.

**(Senator Huffman in Chair)**

### **SENATE CONCURRENT RESOLUTION 53**

The Presiding Officer laid before the Senate the following resolution:

WHEREAS, Proud residents of West Texas are gathering in Austin to celebrate West Texas Day at the State Capitol on March 31, 2009; and

WHEREAS, With its epic history—a chronicle of Native Americans contesting for the land with frontier soldiers and settlers, of cow towns and cattle drives supplanting immense herds of buffalo, of oilmen and roughnecks developing the vast petroleum and gas fields of the Permian Basin—this famous region encompasses much of what people most readily associate with the Lone Star State; and

WHEREAS, The scenic wonders of West Texas include, in the northern reaches, the primordial grasslands of the Llano Estacado, the imposing Caprock escarpment, and the spectacular Palo Duro Canyon, while to the south lie striking landscapes of mountains, deserts, and the steeply cut canyons of the Rio Grande; and

WHEREAS, Citizens of West Texas cherish the land and the rich heritage that have shaped them and take pride in the communities and institutions they have established; among their most important creations are many fine institutions of higher learning, including Abilene Christian University and McMurry University in Abilene, West Texas A&M University in Canyon, Texas Tech University, the Texas Tech University Health Sciences Center, and Lubbock Christian University in Lubbock, Midland College in Midland, The University of Texas of the Permian Basin and Odessa College in Odessa, and Angelo State University in San Angelo; and

WHEREAS, Serving the people of West Texas are a number of modern urban centers; Abilene, established in the 1880s on the line of the Texas and Pacific Railway, has grown from a celebrated cattle town into a thriving city of 115,000; a center for ranching and the petroleum industry, it is also the site of Dyess Air Force Base, home to the B-1 bomber and its crews and a staging area for troops fighting in Iraq and Afghanistan; in 2002, the city gained a dramatic addition to its downtown area with the opening of Frontier Texas! a six-acre, state-of-the-art tourist complex that also serves as the starting point for the Texas Forts Trail, a 650-mile heritage tour through 29 counties; and

WHEREAS, Located in the heart of the Panhandle and at the center of the largest natural gas field in the world, Amarillo has built its prosperity on gas, petroleum, agriculture, and cattle; in addition, the city has several major defense plants, including Pantex and Bell Helicopter Textron; residents enjoy such cultural amenities as opera,

ballet, symphonic music, theater at the Globe News Center for the Performing Arts, and the Panhandle-Plains Historical Museum, while the nearby Cadillac Ranch ranks as one of the nation's truly unique tourist attractions; and

WHEREAS, Lubbock, a center for agribusiness, distribution, and manufacturing, is also widely known for its outstanding medical facilities, for its comprehensive National Ranching Heritage Center, and for a renowned archeological site, the Lubbock Lake Landmark; the birthplace, moreover, of rock and roll legend Buddy Holly, Lubbock has played an influential role in the growth of Texas music, nurturing such artists as Waylon Jennings, Joe Ely, Jimmie Dale Gilmore, and Butch Hancock; and

WHEREAS, Long identified with the oil business, Midland continues to be an administrative and financial center for that industry; its cultural attractions include the Petroleum Museum, the Museum of the Southwest, and the American Airpower Heritage Museum, a world-famous collection of vintage World War II aircraft that was initially developed by the Commemorative Air Force; and

WHEREAS, Odessa claims the distinction of being home to the largest inland petrochemical complex in the world; another facet of the community's identity is reflected in the venerable Sandhills Stock Show and Rodeo, the first rodeo of the season for the nearly one thousand men and women competing on the tour of the Professional Rodeo Cowboys Association; the city also boasts a replica of Shakespeare's Globe Theatre, the Ellen Noel Art Museum, the Parker House Ranching Museum, and the Presidential Museum, the only museum in the United States solely dedicated to the office of the presidency; and

WHEREAS, San Angelo's colorful frontier history lives on at Fort Concho, one of the best preserved forts in the country and now a national historic landmark; at one time the largest range cattle shipping station in the United States, San Angelo continues to be a national leader in the processing and shipping of wool and mohair, while it also benefits from a highly diversified industrial sector; Goodfellow Air Force Base, established at San Angelo in 1940, further contributes to the city's economy, as well as to the nation's defense; and

WHEREAS, With its striking vistas, abundant natural resources, and energetic, hardworking people, West Texas is engaged in building a future that promises to be as dynamic and exciting as its storied past; now, therefore, be it

RESOLVED, That the 81st Legislature of the State of Texas hereby recognize March 31, 2009, as West Texas Day at the State Capitol and extend sincere best wishes for an enjoyable and memorable visit to all those who have traveled here for this special occasion.

FRASER

**SCR 53** was read.

On motion of Senator Fraser, the resolution was considered immediately and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of the resolution.

**GUESTS PRESENTED**

Senator Fraser, joined by Senators Duncan and Seliger, was recognized and introduced to the Senate Tom Martin, Mayor, City of Lubbock; Debra McCartt, Mayor, City of Amarillo; Norm Archibald, Mayor, City of Abilene; and J. W. Lohn, Mayor, City of San Angelo; accompanied by a delegation of citizens from West Texas.

The Senate welcomed its guests.

**(President Pro Tempore Duncan in Chair)****GUESTS PRESENTED**

Senator Ellis, joined by Senators West and Van de Putte and the Presiding Officer, was recognized and introduced to the Senate twelve men who have been wrongfully convicted of crimes: Charles Chatman, 27 years served; Johnnie Lindsey, 26 years served; Thomas McGowan, 23 years served; Billy Smith, 20 years served; Brandon Moon, 17 years served; James Waller, 11 years served; Ron Taylor, 12 years served; James Giles, 10 years served; Anthony Robinson, 10 years served; Entre Nax Karage, 7 years served; Keith Turner, 4 years served; and, posthumously, Timothy Cole, who died while incarcerated, represented by his mother, Ruby Session.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Van de Putte was recognized and introduced to the Senate seventh-grade students from The Winston School in San Antonio, accompanied by their teacher and parents.

The Senate welcomed its guests.

**PERMISSION TO INTRODUCE BILLS**

On motion of Senator Whitmire and by unanimous consent, Senate Rule 7.07(b) was suspended to permit the introduction of the following bills:

**SB 2449, SB 2450, SB 2451, SB 2452, SB 2454, SB 2459, SB 2465, SB 2468, SB 2476, SB 2477, SB 2481, SB 2482.**

**INTRODUCTION OF  
BILLS AND RESOLUTIONS POSTPONED**

The President Pro Tempore 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.

**CONCLUSION OF MORNING CALL**

The President Pro Tempore at 11:53 a.m. announced the conclusion of morning call.

**SENATE BILL 847 ON SECOND READING**

On motion of Senator Averitt and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 847** at this time on its second reading:

**SB 847**, Relating to applicability of fee exemptions for military personnel and their children to certain course fees charged by public technical institutes and public state colleges.

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 847 ON THIRD READING**

Senator Averitt moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 847** 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 847**, 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 847** 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 31, Nays 0.

**SENATE BILL 1278 ON SECOND READING**

Senator Huffman moved to suspend the regular order of business to take up for consideration **SB 1278** at this time on its second reading:

**SB 1278**, Relating to the authority of a judge to suspend the imposition of a sentence and place a defendant on community supervision.

The motion prevailed.

Senator Watson 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: Watson.

### **SENATE BILL 1278 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 1278** be placed on its third reading and final passage.

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

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

Nays: Watson, 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 1278**, 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 1278** 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 1.

Nays: Watson.

**COMMITTEE SUBSTITUTE  
SENATE BILL 451 ON SECOND READING**

On motion of Senator Van de Putte and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 451** at this time on its second reading:

**CSSB 451**, Relating to staff development requirements in public schools.

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 451 ON THIRD READING**

Senator Van de Putte moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 451** 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 451**, 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 451** 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 31, Nays 0.

