

HOUSE

JUDICIARY COMMITTEE
March 24, 1981 7:35 p.m.

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Old Supreme Courtroom

Pursuant to a public notice posted on March 19, 1981, at 6:15 p.m., the Judiciary Committee convened in a public hearing and was called to order by the Chair, Rep. Bush.

The roll was answered as follows:

Present: Bush, Garcia, Nowlin, Khoury, Maloney, Rangel (6).
Absent: Adkisson, Allee, Colbert, Coleman, Denton (5).

A quorum was present.

S.B. 308 by Traeger, Short (House Sponsors - M. Garcia, Nowlin):

The Chair laid out Subcommittee Report on S.B. 308 and recognized Rep. Maloney to explain the report.

Rep. Maloney moved that Senate Bill 308, as amended, be reported favorably to the House Floor with the recommendation that it do pass.

Rep. Denton now present.

The motion prevailed by a roll call vote, reflecting:

Ayes: Bush, Garcia, Nowlin, Denton, Khoury, Maloney, Rangel (7).
Nays: (0).
Absent: Adkisson, Allee, Colbert, Coleman (4).

H.B. 375 by Lyon:

The Chair laid out Subcommittee Report on H.B. 375 and recognized Rep. Rangel to explain the report.

Rep. Rangel moved that House Bill 375 be reported favorably without amendment to the House Floor with the recommendation that it do pass.

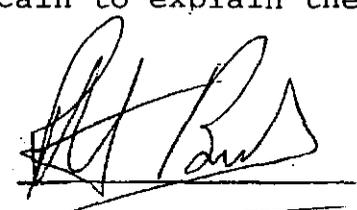
The motion prevailed by a roll call vote, reflecting:

Ayes: Bush, Garcia, Nowlin, Denton, Khoury, Maloney, Rangel (7).
Nays: (0).
Absent: Adkisson, Allee, Colbert, Coleman (4).

THIS IS NOT ON THE TAPE

H.B. 1144 by Cain:

The Chair laid out H.B. 1144 and recognized Rep. Cain to explain the bill.



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The Chair recognized the following witnesses to speak in favor of H.B. 1144:

Mr. J. Leon Lebowitz, Professor of Law, representing the Banking and Business Law Section of the State Bar of Texas; and

Ms. Lorna Salzman, Director of the Corporations Division of the Office of the Secretary of State, representing the Secretary of State of Texas.

Rep. Allee now present.

Rep. Coleman now present.

The Chair recognized Rep. Cain to close on H.B. 1144.

Rep. Garcia moved to refer H.B. 1144 to subcommittee for further consideration. The motion prevailed without objection.

The Chair named the following subcommittee to consider H.B. 1144:

Maloney, Ch.; Khoury; Allee.

H.B. 909 by Bush and H.B. 2155 by Nabers:

Upon request by the Chair, House Rules, Section 3.084, were suspended on the House Floor so that the Chair could lay out H.B. 2155 together with H.B. 909.

The Chair recognized Rep. Nabers to explain H.B. 2155.

Rep. Garcia assumed the Chair.

The Chair recognized Rep. Bush to explain H.B. 909.

~~The Chair recognized the following witnesses to speak in favor of H.B.'s 2155 and 909:~~

Mr. Clarence Guittard, Chief Justice of the Court of Civil Appeals of Dallas, representing himself;

Mr. William Dorsaneo, Professor of Law at S.M.U. School of Law, representing himself; and

Mr. Broadus Spivey, attorney, representing the Texas Trial Lawyer's Association.

The Chair recognized Mr. Paul Green, attorney, representing the Texas Association of Defense Counsel, to speak against H.B.'s 909 and 2155.

Rep. Colbert now present.



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The Chair recognized Rep. Bush to close on H.B. 909 and Rep. Nabers to close on H.B. 2155.

Rep. Khoury moved to refer H.B.'s 909 and 2155 to subcommittee for further consideration. The motion prevailed without objection.

