

SENATE JOURNAL

EIGHTY-THIRD LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-SECOND DAY

(Continued)

(Thursday, April 18, 2013)

AFTER RECESS

The Senate met at 8:05 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.

HCR 24 (Nichols)

Designating Nacogdoches as the official Garden Capital of Texas.
(31-0)

CSSB 48 (Zaffirini)

Relating to the transfer of a student from the school district of the student's residence to another district.
(viva voce vote) (31-0) (31-0)

SB 164 (Van de Putte)

Relating to the issuance to veterans of specially marked licenses to carry a concealed handgun and specially marked personal identification certificates.
(viva voce vote) (31-0) (31-0)

CSSB 260 (Davis)

Relating to the absence of a student from school to visit with a parent or guardian who will be or has been deployed on military duty.
(viva voce vote) (31-0) (31-0)

CSSB 263 (Huffman)

Relating to the designation for criminal prosecution and other purposes of certain chemicals commonly referred to as synthetic cannabinoids as controlled substances and controlled substance analogues under the Texas Controlled Substances Act.

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

CSSB 264 (Huffman)

Relating to the addition of certain substances to Penalty Groups 1-A and 2 of the Texas Controlled Substances Act for criminal prosecution and other purposes.

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

CSSB 312 (Hegar)

Relating to the regulation of speech-language pathology and audiology and the fitting and dispensing of hearing instruments.

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

CSSB 503 (West)

Relating to the establishment of the Expanded Learning Opportunities Council to study and make recommendations concerning expanded learning opportunities for public school students.

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

CSSB 607 (Hegar)

Relating to the creation of the Waller County Municipal Utility District No. 18; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

CSSB 637 (Paxton)

Relating to notice and election order requirements for bond approval elections held by political subdivisions.

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

CSSB 646 (Deuell)

Relating to court-ordered outpatient mental health services.

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

CSSB 658 (Deuell)

Relating to the imposition and collection of a penalty for fraudulently obtaining unemployment compensation benefits.

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

SB 670 (Whitmire)

Relating to the copying of certain records and files relating to a child who is a party to a juvenile proceeding.

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

SB 706 (Taylor)

Relating to the creation of the Brazoria County Municipal Utility District No. 47; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

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

SB 727 (Taylor)

Relating to the eligibility for judge-ordered community supervision or for release on parole of certain defendants convicted of burglary with the intent to commit a sex offense.

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

CSSB 743 (Nelson)

Relating to the penalties prescribed for repeated violations of certain court orders or conditions of bond in a family violence case.

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

CSSB 745 (Nelson)

Relating to review and verification procedures, allowing certain claimants to file an application under the Crime Victims' Compensation Act, and the administration of the Sexual Assault Prevention and Crisis Services Act.

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

SB 757 (Patrick)

Relating to the powers and duties of the Harris County Municipal Utility District No. 257; providing authority to issue bonds.

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

CSSB 768 (Uresti)

Relating to suits affecting the parent-child relationship.

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

SB 826 (Whitmire)

Relating to notification regarding the anticipated release of a potential predator from civil commitment.

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

SB 860 (Lucio)

Relating to the provision of career and technology education courses in certain partnership programs to provide high school dropout recovery.

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

CSSB 863 (Taylor)

Relating to the creation of Pearland Municipal Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

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

SB 864 (Campbell)

Relating to a handgun proficiency course that is taken to obtain or renew a concealed handgun license.

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

CSSB 871 (Davis)

Relating to the marketing and advertising of the veterans' assistance lottery game.

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

SB 889 (Uresti)

Relating to the physician assistant board.

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

SB 892 (Carona)

Relating to the application of certain concealed handgun license laws to the attorney general and to assistant attorneys general, United States attorneys, assistant United States attorneys, and special assistant United States attorneys, and to the authority of those attorneys to carry certain weapons.

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

CSSB 910 (Duncan)

Relating to certain election practices and procedures.

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

SB 914 (Lucio)

Relating to a behavior improvement plan adopted for certain students with an individualized education program.

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

(Senator Uresti in Chair)**CSSB 967** (West)

Relating to the authority of a municipality or county to retain certain fees.

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

SB 970 (Huffman)

Relating to the execution of a search warrant for taking a DNA specimen.

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

CSSB 978 (Deuell)

Relating to regulation by the Texas Medical Board of local anesthesia and peripheral nerve blocks administered in an outpatient setting.

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

SB 985 (Zaffirini)

Relating to authorizing broker agreements for the sale of real property by certain municipalities.

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

CSSB 986 (Duncan)

Relating to the powers and duties of the board of regents of the Texas Tech University System.

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

CSSB 993 (Deuell)

Relating to the creation of the Texas Nonprofit Council to assist with faith-based and community-based initiatives.

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

CSSB 1004 (Carona)

Relating to the regulation of residential mortgage loan originators, residential mortgage loan companies, mortgage bankers, and residential mortgage loan servicers under the jurisdiction of the Department of Savings and Mortgage Lending; changing a fee.

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

SB 1009 (Fraser)

Relating to the creation of Burnet County Improvement District No. 1; providing authority to levy an assessment, impose a tax, and issue bonds.

