

SENATE FLOOR ACTION

**Tuesday
May 19, 2009**

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

SB 1397

Deuell/ et al.

Relating to establishing the equivalency of competency-based nursing education programs in other states that meet standards of quality equivalent to nursing education programs approved by the Texas Board of Nursing.

1 Floor Amendment

SB 1704 (CS)

Estes

Relating to the composition of the Finance Commission of Texas.

SB 2077 (CS)

Uresti

Relating to physician shortage residency programs.

2 Floor Amendments

SB 2207

Hinojosa

Relating to retirement qualifications for appellate judges.

1 Floor Amendment

SB 2578 (CS) (LC)

Averitt

Relating to insurance agent licenses issued to certain foreign corporations and partnerships.

HJR 116

Corte

SP: Van de Putte

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

HB 72 (CS)

**Guillen/ Gonzales/ Thompson/
Rodriguez/ Bolton**

SP: Zaffirini

Relating to the waiting period for issuing a decree in certain suits for divorce.

HB 407 (CS) (LC)

Kuempel

SP: Williams

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

HB 559 (LC)

Hernandez/ Pena

SP: Gallegos

Relating to the nondisclosure of certain personal information in voter registration records, concealed handgun license records, and tax appraisal records that relates to a justice of the peace.

HB 1084 (LC)

Truitt

SP: Gallegos

Relating to shipment of wine to ultimate consumers.

1 Floor Amendment

HB 1109

Anchia/ et al.

SP: Carona

Relating to late fees under a residential lease.

HB 1257 (LC)

**Legler/ Deshotel/ Sheffield/
Eiland/ Guillen/ et al.**

SP: Williams/ et al.

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

1 Floor Amendment

HB 1324 (LC)

Rios Ybarra

SP: Lucio

Relating to the municipal hotel occupancy tax imposed in certain municipalities.

HB 1513 (LC)

Smith, Wayne

SP: Jackson, Mike

Relating to construction contract trust funds and the misapplication of those funds.

HB 1979 (LC) **Rodriguez** **SP: Watson**
Relating to retirement under public retirement systems for employees of certain municipalities.

HB 2283 (CS) **Truitt** **SP: Deuell**
Relating to increasing state employee participation in the TexaSaver program.

HB 2303 (LC) **Truitt/ Herrero/ Isett** **SP: Uresti**
Relating to the scope of services of and the persons who may be provided services by a community center.

HB 2387 (LC) **Bonnen/ Lucio III/ Leibowitz** **SP: Hegar**
Relating to the authority of the General Land Office to undertake coastal erosion studies and projects in conjunction with qualified project partners.

HB 2467 (CS) (LC) **Rodriguez/ Leibowitz** **SP: Whitmire**
Relating to the definition of playgrounds and to including those playgrounds in the designation of certain places as drug-free zones for purposes of criminal penalties.

HB 2572 (LC) **Gonzalez Toureilles** **SP: Jackson, Mike**
Relating to the authority of a gas corporation to use a public right-of-way.
1 Floor Amendment

HB 2628 (LC) **Rodriguez/ Leibowitz** **SP: Watson**
Relating to an exemption from ad valorem taxation of certain property owned by a charitable organization and used in providing housing and related services to certain individuals.

HB 2972 (CS) **Coleman** **SP: Van de Putte**
Relating to licensing of certain health facilities.
1 Floor Amendment

HB 2991 (CS) (LC) **Christian** **SP: Seliger/ et al.**
Relating to the exemption of certain honorably retired special rangers and special Texas Rangers from certain required law enforcement education and training programs regarding persons with mental impairments.

HB 3097 (CS) (LC) **McClendon/ Davis, Yvonne/
Phillips/ Harper-Brown/ Smith,
Todd/ et al.** **SP: Carona**
Relating to the creation, organization, governance, duties, and functions of the Texas Department of Motor Vehicles, including the transfer of certain duties to the Texas Department of Motor Vehicles and the Texas Department of Licensing and Regulation; providing a penalty.
2 Floor Amendments

HB 3306 (LC) **Bonnen** **SP: Jackson, Mike**
Relating to the removal and disposal of certain vessels and structures in or on coastal waters.

HB 4341 (CS) **Truitt** **SP: Shapiro**
Relating to the regulation of discount health care programs by the Texas Department of Insurance; providing penalties.
1 Floor Amendment

HB 4498 (LC) **Hamilton** **SP: Nichols**
Relating to ballot issues for a local option election to prohibit the sale of alcoholic beverages.
1 Floor Amendment

HB 4593 (CS) (LC) **Eiland** **SP: Lucio**
Relating to the marketing of shrimp and aquaculture products.