**COMMITTEE SUBSTITUTE  
SENATE BILL 298 ON THIRD READING**

Senator Carona moved to suspend the regular order of business to take up for consideration **CSSB 298** at this time on its third reading and final passage:

**CSSB 298**, Relating to the authority of the Department of Public Safety of the State of Texas and certain local law enforcement agencies to establish a checkpoint on a highway or street to determine whether persons are driving while intoxicated.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Averitt, Carona, Davis, Duncan, Ellis, Fraser, Harris, Huffman, Lucio, Nelson, Nichols, Patrick, Seliger, Shapiro, Shapleigh, Van de Putte, Watson, Wentworth, West, Zaffirini.

Nays: Eltife, Estes, Gallegos, Hegar, Hinojosa, Jackson, Ogden, Uresti, Whitmire, Williams.

Absent: Deuell.

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

Yeas: Averitt, Carona, Davis, Duncan, Ellis, Fraser, Harris, Huffman, Lucio, Nelson, Nichols, Patrick, Seliger, Shapiro, Shapleigh, Van de Putte, Watson, Wentworth, West, Zaffirini.

Nays: Deuell, Eltife, Estes, Gallegos, Hegar, Hinojosa, Jackson, Ogden, Uresti, Whitmire, Williams.

### **RESOLUTIONS SIGNED**

The President Pro Tempore announced the signing of the following enrolled resolutions in the presence of the Senate: **SCR 37**, **SCR 50**.

### **SENATE RULE 11.13 SUSPENDED (Consideration of Bills in Committees)**

On motion of Senator Williams and by unanimous consent, Senate Rule 11.13 was suspended to grant all committees permission to meet while the Senate was meeting today.

### **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:

Presiding Officer, Board of Directors, Alamo Regional Mobility Authority: William E. "Bill" Thornton, Bexar County.

Members, Board of Tax Professional Examiners: James E. "Jim" Childers, Randall County; Pollard Hickman "Fourth" Coates IV, Bandera County; Linda Lowes Hatchel, McLennan County; Steven B. Mossman, Denton County; Dorye Kristeen "Kristy" Roe, Brazos County.

Presiding Officer, Board of Directors, Cameron County Regional Mobility Authority: David E. Alex, Cameron County.

Presiding Officer, Board of Directors, Camino Real Regional Mobility Authority: Harold W. Hahn, El Paso County.

Member, Executive Council of Physical Therapy and Occupational Therapy Examiners: Arthur Roger Matson, Williamson County.

Members, Finance Commission of Texas: Darby Ray Byrd, Sr., Orange County; Riley Couch, Collin County; Stacy G. London, Harris County; Paul Plunket, Dallas County.

Presiding Officer, Board of Directors, Grayson County Regional Mobility Authority: Raymond Jerdy "Jerdy" Gary, Grayson County.

Presiding Officer, Board of Directors, Hidalgo County Regional Mobility Authority: Dennis Burleson, Hidalgo County.

Director, Board of Directors, North Texas Tollway Authority: Robert Kelly Shepard, Parker County.

Presiding Officer, Board of Directors, Northeast Texas Regional Mobility Authority: Jeff Austin III, Smith County.

Member, School Land Board: David Schauff Herrmann, Bexar County.

Members, State Board of Veterinary Medical Examiners: John David Clader, D.V.M., Atascosa County; David R. Kercheval, Johnson County; David W. Rosberg, Jr., D.V.M., Mason County.

Members, Policy Committee, State Employee Charitable Campaign: Deryl S. Creekmur, Williamson County; Gay Dodson, Williamson County; Veronda L. Durden, Williamson County; Jason Kevin Patteson, Hays County.

Members, State Securities Board: Beth Ann Blackwood, Dallas County; E. Wally Kinney, Hays County; Derrick Maurice Mitchell, Harris County.

Presiding Officer, Board of Directors, Sulphur River Regional Mobility Authority: Donald Ray Wall, Lamar County.

Members, Texas Commission of Licensing and Regulation: Mike Arismendez, Jr., Lubbock County; LuAnn Morgan, Midland County; Fred N. Moses, Collin County; Deborah Ann Yurco, Travis County.

Members, Texas Higher Education Coordinating Board: Fred W. Heldenfels IV, Travis County; Brenda Pejovich, Dallas County; Robert Vernon Wingo, El Paso County.

Trustees, Board of Trustees, Texas Municipal Retirement System: Ben Gorzell, Jr., Bexar County; Carolyn M. Linér, Hays County; April Nixon, Tarrant County; H. Frank Simpson, Fort Bend County.

Members, Texas State Board of Podiatric Medical Examiners: James Michael Lunsford, Waller County; Joe E. Martin, Jr., Brazos County; James Michael "Mike" Miller, Parker County.

Members, Board of Regents, The University of Texas System: James D. Dannenbaum, P.E., Harris County; Paul Foster, El Paso County; Printice L. Gary, Dallas County; Robert Steven Hicks, Travis County; James R. Huffines, Travis County; Janiece M. Longoria, Harris County; William Eugene "Gene" Powell, Bexar County; Robert Lee Stillwell, Harris 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 RULE 11.10(a) SUSPENDED (Public Notice of Committee Meetings)**

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

### **MOTION TO ADJOURN**

On motion of Senator Whitmire and by unanimous consent, the Senate at 12:40 p.m. agreed to adjourn, in memory of Jack Lewis, father of former Speaker of the House of Representatives Gibson Lewis, upon completion of the introduction of bills and resolutions on first reading, until 11:00 a.m. tomorrow.

### **RECESS**

On motion of Senator Whitmire, the Senate at 12:41 p.m. recessed until 4:00 p.m. today.

### **AFTER RECESS**

The Senate met at 4:05 p.m. and came to order.

### **SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions, filed on or before Friday, March 13, 2009, were introduced, read first time, and referred to the committees indicated:

#### **SB 2068** by Davis

Relating to the creation of the Kennedale TownCenter Development District; providing authority to impose a tax and issue bonds.  
To Committee on Intergovernmental Relations.

#### **SB 2203** by Uresti

Relating to the qualifications of surgical technologists; imposing penalties.  
To Committee on Health and Human Services.

#### **SB 2204** by Shapiro

Relating to the enhancement of services for certain students with autism or autism spectrum disorder and training and support for educators who serve students with autism.  
To Committee on Education.

**SB 2205** by Van de Putte

Relating to health benefit plan coverage for certain amino acid-based elemental formulas.

To Committee on State Affairs.

**SB 2206** by Van de Putte

Relating to certification of an educator in Texas who is certified in another state or country.

To Committee on Education.

**SB 2207** by Hinojosa

Relating to retirement qualifications for appellate judges.

To Committee on State Affairs.

**SB 2208** by Hinojosa

Relating to the purchase, donation, and sale of promotional items by the Texas Water Development Board.

To Committee on Natural Resources.

**SB 2209** by Hinojosa

Relating to applications regarding the issuance of private activity bonds by certain governmental entities for projects with multiple sites.

To Committee on Intergovernmental Relations.

**SB 2210** by West

Relating to the formula funding for public institutions of higher education for certain credit hours that do not count toward a degree.

To Committee on Higher Education.

**SB 2211** by West

Relating to enrollment requirements for the operation of the University of North Texas at Dallas as a general academic teaching institution and the issuance of bonds for that institution.

To Committee on Higher Education.

**SB 2212** by Lucio

Relating to authorizing an emergency services district to impose an ad valorem tax for the acquisition of land, equipment, or apparatus or the construction of capital improvements.

To Committee on Finance.

**SB 2213** by Lucio

Relating to the imposition by an emergency services district of an impact fee on new development to be used for capital improvements and equipment.

To Committee on Intergovernmental Relations.

**SB 2214** by Ellis

Relating to a fee imposed on foreclosure filings to fund civil legal services to indigent Texans.

To Committee on Jurisprudence.

