

# SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE — REGULAR SESSION

---

---

AUSTIN, TEXAS

---

---

PROCEEDINGS

---

**THIRTIETH DAY**

(Wednesday, March 23, 2011)

The Senate met at 11:09 a.m. pursuant to adjournment and was called to order by the President.

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

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

Father Jayme Mathias, Cristo Rey Catholic Church, Austin, offered the invocation as follows:

All powerful God, we thank You for the many gifts You continue to shower upon us: Your gifts of life and health, family and friends, and the great responsibility of shepherding the people of this great state. We ask You to bless us today as we begin this legislative session. Enlighten us, that we might act wisely to ensure the brightest possible future for the people of our state. We ask this in Your name, You who live and reign forever and ever. Amen.

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

The motion prevailed without objection.

## **PHYSICIAN OF THE DAY**

Senator Nichols was recognized and presented Dr. Keith Miller of Center as the Physician of the Day.

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

## **SENATE RESOLUTION 573**

Senator Duncan offered the following resolution:

**SR 573**, Recognizing March 21 through 25, 2011, as Texas Retired Teachers Week.

The resolution was read and was adopted without objection.

### GUESTS PRESENTED

Senator Duncan was recognized and introduced to the Senate a Texas Retired Teachers Association delegation: Mary Sexton, Herbert Norris, Maridell Fryar, Mary Jane Hamilton, and Tim Lee.

The Senate welcomed its guests.

### MESSAGES FROM THE GOVERNOR

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

March 22, 2011

Austin, Texas

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

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

To be Judge of the Court of Criminal Appeals, Place 8, for a term until the next General Election and until her successor shall be duly elected and qualified:

Elsa Alcalá

Houston, Texas

Justice Alcalá is replacing Judge Charles Holcomb pursuant to the Texas Constitution, Article 5, Section 1-a(1).

To be members of the Upper Colorado River Authority for terms to expire February 1, 2017:

Jeffie Harmon Roberts

Robert Lee, Texas

(Ms. Roberts is being reappointed)

Hyman D. Sauer

Eldorado, Texas

(Mr. Sauer is being reappointed)

Hugh "Che" Stone, III

San Angelo, Texas

(replacing A. J. Jones of Miles whose term expired)

To be a member of the One Call Board for a term to expire August 31, 2011:

Jay S. Zeidman

Houston, Texas

Mr. Zeidman is replacing Barbara Mathis of Lufkin who resigned.

To be members of the Texas Public Finance Authority for terms to expire as indicated:

To Expire February 1, 2015:

Mark W. Eidman

Austin, Texas

(replacing Gary Wood of Lakeway who resigned)

To Expire February 1, 2017:

Billy M. Atkinson, Jr.

Sugar Land, Texas

(replacing Macedonio Villarreal of Sugar Land whose term expired)

Robert Thomas Roddy, Jr.

San Antonio, Texas

(Mr. Roddy is being reappointed)

Respectfully submitted,

/s/Rick Perry

Governor

### **INTRODUCTION OF BILLS AND RESOLUTIONS POSTPONED**

The President 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.

### **SENATE CONCURRENT RESOLUTIONS**

The President laid before the Senate the following resolutions:

**SCR 28**, Commending Joe E. Gonzales for his career in education and for his contributions to the success of Austin Can! Academy.

WATSON

The resolution was again read.

**SCR 29**, Recognizing Austin Can! Academy, a dropout recovery charter high school serving at-risk students of Travis County.

WATSON

The resolution was again read.

**SCR 28** and **SCR 29** were previously adopted on Monday, March 14, 2011.

### **GUESTS PRESENTED**

Senator Watson was recognized and introduced to the Senate Joe Gonzales, Principal, Austin Can! Academy; Yolanda Cruz-Wilder, Superintendent, Texas Can! Academies; Kevin Cunningham, social studies teacher; Joe Rodriguez and Kimberly Smith, students; and Ryan D. Hutchison, Austin Can! Academy Development Coordinator.

The Senate welcomed its guests.

### **SENATE RESOLUTION 132**

Senator Ogden offered the following resolution:

**SR 132**, Recognizing March 23, 2011, as Hutto Day at the State Capitol.

The resolution was read and was adopted without objection.

## GUESTS PRESENTED

Senator Ogden was recognized and introduced to the Senate a City of Hutto delegation: Debbie Holland, Mayor Pro Tempore; Doug Gaul, President, Hutto ISD Board of Trustees; Glenn Trubee, President, Williamson County Emergency Services District #3 Board of Commissioners; Byron Borchers, former Chairman of the Board, Hutto Area Chamber of Commerce; and Anne Cano, Hutto Economic Development Corporation Board of Directors.

The Senate welcomed its guests.

## MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Wednesday, March 23, 2011 - 1

The Honorable President of the Senate  
Senate Chamber  
Austin, Texas

Mr. President:

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

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

**HB 314** Hardcastle

Relating to the designation of a portion of U.S. Highway 81 as the Corporal David Slaton Memorial Highway.

**HCR 114** Craddick

Designating April 2011 as Distracted Driving Awareness Month in Texas.

**HCR 118** Taylor, Van

Honoring Congressman Sam Johnson on the 38th anniversary of his release as a North Vietnamese Prisoner of War.

**SCR 28** Watson Sponsor: Dukes

Commending Joe E. Gonzales for his career in education and for his contributions to the success of Austin Can! Academy.

**SCR 29** Watson Sponsor: Dukes

Recognizing Austin Can! Academy, a dropout recovery charter high school serving at-risk students of Travis County.

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

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

Senator Nichols was recognized and introduced to the Senate a Texas Forestry Association delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Nelson was recognized and introduced to the Senate a Robson Ranch delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Estes was recognized and introduced to the Senate a Parent Association for the Retarded of Texas delegation.

Senator Estes was again recognized and introduced to the Senate a State Firemen's and Fire Marshals' Association of Texas delegation.

The Senate welcomed its guests.

**SENATE RESOLUTION 172**

Senator Deuell offered the following resolution:

**SR 172**, Celebrating March 23, 2011, as Sunnyvale Day at the Capitol.

The resolution was again read.

The resolution was previously adopted on Monday, February 7, 2011.

**GUESTS PRESENTED**

Senator Deuell was recognized and introduced to the Senate a Sunnyvale 4A Economic Development Corporation delegation: Lawrence Boyd, President; Rachel Doyle, Vice-president; Terri Shatter, Secretary; and David Carlile, Treasurer; accompanied by David Byrd, Mayor of Sunnyvale.

The Senate welcomed its guests.

**SENATE RESOLUTION 564**

Senator West offered the following resolution:

**SR 564**, Recognizing March 20 through 26, 2011, as Early College High School Week.

The resolution was read and was adopted without objection.

**GUESTS PRESENTED**

Senator West was recognized and introduced to the Senate Early College High School participants.

The Senate welcomed its guests.

**SENATE RESOLUTION 392**

Senator Harris offered the following resolution:

**SR 392**, In memory of Tom Vandergriff of Arlington.

HARRIS  
DAVIS

The resolution was again read.

The resolution was previously adopted on Monday, February 28, 2011.

In honor of the memory of Tom Vandergriff, the text of the resolution is printed at the end of today's *Senate Journal*.

**GUESTS PRESENTED**

Senator Harris was recognized and introduced to the Senate Tom Vandergriff's family: his son, Victor Vandergriff; his daughter and son-in-law, Valerie and Paul Kelton; his daughter-in-law, Kristin Vandergriff; and his grandson, Parker Vandergriff.

The Senate welcomed its guests and extended its sympathy.

