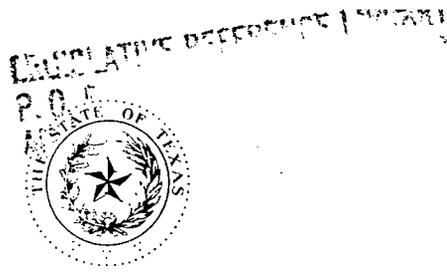


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Senate Committee on State Affairs

SENATOR RAY FARABEE
CHAIRMAN

MINUTES

Senate State Affairs Committee
2:30 p.m., Monday, May 13, 1985
Senate Chamber, State Capitol Building

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A meeting of the Senate State Affairs Committee was held on Monday, May 13, 1985 upon adjournment of the Senate, in the Senate Reception Room, State Capitol Building, Austin, Texas.

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Members Present:

- Farabee, Chairman
- Kothmann, Vice Chairman
- Blake
- Brooks
- Edwards
- Harris
- Henderson
- Howard
- Leedom
- Lyon
- McFarland

Members Absent:

- Sarpalius
- Washington

* * *

The Chairman called the meeting to order at 4:00 p.m. There being a quorum present the following business was transacted:

The minutes of the previous meeting were adopted.

The Chairman laid out S.B. 1435 by Jones. Senator Jones explained the bill. Discussion was held. Senator Leedom sent up a committee amendment #1 to S.B. 1435 and moved that it be adopted for consideration. The amendment was adopted. Senator Kothmann sent up a committee substitute for S.B. 1435. Senator Kothmann moved that the committee substitute with the amendment incorporated be adopted for consideration. There being no objection, CSSB 1435 was adopted for consideration. Glen N. Hartman, representing the Texas Public Building Authority, registered as a resource witness. Senator Kothmann moved that S.B. 1435 be reported unfavorably, and that the committee substitute in lieu thereof be reported favorably. The motion passed 8 - 0.

The Chairman laid out H.B. 1235 by Sutton/KOTHMANN. Senator Kothmann explained the bill. Discussion was held. Jerry Henckel, representing the city of San Antonio, registered as a resource witness. Senator Kothmann moved that H.B. 1235 be reported favorably. The motion passed 9 - 0. Senator Farabee moved that H.B. 1235 be certified for the Local Calendar. There being no objection, H.B. 1235 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 1426 by Sutton/KOTHMANN. Senator Kothmann explained the bill. Discussion was held. Senator Lyon sent up a committee substitute for H.B. 1426. Senator Lyon moved that the committee substitute be adopted for consideration. There being no objection, CSHB 1426 was adopted for consideration. Senator Kothmann moved that H.B. 1426 be reported unfavorably, and that the committee substitute in lieu thereof be reported favorably. The motion passed 10 - 0. Senator Kothmann moved that CSHB 1426 be certified for the Local Calendar. There being no objection, CSHB 1426 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 1965 by Oliveira/CAPERTON. Senator Caperton explained the bill. Discussion was held. Karen Gladney, representing the Secretary of State's Office, registered as a resource witness. Senator McFarland moved that H.B. 1965 be reported favorably. The motion passed 9 - 0. Senator McFarland moved that H.B. 1965 be certified for the Local Calendar. There being no objection, H.B. 1965 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 1966 by Oliveria/CAPERTON. Senator Caperton explained the bill. Discussion was held. Senator Lyon moved that H.B. 1966 be reported favorably. The motion passed 7 - 0 - 1. Senator Lyon moved that H.B. 1966 be certified for the Local Calendar. There being no objection, H.B. 1966 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 2261 by Carter/CAPERTON. Senator Caperton explained the bill. Discussions was held. Senator Leedom moved that H.B. 2261 be reported favorably. The motion passed 8 - 0. Senator Leedom moved that H.B. 2261 be certified for the Local Calendar. There being no objection, H.B. 2261 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 2107 by C. Smith/BLAKE. Senator Blake explained the bill. Discussion was held. Senator Blake sent up a committee amendment #1 to H.B. 2107 and moved that it be adopted for consideration. The amendment was adopted. Senator Blake sent up a committee amendment #2 to H.B. 2107 and moved that it be adopted for consideration. The amendment was adopted. Witnesses registering for the bill were: Bill Allaway, Texas Assoc. of Taxpayers; Richie Jackson, Texas Restaurant Assoc.; and Ronnie Volkening, Texas Assoc. of Business. Betty Jo Bevil, representing T.E.C., registered as a resource witness. Senator Blake moved that H.B. 2107 as amended be reported favorably. The motion passed 8 - 0. Senator Blake moved that H.B. 2107 be certified for the Local Calendar. There being no objection, H.B. 2107 was certified for the Local and Uncontested Calendar.