**SB 2215** by Ellis

Relating to the regulation of the storage of coal ash.  
To Committee on Natural Resources.

**SB 2216** by Ellis

Relating to prohibition of certain insurance discrimination.  
To Committee on State Affairs.

**SB 2217** by Ellis

Relating to the creation of an additional judicial district composed of Harris County and the preference given by the district court to domestic violence cases.  
To Committee on Jurisprudence.

**SB 2218** by Ellis

Relating to certain criminal penalties and civil consequences for defendants convicted of an offense of graffiti and for juveniles adjudicated as having engaged in conduct involving graffiti.  
To Committee on Criminal Justice.

**SB 2219** by Ellis

Relating to the authority of a municipality to impose a civil penalty on the owner of certain motor vehicles parked on a highway under the jurisdiction of the municipality that do not display a valid registration insignia or inspection certificate.  
To Committee on Transportation and Homeland Security.

**SB 2220** by Lucio

Relating to school bus safety.  
To Committee on Education.

**SB 2221** by Carona

Relating to the eligibility of certain criminal defendants for an order of nondisclosure.  
To Committee on Jurisprudence.

**SB 2222** by Van de Putte

Relating to authorizing the creation of regional military sustainability commissions around military installations and requiring certain property disclosures.  
To Committee on Veteran Affairs and Military Installations.

**SB 2223** by Van de Putte

Relating to allowing a municipality to create a defense base regulatory authority.  
To Committee on Veteran Affairs and Military Installations.

**SB 2224** by West

Relating to orders of nondisclosure for the records of children convicted of certain offenses punishable by fine only.  
To Committee on Jurisprudence.

**SB 2226** by Duncan

Relating to filling vacancies in appellate judicial offices by appointment, partisan elections for all judicial offices, and nonpartisan elections for the retention or rejection for all judicial offices.  
To Committee on State Affairs.

**SB 2227** by Averitt

Relating to authorizing the issuance of bonds for the reimbursement of the cost of public improvements located in public improvement districts in certain counties.

To Committee on Intergovernmental Relations.

**SB 2228** by Averitt

Relating to the transfer of certain state property from the Texas Department of Criminal Justice to Coryell County.

To Committee on Criminal Justice.

**SB 2229** by Averitt

Relating to the creation of a county court at law in Bosque County and the composition of the Bosque, Comanche, and Hamilton Counties juvenile board.

To Committee on Jurisprudence.

**SB 2230** by Averitt

Relating to the jurisdiction and operation of the district courts in McLennan County.

To Committee on Jurisprudence.

**SB 2231** by Averitt

Relating to the authority to establish, operate, and maintain a foreign trade zone and subzones in Ellis County.

To Committee on International Relations and Trade.

**SB 2232** by Averitt

Relating to the Texas Alcoholic Beverage Commission's authority to regulate certain nonalcoholic beverage business activities.

To Committee on Business and Commerce.

**SB 2233** by Eltife

Relating to the regulation of debt management services providers; providing a penalty.

To Committee on Business and Commerce.

**SB 2234** by Whitmire

Relating to hearings under the Texas Education Code.

To Committee on Education.

**SB 2235** by Seliger

Relating to the definition of "operator" in relation to the regulation of a solid waste facility.

To Committee on Natural Resources.

**SB 2236** by Seliger

Relating to exempting electric cooperatives and their subsidiaries that store natural gas underground and offer or provide gas storage services to the public for hire from status as a gas utility, public utility, common carrier, or common purchaser.

To Committee on Natural Resources.

**SB 2237** by Seliger

Relating to authorizing the issuance of revenue bonds for a medical education building for the Texas Tech University Health Sciences Center.

To Committee on Finance.

**SB 2238** by Zaffirini

Relating to revenue and expenses of certain financial regulatory agencies.  
To Committee on Business and Commerce.

**SB 2239** by Zaffirini

Relating to the forensic medical examination of a sexual assault victim who has not reported the assault to a law enforcement agency.  
To Committee on Criminal Justice.

**SB 2240** by Zaffirini

Relating to the financing of educational facilities by higher education authorities and the governance of certain higher education authorities.  
To Committee on Finance.

**SB 2241** by Zaffirini

Relating to a Medicaid hospital level of care waiver program for certain medically fragile individuals.  
To Committee on Health and Human Services.

**SB 2242** by Zaffirini

Relating to disclosure reports filed with the Texas Ethics Commission concerning political contributions and expenditures made in connection with offices of and measures proposed by local governmental entities.  
To Committee on State Affairs.

**SB 2243** by Zaffirini

Relating to the repayment of certain education loans for licensed physicians and dentists.  
To Committee on Higher Education.

**SB 2244** by Zaffirini

Relating to the eligibility of employees of certain businesses or organizations established as part of the state's economic development program and of dependents of those employees to pay resident tuition at public institutions of higher education.  
To Committee on Higher Education.

**SB 2245** by Zaffirini

Relating to eliminating certain reporting requirements of university systems and institutions of higher education.  
To Committee on Higher Education.

**SB 2246** by Zaffirini

Relating to eligibility requirements for the tuition equalization grant program.  
To Committee on Higher Education.

**SB 2247** by Zaffirini

Relating to the use of pro re nata psychoactive medications in certain residential health care facilities.  
To Committee on Health and Human Services.

**SB 2248** by Zaffirini

Relating to public school students placed in foster care.  
To Committee on Education.

**SB 2249** by Zaffirini

Relating to a certification program for teachers of students with visual impairments.  
To Committee on Education.

**SB 2250** by Zaffirini

Relating to the Karnes County Hospital District.  
To Committee on Intergovernmental Relations.

**SB 2251** by Zaffirini

Relating to a Tejano memorial monument on the Capitol grounds.  
To Committee on Administration.

**SB 2252** by Zaffirini

Relating to service creditable in the Judicial Retirement System of Texas Plan Two.  
To Committee on State Affairs.

**SB 2253** by Zaffirini

Relating to the authority of certain municipalities and counties to regulate subdivisions near an international border.  
To Committee on International Relations and Trade.

**SB 2254** by Zaffirini

Relating to the exercise of urban renewal powers by certain counties.  
To Committee on Intergovernmental Relations.

**SB 2255** by Zaffirini

Relating to allowing multiple methods of voting at the same polling place.  
To Committee on State Affairs.

**SB 2256** by Zaffirini, Van de Putte

Relating to the establishment and operation of the Texas Women Veterans Program.  
To Committee on Veteran Affairs and Military Installations.

**SB 2257** by Zaffirini

Relating to the exemption of certain counties from gasoline and diesel fuel taxes.  
To Committee on Finance.

**SB 2258** by Zaffirini

Relating to intensive summer programs for public school students and to college readiness programs at public institutions of higher education.  
To Committee on Education.

**SB 2259** by Zaffirini

Relating to the determination of resident status of students by public institutions of higher education.  
To Committee on Higher Education.

**SB 2260** by Zaffirini

Relating to the licensing and regulation of post-acute care traumatic brain injury rehabilitation facilities; providing penalties.

To Committee on Health and Human Services.

**SB 2261** by Zaffirini

Relating to the proof of identity and residency required of an applicant for a driver's license or personal identification certificate.

To Committee on Transportation and Homeland Security.

**SB 2262** by Zaffirini

Relating to the administration of mathematics, science, and technology teacher preparation academies at institutions of higher education.

To Committee on Higher Education.

**SB 2263** by Williams

Relating to participation and credit in, contributions to, benefits from, and administration of the Texas County and District Retirement System.

To Committee on State Affairs.

**SB 2264** by Gallegos

Relating to the provision of a community telephone emergency notification system as part of the 9-1-1 system.

To Subcommittee on Flooding and Evacuations.

**SB 2265** by Gallegos

Relating to the disciplinary suspension or demotion of a firefighter or police officer under municipal civil service.

To Committee on Intergovernmental Relations.

