

Committee on Criminal Jurisprudence
Old Supreme Court Room

March 20, 1979
4:15 p.m.

Public Notice having been posted on March 15, 1979 at 2:00 p.m., the Committee on Criminal Jurisprudence met in a Public Hearing at 4:15 p.m. on March 20, 1979 in the Old Supreme Court Room and was called to order by the Chair, Mr. Hernandez.

The roll was answered as follows:

Present: Hernandez, Hendricks, Laney, McFarland, Sullivant,
Wilson (6)

Absent: Nabers, Clark, Harrison, Jones, Whitmire (5)

A quorum was present.

H.B. 1230 by Nowlin

The Chair laid out H.B. 1230 and recognized Mr. Nowlin to explain it.

Mr. Jones now present.

Mr. Laney moved H.B. 1230 be sent back to the House with a favorable recommendation.

The motion prevailed in a roll call vote (Record Vote #1) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, Laney, McFarland, Sullivant,
Wilson (7)

Nays: None (0)

Mr. Hendricks moved H.B. 1230 be placed on the Consent Calendar.

The motion prevailed in a roll call vote (Record Vote #2) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, Laney, McFarland, Sullivant,
Wilson (7)

Nays: None (0)

H.B. 1730 by Rudd

The Chair laid out H.B. 1730 and recognized Mr. Rudd to explain it.

The Chair recognized Mr. Ronald Hinds, Asst. District Attorney, Dallas, representing the Dallas D.A.'s office and Texas District and County Attorneys Association, to speak for H.B. 1730.



Mr. Hendricks moved H.B. 1730 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

Mr. Hendricks now in Chair.

Appropriative Matters

The Chair recognized Mr. McFarland for a subcommittee report on the appropriative matters before the Committee.

Mr. McFarland moved the subcommittee report be accepted.

The motion prevailed in roll call vote (Record Vote #3) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, McFarland, Wilson (5)

Nays: Sullivant (1)

Mr. McFarland moved the subcommittee stand recessed subject to the call of the Chair.

There being no objection, the subcommittee on Appropriative Matters recessed.

Mr. Hernandez now in Chair.

H.B. 1305 by Washington

The Chair laid out H.B. 1305 and recognized Mr. Washington to explain it.

Mr. McFarland moved H.B. 1305 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

H.B. 587 by Hill of Potter

The Chair laid out H.B. 587 and recognized Mr. Hill to explain it.

The Chair recognized Dick Reavis, Newspaper Publisher, Dumas, representing himself, to speak for H.B. 587.

The Chair recognized Mr. Hill to close.

Mr. Hendricks moved H.B. 587 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.



H.B. 955 by Nabers

The Chair laid out H.B. 955 and recognized Mr. Donaldson to explain it.

Mr. Hendricks moved H.B. 955 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

H.B. 207, 208, 1392, and 1393 by Hill and Crawford

The Chair laid out H.B. 207, 208, 1392 and 1393 and recognized Mr. Hill and Mr. Crawford to explain them.

Mr. Hill pulled down H.B. 207 in favor of H.B. 1393.

The Chair recognized J.D. Chastain, chemist for D.P.S., Austin, to speak as a resource witness regarding H.B. 1393.

The Chair recognized Bob L. Ogden, Sr., Director, Office of Traffic Safety at Lamar University, Beaumont, representing Lamar University and Texas Traffic Safety Association, to speak for H.B. 1392 and 1393.

The Chair recognized Larry Mathis, Director, Alcoholism Council of Texas, Inc., Austin, representing the Alcoholism Council of Texas, to speak for H.B. 208, 1392 and 1393 (with amendments).

The Chair recognized Sam Stone, attorney, Austin, representing American Automobile Association, to speak for H.B. 1393.

Mr. Hendricks moved H.B. 208, 1392, 1393 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

Mr. Hendricks now in Chair.

Appropriative Matters

Mr. McFarland moved to reconsider the earlier vote on the appropriative matter subcommittee report.

There was no objection.

Mr. McFarland sent up Committee Amendment #1 and moved its adoption.

There was no objection. It was so ordered.

Mr. McFarland moved the subcommittee report, as amended, be adopted,



The motion prevailed in a roll call vote (Record Vote #4) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, McFarland, Sullivant, Wilson (6)

Nays: None (0)

Mr. McFarland moved the same vote apply to send the subcommittee report for appropriative matters, as amended, to the Appropriations Committee.