The Chairman laid out S.B. 1400 by Howard. Senator Howard explained the bill. Discussion was held. John Hildreth, representing Common Cause of Texas, registered for the bill. Senator Howard moved that H.B. 1400 be reported favorably. The motion passed 9 - 0. Senator Howard moved that H.B. 1400 be certified for the Local Calendar. There being no objection, H.B. 1400 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 1012 by L. Evans/WASHINGTON. Senator Washington explained the bill. Discussion was held. Senator Washington moved that H.B. 1012 be reported favorably. The motion passed 9 - 0.

The Chairman laid out H.B. 559 by Staniswalis/BROWN. Senator Brown explained the bill. Discussion was held. Senator Sarpalius moved to send H.B. 559 to a subcommittee. Senator Leedom sent up a substitute motion to leave the bill pending. Senator Washington raised a point of order that no such motion existed. The point was sustained. Senator Henderson moved that H.B. 559 be reported favorably. The motion failed 3 - 5. Senator Sarpalius moved to send H.B. 559 to a special subcommittee. The motion passed 5 - 4.

The Chairman laid out S.C.R. 65 by Brown. Senator Brown explained the bill. Discussion was held. Senator Brown moved that S.C.R. 65 be reported favorably. The motion passed 9 - 0. Senator Brown moved that S.C.R. 65 be certified for the Local Calendar. There being no objection, S.C.R. 65 was certified for the Local and Uncontested Calendar.

The Chairman laid out S.B. 1407 by Brooks. Senator Brooks explained the bill. Discussion was held. Registering as resource witnesses were: Jean Hudgins, Texas Motorcycle Roadriders Assoc.; and Robert W. Hulen, DPS. Senator Brooks moved that S.B. 1407 be reported favorably. The motion passed 9 - 0. Senator Brooks moved that S.B. 1407 be certified for the Local Calendar. There being no objection, S.B. 1407 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 167 by Martinez/BARRIENTOS. Senator Barrientos explained the bill. Discussion was held. Randy Yarbrough, representing the Texas Alcoholic Beverage Commission, registered as a resource witness. Senator Leedom moved that H.B. 167 be reported favorably. The motion passed

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8 - 0. Senator Leedom moved that H.B. 167 be certified for the Local Calendar. There being no objection, H.B. 167 was certified for the Local and Uncontested Calendar.

The Chairman laid out S.C.R. 112 by Barrientos. Senator Barrientos explained the bill. Discussion was held. Witnesses registering for the bill were: Raymond C. Heerssen, self; Ted Hillis, self; Andy Lopez, Brotherhood of Maintenance of Way Employees; Tony Padilla, BRAC; and Joseph Spencer, III, self. S.C.R. 112 by Barrientos was left pending business.

The Chairman laid out S.C.R. 126 by Leedom. Senator Leedom explained the bill. Discussion was held. Victor Henry Galloway, representing the Texas School for the Deaf, registered for the bill. David P. Ryan, representing the Texas School for the Deaf, registered as a resource witness. Senator Leedom moved that S.C.R. 126 be reported favorably. The motion passed 8 - 0. Senator Leedom moved that S.C.R. 126 be certified for the Local Calendar. There being no objection, S.C.R. 126 was certified for the Local and Uncontested Calendar.

The Chairman laid out H.B. 1509 by Emmett/MCFARLAND. Senator McFarland explained the bill. Discussion was held. Senators Lyon/Sarpalius sent up a committee amendment #1 to H.B. 1509 and moved that it be adopted for consideration. The amendment was not adopted. Carol M. Barger, representing Consumers Union, registered against the bill. Senator McFarland moved that H.B. 1509 as amended be reported favorably. The motion passed 9 - 2.

The Chairman laid out H.B. 163 by Martinez/WHITMIRE. Senator Whitmire explained the bill. Discussion was held. Senator Leedom moved that H.B. 163 be reported favorably. The motion passed 9 - 0. Senator Leedom moved that H.B. 163 be certified for the Local Calendar. There being no objection, H.B. 163 was certified for the Local and Uncontested Calendar.

The Chairman laid out S.B. 1290 by Edwards. Senator Edwards explained the bill. Discussion was held. Senator Edwards sent up a committee substitute for S.B. 1290. Senator Edwards moved that the committee substitute be adopted for consideration. There being no objection, CSSB 1290 was adopted for consideration. Ron Kessler, representing the American Electronics Assoc., registered for the bill. Registered as resource witnesses were: Gerald Hill, U.T. System; Harden H. Wiedemann, Texas Economic Development Commission; and Meg Wilson, Governor's Office. Senator Edwards moved that S.B. 1290 be reported unfavorably, and that the committee substitute in lieu thereof be reported favorably. The motion passed 10 - 0.

