

**SENATE FLOOR ACTION**

**Monday  
March 9, 2009**

**The Senate suspended the necessary rules to consider and finally pass:**

**SB 643 (CS) Nelson/ et al.**

Relating to the protection and care of individuals with mental retardation who reside in a state developmental center or the ICF-MR component of the Rio Grande State Center.

**10 Floor Amendments**

**The Senate adopted the following resolutions:**

**SR 383 Shapiro**

Commending the McKinney Boyd High School Honors Band.

**SR 391 Shapiro**

Recognizing the Texas Coalition for Quality Arts Education.

**HCR 46 Craddick SP: Seliger**

Honoring the Commemorative Air Force, based in Midland, for its inspiring educational programs and for its crucial efforts to preserve the military aviation history of the United States.

**Committee referral on the following:**

**SB 3 Shapiro**

Relating to public school accountability, curriculum, and promotion requirements.

**Education**

**SB 11 Carona**

Relating to the investigation, prosecution, and punishment for certain gang-related and other offenses and to the civil consequences of engaging in certain activities of a criminal street gang; providing penalties.

**Transportation & Homeland Security**

**SB 851 Patrick, Dan**

Relating to the reallocation of local sales and use taxes.

**Finance**

**SB 852 Patrick, Dan**

Relating to the collection and allocation of local sales and use taxes.

**Finance**

**SB 853 Patrick, Dan**

Relating to authorizing injunctive relief during proceedings to cancel or suspend certain alcoholic beverage permits and licenses.

**Business & Commerce**

**SB 854 Patrick, Dan**

Relating to the operation and regulation of massage establishments; imposing penalties.

**Criminal Justice**

**SB 855 Carona**

Relating to local options regarding transportation and mobility improvement projects in certain counties.

**Transportation & Homeland Security**

**SB 856 Hinojosa**

Relating to the expiration of certain parts of the Texas Economic Development Act.

**Economic Development**

- SB 857** **West**  
 Relating to the purchasing and contracting practices of junior college districts; providing criminal penalties.  
**Higher Education**
- SB 858** **Seliger**  
 Relating to offering the classroom portion of a driver education course through an alternative method of instruction.  
**Transportation & Homeland Security**
- SB 859** **Seliger**  
 Relating to initial claims under the unemployment compensation system.  
**Economic Development**
- SB 860** **Hegar**  
 Relating to the creation of the Fort Bend-Waller Counties Municipal Utility District No. 2; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.  
**Intergovernmental Relations**
- SB 861** **Wentworth**  
 Relating to the exchange of information among certain governmental entities concerning at-risk youth.  
**Jurisprudence**
- SB 862** **Eltife**  
 Relating to practices and professions regulated by the Texas Real Estate Commission.  
**Business & Commerce**
- SB 863** **Harris**  
 Relating to adoption of certain information technology.  
**State Affairs**
- SB 864** **Harris**  
 Relating to the qualifications and duties of a parenting coordinator in a suit affecting the parent-child relationship.  
**Jurisprudence**
- SB 865** **Harris**  
 Relating to child support enforcement.  
**Jurisprudence**
- SB 866** **Harris**  
 Relating to the rights and liabilities of the parties in a suit for dissolution of a marriage and certain post-dissolution proceedings.  
**Jurisprudence**
- SB 867** **Lucio**  
 Relating to summer nutrition programs provided for by school districts.  
**Education**
- SB 868** **Lucio**  
 Relating to free breakfast for certain public school students.  
**Education**
- SB 869** **Lucio**  
 Relating to free breakfast for certain public school students.  
**Education**
- SB 870** **Lucio**  
 Relating to the duties of the interagency obesity council and the Department of Agriculture relating to health, wellness, and prevention of obesity.  
**Health & Human Services**
- SB 871** **Lucio**  
 Relating to health risk assessments of state employees.  
**State Affairs**