**CONCLUSION OF MORNING CALL**

The President Pro Tempore at 12:23 p.m. announced the conclusion of morning call.

**COMMITTEE SUBSTITUTE  
SENATE BILL 329 ON SECOND READING**

Senator Watson moved to suspend the regular order of business to take up for consideration **CSSB 329** at this time on its second reading:

**CSSB 329**, Relating to the sale, recovery, and recycling of certain television equipment; providing administrative penalties.

The motion prevailed.

Senators Birdwell and Patrick 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: Birdwell, Patrick.

**COMMITTEE SUBSTITUTE  
SENATE BILL 329 ON THIRD READING**

Senator Watson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 329** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

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

Nays: Birdwell, Patrick, 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 329**, 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 329** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2.

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

Nays: Birdwell, Patrick.

### **COMMITTEE SUBSTITUTE SENATE BILL 24 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 24** at this time on its second reading:

**CSSB 24**, Relating to the prosecution, punishment, and certain criminal and civil consequences of offenses involving or related to the trafficking of persons and to certain protections for victims of those offenses.

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 24 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 24** 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 24**, 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 24** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

**(President in Chair)**

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

**SENATE RESOLUTION 615**

Senator Seliger offered the following resolution:

**SR 615**, Recognizing March 23, 2011, as Salad Day at the State Capitol.

The resolution was read and was adopted without objection.

**GUESTS PRESENTED**

Senator Seliger was recognized and introduced to the Senate representatives of Texas McDonald's owner operators.

The Senate welcomed its guests.

**COMMITTEE SUBSTITUTE  
SENATE BILL 248 ON SECOND READING**

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 248** at this time on its second reading:

**CSSB 248**, Relating to the regulation of public grain warehouse operators.

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 248 ON THIRD READING**

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 248** 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 248**, 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 248** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

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

**SENATE JOINT RESOLUTION 9 ON SECOND READING**

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration **SJR 9** at this time on its second reading:

**SJR 9**, Proposing a constitutional amendment authorizing the governor to grant a pardon to a person who successfully completes a term of deferred adjudication community supervision.

The resolution 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 JOINT RESOLUTION 9 ON THIRD READING**

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SJR 9** 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 **SJR 9**, 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 **SJR 9** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

**WENTWORTH**

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

**SENATE BILL 144 ON SECOND READING**

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 144** at this time on its second reading:

**SB 144**, Relating to allowing a person who successfully completes a term of deferred adjudication community supervision to be eligible for a pardon.

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 144 ON THIRD READING**

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 144** 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 144**, 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 144** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

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

### SENATE BILL 524 ON SECOND READING

On motion of Senator Hegar and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 524** at this time on its second reading:

**SB 524**, Relating to the issuance of certain permits for the movement of oversize or overweight vehicles.

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 524 ON THIRD READING

Senator Hegar moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 524** 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 524**, 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 524** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

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

### COMMITTEE SUBSTITUTE SENATE BILL 181 ON SECOND READING

On motion of Senator Shapiro and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 181** at this time on its second reading:

**CSSB 181**, Relating to the calculation and reporting of water usage by municipalities and water utilities for state water planning and other purposes.

The bill was read second time.

Senator Shapiro offered the following amendment to the bill:

#### Floor Amendment No. 1

Amend **CSSB 181** (senate committee report) as follows:

(1) In SECTION 2 of the committee substitute, in added Section 16.403(b)(1), Water Code (page 2, line 67), between "calculating" and "water", insert "total water use by a municipality or water utility, including water billed and non-revenue water used, and a method of calculating".

(2) In SECTION 2 of the committee substitute, in added Section 16.403(b), Water Code (page 2, between lines 68 and 69), insert the following new Subdivision (2) and renumber the remaining subdivisions in proposed Section 16.403(b) accordingly:

"(2) a method of calculating total water use by a municipality or water utility in gallons per capita per day;"

The amendment to **CSSB 181** was read and was adopted by a viva voce vote.

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

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

**CSSB 181** as amended was passed to engrossment by a viva voce vote.

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

**COMMITTEE SUBSTITUTE**  
**SENATE BILL 181 ON THIRD READING**

Senator Shapiro moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 181** 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 181**, 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 181** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

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

**SENATE BILL 390 ON SECOND READING**

On motion of Senator Hegar and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 390** at this time on its second reading:

**SB 390**, Relating to the continuing issuance of freshwater fishing stamps by the Parks and Wildlife Department.

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 390 ON THIRD READING**

Senator Hegar moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 390** 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 390**, 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 390** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

WENTWORTH

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

### SENATE BILL 801 ON SECOND READING

On motion of Senator Hegar and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 801** at this time on its second reading:

**SB 801**, Relating to the authority of the seawall commission in Matagorda County to build and maintain recreational facilities near the seawall.

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 801 ON THIRD READING

Senator Hegar moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 801** 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 801**, 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 801** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

#### WENTWORTH

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

#### **SESSION TO CONSIDER EXECUTIVE APPOINTMENTS**

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

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

The President asked if there were requests to sever nominees.

There were no requests offered.

#### **NOMINEES CONFIRMED**

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

Member, Assistive and Rehabilitative Services Council: Judy Castle Scott, Dallas County.

Commissioner, Canadian River Compact Commission: James Edward Herring, Potter County.

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

Independent Ombudsman, Office of Independent Ombudsman for State Supported Living Centers: George Peter Bithos, Travis County.

Member, State Commission on Judicial Conduct: David Bradford Gaultney, Montgomery County.

Members, State Soil and Water Conservation Board: Larry D. Jacobs, Montgomery County; Joe L. Ward, Fannin County.

Member, Texas Alcoholic Beverage Commission: Jose Cuevas, Midland County.

Members, Texas Board of Criminal Justice: Lawrence James Gist, Jefferson County; Thomas Richard Mechler, Randall County; Leopoldo R. Vasquez, Harris County.

Members, Texas Historical Commission: Earl Paul Broussard, Travis County; Matthew Ferdinand Kreisle, Travis County; Frank Thomas Perini, Taylor County; Judy Carolyn Richardson, Burleson County; Daisy Sloan White, Harris County.

Members, Board of Regents, Texas Southern University: Gary Lynn Bledsoe, Travis County; Samuel Lee Bryant, Travis County; Richard Knight, Dallas County; Marilyn Agatha Rose, Harris County.

Members, Texas Veterans Commission: Richard Alexander McLeon, Victoria County; Daniel Patrick Moran, Harris County; James Henry Scott, Bexar County.

Members, Board of Regents, Texas Woman's University: Deborah Sue Gibson, Harris County; Melissa D. Tonn, Dallas County; Mary Pincoffs Wilson, Travis County.

### **SENATE RULES SUSPENDED (Posting Rules)**

On motion of Senator Shapiro and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Education might meet and consider the following bills today:

**SB 49, SB 290, SB 596, SB 597, SB 778, SB 949.**

### **GUESTS PRESENTED**

Senator Zaffirini was recognized and introduced to the Senate a McMullen County delegation.

The Senate welcomed its guests.

### **NOTICE GIVEN FOR LOCAL AND UNCONTESTED CALENDAR**

Senator Eltife announced that a Local and Uncontested Calendar had been furnished to each Member of the Senate. He then gave notice that the Local and Uncontested Calendar Session would be held at 8:30 a.m. tomorrow and that all bills and resolutions would be considered on second and third reading in the order in which they were listed.

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

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

### **GUESTS PRESENTED**

Senator Ellis was recognized and introduced to the Senate Mat Sexwale and his son, Ragina.

The Senate welcomed its guests.