The Chairman laid out S.B. 712 by Sims. Senator Sims explained the bill. Discussion was held. Mark Adams Brown, representing self, registered for the bill. Senator Washington moved that S.B. 712 be reported favorably. The motion failed 6 - 1. Senator McFarland moved to reconsider the vote on S.B. 712. S.B. 712 passed 8 - 0.

The Chairman laid out S.B. 176 by Caperton. Senator Caperton explained the bill. Discussion was held. Witnesses registered for the bill were: Willie Chapman, Texas AFL-CIO/United Labor Legislative Committee; Peter J. Fears, American Federation of State, County and Municipal Employees; Alexander Hieken, American Federation of State, County and Municipal Employees, AFL-CIO; Harry Hubbard, United Labor Legislative Committee; Gary Hughes, Texas Public Employees Assoc.; Wayne S. Smith, Texas State Employees Union/CWA 12186; and D. L. Dally Willis, TPLC-CWA. J. Manley Head, representing Texas Right to Work Committee, registered against the bill. Tom J. Huebner, representing the Comptroller of Public Accounts, registered as a resource witness. S.B. 176 by Caperton was left pending business.

The Chairman laid out H.B. 1824 by Laney/SARPALIUS. Senator Sarpalius explained the bill. Discussion was held. Witnesses registered for the bill were: Forrest C. Roan, NAP Life Insurance Company; and Robert D. Simpson, Western National Life Insurance Company. Senator Sarpalius moved that H.B. 1824 be reported favorably. The motion passed 7 - 0. Senator Sarpalius moved that H.B. 1824 be certified for the Local Calendar. There being no objection, H.B. 1824 was certified for the Local and Uncontested Calendar.

The Chairman laid out S.B. 139 by Washington. Senator Washington explained the bill. Discussion was held. Senator Leedom sent up a committee amendment #1 to S.B. 139 and moved that it be adopted for consideration. The amendment was not adopted. Senator Washington sent up a committee substitute for S.B. 139. Senator Washington moved that the committee substitute be adopted for consideration. There being no objection, CSSB 139 was adopted for consideration. Wayne S. Smith, representing Texas State Employees Union, registered for the bill. Senator Washington moved that S.B. 139 be reported unfavorably, and that the committee substitute in lieu thereof be reported favorably. The motion failed 5 - 2. Senator Washington moved to reconsider the vote on S.B. 139. CSSB 139 passed 7 - 1.

The Chairman laid out H.B. 753 by Edwards/WASHINGTON. Senator Washington explained the bill. Discussion was held. Senator Washington moved that H.B. 753 be reported favorably. The motion passed 7 - 0. Senator Washington moved that H.B. 753 be certified for the Local Calendar. There being no objection, H.B. 753 was certified for the Local Calendar.

The Chairman laid out S.B. 1068 by Edwards. Senator Edwards explained the bill. Discussion was held. Witnesses registered for the bill were: Gaylord Armstrong, self; John Hildreth, Common Cause of Texas; and Randall Buck Wood, self. S.B. 1068 by Edwards was left pending business.

The Chairman laid out S.B. 1252 by Washington. Senator Washington explained the bill. Discussion was held. Witnesses registered for the bill were: Willie Chapman, Texas AFL-CIO/United Labor Legislative Committee; Richard P. Daly, Texas Carolic Congerence; United Farm Workers-Tx-NCAP; Texas Conference of Churches, Tx IMPACT; Elizabeth Kimmel, AFSCME; William Emmett Sheppard, Jr., Oil, Chemical and Atomic Workers; and D. L. Dally Willis, TPLC-CWA. Pat

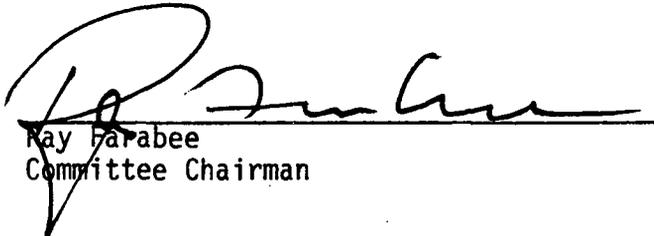
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Smith, representing Texas Farm Bureau, registered against the bill. S.B. 1252 by Washington was left pending business.

There being no further business to come before the committee, the meeting was adjourned at 7:40 p.m.



Shanna Igo
Committee Clerk



Ray Parabee
Committee Chairman