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MINUTES

Senate State Affairs Committee

Wednesday, March 29, 1989

Senate Chamber, State Capitol

* * *

A meeting of the Senate State Affairs Committee was held on Wednesday, March 29, 1989, at 2:43pm, in the Senate Chamber, State Capitol Building, Austin, Texas.

* * *

Members Present:

Henderson, Vice-Chairman
Armbrister
Edwards
Glasgow
Green
Harris
Leedom
Lyon
McFarland

Members Absent:

Montford, Chairman
Caperton
Parmer
Washington

* * *

In the absence of Chairman Montford, Vice-Chairman Henderson presided and called the meeting to order at 2:43pm. There being a quorum present the following business was transacted:

The minutes of the March 22, 1989 meeting were approved as written, without objection.

Chairman Henderson referred S.J.R. 9, S.J.R. 10 and S.J.R. 51 to a special sub-committee of Senator Caperton-Chairman; Senator Henderson and Senator Montford.

Chairman Henderson referred S.B. 819 and S.B. 1440 to the standing sub-committee on Elections.

Chairman Henderson turned the chair to Senator Edwards who laid out S.B. 86 and recognized its sponsor Senator Henderson to explain the bill. Testifying in support of S.B. 86 was Robert E. Harris, Executive Vice President of the Texas Bankers Association. There was no testimony presented in opposition to S.B. 86. Senator Henderson sent-up an amendment to S.B. 86 and explained the amendment. The amendment was adopted without objection. On a motion by Senator Leedom, S.B. 86 as amended was reported favorably by a vote of 8-0.

On a motion by Senator Armbrister, S.B. 58 was reported favorably by a vote of 8-0.

On a motion by Senator Edwards, C.S.S.B. 340 was reported favorably by a vote of 8-0 and recommended for placement on the local and uncontested calendar without objection.

On a motion by Senator Edwards, C.S.S.B. 852 was reported favorably by a vote of 8-0.

On a motion by Senator Armbrister, S.B. 1115 was reported favorably by a vote of 8-0 and without objection was recommended for placement on the local and uncontested calendar.

On a motion by Senator Armbrister, S.B. 1308 was reported favorably by a vote of 8-0 and without objection was recommended for placement on the local and uncontested calendar.

Senator McFarland sent-up a committee substitute for S.B. 479 and Senator Barrientos explained the substitute. C.S.S.B. 479 was adopted without objection. On a motion by Senator McFarland, C.S.S.B. 479 was reported favorably by a vote of 7-0.

Chairman Henderson recognized Senator Leedom, chairman of a special sub-committee on S.B. 101, S.B. 104 and S.B. 538 for a sub-committee report on the bills. The sub-committee sent-up committee substitutes for S.B. 101, S.B. 104 and S.B. 538, and the report was adopted without objection. On a motion by Senator Leedom C.S.S.B. 101, C.S.S.B. 104 and C.S.S.B. 538 were each reported favorably by votes of 7-0 on each separate bill.

Chairman Henderson laid out S.B. 677 and recognized its sponsor Senator Harris to explain the bill. Testifying in support of S.B. 677 were: Joseph J. Beal, P.E., Chairman, Texas State Board of Registration for Professional Engineers; and J. P. Word, Executive Director, Consulting Engineers Council. Testifying on S.B. 677 was Frank S. Sturzl, Executive Director, Texas Municipal League. Registered for S.B. 677 were Richard Philip Martinez representing the Texas Society of Architects and the American Institute of Architects; and Gerhardt Schulle, Jr., Executive Director, Texas Society of Professional Engineers. There was no testimony presented against S.B. 677. S.B. 677 was referred to a special sub-committee of Senator Harris-Chairman; Senator Henderson and Senator Armbrister.

Chairman Henderson laid out S.B. 546 and recognized its sponsor Senator Edwards to explain the bill. There was no testimony for or against S.B. 546. S.B. 546 was left pending until a time certain for voting.