**SB 2266** by Gallegos

Relating to standards for installing fire hydrants in certain residential areas.

To Committee on Natural Resources.

**SB 2267** by Gallegos

Relating to eligibility for an award through the Early High School Graduation Scholarship program.

To Committee on Higher Education.

**SB 2268** by Gallegos

Relating to the issuance of an alcoholic beverage license or permit in good faith reliance on a governmental error.

To Committee on Business and Commerce.

**SB 2269** by Gallegos

Relating to the use of historically underutilized businesses by utilities.

To Committee on Business and Commerce.

**SB 2270** by Gallegos

Relating to consideration of mitigating factors in determining appropriate disciplinary action to be taken against a public school student.

To Committee on Education.

**SB 2271** by Gallegos

Relating to the use of historically underutilized businesses by utilities.  
To Committee on Business and Commerce.

**SB 2272** by Jackson

Relating to a lender's release of insurance proceeds.  
To Committee on Business and Commerce.

**SB 2273** by Seliger

Relating to certain reporting duties of the attorney general.  
To Committee on Health and Human Services.

**SB 2274** by Seliger

Relating to the authority of a school district to impose ad valorem taxes.  
To Committee on Finance.

**SB 2275** by Seliger, Averitt, Ellis, Wentworth

Relating to the adoption of the public school curriculum and textbooks; transferring authority from the State Board of Education to the commissioner of education.  
To Committee on Education.

**SB 2276** by Ellis

Related to parole board rules regarding inmates claiming actual innocence.  
To Committee on Criminal Justice.

**SB 2277** by Ellis

Relating to authorizing certain state agencies to provide student loan repayment assistance to attorneys.  
To Committee on Administration.

**SB 2278** by Ellis

Relating to charity care provided by certain nonprofit hospitals.  
To Committee on Health and Human Services.

**SB 2279** by Ellis

Relating to the dedication of certain civil penalties for violations of the Business & Commerce Code to provide civil legal services to the indigent.  
To Committee on Jurisprudence.

**SB 2280** by Ellis

Relating to the creation of the Reentry Policy Council to review corrections policies, programs, and procedures for inmates released into the community.  
To Committee on Criminal Justice.

**SB 2281** by Ellis

Relating to the creation of a public defender subaccount in the fair defense account of the general revenue fund.  
To Committee on Finance.

**SB 2282** by Ellis

Relating to creating an offense for engaging in certain conduct relating to cockfighting and to the criminal and civil consequences of committing that offense.  
To Committee on Criminal Justice.

**SB 2283** by Lucio

Relating to the use of the state participation account of the water development fund.  
To Committee on Natural Resources.

**SB 2284** by Lucio

Relating to the issuance of grants by the Texas Water Development Board for water and wastewater system improvements in economically distressed areas.  
To Committee on International Relations and Trade.

**SB 2285** by Lucio

Relating to financial assistance by the Texas Water Development Board for the connection of residences in economically distressed areas to public water supply and sanitary sewer systems.  
To Committee on International Relations and Trade.

**SB 2286** by Lucio

Relating to the issuance of additional state general obligation bonds and notes to provide financial assistance to counties for roadway projects to serve border colonias.  
To Committee on International Relations and Trade.

**SB 2287** by Lucio

Relating to the creation of the small municipality and rural area housing development fund.  
To Committee on International Relations and Trade.

**SB 2288** by Lucio

Relating to the provision of affordable housing in this state.  
To Committee on International Relations and Trade.

**SB 2289** by Lucio

Relating to the housing trust fund and the issuance of general obligation bonds by the Texas Department of Housing and Community Affairs to provide money for the fund.  
To Committee on Finance.

**SB 2290** by Lucio

Relating to providing housing assistance to rural communities and small municipalities.  
To Committee on International Relations and Trade.

**SB 2291** by Lucio

Relating to the creation and support of community development corporations by the Texas Department of Housing and Community Affairs.  
To Committee on International Relations and Trade.

**SB 2292** by Lucio

Relating to the establishment of a natural disaster housing reconstruction initiative.  
To Committee on International Relations and Trade.

**SB 2293** by Lucio

Relating to the provision of accounting statements by a seller who finances the sale of residential real property owned by the seller; providing a civil penalty.  
To Committee on Business and Commerce.

**SB 2294** by Lucio

Relating to the administration and allocation of private activity bonds.  
To Committee on Finance.

**SB 2295** by Lucio

Relating to the minimum change interval at an intersection at which a photographic traffic monitoring system is in use.  
To Committee on Transportation and Homeland Security.

**SB 2296** by Duncan

Relating to the timing of submittal of groundwater management plans.  
To Committee on Natural Resources.

**SB 2297** by Watson

Relating to service of process for delinquent taxes on a nonresident.  
To Committee on Jurisprudence.

**SB 2298** by Watson

Relating to compensation of certain state employees.  
To Committee on Government Organization.

**SB 2299** by Williams

Relating to registration and regulation of certain discount health care programs.  
To Committee on Health and Human Services.

**SB 2300** by Williams

Relating to the exclusion of certain flow-through funds in determining total revenue for purposes of the franchise tax.  
To Committee on Finance.

**SB 2301** by Williams

Relating to the calculation of the ad valorem rollback tax rates of certain taxing units.  
To Committee on Finance.

**SB 2302** by Williams

Relating to the payment in installments of ad valorem taxes on certain property owned by a business entity and located in a disaster area.  
To Committee on Finance.

**SB 2303** by Williams

Relating to the procedure for claiming an exemption from ad valorem taxation for a motor vehicle used for the production of income and for personal activities.  
To Committee on Finance.

**SB 2304** by Williams

Relating to hazardous duty pay for correctional officers employed by the Texas Department of Criminal Justice.  
To Committee on Criminal Justice.

**SB 2305** by Williams

Relating to the sales tax treatment of a fundraising sale by a qualified organization.  
To Committee on Finance.

**SB 2306** by Williams

Relating to rates and methods of depreciation applied to a retired class of property for regulated water utilities.

To Committee on Natural Resources.

**SB 2307** by Williams

Relating to the preservation and maintenance of the governor's mansion.

To Committee on Administration.

**SB 2308** by Gallegos

Relating to the use of discretionary funds raised by public school campuses.

To Committee on Education.

**SB 2309** by Whitmire

Relating to certain personnel policies of the Texas Department of Criminal Justice and to certain related duties of the Texas Board of Criminal Justice.

To Committee on Criminal Justice.

**SB 2310** by Averitt

Relating to the transfer of funds to the water infrastructure fund from the economic stabilization fund.

To Committee on Finance.

**SB 2311** by Averitt

Relating to Texas Water Development Board surveys for water infrastructure financing.

To Committee on Natural Resources.

**SB 2312** by Averitt

Relating to eligibility for funds from the water infrastructure fund from the Texas Water Development Board.

To Committee on Natural Resources.

**SB 2313** by Averitt

Relating to the creation of the water plan projects fund to assist the Texas Water Development Board in the funding of certain projects identified in the state and regional water plans.

To Committee on Natural Resources.

**SB 2314** by Averitt

Relating to the administration of the Clean Water State Revolving Fund and the Drinking Water State Revolving Fund.

To Committee on Natural Resources.

**SB 2315** by Averitt

Relating to water audits by retail public utilities.

To Committee on Natural Resources.

**SB 2316** by Averitt

Relating to the annual water quality fee for wastewater discharge permit holders and water right users through permit or contract.

To Committee on Natural Resources.

**SB 2317** by Averitt

Relating to the composition, duties, and expenses of certain entities created to study and provide advice regarding environmental flows.

To Committee on Natural Resources.

**SB 2318** by Averitt

Relating to the use and management of surface water resources.

To Committee on Natural Resources.

**SB 2319** by Averitt

Relating to the creation of a groundwater conservation district in a priority groundwater management area.

To Committee on Natural Resources.

**SB 2320** by Averitt

Relating to the authority of a groundwater conservation district to assess production fees.