- SB 872** **Lucio**  
 Relating to the purchase of continued health insurance coverage by an eligible survivor of certain public servants killed in the line of duty.  
**State Affairs**
- SB 873** **Harris/ Hegar/ Williams**  
 Relating to a requirement that certain appraisal districts provide for electronic filing of and electronic communications regarding a protest of appraised value by the owner of a residence homestead.  
**Finance**
- SB 874** **Shapleigh**  
 Relating to the exemption of certain counties from the drainage charge imposed by a municipal drainage utility system.  
**Intergovernmental Relations**
- SB 875** **Shapleigh**  
 Relating to consideration of students' preferred class times in establishing course schedules at public institutions of higher education.  
**Higher Education**
- SB 876** **Averitt**  
 Relating to the performance of annual soil tests for certain concentrated animal feeding operations by the Texas Commission on Environmental Quality.  
**Natural Resources**
- SB 877** **Ellis/ et al.**  
 Relating to the provision of HIV and AIDS tests and to health benefit plan coverage of HIV and AIDS tests.  
**Health & Human Services**
- SB 878** **Davis, Wendy**  
 Relating to use of the money from the Texas enterprise fund to promote renewable energy technology.  
**Economic Development**
- SB 879** **Averitt/ et al.**  
 Relating to premium discounts for certain participants in the Texas Health Insurance Risk Pool and to related tax credits for health benefit plan issuers.  
**State Affairs**
- SB 880** **Hegar**  
 Relating to the creation of the Fort Bend County Municipal Utility District No. 200; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.  
**Intergovernmental Relations**
- SB 881** **Eltife**  
 Relating to a specialty insurance agent license for certain vendors of portable electronic devices.  
**Business & Commerce**
- SB 882** **Carona**  
 Relating to the powers and duties of a regional tollway authority, including the establishment of an administrative adjudication hearing procedure; creating an offense.  
**Transportation & Homeland Security**
- SB 883** **Carona**  
 Relating to the use of the state highway fund to participate in the costs associated with a toll facility of a public or private entity.  
**Transportation & Homeland Security**
- SB 884** **Harris**  
 Relating to compensation of certain persons by a domestic insurance company.  
**Business & Commerce**

**SB 885** **Harris**  
Relating to a franchise tax credit for certain research and development activities.  
**Economic Development**

**SB 886** **Nelson**  
Relating to the waiver of sovereign immunity for claims based on retaliation against a nurse for engaging in protected patient advocacy activities.  
**State Affairs**

**SB 887** **Nelson**  
Relating to the licensing and regulation of dentists, dental hygienists, dental assistants, and dental laboratories; providing penalties.  
**Health & Human Services**

**SB 888** **Nelson**  
Relating to establishing a pill splitting program to reduce health plan costs for certain public employees.  
**State Affairs**

**SB 889** **Nelson**  
Relating to a deduction under the franchise tax for physicians who administer vaccines.  
**Finance**

**SB 890** **Nelson**  
Relating to physical activity requirements for students in public schools.  
**Education**

**SB 891** **Nelson**  
Relating to the public school physical education curriculum.  
**Education**

**SB 892** **Nelson**  
Relating to inclusion in a public school campus improvement plan of an evaluation of the campus coordinated health program.  
**Education**

**SB 893** **Nelson**  
Relating to the authority of a county to regulate and inspect day-care centers and group day-care homes; providing a criminal penalty.  
**Health & Human Services**

**SB 894** **Nelson/ et al.**  
Relating to municipal investment of public funds received from the management and development of mineral rights.  
**Intergovernmental Relations**

**SB 895** **Nelson**  
Relating to the Cancer Prevention and Research Institute of Texas.  
**Health & Human Services**

**SB 896** **Shapleigh**  
Relating to the repeal of the driver responsibility program.  
**Transportation & Homeland Security**

**SB 897** **Shapleigh**  
Relating to certain reporting requirements in connection with the transportation of hazardous materials by a railroad company.  
**Transportation & Homeland Security**

**SB 898** **Shapleigh**  
Relating to the purposes and designation of a municipal transportation reinvestment zone.  
**Transportation & Homeland Security**

**SB 899** **Deuell**  
Relating to hospital district participation in state travel service contracts.  
**Government Organization**