HB 4718 (LC) **Lewis** **SP: Seliger**
Relating to the fees assessed in certain cases filed in the Ector County courts at law.

The Senate suspended the regular order, read second time and passed to engrossment:

SB 1164 (CS) **Wentworth/ Deuell/ Eltife/ Estes/
Fraser/ et al.**

Relating to the carrying of concealed handguns on the campuses of institutions of higher education.
1 Floor Amendment

The Senate adopted the following resolutions:

SR 895 **Shapiro**

In memory of Hunter Mason Browning and recognizing his family on their gift of life to others.

SR 952 **Lucio/ Deuell/ Fraser/ Harris/
Hegar**

Recognizing the Texas A&M University Agricultural and Natural Resources Policy Internship Program and Public Policy Internship Program and the interns for the 81st legislative session.

SCR 59 (CS) (LC) **Jackson, Mike/ et al.**

Granting MBP Corp. permission to sue the Board of Trustees of the Galveston Wharves.

SCR 75 **Van de Putte**

Recognizing July 10, 2009, as CHRISTUS Santa Rosa - Westover Hills Day in Texas.

Committee referral on the following:

HB 55 **Branch/ Menendez/ Bolton**

Relating to an offense of using a wireless communication device while operating a motor vehicle.
Transportation & Homeland Security

HB 141 **Gonzalez Toureilles**

Relating to evidence of motor vehicle financial responsibility; providing a penalty.
Transportation & Homeland Security

HB 148 **Smith, Todd**

Relating to the prosecution of the offense of barratry and solicitation of professional employment.
State Affairs

HB 279 **Anchia/ Naishtat/ Gonzales**

Relating to reimbursement for medical assistance provided by a school-based health center to certain recipients.
Health & Human Services

HB 425 **Christian/ Gallego/ Deshotel/
Kolkhorst/ McReynolds/ et al.**

Relating to a prohibition against changing the name of certain public institutions of higher education that are named after state historical figures.
Higher Education

HB 451 **Allen/ Lucio III/ Thompson**

Relating to health benefit plan coverage for autism spectrum disorder.
State Affairs

HB 464 **Paxton/ Hughes/ Taylor/
Laubenberg/ et al.**

Relating to the preparation by the Legislative Budget Board of a dynamic fiscal impact statement for certain bills and joint resolutions affecting taxes and fees.
Finance

HB 466 **Paxton**

Relating to procedures relating to placement of a public school student in a disciplinary alternative education program.
Education

HB 489 **Pickett**

Relating to the authority of a county or municipality to remove graffiti from private property at the owner's expense.
Intergovernmental Relations

- HB 507** **Brown, Betty**
 Relating to an exemption from the sales and use tax for certain fund-raising sales conducted by a nonprofit organization that operates to benefit the patients of a state mental hospital.
Finance
- HB 534** **Anchia/ Thibaut**
 Relating to the liability of certain guarantors under a residential lease.
Business & Commerce
- HB 586** **Naishtat**
 Relating to the evidence required for the release of a motor vehicle after impoundment of the vehicle for failure to maintain evidence of financial responsibility.
Transportation & Homeland Security
- HB 662** **Ortiz, Jr./ Chavez/ Coleman/
 Cook/ Lucio III/ et al.**
 Relating to the operation of a motor vehicle by a person under 18 years of age while using a wireless communications device.
Transportation & Homeland Security
- HB 694** **Kuempel**
 Relating to Gonzales Healthcare Systems.
Intergovernmental Relations
- HB 708** **Rose**
 Relating to higher education transfer practices, articulation agreements, policies for dropping courses, and special-purpose centers and to the formula funding for certain credit hours.
Higher Education
- HB 732** **Hartnett**
 Relating to the removal of certain information from a physician's medical board profile.
Health & Human Services
- HB 831** **Taylor/ Pena/ Fletcher/ Oliveira/
 Sheffield/ et al.**
 Relating to the exemption from certain taxation of certain organizations.
Finance
- HB 836** **Miller, Sid/ Christian/ Guillen**
 Relating to hunting of feral hogs by helicopter.
Agriculture & Rural Affairs
- HB 856** **Laubenberg**
 Relating to the creation of an additional judicial district composed of Rockwall County.
Jurisprudence
- HB 889** **Naishtat**
 Relating to examination requirements in certain guardianship matters concerning persons with mental retardation.
Jurisprudence
- HB 1055** **Parker**
 Relating to the procedure for submitting certain plans and specifications of buildings or facilities for the purpose of eliminating architectural barriers encountered by persons with disabilities.
Business & Commerce
- HB 1196** **Hochberg**
 Relating to the payment of wages by an employer through an electronic transfer of funds to a payroll card account.
Business & Commerce