Chairman Henderson laid out H.B. 248 and recognized its Senate sponsor Senator Parker to explain the bill. Testifying in support of H.B. 248 were: Vernon Honea, President, Texas Association of Structural Movers; and Harold Don Snow, President H. D., Snow House Moving, Inc. The following were registered in support of H.B. 248: James Williams, Jr., President, Williams Housemoving; Ricky Cherry, Vice President, Cherry Housemoving; Andrew McCausland, owner McCausland Housemoving; Wayne Harold Dobbs, Texas Association of Structural Movers; James Huff, owner, Huff Portable Building Co.; Clinton Eaton, Eaton Housemoving; Robert Henderson, owner, Woodhouse Moving; Billy Bradford, Partner, Austin House Moving; David Bradford, Partner, Austin Housemoving; Billy Lemons, Owner, Lemons Housemoving & Trucking; R. D. Buckner, Buckner Structural Movers; Daniel Hiltibrand, owner, Abney-Wooten Housemoving; Carrol Bachmayer, owner, Bachmayer Equipment; Floyd Baker, President, Baker Housemoving; R. L. Crawford, Crawford Housemoving; Jenny Harris, A-OK Housemoving; Vincent Harris, A-OK Housemoving; Richard Wooten, Wooten Housemoving; John Lawrence, Wooten Housemoving; Gary Dale Snow, H.D. Snow Housemoving; Eddie Wortman, Wortman Housemoving; Frank W. King, III, Bayshore Housemoving; James A. Drake, Texas Structural Movers Association; Kell Jones, Texas Association of Structural Movers; Roy McDowell, McDowell Brothers Housemovers; John D. Kana, Kana Brothers, Inc.; Lonnie Jim Vines, Vines Trucking; Christine Vines, Vines Trucking. There was no testimony presented against H.B. 248. H.B. 248 was left as pending business.

Chairman Henderson laid out S.C.R. 70 and explained the resolution. There was no testimony presented for or against S.C.R. 70. S.C.R. 70 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 626 and recognized its sponsor Senator Brooks to explain the bill. Senator Edwards sent-up a committee substitute for S.B. 626 and Senator Brooks explained the substitute. C.S.S.B. 626 was adopted without objection. Testifying for C.S.S.B. 626 were: Jesse L. Bielefeld, Business Manager, International Union of Elevator Constructors; and Don Tait, President, Building Owners and Managers Association. Registered as a resource witness was Meryl L. Vaughn, Texas Department of Labor and Standards. There was no testimony presented in opposition to C.S.S.B. 626. C.S.S.B. 626 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 815 and recognized its sponsor Senator Leedom to explain the bill. Testifying as a resource witness was James T. Herod, Deputy Executive Director of the Employees Retirement System of Texas. Registered as a resource witness was Carol J. LeFevre, Director of Employee Relations, State Department of Highways and Public Transportation. There was no testimony presented against S.B. 815. S.B. 815 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 1400 and recognized its sponsor Senator Armbrister to explain the bill. Senator Armbrister sent-up a committee substitute for S.B. 1400 and explained the substitute. C.S.S.B. 1400 was adopted without objection. Testifying in support of C.S.S.B. 1400 was David Freeman, General Manager of the L.C.R.A. There was no testimony presented in opposition to C.S.S.B. 1400. C.S.S.B. 1400 was left as pending business.

Chairman Henderson laid out S.B. 838 and recognized its sponsor Senator Edwards to explain the bill. Senator Edwards sent-up a committee substitute for C.S.S.B. 838 and explained the substitute. There was no testimony presented on C.S.S.B. 838. C.S.S.B. 838 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 869 and recognized its sponsor Senator Leedom to explain the bill. Testifying as a resource witness was Wallis Nelson Boggus, Director of U.C.C. for the Secretary of State. There was no testimony presented against S.B. 869. S.B. 869 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 870 and recognized its sponsor Senator Leedom to explain the bill. Registered as a resource witness was Lias Bubba Steen, Executive Director of the State Purchasing and General Services Commission. There was no testimony presented against S.B. 870. S.B. 870 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 723 and recognized its sponsor Senator Glasgow to explain the bill. Senator Glasgow sent-up a committee substitute for S.B. 723 and explained the substitute. C.S.S.B. 723 was adopted without objection. There was no testimony presented on C.S.S.B. 723. C.S.S.B. 723 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 825 and recognized its sponsor Senator Barrientos to explain the bill. Senator Edwards sent-up a committee substitute for S.B. 825 and Senator Barrientos explained the substitute. C.S.S.B. 825 was adopted without objection. Registered in support of C.S.S.B. 825 was Carol McDonald, President of I.C.U.T., Inc. There was no testimony presented against C.S.S.B. 825. C.S.S.B. 825 was left pending until a time certain for voting.

