

HOUSE

JUDICIARY COMMITTEE

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February 6, 1979 7:00 p.m.

Room G-A, Reagan Building

Pursuant to a public notice posted on February 1, 1979, the Judiciary Committee convened in a public hearing and was called to order by the Chair, Representative Ben Z. Grant.

The roll was answered as follows:

Present: Grant, Benedict, Denton, Moreno (4).

Absent: Chavez, Cain, Coleman, Hill of Potter, Maloney, Rangel, Uribe (7).

A quorum was not present.

The Chair mentioned that the Committee would stand at ease pending a quorum.

Mr. Chavez and Mr. Cain now present. A quorum was present.

H.B. 482 by Bird:

The Chair laid out H.B. 482 and recognized Representative Ron Bird to explain the bill.

Mr. Coleman and Mr. Hill of Potter now present.

The Chair recognized Mr. David J. Garcia, Probate Consultant, Bexar Courts, representing Judge Balk, Judge Reeves and County Judge Bustamante, Bexar County Courthouse, San Antonio, Texas and himself to speak in favor of H.B. 482.

Mr. Uribe now present.

Mr. Moreno moved to refer H.B. 482 to a standing subcommittee on the Probate Code to be named by the Chair. The motion prevailed without objection.

H.B. 483 by Bird:

The Chair laid out H.B. 483 and recognized Representative Bird to explain the bill.

The Chair recognized Mr. David J. Garcia, Probate Consultant, Bexar Courts, representing Judge Balk, Judge Reeves and County Judge Bustamante, Bexar County Courthouse, San Antonio, Texas and himself to speak in favor of H.B. 483.

  
Ben Z. Grant

The Chair recognized Mr. Frank N. Ikard, Jr., Attorney, representing the Legislative Committee Real Estate Probate and Trust Section, State Bar of Texas to speak on H.B. 483.

Mr. Moreno moved to refer H.B. 483 to a standing subcommittee on the Probate Code to be named by the Chair. The motion prevailed without objection.

H.B. 21 by Green of Harris:

The Chair laid out H.B. 21 and recognized Representative Gene Green to explain the bill.

The Chair recognized Mr. Frank N. Ikard, Jr., Attorney, representing the Legislative Committee Real Estate Probate and Trust Section, State Bar of Texas to speak on H.B. 21.

Mr. Moreno moved to refer H.B. 21 to a standing subcommittee on the Probate Code to be named by the Chair. The motion prevailed without objection.

H.B. 577 by Simpson:

The Chair laid out H.B. 577.

Mr. Moreno moved to refer H.B. 577 to a standing subcommittee on the Probate Code to be named by the Chair. The motion prevailed without objection.

H.B. 648 by Glossbrenner:

The Chair laid out H.B. 648 and recognized Representative Ernestine Glossbrenner to explain the bill.

The Chair recognized the following witnesses to speak in favor of H.B. 648:

Mrs. Hermine Tobolowsky, Attorney, representing the Texas Federation of Business and Professional Women's Clubs, Inc.; and

Mr. Thomas A. Forbes, Attorney, representing the Texas Young Lawyers' Association.

The Chair recognized Representative Bob Bush as co-sponsor of H.B. 648.

The Chair laid out Committee Amendment No. 1.

Ms. Denton moved that the amendment be adopted. The motion prevailed without objection.

A handwritten signature in black ink, appearing to be 'R. D.', is written over a horizontal line at the bottom right of the page.

Ms. Denton moved that H.B. 648 be reported to the House Floor favorably with the recommendation that it do pass as amended.

The motion prevailed by a roll call vote, reflecting:

Ayes: Grant, Chavez, Benedict, Cain, Coleman, Denton, Hill of Potter, Moreno, Uribe (9).

Nays: (0).

Absent: Maloney, Rangel\* (2).

TAPE 1-A

TAPE 1-B

H.B. 323 and H.B. 329 by Grant: *transcribed*

The Chair laid out H.B. 323 and H.B. 329 and recognized himself to explain the bills.

Mr. Chavez assumed the Chair.

The Chair recognized the following witnesses to speak in favor of H.B. 323 and H.B. 329:

Mr. Frank N. Ikard, Jr., Attorney, representing the Legislative Committee Real Estate Probate and Trust Section, State Bar of Texas; and

Mr. Richard S. Donoghue, Attorney, representing himself.

Mr. Hill of Potter moved to refer H.B. 323 and H.B. 329 to a standing subcommittee on the Probate Code to be named by the Chair. The motion prevailed without objection.

Mr. Grant assumed the Chair.

The Chair named the following standing subcommittee on the Probate Code:

Cain, Chairman; Grant; Moreno; Uribe.

Mr. Coleman moved that the Committee stand adjourned pending the call of the Chair. The motion prevailed without objection and the Committee stood adjourned at 8:10 p.m.

  
HONORABLE BEN Z. GRANT  
CHAIRMAN

Cathy B. Seltzer  
Cathy Seltzer, Committee Clerk

\*Representative Rangel was excused on important business.