- HB 1209** **McClendon/ Gattis**
 Relating to construction payment trust funds and liens securing payment for certain labor, services, or material.
Business & Commerce
- HB 1221** **Howard, Charlie**
 Relating to the provision of information by tax officials related to ad valorem tax rates.
Finance
- HB 1283** **Eiland/ et al.**
 Relating to installment payments of ad valorem taxes on property in a disaster area.
Finance
- HB 1295** **Aycock/ Maldonado**
 Relating to notification of an application related to a certificate of public convenience and necessity for water or sewer service.
Natural Resources
- HB 1299** **Turner, Chris/ Ortiz, Jr./ Lucio III/ et al.**
 Relating to the fund for veterans' assistance and the creation of a lottery game to benefit the fund.
State Affairs
- HB 1306** **Heflin**
 Relating to the authority of certain counties to use unclaimed money for the benefit of the county.
Finance
- HB 1326** **Rios Ybarra/ et al.**
 Relating to a plan to replenish the food supplies of food banks or food pantries following a disaster.
International Relations & Trade
- HB 1343** **Menendez/ McClendon**
 Relating to blind and disabled pedestrians and failure of the operator of a motor vehicle to yield the right-of-way.
Criminal Justice
- HB 1396** **Farrar/ Vaught/ Branch/ Bohac/ et al.**
 Relating to the punishment prescribed for burglary of a vehicle and to grants of community supervision to persons who commit that offense.
Criminal Justice
- HB 1527** **Crownover/ Solomons**
 Relating to the creation of an additional judicial district composed of Denton County.
Jurisprudence
- HB 1581** **Flynn**
 Relating to the creation of an additional judicial district composed of Van Zandt County.
Jurisprudence
- HB 1596** **Zerwas**
 Relating to the creation of the Fort Bend County Municipal Utility District No. 204; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations
- HB 1598** **Zerwas**
 Relating to the creation of the Fort Bend County Municipal Utility District No. 203; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations
- HB 1599** **Zerwas**
 Relating to the creation of the Waller County Municipal Utility District No. 15; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations

- HB 1664** **King, Phil/ Keffer/ Hardcastle**
 Relating to an exemption for groundwater used for certain purposes from production fees assessed by the Upper Trinity Groundwater Conservation District.
Natural Resources
- HB 1665** **King, Phil**
 Relating to the penalty imposed on defaulting jurors.
Jurisprudence
- HB 1686** **Hardcastle**
 Relating to the Muenster Hospital District.
Intergovernmental Relations
- HB 1720** **Bohac**
 Relating to the use of public funds by a political subdivision for communications that contain false information relating to a ballot measure; providing a criminal penalty.
State Affairs
- HB 1937** **Villarreal/ et al.**
 Relating to the voluntary assessment of property owners by a municipality to finance certain energy conservation improvements.
Intergovernmental Relations
- HB 1946** **Bonnen**
 Relating to the creation of the Brazoria County Municipal Utility District No. 64; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations
- HB 1976** **Solomons/ Martinez Fischer/ et al.**
 Relating to the operation of property owners' associations.
Intergovernmental Relations
- HB 1988** **McReynolds/ Christian**
 Relating to the duties of a peace officer and the Department of Public Safety in connection with the suspension of a driver's license for a failure to pass a blood or breath test for intoxication or the presence of alcohol.
Transportation & Homeland Security
- HB 2012** **Vaught/ Kent/ King, Susan/
 Gattis/ Bohac**
 Relating to the criminal consequences of operating without a valid driver's license a motor vehicle for which financial responsibility is not established.
Transportation & Homeland Security
- HB 2035** **Keffer**
 Relating to the creation of the Hood County Granbury Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations
- HB 2038** **Isett**
 Relating to the regulation of structural pest control.
Agriculture & Rural Affairs
- HB 2053** **Hilderbran**
 Relating to a water rights permit issued to the Upper Guadalupe River Authority.
Natural Resources
- HB 2128** **Giddings**
 Relating to the enforcement of regulations regarding the sale of plastic bulk merchandise containers.
Business & Commerce
- HB 2142** **McClendon/ Menendez**
 Relating to the promotion of toll projects by the Texas Department of Transportation.
Transportation & Homeland Security