To Committee on Natural Resources.

**SB 2321** by Averitt

Relating to the management of groundwater resources in the state.

To Committee on Natural Resources.

**SB 2322** by Duncan

Relating to plan provisions required for maintaining retirement plan qualification for the Teacher Retirement System of Texas.

To Committee on State Affairs.

**SB 2323** by Carona

Relating to the functions of the Texas School Safety Center and safety at public educational institutions.

To Committee on Education.

**SB 2324** by Duncan

Relating to the classification of certain types of marital property in regards to claims for payment of a criminal restitution judgment.

To Committee on State Affairs.

**SB 2325** by Hinojosa

Relating to the confidentiality of certain information pertaining to the State Commission on Judicial Conduct.

To Committee on Jurisprudence.

**SB 2326** by Hegar

Relating to the sale, recovery, and recycling of certain television equipment; providing administrative penalties.

To Committee on Natural Resources.

**SB 2327** by Hegar

Relating to a prohibition on the possession or smoking of a burning tobacco product in certain motor vehicles in which a person younger than 16 is present; providing a penalty.

To Committee on Criminal Justice.

**SB 2328** by Hegar

Relating to the development of environmental flow regimes by the Environmental Flows Advisory Group and Texas Commission on Environmental Quality.

To Committee on Natural Resources.

**SB 2329** by Hegar

Relating to the abolition of the Edwards Aquifer Legislative Oversight Committee.

To Committee on Natural Resources.

**SB 2330** by West

Relating to maintaining county funding levels provided to the offices of certain prosecutors.

To Committee on Intergovernmental Relations.

**SB 2331** by West

Relating to the establishment of the Texas power source fund.

To Committee on Finance.

**SB 2332** by Duncan

Relating to the regulation of preferred provider benefit plans regarding network adequacy, contracting and reimbursement activities.

To Committee on State Affairs.

**SB 2333** by Lucio

Relating to the marketing of shrimp and aquaculture products.

To Committee on Agriculture and Rural Affairs.

**SB 2334** by Lucio, Hinojosa

Relating to a county's eligibility to receive state assistance for health care expenditures that exceed eight percent of the county's general revenue levy for the year.

To Committee on Health and Human Services.

**SB 2335** by Patrick

Relating to auditing procedures and authority relating to county education departments in certain populous counties.

To Committee on Intergovernmental Relations.

**SB 2336** by Patrick

Relating to the powers and duties of the Texas Medical Board and the creation of a commission to advise the board.

To Committee on Health and Human Services.

**SB 2337** by Whitmire

Relating to procedures for applications for writs of habeas corpus based on scientific evidence establishing the innocence of a criminal defendant.

To Committee on Criminal Justice.

**SB 2338** by Shapiro

Relating to the creation, operations and financing of tax increment reinvestment zones.

To Committee on Economic Development.

**SB 2339** by Shapiro

Relating to the regulation of discount health care programs by the Texas Department of Insurance; providing penalties.

To Committee on Health and Human Services.

**SB 2340** by Averitt

Relating to the electronic monitoring of certain defendants as an alternative to confinement.

To Committee on Criminal Justice.

**SB 2341** by Averitt

Relating to authorizing individuals to leave certain permitted premises and other areas with alcoholic beverages.

To Committee on Business and Commerce.

**SB 2342** by Averitt

Relating to the regulation of certain insurers.

To Committee on Business and Commerce.

**SB 2343** by Uresti

Relating to the salary paid to certain professional employees of public schools.

To Committee on Education.

**SB 2344** by Uresti

Relating to examination requirements in certain guardianship matters concerning persons with mental retardation.

To Committee on Jurisprudence.

**SB 2345** by Uresti

Relating to county regulation of sound levels; providing a criminal penalty.

To Committee on Intergovernmental Relations.

**SB 2346** by Hinojosa

Relating to delegation by a physician of certain cosmetic and dermatological medical treatments.

To Committee on Health and Human Services.

**SB 2347** by Hinojosa

Relating to the establishment of a laser and intense pulsed light device registry; providing a civil penalty.

To Committee on Health and Human Services.

**SB 2348** by Ogden

Relating to the composition and appointment of the board of directors of a corporation to which the board of regents of The University of Texas System delegates investment authority for the permanent university fund or other funds under the control of the board of regents, and to the administration of that corporation.

To Committee on Higher Education.

**SB 2349** by Ogden

Relating to distributed generation of electric power.

To Committee on Business and Commerce.

**SB 2350** by Ogden

Relating to the payment of cy pres funds in an action by the attorney general.

To Committee on Finance.

**SB 2351** by Ogden

Relating to limiting increases in a student health services fee at Texas A&M University-College Station, and to authorizing the financing, construction, maintenance and improvement of health facilities with a student health services fee at a component institution of the Texas A&M University System.

To Committee on Higher Education.

**SB 2352** by Estes

Relating to marriage education courses for certain couples filing for divorce on the grounds of insupportability.

To Committee on Jurisprudence.

**SB 2353** by Ogden

Relating to improving efficiency in state government and reducing state government spending.

To Committee on Finance.

**SB 2354** by Ogden

Relating to ensuring that Texas state government has sufficient general law authority to apply for and receive the maximum amount of federal funds available under the American Recovery and Reinvestment Act of 2009 and any subsequent federal economic stimulus legislation that may make funds available to this state during the current or during the next state fiscal biennium.

To Committee on Finance.

**SB 2355** by Hinojosa

Relating to the creation of the pipeline safety fund.

To Committee on Finance.

**SB 2356** by Whitmire

Relating to procedures applicable to the provision of special education services to public school students.

To Committee on Education.

**SB 2357** by Gallegos

Relating to the curriculum that must be provided by a disciplinary alternative education program.

To Committee on Education.

**SB 2358** by Gallegos

Relating to the guaranteed benefits of a public school educator.

To Committee on Education.

**SB 2359** by Gallegos

Relating to restrictions on the location of certain sex offenders and to notice reflecting that location.

To Committee on Criminal Justice.

**SB 2360** by Ellis

Relating to reducing state school commitments and increasing community services for persons with mental retardation.

To Committee on Health and Human Services.

**SB 2361** by Ellis

Relating to the operation of certain three-wheeled vehicles in this state.

To Committee on Transportation and Homeland Security.

**SB 2362** by Ellis

Relating to an award of attorney's fees to a prevailing property owner in a property tax dispute resolved by binding arbitration.

To Committee on Finance.

**SB 2363** by Ellis

Relating to the award of attorney's fees to a property owner who prevails in a property tax appeal.

To Committee on Finance.

**SB 2364** by Ellis

Relating to good cause for rescheduling a hearing by an appraisal review board.

To Committee on Finance.

**SB 2365** by Ellis

Relating to certain individuals entitled to notice from an appraisal district.

To Committee on Finance.

**SB 2366** by Ellis

Relating to incorrect or unequal appraised value of a property.

To Committee on Finance.

**SB 2367** by Uresti

Relating to an annual report by the Border Security Council regarding criminal street gangs and expanding gang prevention efforts.

To Committee on Transportation and Homeland Security.

**SB 2368** by Uresti

Relating to monetary assistance for substitute care provided to a child by a relative caregiver.

To Committee on Health and Human Services.

**SB 2369** by Uresti

Relating to a preference for road construction bids that provide for the use of rubberized asphalt paving material.

To Committee on Transportation and Homeland Security.

**SB 2370** by Uresti

Relating to eligibility of certain dependents for health insurance coverage.

To Committee on State Affairs.

**SB 2371** by Carona

Relating to the naming of the Texas Department of Public Safety Garland Laboratory in Garland as the Representative Fred Hill Center for Forensic Analysis.

To Committee on Transportation and Homeland Security.

**SB 2372** by Ellis

Relating to property and evidence technicians.

To Committee on Criminal Justice.

**SB 2373** by Van de Putte

Relating to the licensing and regulation of certain journeyman and apprentice sheet metal workers.