- SB 900** **Deuell/ et al.**  
 Relating to the collection and use of certain information by health benefit plan issuers; providing administrative penalties.  
**State Affairs**
- SB 901** **Deuell/ et al.**  
 Relating to regulation of health benefit plans.  
**State Affairs**
- SB 902** **Davis, Wendy**  
 Relating to restrictions on the release into the air of natural gas and associated vapors from a gas well.  
**Natural Resources**
- SB 903** **Hegar**  
 Relating to the designation of a person to act as the agent of a property owner in a property tax matter.  
**Finance**
- SB 904** **Williams**  
 Relating to prescriptions issued for certain controlled substances.  
**Health & Human Services**
- SB 905** **Davis, Wendy**  
 Relating to the date on which eligibility for benefits begins under certain programs for governmental employees and retirees.  
**State Affairs**
- SB 906** **Williams**  
 Relating to dates on which certain independent school districts may hold an election of trustees.  
**Education**
- SB 907** **Williams**  
 Relating to the purchase of a United States flag or Texas flag by a governmental entity.  
**Administration**
- SB 908** **Williams**  
 Relating to the crediting and charging of investment gains and losses on the assets held in trust by the Texas Municipal Retirement System and providing a guaranteed minimum credit to employee accounts.  
**State Affairs**
- SB 909** **Williams**  
 Relating to designating the first week of October as Monarch Butterfly Week.  
**Administration**
- SB 910** **Lucio**  
 Relating to free breakfast for certain public school students.  
**Education**
- SB 911** **Williams**  
 Relating to the licensing and regulation of pain management clinics.  
**Health & Human Services**
- SB 912** **Williams**  
 Relating to the diversion of a controlled substance by certain persons who have access to the substance by virtue of the person's profession or employment; providing penalties.  
**Criminal Justice**
- SB 913** **Williams**  
 Relating to the authority of the Lower Neches Valley Authority to acquire, own, operate, maintain, and improve the Devers Canal System, its water rights, and associated property.  
**Natural Resources**

**SB 914****Williams**

Relating to the powers and duties of the Liberty Lakes Fresh Water Supply District No. 1; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

**Natural Resources****SB 915****Ellis/ Duncan**

Relating to a qualified privilege of a journalist not to testify.

**Jurisprudence****SB 916****Harris**

Relating to exempting certain judicial officers from certain requirements for obtaining or renewing a concealed handgun license and to the authority of certain judicial officers to carry certain weapons.

**Criminal Justice****SB 917****Harris**

Relating to the definition of charitable trust for purposes of court jurisdiction.

**Jurisprudence****SB 918****Harris**

Relating to attorney general participation in proceedings involving charitable trusts.

**Jurisprudence****SB 919****Harris**

Relating to an administrative fee for defendants required by a court to perform community service in lieu of serving a term of confinement in county jail.

**Criminal Justice****SB 920****Harris**

Relating to the right to an expunction of records and files relating to a person's arrest.

**Criminal Justice****SB 921****Fraser**

Relating to access by the members of electric cooperatives to meetings of the boards of directors and certain information of the electric cooperatives.

**Business & Commerce****SB 922****Harris**

Relating to the powers and duties of certain magistrates.

**Jurisprudence****SB 923****Harris**

Relating to notice of proposed increases in fees charged by the Parks and Wildlife Department for certain permits.

**Natural Resources****SB 924****Huffman**

Relating to the issuance of Save Our Beaches specialty license plates.

**Transportation & Homeland Security****SB 925****Huffman**

Relating to the creation of a court record preservation fund; imposing a fee.

**Criminal Justice****SB 926****Huffman**

Relating to the imposition of a civil penalty against the owner of an authorized emergency vehicle for a violation recorded by a photographic traffic signal enforcement system.

**Transportation & Homeland Security****SB 927****Huffman**

Relating to tampering with a direct recording electronic voting machine.

**State Affairs**

**SB 928** Patrick, Dan/ Carona/ Eltife/  
Nelson/ Nichols/ et al.  
Relating to the limitation on the rate of growth of appropriations.  
**Finance**

**SB 929** Huffman  
Relating to the powers and duties of the Sienna Plantation Municipal Utility District No. 4; providing authority to impose a tax and issue bonds.  
**Intergovernmental Relations**

**SB 930** Huffman  
Relating to the powers and duties of the Sienna Plantation Municipal Utility District No. 5; providing authority to impose a tax and issue bonds.  
**Intergovernmental Relations**

**SB 931** Huffman  
Relating to the powers and duties of the Sienna Plantation Municipal Utility District No. 6; providing authority to impose a tax and issue bonds.  
**Intergovernmental Relations**

**SB 932** Huffman  
Relating to the powers and duties of the Sienna Plantation Municipal Utility District No. 7; providing authority to impose a tax and issue bonds.  
**Intergovernmental Relations**

**SB 933** Ellis  
Relating to compensation to persons wrongfully imprisoned.  
**State Affairs**

**SB 934** Lucio  
Relating to funding the housing trust fund.  
**Intergovernmental Relations**

**SB 935** Seliger  
Relating to authorizing a judge of a municipal court to conduct a marriage ceremony.  
**Jurisprudence**

**SB 936** Carona  
Relating to the appointment of a communications coordination group.  
**Transportation & Homeland Security**