HB 3112 Hartnett
Relating to the referral of an elderly or disabled person to the Department of Aging and Disability Services and the determination by that agency of the need for a guardianship for that person.
Health & Human Services

HB 3186 McCall
Relating to the collection and use of biometric identifiers.
Business & Commerce

HB 3201 King, Phil
Relating to the designation of certain fire marshals and related officers, inspectors, and investigators and certain railroad peace officers as peace officers.
Criminal Justice

HB 3206 Edwards/ et al.
Relating to the implementation of the exemption from ad valorem taxation for pollution control property.
Finance

HB 3222 Hancock
Relating to the authority of two or more municipalities to designate a joint tax increment financing reinvestment zone.
Economic Development

HB 3223 Parker
Relating to the creation of the East Denton County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations

HB 3335 Callegari
Relating to the powers of certain water districts.
Natural Resources

HB 3350 Hartnett
Relating to decedents' estates.
Jurisprudence

HB 3353 Naishtat/ et al.
Relating to an environmental service fee at public institutions of higher education.
Higher Education

HB 3419 Patrick
Relating to the disclosure of criminal history record information regarding public school employees.
State Affairs

HB 3445 Anchia/ Kolkhorst
Relating to requirements governing registration and authorized activities of certain lobbyists.
State Affairs

HB 3484 Coleman/ Oliveira/ Madden
Relating to certain acts and proceedings of certain local governments, including those related to tax increment financing, and the validity of certain acts and proceedings.
Finance

HB 3489 Quintanilla
Relating to the grounds for a hearing concerning action on certain alcoholic beverage permits and licenses.
Business & Commerce

HB 3550 King, Tracy O.
Relating to the powers and duties of the Texas Commission on Environmental Quality and related entities.
Natural Resources

- HB 4407** **Taylor/ Shelton**
 Relating to rules concerning administration and maintenance of anaphylaxis medicine on public school campuses.
Education
- HB 4438** **Kolkhorst**
 Relating to the transfer of certain state property from the Texas Department of Criminal Justice to the Texas Forest Service.
Natural Resources
- HB 4445** **Alvarado**
 Relating to the licensing and appointment of certain court interpreters.
Jurisprudence
- HB 4446** **Alvarado/ Anchia/ Veasey/
 Parker/ Gallego**
 Relating to the investment authority of the Teacher Retirement System of Texas and the Employees Retirement System of Texas.
State Affairs
- HB 4518** **Homer**
 Relating to district court cases that may be considered by judges of constitutional county courts located within the 76th Judicial District and 276th Judicial District.
Jurisprudence
- HB 4519** **Homer**
 Relating to standards for independent review organizations.
State Affairs
- HB 4560** **Naishtat/ et al.**
 Relating to certain diseases or illnesses suffered by certain emergency first responders.
State Affairs
- HB 4562** **Naishtat**
 Relating to medical assistance program reimbursement for guardianship expenses of certain recipients.
Jurisprudence
- HB 4583** **Pitts**
 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.
Finance
- HB 4660** **Taylor**
 Relating to the use of interest generated by certain escrow accounts maintained in the depository of certain counties.
Intergovernmental Relations
- HB 4685** **Homer**
 Relating to the County Court of Titus County.
Jurisprudence
- HB 4692** **Olivo**
 Relating to the deferred collection of taxes on the residence homestead of an elderly or disabled individual.
Finance
- HB 4698** **King, Phil**
 Relating to the creation of the Lake Weatherford Municipal Utility Districts Nos. 1 and 2; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
Intergovernmental Relations
- HB 4704** **Guillen**
 Relating to the Starr County Hospital District.
Intergovernmental Relations

HB 4710 **Aycock**

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

Intergovernmental Relations

HB 4711 **Flynn**

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

Intergovernmental Relations

HB 4715 **Creighton**

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

Intergovernmental Relations

HB 4719 **Aycock**

Relating to the creation of the Burnet County Municipal Utility District No. 3; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

Intergovernmental Relations

HB 4724 **Fletcher**

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

Intergovernmental Relations

HB 4735 **Eiland**

Relating to the powers of the Coastal Water Authority; affecting the authority to issue bonds.