To Committee on Business and Commerce.

**SB 2374** by Van de Putte

Relating to state assistance to fund public school instructional facilities in fast-growing school districts.

To Committee on Education.

**SB 2375** by Lucio

Relating to the number of students eligible to participate in a special education program who may be enrolled in a foundation curriculum course.

To Committee on Education.

**SB 2376** by Lucio

Relating to the change of the name of Texas A&M University–Kingsville to Texas A&I University.

To Committee on Higher Education.

**SB 2377** by Nichols

Relating to engineering and design contracts for the Texas Department of Transportation.

To Committee on Transportation and Homeland Security.

**SB 2378** by Nichols

Relating to the purposes and designation of a transportation reinvestment zone.

To Committee on Transportation and Homeland Security.

**SB 2379** by Jackson

Relating to responsibility and criminal penalties for certain violations committed by commercial oyster boat crews.

To Committee on Agriculture and Rural Affairs.

**SB 2380** by Jackson

Relating to contracts for the disposal of dredged material from a portion of the Gulf Coast Intracoastal Waterway.

To Committee on Natural Resources.

**SB 2381** by West

Relating to the fee charged for the master bidders list.

To Committee on Government Organization.

**SB 2382** by Shapleigh

Relating to the implementation by the comptroller of a low-emission vehicle program for the state vehicle fleet.

To Committee on Natural Resources.

**SB 2383** by Shapleigh

Relating to universal health coverage for Texans.

To Committee on State Affairs.

**SB 2384** by Shapleigh

Relating to children's exposure to area-wide soil contamination.

To Committee on Natural Resources.

**SB 2385** by Shapleigh

Relating to information regarding the relative or designated caregivers for a child in the managing conservatorship of the state.

To Committee on Jurisprudence.

**SB 2386** by Harris

Relating to the designation of the Diamond Interchange.

To Committee on Transportation and Homeland Security.

**SB 2387** by Harris

Relating to regulation of certain credit transactions and lenders.

To Committee on Business and Commerce.

**SB 2388** by Lucio

Relating to the use of municipal hotel occupancy taxes for ecological tourism events.

To Committee on Economic Development.

**SB 2389** by Nichols

Relating to physician staffing requirements for hospitals.

To Committee on Health and Human Services.

**SB 2390** by Shapleigh

Relating to the physician licensing requirements for foreign medical graduates.

To Committee on Health and Human Services.

**SB 2391** by Shapleigh

Relating to the management and control of utility system.  
To Committee on International Relations and Trade.

**SB 2392** by Shapiro, Ogden

Relating to public school finance.  
To Committee on Education.

**SB 2393** by Gallegos

Relating to the creation of a statewide autism spectrum disorders resource program.  
To Committee on Health and Human Services.

**SB 2394** by Gallegos

Relating to criminal offenses applicable to gambling and gambling devices.  
To Committee on State Affairs.

**SB 2395** by Nelson

Relating to the timing of a referendum election to continue a fire control, prevention, and emergency medical services district.  
To Committee on Intergovernmental Relations.

**SB 2396** by Nelson

Relating to the repeal of obsolete or redundant reporting requirements of health and human services agencies.  
To Committee on Health and Human Services.

**SB 2397** by Nelson

Relating to the licensing and regulation of physicians, physician assistants, acupuncturists, and surgical assistants.  
To Committee on Health and Human Services.

**SB 2398** by Nelson

Relating to the powers and duties of the Texas Medical Board.  
To Committee on Health and Human Services.

**SB 2399** by Duncan

Relating to the authority of a political subdivision other than a county to change the date of its general election.  
To Committee on State Affairs.

**SB 2400** by Averitt

Relating to a prevailing wage survey conducted under an interlocal agreement between two or more political subdivisions of the state.  
To Committee on Intergovernmental Relations.

**SB 2401** by Davis

Relating to detecting and repairing leakage from natural gas pipelines.  
To Committee on Natural Resources.

**SB 2402** by Davis

Relating to the authority of certain counties to regulate the exploration for and development and production of natural gas; providing a penalty.  
To Committee on Natural Resources.

**SB 2403** by Davis

Relating to making a voluntary contribution to the fund for veterans' assistance when registering a motor vehicle.

To Committee on Finance.

**SB 2404** by Zaffirini

Relating to certain agreements between insurers, policyholders, and motor vehicle storage persons or facilities.

To Committee on Business and Commerce.

**SB 2405** by Zaffirini

Relating to a pilot program to expand access to career and technical education partnerships in rural areas.

To Committee on Agriculture and Rural Affairs.

**SB 2406** by Zaffirini

Relating to additional compensation for certain state employees.

To Committee on Administration.

**SB 2407** by Zaffirini

Relating to the provision of services to individuals with mental retardation.

To Committee on Finance.

**SB 2408** by Ellis

Relating to the authority of certain school districts to maintain local control over wages, hours, and other terms and conditions of employment.

To Committee on Education.

**SB 2409** by Lucio

Relating to the higher education fund and the allocation and distribution of certain constitutional revenues to The University of Texas at Brownsville.

To Committee on Finance.

**SB 2410** by Deuell

Relating to the creation of the Twin Lakes Municipal Utility District No. 1 of Kaufman County; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2411** by Deuell

Relating to the definition of a switchblade knife for purposes of the offense of prohibited weapons.

To Committee on Criminal Justice.

**SB 2412** by Deuell

Relating to the authority of Las Lomas Municipal Utility District Nos. 3 and 4 of Kaufman County to undertake road projects.

To Committee on Intergovernmental Relations.

**SB 2413** by Deuell

Relating to the authority of the Kaufman County Water Control and Improvement District No. 1 to undertake road projects.

To Committee on Intergovernmental Relations.

**SB 2414** by Deuell

Relating to the regulation and practice of engineering.

To Committee on Business and Commerce.

**SB 2415** by Deuell

Relating to license plates created by the Texas Department of Transportation for professional firefighters.

To Committee on Transportation and Homeland Security.

**SB 2416** by Deuell

Relating to the authority of certain insurers to engage in the business of health insurance in this state.

To Committee on State Affairs.

**SB 2417** by Deuell

Relating to the operation in certain counties of an integrated care management model under the Medicaid managed care program.

To Committee on Health and Human Services.

**SB 2418** by Deuell

Relating to availability of professional liability insurance under a self-insurance trust for health care.

To Committee on State Affairs.

**SB 2419** by Deuell

Relating to preventative treatment for state employees exposed to HIV while performing duties of employment.

To Committee on Health and Human Services.

**SB 2420** by Deuell

Relating to the location at which a certification examination for interpreters for the deaf or hard of hearing may be conducted.

To Committee on Health and Human Services.

**SB 2421** by Deuell

Relating to the confidentiality of newborn screening information.

To Committee on Health and Human Services.

**SB 2422** by Deuell

Relating to the dispensing of drugs by physicians.

To Committee on Health and Human Services.

**SB 2423** by Deuell

Relating to the definitions of a discount health care program and a discount care health care program operator.

To Committee on Health and Human Services.

**SB 2424** by Deuell

Relating to the authorization of certain nonemergency ambulance services under the Medicaid program.

To Committee on Health and Human Services.

**SB 2425** by Deuell

Relating to the powers and duties of the Hopkins County Hospital District.

To Committee on Intergovernmental Relations.

**SB 2426** by Deuell

Relating to the establishment of a laser and intense pulsed light device registry; providing a civil penalty.

To Committee on Health and Human Services.

**SB 2427** by Deuell

Relating to delegation by a physician of certain cosmetic and dermatological medical treatments.

To Committee on Health and Human Services.

**SB 2428** by Hinojosa

Relating to the use of Supplemental Environmental Projects to protect lands of significant natural resource and hazard mitigation value.

To Committee on Natural Resources.

**SB 2429** by Zaffirini

Relating to the appraisal of property for ad valorem tax purposes.