**SENATE RULES SUSPENDED  
(Posting Rules)**

On motion of Senator Ellis and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Government Organization might meet and consider **SB 655** today.

**MOTION TO RECESS AND ADJOURN**

On motion of Senator Whitmire and by unanimous consent, the Senate at 1:15 p.m. agreed to recess, upon completion of the introduction of bills and resolutions on first reading, until 8:30 a.m. tomorrow for the Local and Uncontested Calendar Session.

The Senate further agreed to adjourn, in memory of Tom Vandergriff, upon conclusion of the Local and Uncontested Calendar Session, until 10:00 a.m. tomorrow.

**SENATE BILLS ON FIRST READING**

The following bills, filed on or before Friday, March 11, 2011, were introduced, read first time, and referred to the committees indicated:

**SB 846** by Patrick

Relating to the scope of practice of advanced practice nurses at certain sites serving medically underserved populations.

To Committee on Finance.

**SB 858** by Van de Putte

Relating to the regulation of the practice of dental hygiene.

To Committee on Finance.

**SB 891** by Carona

Relating to certain investments by insurance companies and related organizations.

To Committee on Economic Development.

**SB 961** by Uresti

Relating to the authority of physicians and physician assistants to form certain entities.

To Committee on State Affairs.

**SB 1056** by Carona

Relating to regulation of the practice of therapeutic optometry.

To Committee on Finance.

**SB 1143** by Uresti

Relating to the regulation of orthotists and prosthetists.

To Committee on Finance.

**SB 1260** by Ellis

Relating to licensing of advanced practice registered nurses and the authority of those nurses to prescribe and order prescription drugs.

To Committee on Finance.

**SB 1264** by Uresti

Relating to the practice of podiatry.  
To Committee on Finance.

**SB 1319** by Lucio

Relating to home loans that are not federally related mortgage loans; providing civil penalties.  
To Committee on Business and Commerce.

**SB 1320** by Lucio

Relating to deceptive trade practices in connection with executing and filing deeds in lieu of foreclosure.  
To Committee on Business and Commerce.

**SB 1500** by Watson

Relating to liability for the death of a pet.  
To Committee on State Affairs.

**SB 1541** by Watson

Relating to the inclusion of certain emissions reduction projects or activities in the cost of a transportation project of a regional mobility authority.  
To Committee on Transportation and Homeland Security.

**SB 1542** by Watson

Relating to a limited waiver of sovereign immunity for state and local governmental entities in certain employment lawsuits filed by nurses.  
To Committee on State Affairs.

**SB 1543** by Wentworth

Relating to the authority of independent school districts to invest in corporate bonds.  
To Committee on Education.

**SB 1544** by Patrick

Relating to a determination on granting assault leave to a certified educator where there has been a juvenile or criminal conviction.  
To Committee on Education.

**SB 1545** by Patrick

Relating to the liability of a volunteer health care practitioner who conducts a physical examination or medical screening of a student athlete.  
To Committee on State Affairs.

**SB 1546** by Patrick

Relating to scheduling property tax appeal hearings and legal fees for judicial appeals.  
To Committee on Intergovernmental Relations.

**SB 1547** by Patrick

Relating to the foreclosure of certain property associations' assessment liens.  
To Committee on Intergovernmental Relations.

**SB 1548** by Patrick

Relating to the creation of DNA records for the DNA database system and to an offense involving the release of a DNA sample to an unauthorized recipient.

To Committee on Criminal Justice.

**SB 1549** by Rodriguez, Ellis

Relating to the eligibility of and requirements applicable to certain persons for supplemental nutrition assistance.

To Committee on Health and Human Services.

**SB 1550** by Rodriguez

Relating to the use of seclusion by community centers.

To Committee on Health and Human Services.

**SB 1551** by Rodriguez

Relating to missing children and missing persons; providing a criminal penalty.

To Committee on Jurisprudence.

**SB 1552** by Rodriguez

Relating to reimbursement for certain emergency services provided to persons enrolled in the Medicaid managed care program.

To Committee on Health and Human Services.

**SB 1553** by Rodriguez

Relating to criminal history record information checks of employees of residential dwelling projects, including employees of public housing authorities.

To Committee on Intergovernmental Relations.

**SB 1554** by Rodriguez

Relating to the designation of certain municipal housing authority employees as peace officers.

To Committee on Criminal Justice.

**SB 1555** by Rodriguez

Relating to the investment of the permanent university fund and other funds under the management and control of the board of regents of The University of Texas System.

To Committee on Higher Education.

**SB 1556** by Rodriguez

Relating to requirements for reapportionment of congressional districts.

To Committee on Redistricting.

**SB 1557** by Carona

Relating to the establishment of the Texas High Performance Schools Consortium.

To Committee on Education.

**SB 1558** by Carona

Relating to change order approval requirements for certain political subdivisions of the state.

To Committee on Intergovernmental Relations.

**SB 1559** by Carona

Relating to requirements for certain arrangements or agreements of certain regional transportation authorities.

To Committee on Transportation and Homeland Security.

**SB 1560** by Ellis

Relating to liability of certain local emergency management or homeland security organizations.

To Committee on State Affairs.

**SB 1561** by Davis

Relating to state agency purchasing.

To Committee on State Affairs.

**SB 1562** by Williams

Relating to the designation of a segment of Texas State Highway 75 as the 75th Ranger Regiment Highway.

To Committee on Transportation and Homeland Security.

**SB 1563** by West

Relating to the methodology for the certification of funds to support satisfactory performance on certain state assessments.

To Committee on Education.

**SB 1564** by West

Relating to developmental education courses and the assessment of student readiness under the Texas Success Initiative for public institutions of higher education.

To Committee on Higher Education.

**SB 1565** by Ellis, Eltife

Relating to encouraging public participation by citizens by protecting a person's right to petition, right of free speech, and right of association from meritless lawsuits arising from actions taken in furtherance of those rights.

To Committee on State Affairs.

**SB 1566** by Uresti

Relating to the licensure of anesthesiologist assistants; providing penalties.

To Committee on Finance.

**SB 1567** by Uresti

Relating to the threshold amount at which public utilities are required to report a transaction.

To Committee on Business and Commerce.

**SB 1568** by Estes

Relating to shareholder standing after mergers.

To Committee on Business and Commerce.

**SB 1569** by Estes

Relating to the remediation of underground storage tanks and the fee on delivery of certain petroleum products.

To Committee on Natural Resources.

**SB 1570** by Estes

Relating to the sale of surplus leased land by a governmental entity to a private party.  
To Committee on State Affairs.

**SB 1571** by Watson

Relating to information subject to the public information law.  
To Committee on Open Government.

**SB 1572** by Watson

Relating to intelligence data standards and protected personal information.  
To Committee on Transportation and Homeland Security.

**SB 1573** by Watson

Relating to emergency services districts.  
To Committee on Intergovernmental Relations.

**SB 1574** by Watson

Relating to the use of money in a tax increment fund to pay costs related to public improvements used for social services programs that promote the development or redevelopment of a reinvestment zone.  
To Committee on Economic Development.

**SB 1575** by Watson

Relating to authorizing certain brewers and manufacturers to sell beer and ale to ultimate consumers.  
To Committee on Business and Commerce.

**SB 1576** by Ellis

Relating to requirements related to the reporting of emissions events by certain regulated entities under the Clean Air Act.  
To Committee on Natural Resources.

**SB 1577** by Ellis

Relating to the hotel occupancy tax on the price paid for a hotel room.  
To Committee on Intergovernmental Relations.

**SB 1578** by Williams

Relating to the addition of a county to a freight rail district.  
To Committee on Transportation and Homeland Security.