Natural Resources

HB 4737 **Phillips**

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

Intergovernmental Relations

HB 4738 **Alonzo**

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

Intergovernmental Relations

HB 4741 **Gutierrez**

Relating to the creation of three additional county courts at law in Bexar County.

Jurisprudence

HB 4750 **Geren**

Relating to the appointment of magistrates in the White Settlement municipal courts.

Jurisprudence

HB 4751 **Laubenberg**

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

Intergovernmental Relations

HB 4752 **Parker**

Relating to the creation of the Prosper Management District No. 1; providing authority to impose a tax and issue bonds.

Intergovernmental Relations

HB 4755 **Kuempel**

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

Intergovernmental Relations

HB 4759 **Quintanilla**

Relating to the creation of the Tornillo Management District; providing authority to impose a tax and issue bonds.

Intergovernmental Relations

HB 4771 **Allen**

Relating to the powers and duties of Harris County Improvement District No. 5; providing authority to impose a tax and issue bonds.

Intergovernmental Relations

HB 4775 **Bonnen**

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

Intergovernmental Relations

HB 4777 **Edwards**

Relating to the creation of the Harris County Improvement District No. 12; providing authority to impose an assessment, impose a tax, and issue bonds.

Intergovernmental Relations

HB 4778 **Gattis**

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

Intergovernmental Relations

HB 4783 **King, Tracy O.**

Relating to an election of the board of directors of the Frio Hospital District.

Intergovernmental Relations

HB 4785 **Weber**

Relating to the powers and financing of the Brazoria County Groundwater Conservation District.

Natural Resources

HB 4787 **Riddle**

Relating to the creation of the Harris County Improvement District No. 18; providing authority to impose an assessment, impose a tax, and issue bonds.

Intergovernmental Relations

HB 4793 **Gonzales/ Martinez, "Mando"/
Pena**

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

Jurisprudence

HB 4797 **Bolton**

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

Intergovernmental Relations

HB 4798 **Taylor**

Relating to the creation of the League City Improvement District; providing authority to impose an assessment, impose a sales and use tax, and issue bonds.

Intergovernmental Relations

HB 4799 **Gattis/ Maldonado**

Relating to the creation of the Seven Oaks Ranch Municipal Utility District; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

Intergovernmental Relations

HB 4800 **Gattis**

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

Intergovernmental Relations

HB 4803**Maldonado**

Relating to the creation of the South Fork Ranch Municipal Utility District; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

Intergovernmental Relations**HB 4808****Hunter/ Taylor/ Hancock/ Driver**

Relating to the creation of the Calhoun County Groundwater Conservation District.

Natural Resources**HB 4814****Woolley**

Relating to the powers and duties of Harris County Improvement District No. 1; providing authority to impose a tax and issue bonds.

Intergovernmental Relations**HB 4815****Gattis**

Relating to certain procedures regarding dissolution of the Ranch at Cypress Creek Municipal Utility District No. 1.

Intergovernmental Relations**HB 4817****Gattis**

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

Intergovernmental Relations**HB 4818****Harper-Brown**

Relating to the Dallas County Utility and Reclamation District.

Intergovernmental Relations**HB 4827****Coleman**

Relating to the creation of Harris County Improvement District No. 20; providing authority to impose a tax and issue bonds.

Intergovernmental Relations**HB 4828****Coleman**

Relating to the creation of Harris County Improvement District No. 21; providing authority to impose a tax and issue bonds.

Intergovernmental Relations**HB 4829****Fletcher**

Relating to the creation of the Harris County Improvement District No. 17; providing authority to impose an assessment, impose a tax, and issue bonds.

Intergovernmental Relations**HB 4830****Eiland**

Relating to an election to confirm the creation of the Galveston County Municipal Utility District No. 67.

Intergovernmental Relations**HB 4831****Hilderbran**

Relating to the election of the board of directors of the Crockett County Water Control and Improvement District.

Natural Resources**Committee re-referral on the following:****HB 773****Oliveira/ et al.****SP: Williams**

Relating to extending the expiration date of the Property Redevelopment and Tax Abatement Act.

Re-referred from Administration to Economic Development**HB 4061****Smith, Todd/ Callegari/ Vo/****Merritt/ Harless/ et al.**

Relating to the consequences of an arrest for or conviction of certain intoxication offenses.

Re-referred from Transportation & Homeland Security to Criminal Justice

(LC) RECOMMENDED FOR LOCAL CALENDAR