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

CSSB 1017 (Paxton)

Relating to the funding for and administration of travel and information operations by the Texas Department of Transportation.

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

SB 1063 (Hegar)

Relating to the inclusion of natural gas as a public facility for a public facility corporation.

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

SB 1064 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 208; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1065 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 209; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1066 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 210; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1067 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 211; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1068 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 212; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1069 (Hegar)

Relating to the creation of the Fort Bend County Municipal Utility District No. 213; granting a limited power of eminent domain; providing authority to impose a tax and issue bonds.

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

SB 1071 (Hegar)

Relating to the creation of the Harris County Municipal Utility District No. 532; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1072 (Hegar)

Relating to the creation of the Harris County Municipal Utility District No. 533; granting a limited power of eminent domain; providing authority to issue bonds.

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

SB 1073 (Hegar)

Relating to the creation of the Harris County Municipal Utility District No. 534; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

CSSB 1075 (Hegar)

Relating to the addition of land in the territory of the Ranch at Clear Fork Creek Municipal Utility District No. 1.

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

CSSB 1090 (Carona)

Relating to the manufacture, distribution, sale, and provision of alcoholic beverages and the regulation of those activities.

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

CSSB 1157 (Schwertner)

Relating to the transfer of certain state property in Walker County from the Texas Board of Criminal Justice to the board of regents of the Texas State University System.

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

SB 1159 (Van de Putte)

Relating to tuition and fee exemptions for certain military personnel and their dependents.

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

SB 1225 (Taylor)

Relating to the facilities to which Chapter 68, Water Code, applies.

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

CSSB 1226 (Zaffirini)

Relating to the establishment of an employment-first policy and task force to promote competitive employment opportunities that provide a living wage for individuals with disabilities.

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

CSSB 1235 (West)

Relating to guardianships, including assessments for and provision of guardianship services by the Department of Aging and Disability Services.

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

CSSB 1253 (Zaffirini)

Relating to the relationship between Texas Department of Transportation toll projects and adjoining nontolled roads.

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

SB 1266 (Nichols)

Relating to the creation of the Montgomery County Municipal Utility District No. 135; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

(Senator Paxton in Chair)**CSSB 1296** (Taylor)

Relating to the regulation of real estate inspectors; changing fees.

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

CSSB 1372 (Hinojosa)

Relating to timeshare owners' associations.

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

CSSB 1385 (Hancock)

Relating to notification procedures regarding the Texas Commission on Environmental Quality.

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

SB 1411 (Deuell)

Relating to regulation of traffic in a conservation and reclamation district by a commissioners court.

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

CSSB 1422 (West)

Relating to the use of digitized signatures for pleadings and orders in suits affecting the parent-child relationship.

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

CSSB 1429 (Hinojosa)

Relating to the exemption of the Corpus Christi Aquifer Storage and Recovery Conservation District from certain provisions concerning the desired future conditions of an aquifer.

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

CSSB 1487 (Watson)

Relating to the abandonment of a county road.

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

CSSB 1548 (Eltife)

Relating to the definition of "qualified employee" in an enterprise zone.

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

CSSB 1672 (Taylor)

Relating to the business of travel insurance; authorizing penalties.

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

CSSB 1773 (Huffman)

Relating to the creation of a select interim committee to review and make recommendations for substantive changes to ethics laws.

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

SB 1822 (Hegar)

Relating to the name and powers and duties of the Port O'Connor Municipal Utility District; providing authority to impose a sales and use tax.

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

CSSB 1823 (Hegar)

Relating to the administration, powers, and duties of the Fort Bend County Municipal Utility District No. 134.

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

CSSB 1824 (Hegar)

Relating to the powers of the Fort Bend County Municipal Utility District No. 188, including powers related to the construction, operation, and financing of roads; providing authority to issue bonds and impose a tax.

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

SB 1825 (Hegar)

Relating to the composition of the board of directors of the Fort Bend Subsidence District.

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

SB 1829 (Williams)

Relating to the powers and duties of the Montgomery County Municipal Utility District No. 105; providing authority to issue bonds; providing authority to impose fees and taxes.

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

SB 1830 (Hegar)

Relating to the powers and duties of Fort Bend County Municipal Utility District No. 194.

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

SB 1831 (Hegar)

Relating to the power and duties of the Fulshear Municipal Utility District No. 1 of Fort Bend County.

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

SB 1832 (Uresti)

Relating to the operation of the juvenile board of Edwards County.

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

SB 1843 (Hegar)

Relating to the creation of the Fulshear Municipal Utility District No. 2; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

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

SB 1876 (Hegar)

Relating to the election of members of the board of directors of the Pecan Valley Groundwater Conservation District.

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

CSSCR 30 (Uresti)

Granting permission to the State of Texas to sue The University of Texas System.

(31-0)

**BILLS REMOVED FROM
LOCAL AND UNCONTESTED CALENDAR**

Senator Nichols and Senator Ellis requested in writing that **SB 418** be removed from the Local and Uncontested Calendar.

Senator Eltife, author of the bill, requested in writing that **SB 919** be removed from the Local and Uncontested Calendar.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 8:35 a.m. adjourned, in honor of the employees of ExxonMobil Beaumont, until 10:00 a.m. today.