**SB 1579** by Ogden

Relating to state fiscal matters related to general government.  
To Committee on Finance.

**SB 1580** by Ogden

Relating to state fiscal matters related to health and human services and state agencies administering health and human services programs.  
To Committee on Finance.

**SB 1581** by Ogden

Relating to state fiscal matters related to public and higher education.  
To Committee on Finance.

**SB 1582** by Ogden

Relating to state fiscal matters related to the judiciary.

To Committee on Finance.

**SB 1583** by Ogden

Relating to state fiscal matters related to law enforcement and criminal justice.

To Committee on Finance.

**SB 1584** by Ogden

Relating to state fiscal matters related to natural resources and the environment.

To Committee on Finance.

**SB 1585** by Ogden

Relating to state fiscal matters regarding business and economic development.

To Committee on Finance.

**SB 1586** by Ogden

Relating to state fiscal matters related to certain regulatory agencies.

To Committee on Finance.

**SB 1587** by Ogden

Relating to the remittance and allocation of certain taxes and fees.

To Committee on Finance.

**SB 1588** by Ogden

Relating to the creation and re-creation of funds and accounts in the state treasury, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general governmental purposes.

To Committee on Finance.

**SB 1589** by Ogden

Relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.

To Committee on Finance.

**SB 1590** by Ogden

Relating to the Texas Economic Development Act.

To Committee on Finance.

**SB 1591** by Duncan

Relating to the goal of installing additional capacity for generating landfill gas energy.

To Committee on Natural Resources.

**SB 1592** by Wentworth

Relating to the expiration of a county burn ban.

To Committee on Intergovernmental Relations.

**SB 1593** by Wentworth

Relating to the admissibility of certain evidence obtained solely as the direct result of a request for emergency medical services for an overdose.

To Committee on Criminal Justice.

**SB 1594** by Wentworth

Relating to offers of settlement in civil cases.

To Committee on State Affairs.

**SB 1595** by Wentworth

Relating to species-protection programs for the Edwards Aquifer, the Guadalupe River Basin, the San Antonio River Basin, and the San Antonio Bay and estuary system; imposing a tax.

To Committee on Natural Resources.

**SB 1596** by Wentworth

Relating to changes in participation in public utility agencies.

To Committee on Intergovernmental Relations.

**SB 1597** by Wentworth

Relating to competitive bid requirements for public utility agencies that award construction contracts.

To Committee on Intergovernmental Relations.

**SB 1598** by Carona

Relating to the inspection of portable fire extinguishers.

To Committee on Business and Commerce.

**SB 1599** by Carona

Relating to the requirements for an insurance adjuster license.

To Committee on Business and Commerce.

**SB 1600** by Whitmire

Relating to the registration of peace officers as private security officers.

To Committee on Criminal Justice.

**SB 1601** by Seliger

Relating to the licensing and regulation of chiropractors.

To Committee on Finance.

**SB 1602** by Seliger

Relating to the exemption from the sales and use tax for certain agricultural items.

To Committee on Finance.

**SB 1603** by Seliger

Relating to the basis for apportioning annual per capita payments from the available school fund.

To Committee on Education.

**SB 1604** by Seliger

Relating to weight limits on a vehicle loaded with certain agricultural products.

To Committee on Transportation and Homeland Security.

**SB 1605** by Seliger

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

To Committee on Natural Resources.

**SB 1606** by Seliger

Relating to reporting requirements regarding groundwater withdrawals for water wells.

To Committee on Natural Resources.

**SB 1607** by Carona

Relating to the duties and responsibilities of certain county officials and the functions of county government.

To Committee on Jurisprudence.

**SB 1608** by Carona

Relating to operating a motor vehicle without a driver's license; creating an offense.

To Committee on Transportation and Homeland Security.

**SB 1609** by Carona

Relating to fees charged for the management and preservation of the county clerk's records.

To Committee on Intergovernmental Relations.

**SB 1610** by Lucio, Williams

Relating to seat belt requirements for certain vehicles.

To Committee on Transportation and Homeland Security.

**SB 1611** by Wentworth

Relating to the funding of projects in the boundaries of an intermunicipal commuter rail district.

To Committee on Transportation and Homeland Security.

**SB 1612** by Ogden

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

To Committee on State Affairs.

**SB 1613** by Ogden

Relating to public meetings and information disclosure exemptions for public power utilities.

To Committee on Open Government.

**SB 1614** by Van de Putte

Relating to payment of and disclosures related to certain ambulatory surgical center charges.

To Committee on State Affairs.

**SB 1615** by West

Relating to the creation of the offense of electronic transmission of certain visual material depicting a minor.

To Committee on Criminal Justice.

**SB 1616** by West

Relating to the collection, storage, preservation, retrieval, and destruction of biological evidence.

To Committee on Criminal Justice.

**SB 1617** by Harris

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

To Committee on Jurisprudence.

**SB 1618** by Seliger

Relating to electronic reporting by certain state entities and to the review of continual report requirements.

To Committee on Government Organization.

**SB 1619** by Duncan

Relating to the calculation of average daily attendance for a public school student participating in the college credit program.

To Committee on Education.

**SB 1620** by Duncan

Relating to an approval process for substitution of certain career and technology courses for mathematics and science courses otherwise required under the recommended and advanced high school programs.

To Committee on Education.

**SB 1621** by Van de Putte

Relating to establishing veterans resource centers at certain institutions of higher education.

To Committee on Veteran Affairs and Military Installations.

**SB 1622** by Van de Putte

Relating to a secondary-level English language learners' program for public school students of limited English proficiency.

To Committee on Education.

**SB 1623** by Van de Putte

Relating to transfer of a student of limited English proficiency out of a public school bilingual education or special language program.

To Committee on Education.

**SB 1624** by Hegar

Relating to Prairie View A&M University's eligibility to participate in the research development fund.

To Committee on Higher Education.

**SB 1625** by Hegar

Relating to the administration, powers, duties, and operation of the Edwards Aquifer Authority.

To Committee on Natural Resources.

**SB 1626** by Hegar

Relating to the punishment for criminal mischief involving cattle, horses, and exotic livestock.

To Committee on Criminal Justice.

**SB 1627** by Hegar

Relating to creation and administration of a program to provide grants for certain elementary and secondary students for academic achievement.

To Committee on Education.

**SB 1628** by Birdwell

Relating to the population of a county required to operate a juvenile justice alternative education program.

To Committee on Jurisprudence.

**SB 1629** by Birdwell

Relating to the applicability of provisions concerning bond approval by the Texas Commission on Environmental Quality to certain water entities.

To Committee on Natural Resources.

**SB 1630** by Birdwell

Relating to the regulation of residential appliance installation under the Texas Electrical Safety and Licensing Act.

To Committee on Business and Commerce.

**SB 1631** by Birdwell

Relating to the determination of resident status of students by public institutions of higher education.

To Committee on Higher Education.

**SB 1632** by Birdwell

Relating to certain do-not-resuscitate orders and advance directives; providing penalties.

To Committee on State Affairs.

**SB 1633** by Davis

Relating to the adoption of rules by the Railroad Commission of Texas regulating the exploration for and production of natural gas in the unincorporated areas of certain counties.

To Committee on Natural Resources.

**SB 1634** by Davis

Relating to the sealing of the records of juveniles who are the victims of human trafficking and have been adjudicated to have engaged in certain delinquent conduct.

To Committee on Criminal Justice.

**SB 1635** by Davis

Relating to contributions to the fund for veterans' assistance.

To Committee on Veteran Affairs and Military Installations.

**SB 1636** by Davis

Relating to the collection, analysis, and preservation of sexual assault or DNA evidence.