To Committee on Finance.

**SB 2430** by Davis

Relating to public school finance and certain limitations on the ad valorem tax rate of a school district.

To Committee on Education.

**SB 2431** by Davis

Relating to excellence exemptions available to school districts.

To Committee on Education.

**SB 2432** by Davis

Relating to the application to political subdivisions of this state of the law governing pooling of mineral interests.

To Committee on Natural Resources.

**SB 2433** by Davis

Relating to condemnation of municipal property for and municipal regulation of pipeline operations.

To Committee on Natural Resources.

**SB 2434** by Davis

Relating to the appointment of guardians ad litem in suits affecting the parent-child relationship.

To Committee on Jurisprudence.

**SB 2435** by Uresti

Relating to medical assistance program reimbursement for guardianship expenses of certain recipients.

To Committee on Jurisprudence.

**SB 2436** by Uresti

Relating to exemption from application of the Private Security Act of certain peace officers employed by a law enforcement agency.

To Committee on Criminal Justice.

**SB 2437** by Uresti

Relating to the use by a metropolitan rapid transit authority of the construction manager-at-risk method for the construction, rehabilitation, alteration, or repair of a facility.

To Committee on Transportation and Homeland Security.

**SB 2438** by Uresti

Relating to imposing a duty on a sheriff to report certain warrant or capias information to a national database.

To Committee on Criminal Justice.

**SB 2439** by Uresti

Relating to granting certain local governments general zoning authority around certain military facilities; providing a penalty.

To Committee on Veteran Affairs and Military Installations.

**SB 2440** by Uresti

Relating to providing an oversight mechanism for the Bexar Metropolitan Water District, including enforcement authority, and authorizing a dissolution election.

To Committee on Natural Resources.

**SB 2441** by Uresti

Relating to the enforceability of covenants not to compete and to certain procedures and remedies in actions to enforce those covenants.

To Committee on Business and Commerce.

**SB 2442** by Uresti

Relating to the exemption from ad valorem taxation of property owned by certain charitable organizations.

To Committee on Finance.

**SB 2444** by Uresti

Relating to calculation of the net resources of a person ordered to pay child support.

To Committee on Jurisprudence.

**SB 2445** by Uresti

Relating to the disposal of sewage by boats.

To Committee on Natural Resources.

**SB 2446** by Uresti, Van de Putte

Relating to the right of certain municipalities to maintain local control over wages, hours, and other terms and conditions of employment.

To Committee on Intergovernmental Relations.

**SB 2447** by Uresti, Van de Putte

Relating to the right of certain counties to maintain local control over wages, hours, and other terms and conditions of employment.

To Committee on Intergovernmental Relations.

**SCR 42** by Van de Putte

Renaming Building G at the Department of State Health Services Central Complex as the Dr. Robert Bernstein Building.

To Committee on Administration.

**SCR 43** by Seliger

Granting Jimmy Glen Riemer, Richard Coon, Jr., June Meetze Coon Trust, Johnson Borger Ranch Partnership, and W. R. Edwards, Jr., permission to sue the State of Texas and the General Land Office.

To Committee on Jurisprudence.

**SCR 45** by Ellis

Granting certain current and former residents of Texas state schools and state centers who have been injured as a result of their residency in those facilities, and the guardians or family members of those current and former residents, permission to sue the State of Texas and the Department of Aging and Disability Services.

To Committee on Jurisprudence.

**SCR 46** by Hinojosa

Directing the Texas Department of State Health Services and the Texas Education Agency to educate parents of adolescent Texans regarding the importance of adolescents' receiving regular physical exams and updated immunizations.

To Committee on Health and Human Services.

**SCR 47** by Hegar

Granting permission for Grandfather's Blind, Ltd., and Donner Properties to sue the State of Texas, General Land Office, and School Land Board.

To Committee on Jurisprudence.

**SCR 48** by Van de Putte

Urging congress to repeal the Government Pension Offset and the Windfall Elimination Provision of the Social Security Act.

To Committee on State Affairs.

**SCR 49** by Shapleigh

Certifying the state's intention to request and use all funds that may be available to the state under the American Recovery and Reinvestment Act of 2009.

To Committee on Finance.

**SJR 36** by Duncan

Proposing a constitutional amendment to provide that the governor, and the lieutenant governor when acting as governor, retain executive authority unless the person becomes unavailable as provided by law.

To Committee on State Affairs.

**SJR 37** by Van de Putte

Proposing a constitutional amendment authorizing the Veterans' Land Board to issue general obligation bonds in amounts equal to or less than amounts previously authorized.

To Committee on Veteran Affairs and Military Installations.

**SJR 38** by Williams

Proposing a constitutional amendment to allow the Lamar Institute of Technology to participate in the allocation of certain constitutionally dedicated funds for capital improvements at agencies and institutions of higher education.

To Committee on Finance.

**SJR 39** by Averitt

Proposing a constitutional amendment authorizing the issuance of general obligation bonds to provide and guarantee loans to encourage advanced clean energy projects.

To Committee on Finance.

**SJR 40** by Patrick

Proposing a constitutional amendment relating to the right of freedom of conscience.

To Committee on State Affairs.

**SJR 41** by Duncan

Proposing a constitutional amendment to replace the attorney general on the legislative redistricting board with the commissioner of agriculture.

To Committee on State Affairs.

**SJR 42** by Duncan

Proposing a constitutional amendment to prohibit the taking of property for certain economic development purposes.

To Committee on State Affairs.

**SJR 43** by Lucio

Proposing a constitutional amendment to authorize the imposition of an additional ad valorem tax for emergency services districts, subject to voter approval, at a rate not to exceed five cents for the acquisition of land, equipment, or apparatus or the construction of capital improvements.

To Committee on Finance.

**SJR 44** by Duncan

Proposing a constitutional amendment for filling vacancies in appellate judicial offices by appointment, for partisan elections for all judicial offices, and for subsequent nonpartisan retention elections for all judicial offices.

To Committee on State Affairs.

**SJR 45** by Lucio

Proposing a constitutional amendment authorizing the issuance of additional general obligation bonds and notes to provide financial assistance to counties for roadway projects to serve border colonias.

To Committee on Finance.

**SJR 46** by Lucio

Proposing a constitutional amendment authorizing the issuance of general obligation bonds to provide funds for affordable housing.

To Committee on Finance.

**SJR 47** by Lucio

Proposing a constitutional amendment authorizing a county to regulate land development if approved by a majority vote in a countywide election.

To Committee on Intergovernmental Relations.

**SJR 48** by Williams

Proposing a constitutional amendment authorizing the legislature to provide for the ad valorem taxation of a residence homestead solely on the basis of the property's value as a residence homestead; and authorizing the legislature to authorize a single board of equalization for two or more adjoining appraisal entities that elect to provide for consolidated equalizations.

To Committee on Finance.

**SJR 49** by Williams

Proposing a constitutional amendment authorizing the legislature to provide for uniform standards and procedures for appraisal of property for ad valorem tax purposes.

To Committee on Finance.

**SJR 50** by Averitt

Proposing a constitutional amendment relating to the issuance of additional general obligation bonds by the Texas Water Development Board.

To Committee on Natural Resources.

**SJR 51** by West

Proposing a constitutional amendment establishing the Texas power source fund.

To Committee on Finance.

**SJR 52** by Davis

Proposing a constitutional amendment allowing the expenditure of motor vehicle fuel taxes and registration fees for passenger rail, transit, and freight rail.

To Committee on Transportation and Homeland Security.

**SJR 53** by Lucio

Proposing a constitutional amendment to entitle The University of Texas at Brownsville to participate in the income and other benefits of the permanent university fund.

To Committee on Finance.

**SJR 54** by Uresti

Proposing a constitutional amendment to authorize the Kickapoo Traditional Tribe of Texas to conduct gaming by executing a gaming agreement with this state.  
To Committee on State Affairs.