**SB 937** Carona  
Relating to the prosecution of and punishment for certain criminal offenses involving a combination or a criminal street gang.  
**Criminal Justice**

**SB 938** Carona  
Relating to a central database containing information about certain violent offenders who are members of a criminal street gang.  
**Criminal Justice**

**SB 939** Watson  
Relating to the capability of the Public Education Information Management System (PEIMS) to provide information regarding public school students placed in foster care.  
**Education**

**SB 940** Wentworth  
Relating to the regulation of the public practice of geoscience.  
**Natural Resources**

**SB 941** Wentworth  
Relating to contracts by governmental entities for professional services relating to geoscience.  
**Natural Resources**

**SB 942** **Wentworth**  
Relating to local option methods for financing transportation projects and services.  
**Transportation & Homeland Security**

**SB 943** **Zaffirini**  
Relating to a pilot project to establish a comprehensive single point of entry for long-term services and supports provided to the aged and physically disabled individuals.  
**Health & Human Services**

**SB 944** **Zaffirini/ et al.**  
Relating to a grant program to provide children at risk of hunger or obesity with increased access to nutritious foods.  
**Health & Human Services**

**SB 945** **Zaffirini**  
Relating to unemployment compensation benefits.  
**Economic Development**

**SB 946** **Deuell**  
Relating to the Medicaid Drug Utilization Review Program and prescription drug use under the Medicaid program.  
**Health & Human Services**

**SB 947** **Duncan**  
Relating to the exemption from ad valorem taxation of certain tangible personal property stored temporarily at a location in this state.  
**Finance**

**SB 948** **Estes**  
Relating to the definition of an agricultural business for the purposes of the Texas Agricultural Finance Authority.  
**Agriculture & Rural Affairs**

**SB 949** **Estes**  
Relating to the ad valorem tax situs of certain portable drilling rigs and associated equipment.  
**Finance**

**SB 950** **West**  
Relating to a fee imposed on real estate transactions to fund the housing trust fund.  
**Intergovernmental Relations**

**SB 951** **Shapleigh**  
Relating to the appraisal for ad valorem tax purposes of historic property.  
**Finance**

**SB 952** **Shapleigh**  
Relating to erecting an off-premise sign adjacent to and visible from certain roads that follow the route of El Camino Real de Tierra Adentro.  
**International Relations & Trade**

**SB 953** **Shapleigh**  
Relating to contracting issues of state agencies.  
**Finance**

**SB 954** **Shapiro**  
Relating to uniform financial aid award notification for students and prospective students of public institutions of higher education.  
**Higher Education**

**SB 955** **Shapiro**  
Relating to the state virtual school network.  
**Education**



- SB 957** **Watson**  
 Relating to the ability of a county, public hospital, or hospital district to purchase or arrange for the purchase of certain health coverage or benefits for eligible residents.  
**State Affairs**
- SB 958** **Hegar**  
 Relating to an exemption from the sales and use tax for machinery and equipment used in an agricultural aircraft operation.  
**Finance**
- SB 959** **Duncan**  
 Relating to the authority of certain counties to impose a hotel occupancy tax for the maintenance and operation of a coliseum in the county.  
**Intergovernmental Relations**
- SB 960** **Ellis/ Lucio**  
 Relating to eligibility of certain job trainees for extended unemployment compensation benefits.  
**Economic Development**
- SB 961** **Ellis/ et al.**  
 Relating to the sale of certain annuities.  
**State Affairs**
- SB 962** **Ellis**  
 Relating to a business's electronic transmission of the sensitive personal information of its customers.  
**Business & Commerce**
- SB 963** **Ellis**  
 Relating to rates for long-term care insurance premiums.  
**State Affairs**
- SB 964** **Ellis**  
 Relating to requirements for insurers and insurance agents that sell Medicare-related products.  
**State Affairs**
- SB 965** **Ellis/ et al.**  
 Relating to certain education requirements for insurance agents who sell annuities.  
**State Affairs**
- SB 966** **Ellis**  
 Relating to the repeal of state sales tax and franchise tax refunds for certain ad valorem tax payers.  
**Finance**
- SB 967** **Hegar**  
 Relating to the disclosure by the developer of the subdivision of planned highway projects that will go through or be adjacent to a subdivision.  
**Transportation & Homeland Security**
- SB 968** **West**  
 Relating to interactive water features and fountains.  
**Intergovernmental Relations**
- SB 969** **Seliger**  
 Relating to a length exemption for a vehicle or combination of vehicles used to transport a combine used in farm custom harvesting operations.  
**Agriculture & Rural Affairs**
- SB 970** **Seliger**  
 Relating to the qualifications required of the executive director of the Texas Department of Transportation.  
**Transportation & Homeland Security**
- SB 971** **Seliger**  
 Relating to an interlocal contract for a relief highway route around certain municipalities.  
**Transportation & Homeland Security**