To Committee on Criminal Justice.

**SB 1637** by Davis

Relating to assisting foster children in obtaining and understanding the child's credit report.

To Committee on Health and Human Services.

**SB 1638** by Davis

Relating to the exception of certain personal information from required disclosure under the public information law.

To Committee on Open Government.

**SB 1639** by Davis

Relating to certain exceptions and permits granted by the Railroad Commission.

To Committee on Natural Resources.

**SB 1640** by Davis

Relating to payment by the Benbrook Water Authority for certain damages caused by the authority's operation of a sanitary sewer system.

To Committee on Intergovernmental Relations.

**SB 1641** by Davis

Relating to the location for conducting certain hearings of the Railroad Commission of Texas.

To Committee on Natural Resources.

**SB 1642** by Davis

Relating to transferring primary authority for the adoption of the public school curriculum and textbooks from the State Board of Education to the commissioner of education.

To Committee on Education.

**SB 1643** by Uresti

Relating to mandatory dismissal deadlines and extended jurisdiction in suits affecting the parent child relationship to which the Department of Family and Protective Services is a party.

To Committee on Jurisprudence.

**SB 1644** by Uresti

Relating to the prescription of tamper-resistant opioid analgesic drugs; providing an administrative penalty.

To Committee on Health and Human Services.

**SB 1645** by Uresti

Relating to the authority to create and operate a defense base management authority.

To Committee on Veteran Affairs and Military Installations.

**SB 1646** by Uresti

Relating to the powers and duties of a defense base management authority.

To Committee on Veteran Affairs and Military Installations.

**SB 1647** by Uresti

Relating to the payment of ad valorem taxes on mineral interests held by an entity other than the owner.

To Committee on Finance.

**SB 1648** by Watson

Relating to the establishment of an academic health center by a university system.

To Committee on Higher Education.

**SB 1649** by Watson

Relating to a grant program to support the prosecution of certain crimes.

To Committee on Transportation and Homeland Security.

**SB 1650** by Watson

Relating to certain comprehensive development agreements of regional mobility authorities.

To Committee on Transportation and Homeland Security.

**SB 1651** by Watson

Relating to comprehensive development agreements of the Texas Department of Transportation that include the financing, design, and construction of a project.

To Committee on Transportation and Homeland Security.

**SB 1652** by Watson

Relating to the implementation of new technology and new processes for the purposes of budget transparency, fiscal responsibility, and open government.

To Committee on Finance.

**SB 1653** by Watson

Relating to the format of the general appropriations bill.

To Committee on Finance.

**SB 1654** by Watson, Harris

Relating to local government authority to develop public infrastructure and facilities.

To Committee on Intergovernmental Relations.

**SB 1655** by Watson

Relating to the transparency and propagation of information regarding personal automobile and residential property insurance rates, policies, and complaints.

To Committee on Business and Commerce.

**SB 1656** by Watson

Relating to prohibition on certain underwriting and rating actions based on consumer inquiries.

To Committee on Business and Commerce.

**SB 1657** by Hinojosa

Relating to claims for and distribution of unclaimed land grant mineral proceeds.

To Committee on Finance.

**SB 1658** by Hinojosa

Relating to the membership and duties of, and the investigations conducted by, the Texas Forensic Science Commission, the administrative attachment of the Texas Forensic Science Commission to the Department of Public Safety, and the accreditation of criminal laboratories by the Department of Public Safety.

To Committee on Criminal Justice.

**SB 1659** by Lucio

Relating to the provision of water and certain equipment by water supply or sewer service corporations for use in fire suppression and the liability of those corporations.

To Committee on Natural Resources.

**SB 1660** by Lucio

Relating to certain unclaimed property of veterans and veterans' families.

To Committee on Veteran Affairs and Military Installations.

**SB 1661** by Duncan

Relating to health organizations certified by the Texas Medical Board under Subchapter A, Chapter 162, Occupations Code.

To Committee on State Affairs.

**SB 1662** by West

Relating to the payment of certain costs associated with certain educational programs of Prairie View A&M University.

To Committee on Higher Education.

**SB 1663** by Ellis

Relating to the repeal of state sales tax and franchise tax refunds for certain ad valorem tax payers.

To Committee on Finance.

**SB 1664** by Duncan

Relating to the powers and duties of and benefits available under the Employees Retirement System of Texas.

To Committee on State Affairs.

**SB 1665** by Duncan

Relating to the expiration of certain investment authority of the Teacher Retirement System of Texas.

To Committee on State Affairs.

**SB 1666** by Duncan

Relating to the authority of the Teacher Retirement System of Texas to invest in hedge funds.

To Committee on State Affairs.

**SB 1667** by Duncan

Relating to the administration of and benefits payable by the Teacher Retirement System of Texas and to certain domestic relations orders.

To Committee on State Affairs.

**SB 1668** by Duncan

Relating to purchase of service credit in the Teacher Retirement System of Texas.  
To Committee on State Affairs.

**SB 1669** by Duncan

Relating to the resumption of service by retirees under the Teacher Retirement System of Texas.  
To Committee on State Affairs.

**SB 1670** by Duncan

Relating to the definition of "school year" for purposes of the Teacher Retirement System of Texas.  
To Committee on State Affairs.

**SB 1671** by Duncan

Relating to the Teacher Retirement System of Texas.  
To Committee on State Affairs.

**SB 1672** by Ellis

Relating to authorizing the issuance of revenue bonds for a library at Texas Southern University.  
To Committee on Finance.

**SB 1673** by Gallegos

Relating to the composition of the Texas Commission on Fire Protection and the disposition of certain fees collected by the commission.  
To Committee on Intergovernmental Relations.

**SB 1674** by Gallegos

Relating to the composition of the board of directors of certain tax increment financing reinvestment zones.  
To Committee on Economic Development.

**SB 1675** by Duncan

Relating to the inclusion in the results of an election of ballots that were mistakenly not counted.  
To Committee on State Affairs.

**SB 1676** by Ellis

Relating to educational and training requirements for certain peace officers on ethical decision making.  
To Committee on Criminal Justice.

**SB 1677** by Ellis

Relating to court costs imposed on conviction and deposited to the municipal court building security fund.  
To Committee on Jurisprudence.

**SB 1678** by Ellis

Relating to court costs imposed on conviction and deposited to the municipal court technology fund.  
To Committee on Jurisprudence.

**SB 1679** by Ellis

Relating to consideration of a bidder's principal place of business in awarding certain municipal contracts.

To Committee on Intergovernmental Relations.

**SB 1680** by Ellis

Relating to certain evidence in a prosecution of fraud or theft involving Medicaid or Medicare benefits.

To Committee on Criminal Justice.

**SB 1681** by Ellis

Relating to the appointment of counsel and the rights of an accused and other requirements for the purposes of appellate proceedings or community supervision revocation proceedings.

To Committee on Criminal Justice.

**SB 1682** by Ellis

Relating to the creation of managed assigned counsel programs.

To Committee on Jurisprudence.

**SB 1683** by Ellis

Relating to the eligibility of certain inmates for release on mandatory supervision.

To Committee on Criminal Justice.

**SB 1684** by Ellis

Relating to procedures applicable to an applicant entitled to habeas corpus under certain circumstances.

To Committee on Criminal Justice.

**SB 1685** by Ellis

Relating to the time for correcting an application for compensation for wrongful imprisonment that is denied.

To Committee on State Affairs.

**SB 1686** by Ellis

Relating to group health insurance coverage for persons wrongfully imprisoned.

To Committee on State Affairs.

**SB 1687** by Ellis

Relating to information on turnover among county jail personnel.