There being no objection, it was so ordered.

On the motion to sent the subcommittee report, as amended, to the Appropriations Committee, the vote is reflected as follows:

Ayes: Hernandez, Hendricks, Jones, McFarland, Sullivant, Wilson (6)

Nays: None (0)

H.B. 1319 by Hernandez

Mr. Hendricks now in Chair.

The Chair laid out H.B. 1319 and recognized Mr. Hernandez to explain it.

The Chair recognized Mike McCormick, Executive Director of the Texas District and County Attorneys Association, to speak regarding H.B. 1319.

The Chair recognized Mr. Hernandez to close.

Mr. Jones sent up Committee Amendment #1 and moved its adoption.

The motion prevailed in a roll call vote (Record Vote #6) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, McFarland, Sullivant, Wilson (6)

Nays: None (0)

Mr. Jones moved H.B. 1319, as amended, be reported back to the House with a favorable recommendation.

The motion prevailed in a roll call vote (Record Vote #7) reflected as follows:

Ayes: Hernandez, Hendricks, Jones, McFarland, Sullivant, Wilson (6)

Nays: None (0)

Mr. Hernandez now in Chair.



H.B. 321 by Grant

The Chair recognized Mr. Grant to explain his bill as it was laid out.

H.B. 325 by Grant

The Chair laid out H.B. 325 and recognized Mr. Grant to explain it.

The Chair recognized Bob Williams, Austin, Texas Office of Traffic Safety, D.P.S., representing Traffic Committee of Texas Police Association, to speak for H.B. 325.

Mr. Hendricks moved H.B. 321 and 325 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

H.B. 1392 by Crawford

The Chair laid out H.B. 1392 and recognized Mr. Crawford to again introduce his witnesses regarding the bill.

The Chair recognized G.E. Simmons, Jr., Austin, Inspector, D.P.S., to speak as a resource witnesses regarding H.B. 1392.

The Chair recognized Bob Williams, Austin, Texas Office of Traffic Safety, D.P.S., representing Traffic Committee of Texas Police Association, to speak for H.B. 1392.

Mr. Whitmire now present.

The Chair recognized Lowell Cannaday, Dallas, Captain, Traffic Division, Dallas Police Department, representing the Dallas Police Department and Texas Police Association, to speak for H.B. 1392.

The Chair recognized Larry Mathis, Director, Alcoholism Council of Texas, Inc., Austin, representing the Alcoholism Council of Texas, to speak for H.B. 1392.

The Chair recognized Dave Coslett, Lake Jackson, Texas, Government Relations of Dow Chemical, U.S.A., representing Texas 3 by 80 Coordinating Committee, to speak for H.B. 1392.

The Chair recognized Mr. Crawford to close.

Mr. McFarland moved H.B. 1392 be referred to a subcommittee to be named by the Chair.

There being no objection, it was so ordered.

H.B. 875 by Clark

The Chair laid out H.B. 875 and recognized Mr. Sullivant to explain it.

Mr. Sullivant moved H.B. 875 remain pending before the Committee.

There being no objection, it was so ordered.

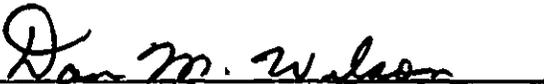
The Chair announced the following subcommittee for H.B. 208, 321, 325
587, 955, 1305, 1392, 1393, 1730, and 2035:

Mr. Wilson, Chairman; Mr. Hendricks, Mr. Hernandez

Mr. McFarland moved the Committee stand recessed subject to the call
of the Chair.

There being no objection, the Committee recessed at 6:20 p.m.


JOE HERNANDEZ, CHAIRMAN


Dan M. Wilson, Counsel

MEMBERS

Roll

H.B.

Comm

C.A.#1

Sub

Sub

Award

H.B.

1230

Calendar

MATTER

MATTER

Comm.

1319

1319

Nabers, Chairman

Hernandez, VC

Hendricks, VCA

Clark, Bill

Harrison, Bill

Jones

Laney

McFarland

Sullivant

Whitmire

Wilson, John

✓

✓

✓

✓

✓

✓

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A

A