**SR 416** by Shapleigh

Supporting the establishment of a veterans' hospital in the city of El Paso.  
To Committee on Veteran Affairs and Military Installations.

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

**SB 2443** by Uresti

Relating to the Sutton County Hospital District.  
To Committee on Intergovernmental Relations.

**SB 2448** by Huffman

Relating to the powers and duties of the Sienna Plantation Management District; providing authority to manage a public transit system and parking facilities and to impose a fee or issue bonds for that purpose.  
To Committee on Intergovernmental Relations.

**SB 2449** by Wentworth

Relating to the administration of certain provisions affecting the licensing of persons to carry a concealed handgun.  
To Committee on Criminal Justice.

**SB 2450** by Ellis

Relating to the sovereign immunity of certain local governmental entities regarding certain contracts.  
To Committee on International Relations and Trade.

**SB 2451** by Wentworth

Relating to authorizing certain counties to adopt buffer zone regulations and comprehensive land development plans; providing a penalty.  
To Committee on Intergovernmental Relations.

**SB 2452** by Wentworth

Relating to granting Travis County authority to regulate certain land use and impose certain development fees; providing penalties.  
To Committee on Intergovernmental Relations.

**SB 2453** by Williams

Relating to the East Montgomery County Improvement District.  
To Committee on Intergovernmental Relations.

**SB 2454** by Harris

Relating to preferences of certain district courts in Tarrant County.  
To Committee on Jurisprudence.

**SB 2455** by Patrick

Relating to the creation of the Harris County Municipal Utility District No. 495; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2456** by Hinojosa

Relating to the creation of the Brush Country Groundwater Conservation District; providing authority to impose a tax and issue bonds.

To Committee on Natural Resources.

**SB 2457** by Deuell

Relating to the creation of the Hunt County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2458** by Fraser

Relating to the creation of the Clearwater Ranch Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2459** by Averitt

Relating to the study and assessment of the transport of groundwater in the area regulated by the Edwards Aquifer Authority.

To Committee on Natural Resources.

**SB 2460** by Jackson

Relating to the creation of the Brazoria County Municipal Utility District No. 65; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2461** by Williams

Relating to deadlines for elections to confirm the creation of East Montgomery County Municipal Utility Districts Nos. 8, 9, 10, 11, 12, 13, and 14, Montgomery County Municipal Utility Districts Nos. 100 and 101, and Liberty County Municipal Utility District No. 5.

To Committee on Intergovernmental Relations.

**SB 2462** by Carona

Relating to the powers and duties of the Falcon's Lair Utility and Reclamation District relating to the issuance of bonds.

To Committee on Natural Resources.

**SB 2463** by Wentworth

Relating to the creation of the Comal County Water Improvement District No. 2; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Natural Resources.

**SB 2464** by Wentworth

Relating to the creation of the Comal County Water Improvement District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Natural Resources.

**SB 2465** by Seliger

Relating to the payment of certain costs associated with educational programs of the John Ben Shepperd Public Leadership Institute of The University of Texas of the Permian Basin.

To Committee on Higher Education.

**SB 2466** by Harris

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

To Committee on Intergovernmental Relations.

**SB 2467** by Patrick

Relating to the creation of Waller Town Center Management District; providing authority to impose an assessment, impose a tax, and issue bonds; and granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2468** by Gallegos

Relating to the post-employment activities of county and other local public officials.

To Committee on State Affairs.

**SB 2469** by Hinojosa

Relating to the creation of two additional county courts at law in Hidalgo County.

To Committee on Jurisprudence.

**SB 2470** by Estes

Relating to the creation of the Maverick Improvement District of Palo Pinto County; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Committee on Intergovernmental Relations.

**SB 2471** by Wentworth

Relating to certain exemptions from ad valorem taxes imposed by the Cow Creek Groundwater Conservation District.

To Committee on Natural Resources.

**SB 2472** by Patrick

Relating to the creation of the Harris County Improvement District No. 14; providing authority to impose an assessment, impose a tax, and issue bonds.

To Committee on Intergovernmental Relations.

**SB 2473** by Patrick

Relating to the creation of the Harris County Improvement District No. 13; providing authority to impose an assessment, impose a tax, and issue bonds.

To Committee on Intergovernmental Relations.

**SB 2474** by Watson

Relating to changes in the territory, board of directors, and water use fees of the Barton Springs-Edwards Aquifer Conservation District.

To Committee on Natural Resources.

**SB 2475** by Hinojosa

Relating to the powers and duties of the Nueces County Water Control and Improvement District No. 4; providing powers of eminent domain.

To Committee on Natural Resources.

**SB 2476** by Deuell

Relating to the creation of the North Texas Trauma and Burn Authority in Trauma Service Area E.

To Committee on Health and Human Services.

**SB 2477** by Wentworth

Relating to the authority of a municipality to lower the speed limit on certain highways in the municipality.

To Committee on Transportation and Homeland Security.

**SB 2478** by Wentworth

Relating to the Parklands Municipal Utility District No. 1; providing authority to impose a tax and issue bonds.

To Committee on Intergovernmental Relations.

**SB 2479** by Jackson

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

To Committee on Intergovernmental Relations.

**SB 2480** by Hegar

Relating to the board of navigation and canal commissioners of the Matagorda County Navigation District No. 1.

To Committee on International Relations and Trade.

**SB 2481** by Hegar

Relating to an exception to prohibition of fees for future transfer of real property.

To Committee on Intergovernmental Relations.

**SB 2482** by Harris

Relating to local regulation of distance requirements for businesses selling alcoholic beverages near certain establishments.

To Committee on Business and Commerce.

**SB 2483** by Williams

Relating to the authority of the Harris-Montgomery Counties Municipal Utility District No. 386, formerly known as Harris County Municipal Utility District No. 386, to issue bonds supported by ad valorem taxes to finance recreational facilities.

To Committee on Intergovernmental Relations.

**SCR 51** by Patrick

Urging the Congress of the United States to oppose any efforts to adopt the Employee Free Choice Act or any similar legislation.

To Committee on State Affairs.

**SR 447** by Davis

Expressing intent that funds provided to the State of Texas by the American Recovery and Reinvestment Act be spent, as far as practicable, on domestic goods, materials, and services.

To Committee on Finance.

**RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

**Congratulatory Resolutions**

**SR 541** by Uresti, Celebrating Hudspeth County Day at the State Capitol.

**HCR 92** (Nelson), Commemorating the 100th anniversary of the Denton Chamber of Commerce.

**ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 4:41 p.m. adjourned, in memory of Jack Lewis, father of former Speaker of the House of Representatives Gibson Lewis, until 11:00 a.m. tomorrow.

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**APPENDIX**

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**COMMITTEE REPORTS**

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

March 31, 2009

**FINANCE** — **SB 562, SB 638, CSSB 792, SB 995, SB 997, SB 1199, SB 1495, SJR 35**

**NATURAL RESOURCES** — **SB 1040, SB 1190, SB 1238, SB 1386, SB 1541, SB 1658, SB 1755**

**ECONOMIC DEVELOPMENT** — **SB 1850**

**TRANSPORTATION AND HOMELAND SECURITY** — **CSSB 17, SB 161, SB 970, SB 971, SB 1107, SB 1218, SB 1282, SB 1283, SB 1357, SB 1426, SB 1614, SB 1670, SB 1827**

**EDUCATION** — **CSSB 283, SB 669, CSSB 891, CSSB 939, SB 1290**

**STATE AFFAIRS** — **CSSB 1310, SB 1650, SB 1651**

**ADMINISTRATION** — **SB 386**

**BILLS ENGROSSED**March 30, 2009**SB 261, SB 538, SB 540, SB 899****RESOLUTIONS ENROLLED**March 30, 2009**SCR 37, SCR 50, SR 529, SR 530, SR 531, SR 532, SR 533, SR 534, SR 535,  
SR 536, SR 537, SR 542**