To Committee on Criminal Justice.

**SB 1688** by Ellis

Relating to the authority of the governor to grant one or more reprieves in a capital case.

To Committee on Criminal Justice.

**SB 1689** by Duncan

Relating to the process for refusing to renew an organization report for an operator that fails to plug an inactive oil or gas well.

To Committee on Natural Resources.

**SB 1690** by Lucio

Relating to the consideration of and action on applications for financial assistance for water supply and sewer service projects in economically distressed areas.

To Subcommittee on Flooding and Evacuations.

**SB 1691** by Lucio

Relating to the establishment of the rural housing land assemblage program.

To Committee on International Relations and Trade.

**SB 1692** by Lucio

Relating to municipal and county budgets on the Internet.

To Committee on Open Government.

**SB 1693** by Carona

Relating to periodic rate adjustments by electric utilities.

To Committee on Business and Commerce.

**SB 1694** by Williams

Relating to the use of a mobile tracking device without a court order in the course of a criminal investigation.

To Committee on Transportation and Homeland Security.

**SB 1695** by Williams

Relating to penalties for engaging in organized criminal activity.

To Committee on Transportation and Homeland Security.

**SB 1696** by Williams

Relating to an automatic license plate reader pilot program.

To Committee on Transportation and Homeland Security.

**SB 1697** by Williams

Relating to duties and restrictions regarding the special Texas Rangers.

To Committee on Transportation and Homeland Security.

**SB 1698** by Williams

Relating to reporting on the population of and the housing costs for certain inmates in county jails.

To Committee on Transportation and Homeland Security.

**SB 1699** by Williams

Relating to authorizing the use of an image verification system to determine whether an applicant for a driver's license or personal identification certificate is a fugitive from justice.

To Committee on Transportation and Homeland Security.

**SB 1700** by Williams

Relating to checkpoints to ensure the validity of licenses and financial responsibility of vehicle operators.

To Committee on Transportation and Homeland Security.

**SB 1701** by Williams

Relating to procedures for and evidence that may be presented at a criminal asset forfeiture hearing and to the forfeiture of substitute assets under certain circumstances.  
To Committee on Transportation and Homeland Security.

**SB 1702** by Williams

Relating to the establishment of a task force to enhance the prosecution and tracking of money laundering in this state.  
To Committee on Transportation and Homeland Security.

**SB 1703** by Williams

Relating to the declaration of local disaster.  
To Committee on Transportation and Homeland Security.

**SB 1704** by Shapiro

Relating to educator preparation programs.  
To Committee on Education.

**SB 1705** by Lucio

Relating to temporary housing between academic terms for certain postsecondary students who have been under the conservatorship of the Department of Family and Protective Services.  
To Committee on Higher Education.

**SB 1706** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.  
To Committee on Transportation and Homeland Security.

**SB 1707** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.  
To Committee on Transportation and Homeland Security.

**SB 1708** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.  
To Committee on Transportation and Homeland Security.

**SB 1709** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.  
To Committee on Transportation and Homeland Security.

**SB 1710** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.  
To Committee on Transportation and Homeland Security.

**SB 1711** by Lucio

Relating to certain comprehensive development agreements of regional mobility authorities.

To Committee on Transportation and Homeland Security.

**SB 1712** by Jackson

Relating to providing notice of foreclosure to certain lien holders.

To Committee on Intergovernmental Relations.

**SB 1713** by Whitmire

Relating to the use of the compensation to victims of crime fund to reimburse the reasonable costs of a forensic medical exam for family violence.

To Committee on Criminal Justice.

**SB 1714** by Duncan

Relating to certain actions against an employer by an employee who is not covered by workers' compensation insurance.

To Committee on State Affairs.

**SB 1715** by Duncan

Relating to regulation of the management and disposal of certain drinking water treatment residuals through underground injection.

To Committee on Natural Resources.

**SB 1716** by Duncan

Relating to voidability of contracts procured through barratry and liability arising from conduct constituting barratry; providing a civil penalty.

To Committee on State Affairs.

**SB 1717** by Duncan

Relating to the operation and administration of the judicial branch of state government.

To Committee on Jurisprudence.

**SB 1718** 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 1719** by Williams

Relating to certain comprehensive development agreements of the Texas Department of Transportation.

To Committee on Transportation and Homeland Security.

**SB 1720** by Duncan

Relating to state fiscal matters; creating an offense.

To Committee on Finance.

**SB 1721** by Duncan

Relating to the exemption from the sales and use tax for tangible personal property or a taxable service that is resold or otherwise transferred.

To Committee on Finance.

**SB 1722** by Hinojosa

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

To Committee on Jurisprudence.

**SB 1723** by Zaffirini

Relating to tuition and fee exemptions for certain military personnel and their spouses and dependent children for under-enrolled undergraduate classes at public institutions of higher education.

To Committee on Veteran Affairs and Military Installations.

**SB 1724** by Zaffirini

Relating to conditions on the receipt of tuition and fee exemptions at public institutions of higher education.

To Committee on Higher Education.

**SB 1725** by Zaffirini

Relating to a tuition exemption at a four-year public institution of higher education based on a student's academic performance and timely progress toward completion of a baccalaureate degree program.

To Committee on Higher Education.

**SB 1726** by Zaffirini

Relating to the development of measurable learning outcomes for undergraduate courses at public institutions of higher education.

To Committee on Higher Education.

**SB 1727** by Zaffirini

Relating to a fixed tuition rate program for certain students who transfer to a state university after completing an associate degree program.

To Committee on Higher Education.

**SB 1728** by Zaffirini

Relating to a requirement that developmental coursework required for entering undergraduate students at four-year public institutions of higher education be completed at a public junior college.

To Committee on Higher Education.

**SB 1729** by Zaffirini

Relating to the Texas Science, Technology, Engineering, and Mathematics (T-STEM) Challenge Scholarship program.

To Committee on Higher Education.

**SB 1730** by Zaffirini

Relating to requiring the Texas Higher Education Coordinating Board to create a tool to allow prospective students to compare institutions of higher education by certain criteria.

To Committee on Higher Education.

**SB 1731** by Zaffirini

Relating to requiring public junior colleges to offer an academic associate degree program.

To Committee on Higher Education.

**SB 1732** by Van de Putte

Relating to authorizing the adjutant general to establish post exchanges on state military property.

To Committee on Veteran Affairs and Military Installations.

**SB 1733** by Van de Putte

Relating to the occupational licensing of spouses of members of the military.

To Committee on Veteran Affairs and Military Installations.

**SB 1734** by Van de Putte

Relating to tuition and fee exemptions at public institutions of higher education for certain Texas military veterans.

To Committee on Veteran Affairs and Military Installations.

**SB 1735** by Van de Putte

Relating to limited purpose subsidiary life insurance companies.

To Committee on State Affairs.

**SB 1736** by Van de Putte

Relating to the establishment of the College Credit for Heroes program.

To Committee on Veteran Affairs and Military Installations.

**SB 1737** by Van de Putte

Relating to the use and accrual of leaves of absence for military training or duty for officers and employees of the state

To Committee on Veteran Affairs and Military Installations.

**SB 1738** by Harris

Relating to insurance premium and maintenance taxes, and payment of excess losses of the Windstorm Insurance Association.

To Committee on Business and Commerce.

**SB 1739** by Davis, Van de Putte

Relating to the use of the fund for veterans' assistance.

To Committee on Veteran Affairs and Military Installations.

**SB 1740** by Fraser

Relating to the Texas Windstorm Insurance Association.

To Committee on Business and Commerce.