**SB 972** **Averitt**  
Relating to small and large employer health group cooperatives.  
**State Affairs**

**SB 973** **Duncan**  
Relating to creating a recognition day to celebrate the history and heritage of Texas bison.  
**Government Organization**

**SB 974** **Carona**  
Relating to records of certain frivolous complaints maintained by the Texas Board of Professional Land Surveying.  
**Business & Commerce**

**SB 975** **Ellis**  
Relating to a loan program to encourage the use of renewable energy technology and the making of energy efficiency improvements; providing for the issuance of bonds.  
**Finance**

**SB 976** **Ellis**  
Relating to distribution of sexual barrier protection devices to inmates and state jail defendants confined in facilities operated by or under contract with the Texas Department of Criminal Justice.  
**Criminal Justice**

**SB 977** **Ellis**  
Relating to the reporting of information regarding debt incurred for necessary medical treatment.  
**Business & Commerce**

**SB 978** **West**  
Relating to the creation and financing of public improvement districts.  
**Intergovernmental Relations**

**SB 979** **Lucio**  
Relating to foreclosure sales of residential real property; providing a penalty.  
**Business & Commerce**

**SB 980** **Lucio**  
Relating to reporting of certain information regarding foreclosure sales of residential real property.  
**Business & Commerce**

**SB 981** **Van de Putte**  
Relating to a requirement that school districts notify employees regarding entitlement to leave time in circumstances involving assault.  
**Education**

**SB 982** **Van de Putte/ Eltife/ West/ et al.**  
Relating to public school finance.  
**Education**

**SB 983** **Davis, Wendy**  
Relating to providing certain documents and training to children in the conservatorship of the state.  
**Health & Human Services**

**SB 984** **Davis, Wendy**  
Relating to the jurisdiction of a court to conduct placement review hearings for a child in the managing conservatorship of the state after the child's 18th birthday.  
**Health & Human Services**

**SB 985** **Davis, Wendy**  
Relating to the lodging expenses of certain state emergency services personnel.  
**Transportation & Homeland Security**

**SB 986** **Davis, Wendy**  
Relating to unlawful employment practices regarding discrimination in payment of compensation.  
**Business & Commerce**

- SB 987** **Shapiro**  
Relating to the age at which transition planning begins for a public school student receiving special education services.  
**Education**
- SB 988** **Ellis**  
Relating to the development of a climate adaptation plan by certain entities.  
**Natural Resources**
- SB 989** **Lucio**  
Relating to the municipal hotel occupancy tax imposed in certain municipalities.  
**Intergovernmental Relations**
- SB 990** **Lucio/ Zaffirini**  
Relating to the establishment of the rural housing land assemblage program.  
**International Relations & Trade**
- SB 991** **Lucio**  
Relating to the allocation of housing tax credits to developments in rural areas under the low income housing tax credit program.  
**Intergovernmental Relations**
- SB 992** **Duncan**  
Relating to the jurisdiction and administration of, and procedures relating to, certain courts in this state, including procedures for appeals.  
**Jurisprudence**
- SB 993** **Duncan**  
Relating to ranking of physicians by health benefit plans.  
**State Affairs**
- SB 994** **Hegar**  
Relating to the creation of the Fort Bend County Municipal Utility District No. 192; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.  
**Intergovernmental Relations**
- SB 995** **Averitt**  
Relating to imposition of the motor vehicle sales tax on motor vehicles transferred as the result of a gift.  
**Finance**
- SB 996** **Averitt**  
Relating to imposition of the motor vehicle sales tax on leased motor vehicles.  
**Finance**
- SB 997** **Duncan**  
Relating to the administration of and exemptions from the gas production tax.  
**Finance**
- SB 998** **Gallegos**  
Relating to the seizure of the circuit board of a gambling device or equipment, altered gambling equipment, or gambling paraphernalia.  
**Criminal Justice**
- SB 999** **Gallegos**  
Relating to the regulation of certain licensing agents; providing penalties.  
**Business & Commerce**
- SB 1000** **Gallegos**  
Relating to the practice of nursing; providing civil penalties.  
**Health & Human Services**

(CS) COMMITTEE SUBSTITUTE