

# SENATE JOURNAL

EIGHTY-THIRD LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**THIRTY-FOURTH DAY**

(Continued)

(Thursday, April 4, 2013)

**AFTER RECESS**

The Senate met at 8:30 a.m. and was called to order by Senator Eltife.

**SESSION HELD FOR  
LOCAL AND UNCONTESTED CALENDAR**

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

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

**CSSB 181** (Hegar)

Relating to the use of a wireless communication device to provide evidence of motor vehicle financial responsibility.

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

**SB 229** (Davis)

Relating to an exception to the domicile requirement for issuance of a commercial driver's license for certain military personnel.

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

**SB 233** (Patrick)

Relating to the use of funds of certain municipal hospital authorities.

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

**SB 354** (West)

Relating to permitting electronic delivery of certain documents in a criminal case.

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

**CSSB 356** (Carona)

Relating to the audit of court registry funds in certain counties.

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

**SB 407** (Carona)

Relating to an exemption for persons who sell certain burglar and fire alarm components from the requirement to be licensed as an air conditioning and refrigeration contractor.

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

**SB 442** (Birdwell)

Relating to leave for certain veterans returning to state employment.

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

**CSSB 487** (Davis)

Relating to all-terrain vehicles and recreational off-highway vehicles.

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

**SB 490** (Seliger)

Relating to the expiration of tuition equalization grant requirements for grants awarded before the 2005-2006 academic year.

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

**CSSB 502** (West)

Relating to placement of children with certain relatives or other designated caregivers.

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

**CSSB 563** (Hegar)

Relating to the issuance of specialty license plates to honor recipients of the Defense Superior Service Medal.

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

**SB 597** (Birdwell)

Relating to the issuance of specialty license plates for certain Operation Enduring Freedom veterans.

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

**SB 654** (West)

Relating to the enforcement of water conservation and animal care and control ordinances of a municipality by civil action or quasi-judicial enforcement; providing civil penalties.

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

**SB 660** (West)

Relating to assessment collection in certain public improvement districts.

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

**(Senator Uresti in Chair)**

**CSSB 679** (Duncan)

Relating to certain records and supporting affidavits filed as evidence in certain actions.

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

**SB 686** (Huffman)

Relating to the change of the name of the Commission on Law Enforcement Officer Standards and Education to the Texas Commission on Law Enforcement.

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

**CSSB 701** (Hegar)

Relating to a defense to prosecution for criminal trespass.

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

**CSSB 736** (Watson)

Relating to insurance rating and underwriting practices and declinations based on certain consumer inquiries.

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

**CSSB 742** (Carona)

Relating to reports of missing children or attempted child abductions and to education and training for peace officers regarding missing or exploited children.

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

**CSSB 748** (Nelson)

Relating to the use of certain tax revenue to enhance and upgrade convention center facilities, multipurpose arenas, multiuse facilities, and related infrastructure in certain municipalities.

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

**SB 751** (Patrick)

Relating to the creation of the Harris County Municipal Utility District No. 531; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

**SB 752** (Patrick)

Relating to the creation of the Harris County Municipal Utility District No. 530; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

**CSSB 818** (Duncan)

Relating to boll weevil eradication activities and programs.

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

**CSSB 821** (Schwertner)

Relating to the prosecution of certain criminal offenses involving theft or involving fraud or other deceptive practices.

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

**CSSB 828** (Van de Putte)

Relating to the marketing of certain alcoholic beverages by manufacturers and their agents; providing for a permitting fee.

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

**SB 836** (Hegar)

Relating to the powers and duties of the Harris County Municipal Utility District No. 171; providing authority to impose a tax and issue bonds.  
(viva voce vote) (31-0) (31-0)

**SB 877** (Patrick)

Relating to establishing the Citizens' Star of Texas Award.  
(viva voce vote) (31-0) (31-0)

**CSSB 920** (Eltife)

Relating to the requirement that an unemployed individual be actively seeking work to be eligible for unemployment compensation benefits.  
(viva voce vote) (31-0) (31-0)

**(Senator Hancock in Chair)****SB 946** (Nelson)

Relating to the right to terminate a lease and avoid liability by a victim of certain sexual offenses or stalking.  
(viva voce vote) (31-0) (31-0)

**SB 948** (Nelson)

Relating to management of a coordinated county transportation authority.  
(viva voce vote) (31-0) (31-0)

**SB 965** (Williams)

Relating to the correction of employment termination reports for law enforcement officers.  
(viva voce vote) (31-0) (31-0)

**SB 983** (Ellis)

Relating to in camera review and filing of the information at issue in a suit filed under the public information law.  
(viva voce vote) (31-0) (31-0)

**SB 1008** (Carona)

Relating to the business, supervision, and regulation of state savings and loan associations and state savings banks; providing a criminal penalty.  
(viva voce vote) (31-0) (31-0)

**SB 1026** (Duncan)

Relating to the nonsubstantive revision of certain local laws concerning special districts, including conforming amendments.  
(viva voce vote) (31-0) (31-0)

Senator Duncan offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **SB 1026** (introduced version) in ARTICLE 1 of the bill, in SECTION 1.04, as follows:

(1) In proposed Section 8504.104(a)(8), Special District Local Laws Code (page 363, line 23), strike "meet".

(2) In proposed Section 8504.106(c), Special District Local Laws Code (page 365, line 12), strike "that is" and substitute "and all other rights that are".

The amendment to **SB 1026** was read and was adopted by a viva voce vote.

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

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

**SB 1033** (Carona)

Relating to the registration and use of marks, including trademarks and service marks.  
(viva voce vote) (31-0) (31-0)

**SB 1053** (Carona)

Relating to the content of a notice provided to an owner or lienholder of a vehicle towed to a vehicle storage facility.  
(viva voce vote) (31-0) (31-0)

**SB 1096** (Hinojosa)

Relating to the monthly fee a defendant must pay during a period of community supervision.  
(viva voce vote) (31-0) (31-0)

**SB 1107** (Zaffirini)

Relating to the preference given by state and local governmental entities to agricultural products produced or grown in this state.  
(viva voce vote) (31-0) (31-0)

**SB 1156** (Hinojosa)

Relating to land reclamation projects using tires.  
(viva voce vote) (31-0) (31-0)

**SB 1169** (Hegar)

Relating to water conservation.  
(viva voce vote) (31-0) (31-0)

**SB 1241** (Hegar)

Relating to the Edwards Aquifer Authority's regulation of wells with limited production capabilities.  
(viva voce vote) (31-0) (31-0)

**SB 1376** (Eltife)

Relating to specialty license plates issued to retired members of the United States armed forces.  
(viva voce vote) (31-0) (31-0)

**SB 1577** (Fraser)

Relating to the election of directors of certain electric cooperatives.  
(viva voce vote) (31-0) (31-0)

**SCR 17** (Hinojosa)

Urging Congress to restore the presumption of a service connection for Agent Orange exposure to United States Navy and United States Air Force veterans who served on the inland waterways, in the territorial waters, and in the airspace of the Republic of Vietnam and to institute a presumption of connection to employment for civilians exposed to Agent Orange in their workplaces.

(31-0)

**SCR 28** (Uresti)

Designating the first Tuesday in March as Texas Assisted Living Awareness Day for a 10-year period beginning in 2013.

(31-0)

**ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 8:50 a.m. adjourned until 11:00 a.m. today.