**SB 1741** by Fraser

Relating to tree mitigation fees imposed by municipalities.  
To Committee on Natural Resources.

**SB 1742** by Fraser

Relating to the operation of plug-in electric motor vehicles.  
To Committee on Transportation and Homeland Security.

**SB 1743** by Fraser

Relating to access by members of electric cooperatives to meetings of the boards of directors and certain information of the electric cooperatives.  
To Committee on Business and Commerce.

**SB 1744** by Eltife

Relating to the certification of a certified capital company.  
To Committee on Economic Development.

**SB 1745** by Gallegos

Relating to enforcement by a local government of fire safety standards at certain child-care facilities.  
To Committee on Health and Human Services.

**SB 1746** by Gallegos

Relating to the conditions of employment for firefighters employed by fire departments created by an interlocal agreement between two or more political subdivisions of this state; providing penalties.  
To Committee on Intergovernmental Relations.

**SB 1747** by Gallegos

Relating to the conditions of employment for firefighters employed by certain emergency services districts; providing penalties.  
To Committee on Intergovernmental Relations.

**SB 1748** by Gallegos

Relating to the licensing and regulation of fire protection sprinkler technicians; providing a penalty.  
To Committee on Business and Commerce.

**SB 1749** by Uresti

Relating to the admissibility of certain statements made by a child in a juvenile justice or criminal proceeding.  
To Committee on Criminal Justice.

**SB 1750** by Uresti

Relating to a physician's authority to delegate prescribing acts to physician assistants.  
To Committee on Finance.

**SB 1751** by Uresti

Relating to calculation of the net resources of a person ordered to pay child support.  
To Committee on Jurisprudence.

**SB 1752** by Uresti

Relating to confidentiality of Class C misdemeanor records related to the conviction of a child.

To Committee on Jurisprudence.

**SB 1753** by Duncan

Relating to the designation of the San Angelo State Supported Living Center as a forensic state supported living center.

To Committee on Health and Human Services.

**SB 1754** by Van de Putte

Relating to the closed formulary for workers' compensation pharmaceutical benefits.

To Committee on State Affairs.

**SB 1755** by Van de Putte

Relating to the issuance of Distinguished Service Medal specialty license plates.

To Committee on Veteran Affairs and Military Installations.

**SB 1756** by Uresti

Relating to the substitution by a pharmacist of certain opioid analgesic drugs.

To Committee on Health and Human Services.

**SB 1757** by Uresti

Relating to the exemption from ad valorem taxation of property used by a charitable organization that promotes the academic development of boys or girls under the age of 18 years.

To Committee on Finance.

**SB 1758** by Lucio

Relating to the provision of affordable housing in this state.

To Committee on Intergovernmental Relations.

**SB 1759** by Lucio

Relating to the application process for single family housing loans offered by the Texas Department of Housing and Community Affairs.

To Committee on Intergovernmental Relations.

**SB 1760** by Lucio

Relating to notice of water and wastewater requirements before certain sales of certain residential properties.

To Committee on Intergovernmental Relations.

**SB 1761** by Hinojosa

Relating to the name, organization, and powers of the Port of Corpus Christi Authority of Nueces County, Texas.

To Committee on International Relations and Trade.

**SB 1762** by Hinojosa

Relating to state financing of public transportation.

To Committee on Transportation and Homeland Security.

**SB 1763** by Rodriguez

Relating to the transfer of adult education and literacy programs from the Texas Education Agency to the Texas Higher Education Coordinating Board  
To Committee on Higher Education.

**SB 1764** by Rodriguez

Relating to workers' compensation supplemental income benefits.  
To Committee on State Affairs.

**SB 1765** by Rodriguez

Relating to rest breaks for employees of certain contractors with a governmental entity.  
To Committee on Business and Commerce.

**SB 1766** by Rodriguez

Relating to the Texas Code of Military Justice.  
To Committee on Veteran Affairs and Military Installations.

**SB 1767** by Rodriguez

Relating to the appointment of the board of managers of the El Paso County Hospital District.  
To Committee on Intergovernmental Relations.

**SB 1768** by Williams

Relating to recovery of uncompensated hospital care costs.  
To Committee on Transportation and Homeland Security.

**SB 1769** by Rodriguez

Relating to the maintenance by certain hospitals of records regarding certain uncompensated care costs.  
To Committee on Health and Human Services.

**SB 1770** by Williams

Relating to contracts between advanced practice registered nurses and health maintenance organizations, preferred provider benefit plans or other insurers.  
To Committee on State Affairs.

**SB 1771** by Williams

Relating to the provision of information by tax officials related to ad valorem tax rates.  
To Committee on Finance.

**SB 1772** by Williams

Relating to computation of the volume of components blended with taxable diesel for the exemption from motor fuels tax.  
To Committee on Finance.

**SB 1773** by Williams

Relating to the pilot program authorizing a property owner to appeal to the State Office of Administrative Hearings certain appraisal review board determinations.  
To Committee on Finance.

**SB 1774** by Williams

Relating to the procedure for the adoption of an ad valorem tax rate.  
To Committee on Finance.

**SB 1777** by Williams

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.  
To Committee on Higher Education.

**SB 1778** by Williams

Relating to the creation and administration of a grant program to reward eligible students at elementary and secondary schools for continuing academic progress.  
To Committee on Finance.

**SB 1779** by Williams

Relating to reports and complaints filed with and notices provided by the Texas Ethics Commission.  
To Committee on State Affairs.

**SB 1780** by Williams

Relating to delivering, dispensing or distributing a controlled substance; creating a penalty.  
To Committee on Criminal Justice.

**SB 1781** by Whitmire

Relating to the conditions for release on bond of a defendant charged with certain intoxication offenses.  
To Committee on Criminal Justice.

**SB 1782** by Ellis

Relating to regulation of health benefit plan issuers in this state.  
To Committee on State Affairs.

**SB 1783** by Ellis

Relating to a warning notice posted outside of certain buildings that permit smoking; providing a penalty.  
To Committee on Health and Human Services.

**SB 1784** by Huffman

Relating to workers' compensation insurance coverage for certain workplaces; providing administrative penalties.  
To Committee on State Affairs.

**SB 1785** by Patrick

Relating to the creation of the Texas Department of Health Professions to regulate certain health professions, the transfer of certain powers and duties to the department, and the abolishment of certain state agencies and other licensing entities.  
To Committee on Health and Human Services.

**SB 1786** by Patrick

Relating to the coverage by health benefit plans of expenses or procedures that violate certain religious convictions.

To Committee on State Affairs.

**SB 1787** by Patrick

Relating to the information provided by a peace officer before requesting a specimen to determine intoxication.

To Committee on Criminal Justice.

**SB 1788** by Patrick

Relating to the development of a model individualized education program form by the Texas Education Agency.

To Committee on Education.

**SB 1789** by Patrick

Relating to platting requirements affecting subdivision golf courses in certain counties.

To Committee on Intergovernmental Relations.

**SB 1790** by Patrick

Relating to distributing or prescribing abortion-inducing drugs; providing penalties.

To Committee on Health and Human Services.

**SB 1791** by Patrick

Relating to requiring certain state retirees from the elected class to contribute toward the cost of health insurance.

To Committee on State Affairs.

**SB 1792** by Patrick

Relating to unenforceable restrictive covenants affecting residential homes.

To Committee on Intergovernmental Relations.

**SB 1793** by Patrick

Relating to liability of certain public utilities that allow recreational use of land that the public utility owns, occupies, or leases.

To Committee on State Affairs.

**SB 1794** by Gallegos

Relating to the employment of physicians by hospital districts.

To Committee on State Affairs.