Chairman Henderson laid out S.B. 897, S.B. 898, and S.B. 899 by Senator Montford and explained the bills for Senator Montford. Chairman Henderson laid out committee substitutes for S.B. 897, S.B. 898 and S.B. 899 and explained the substitutes. C.S.S.B. 897, C.S.S.B. 898 and C.S.S.B. 899 were adopted without objection. The following testified on C.S.S.B. 897, C.S.S.B. 898 and C.S.S.B. 899 as indicated:

Ann S. Fuelberg, Deputy Comptroller, Comptroller of Public Accounts, testifying as a resource witness on all bills.

John D. Tobin, Regional Manager ICMA Retirement Corporation, testifying against C.S.S.B. 898.

Registered as resource witnesses were: B. L. Parker, Trustee, Employees Retirement System of Texas on all three bills; Kenny McLeskey, Director of Claims, Comptroller of Public Accounts on all three bills; Robert Lemens, General Counsel, Texas Association of Counties, on C.S.S.B. 898 & C.S.S.B. 899; Carol LeFevre, Director of Employee Relations, State Department of Highways, registered as a resource witness; Kenneth Tooley, Executive Vice President, Texas Association of Life Underwriters, registered against C.S.S.B. 897 and C.S.S.B. 898.

C.S.S.B. 897, C.S.S.B. 898, C.S.S.B. 899 were left pending until a time certain for voting.

Chairman Henderson laid out S.B. 752 and recognized its sponsor Senator Johnson to explain the bill. Registering as a resource witness on S.B. 752 was William M. Hale, Executive Director, Texas Commission on Human Rights. Registered in support of S.B. 752 were Shannon Noble, representing the Texas Women's Political Caucus; and Mary Calk, representing the Texas Chapter of the National Association for Women. There was no testimony presented against S.B. 752. S.B. 752 was left as pending business.

Chairman Henderson laid out S.B. 833 and recognized its sponsor Senator Johnson to explain the bill. Registering as a resource witness was Vernon E. Cole, Manager of Safety Responsibility, Texas Department of Public Safety. There was no testimony presented for or against S.B. 833. Chairman Henderson referred S.B. 833 to a special sub-committee of Senator Edwards-Chairman; Senator Leedom and Senator Lyon.

Chairman Henderson called the committee at ease at 4:46pm until a time certain for voting at 5:00pm.

Chairman Henderson called the committee back to order at 5:08pm.

On a motion by Senator Edwards, S.B. 546 was reported favorably by a vote of 8-0.

On a motion by Senator Henderson, S.C.R. 70 was reported favorably by a vote of 8-0. On a motion by Senator Armbrister and without objection, S.C.R. 70 was recommended for placement on the local and uncontested calendar.

On a motion by Senator Leedom, C.S.S.B. 626 was reported favorably by a vote of 8-0.

On a motion by Senator Leedom, S.B. 815 was reported favorably by a vote of 9-0 and without objection was recommended for placement on the local and uncontested calendar.

On a motion by Senator Edwards, C.S.S.B. 838 was reported favorably by a vote of 9-0.

On a motion by Senator Leedom, S.B. 869 was reported favorably by a vote of 9-0.

On a motion by Senator Leedom, S.B. 870 was reported favorably by a vote of 9-0. On a motion by Senator Armbrister, and without objection, S.B. 870 was recommended for placement on the local and uncontested calendar.

On a motion by Senator Glasgow, C.S.S.B. 723 was reported favorably by a vote of 9-0 and without objection was recommended for placement on the local and uncontested calendar.

On a motion by Senator Armbrister, C.S.S.B. 825 was reported favorably by a vote of 9-0.

On a motion by Senator Leedom, C.S.S.B. 897 was reported favorably by a vote of 9-0.

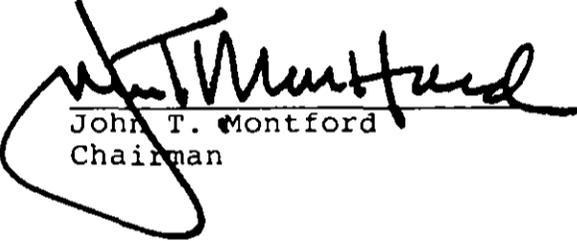
On a motion by Senator Leedom, C.S.S.B. 898 was reported favorably by a vote of 9-0.

On a motion by Senator Leedom, C.S.S.B. 899 was reported favorably by a vote of 9-0.

On a motion of Senator Armbrister the Committee was recessed at 5:29pm until Monday, April 3, 1989.



Morris Wilkes
Morris Wilkes
Committee Clerk



John T. Montford
John T. Montford
Chairman