**SB 1795** by Gallegos

Relating to the authority of certain local governmental entities in certain populous counties to appoint, contract for, or employ physicians.

To Committee on Intergovernmental Relations.

**SB 1796** by Van de Putte, Rodriguez

Relating to the creation of the Texas Veterans Council.

To Committee on Veteran Affairs and Military Installations.

**SB 1797** by Ellis

Relating to the operation of the Texas Windstorm Insurance Association.  
To Committee on Business and Commerce.

**SB 1798** by West

Relating to a presumption that certain retailers are engaged in business in this state for the purpose of the use tax.  
To Committee on Finance.

**SB 1799** by West

Relating to the student loan program administered by the Texas Higher Education Coordinating Board; authorizing the issuance of bonds.  
To Committee on Higher Education.

**SB 1800** by Seliger

Relating to the enforcement of the requirements regarding plugging of inactive oil or gas wells.  
To Committee on Natural Resources.

**CO-AUTHORS OF SENATE BILL 329**

On motion of Senator Watson, Senators Davis and West will be shown as Co-authors of **SB 329**.

**CO-AUTHOR OF SENATE BILL 390**

On motion of Senator Hegar, Senator Nichols will be shown as Co-author of **SB 390**.

**CO-AUTHOR OF SENATE BILL 469**

On motion of Senator Nelson, Senator Davis will be shown as Co-author of **SB 469**.

**CO-AUTHOR OF SENATE BILL 615**

On motion of Senator Rodriguez, Senator Wentworth will be shown as Co-author of **SB 615**.

**CO-AUTHOR OF SENATE BILL 715**

On motion of Senator Harris, Senator Huffman will be shown as Co-author of **SB 715**.

**CO-AUTHOR OF SENATE BILL 763**

On motion of Senator Ellis, Senator Davis will be shown as Co-author of **SB 763**.

**CO-AUTHOR OF SENATE BILL 945**

On motion of Senator Patrick, Senator Rodriguez will be shown as Co-author of **SB 945**.

**CO-AUTHOR OF SENATE BILL 1365**

On motion of Senator Ellis, Senator Davis will be shown as Co-author of **SB 1365**.

**CO-AUTHOR OF SENATE RESOLUTION 392**

On motion of Senator Harris, Senator West will be shown as Co-author of **SR 392**.

**RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

**Memorial Resolutions**

**SR 617** by Watson, In memory of Ale H. "Jim" Hooser.

**SR 620** by Wentworth, In memory of Claudia Hudspeth Abbey Ball of San Antonio and Hudspeth County.

**Congratulatory Resolutions**

**SR 602** by Van de Putte, Recognizing John M. Anderson for his participation in the United States Army's Senior Service College Fellows Program.

**SR 603** by Van de Putte, Recognizing William Bailey for his participation in the United States Army's Senior Service College Fellows Program.

**SR 604** by Van de Putte, Recognizing Timothy R. Baxter for his participation in the United States Army's Senior Service College Fellows Program.

**SR 605** by Van de Putte, Recognizing David M. Kaczmarek for his participation in the United States Army's Senior Service College Fellows Program.

**SR 606** by Van de Putte, Recognizing William Phillips for his participation in the United States Army's Senior Service College Fellows Program.

**SR 607** by Van de Putte, Recognizing Robert G. McVay for his participation in the United States Army's Senior Service College Fellows Program.

**SR 608** by Van de Putte, Recognizing Richard J. Noriega for his participation in the United States Army's Senior Service College Fellows Program.

**SR 609** by Van de Putte, Recognizing Kurt J. Pinkerton for his participation in the United States Army's Senior Service College Fellows Program.

**SR 610** by Van de Putte, Recognizing James H. Raymer for his participation in the United States Army's Senior Service College Fellows Program.

**SR 611** by Van de Putte, Recognizing Willie Rios III for his participation in the United States Army's Senior Service College Fellows Program.

**SR 612** by Van de Putte, Recognizing Dale B. Rivers for his participation in the United States Army's Senior Service College Fellows Program.

**SR 613** by Van de Putte, Recognizing William M. Robare for his participation in the United States Army's Senior Service College Fellows Program.

**SR 614** by Van de Putte, Recognizing Maria T. Zumwalt for her participation in the United States Army's Senior Service College Fellows Program.

**SR 618** by Wentworth, Recognizing the San Antonio Executives Association on the occasion of its 75th anniversary.

**Official Designation Resolutions**

**SR 619** by Wentworth, Recognizing the Hill Country BBQ and Chili Cook-off as a Texas State Barbecue Championship competition.

**SR 621** by Eltife, Recognizing April 12, 2011, as Panola County Day at the State Capitol.

**SR 622** by Hinojosa, Recognizing the barbecue cook-off at the Hispanic Heritage Fiesta as a Texas State Barbecue Championship competition.

**RECESS**

Pursuant to a previously adopted motion, the Senate at 2:03 p.m. recessed until 8:30 a.m. tomorrow for the Local and Uncontested Calendar Session.

**In Memory**  
**of**  
**Tom Vandergriff**  
**Senate Resolution 392**

WHEREAS, The Senate of the State of Texas joins the citizens of Arlington in mourning the loss of longtime mayor and civic icon Tom Vandergriff, who died December 30, 2010, at the age of 84; and

WHEREAS, Tom Vandergriff played a vital role in transforming Arlington from a small town to a thriving city that is home to major industry and a key destination for sports and recreation; and

WHEREAS, Born January 29, 1926, in Carrollton, Mr. Vandergriff was a 1943 graduate of Arlington High School, where he was voted most likely to succeed; he went on to attend Northwestern University and Southern Methodist University before earning a degree from the University of Southern California; and

WHEREAS, Mr. Vandergriff entered public life at the young age of 23 as president of the Arlington Chamber of Commerce; he learned that General Motors was seeking to build a new assembly plant and ran for mayor to better represent Arlington's interests in acquiring this important addition to its economy; thanks to his untiring efforts, General Motors chose Arlington as the site for its new facility; and

WHEREAS, Mr. Vandergriff served as Arlington's mayor for 26 years and was active in bringing numerous recreational attractions to the city; he was instrumental in the creation of Six Flags Over Texas, and he successfully courted the Washington Senators, who relocated to Arlington and became the Texas Rangers; and

WHEREAS, He oversaw the fund-raising campaign to build Arlington Memorial Hospital and served as chair of its board for 37 years; he also worked to expand Arlington State College into the four-year institution that became The University of Texas at Arlington, and he was instrumental in the formation of the North Central Texas Council of Governments, serving as its first president and as a board member for 15 years; and

WHEREAS, Mr. Vandergriff served a term in the United States House of Representatives and later won election as a Tarrant County judge, a position he held until his retirement; his longstanding commitment to public service has served as an example to all who had the privilege of knowing him; and

WHEREAS, He was a man of vision, strength, and untiring energy, and he gave generously to others; his dedication to his hometown and his ability to relate to people from all walks of life played an important part in creating the legacy of leadership for which he will be long remembered; and

WHEREAS, He was a devoted husband, father, and grandfather, and his family and friends will forever cherish the treasured memories of his life and his many achievements; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 82nd Legislature, hereby extend sincere condolences to the bereaved family and friends of Tom Vandergriff: his children, Victor Vandergriff, Vanessa Watters, Valerie Kelton, and Viveca Vandergriff; his sister, Virginia Deering; and his five grandchildren; and, be it further

RESOLVED, That a copy of this Resolution be prepared for his family as an expression of deepest sympathy from the Texas Senate, and that when the Senate adjourns this day, it do so in memory of Tom Vandergriff.

HARRIS  
DAVIS