The Chair named the following subcommittee to consider H.B.'s 909 and 2155:

Maloney, Ch.; Denton; Adkisson.

Rep. Bush resumed the Chair.

H.B. 711 by Jones:

The Chair laid out H.B. 711 and recognized Rep. Jones to explain the bill.

The Chair recognized Mr. Steven Dial, attorney, representing the Texas District and County Attorneys Association, as a resource witness.

The Chair recognized Mr. Walter Pulliam, Juvenile Probation Officer, representing the Texas Probation Association, to speak in favor of H.B. 711.

The Chair recognized Rep. Jones to close on H.B. 711.

Rep. Khoury moved to refer H.B. 711 to subcommittee for further consideration. The motion prevailed without objection.

The Chair referred H.B. 711 to the standing Subcommittee on Family Code; members are as follows:

M. Garcia, Ch.; Adkisson; Denton; Khoury; Maloney; Rangel.

H.B. 727 by Grubbs:

The Chair laid out H.B. 727 and recognized Rep. Grubbs to explain the bill.

The Chair recognized Mr. Walter Pulliam, Juvenile Probation Officer, representing the Texas Probation Association, to speak in favor of H.B. 727.

The Chair recognized Rep. Grubbs to close on H.B. 727.

Rep. Khoury moved to refer H.B. 727 to subcommittee for further consideration. The motion prevailed without objection.

The Chair referred H.B. 727 to the standing Subcommittee on Family Code; members are as follows:

M. Garcia, Ch.; Adkisson; Denton; Khoury; Maloney; Rangel.

H.B. 1272 by Whitmire.

The Chair laid out H.B. 1272 and recognized Rep. Whitmire to explain the bill.

The Chair recognized Captain Paul Michna of the Juvenile Division of the Houston Police Department, representing the Houston Police Department, to speak in favor of H.B. 1272.

The Chair recognized Rep. Whitmire to close on H.B. 1272.

Rep. Khoury moved to refer H.B. 1272 to subcommittee for further consideration. The motion prevailed without objection.

The Chair referred H.B. 1272 to the standing Subcommittee on Family Code; members are as follows:

M. Garcia, Ch.; Adkisson; Denton; Khoury; Maloney; Rangel.

H.B. 1671 by Burnett:

The Chair laid out H.B. 1671 and recognized Rep. Burnett to explain the bill.

The Chair recognized Rep. Burnett to close on H.B. 1671.

Rep. Allee moved to refer H.B. 1671 to subcommittee for further consideration. The motion prevailed without objection.

The Chair named the following subcommittee to consider H.B. 1671:

Rangel, Ch.; Allee; Khoury.

H.B. 1574 by Nabers:

The Chair laid out H.B. 1574 and recognized Rep. Nabers to explain the bill.

The Chair recognized Ms. Sharon Staggs, attorney, representing the Texas Association of Defense Counsel, to speak in favor of H.B. 1574.

The Chair recognized the following witnesses to speak against H.B. 1574:



Mr. Nick vonKreiser, attorney, representing himself;

Ms. Rebecca Lightsey, Director of the Texas Consumer Association,
representing the Texas Consumer Association;

Mr. Broadus Spivey, attorney, representing the Texas Trial Lawyers
Association; and

Mr. Joe Longley, attorney, representing himself.

The Chair recognized Rep. Nabers to close on H.B. 1574.

Rep. Garcia moved to refer H.B. 1574 to subcommittee for further
consideration. The motion prevailed without objection.

The Chair will name the subcommittee for H.B. 1574 at a later date.

H.B. 1538 by Jackson:

The Chair laid out H.B. 1538 and recognized Rep. Jackson to explain
the bill.

The Chair recognized Judge Patrick Guillot of the 254th District
Court of Dallas County, representing himself, to speak in favor
of H.B. 1538.

The Chair recognized Rep. Jackson to close on H.B. 1538.

Rep. Garcia moved to refer H.B. 1538 to subcommittee for further
consideration. The motion prevailed without objection.

The Chair referred H.B. 1538 to the standing Subcommittee on Family
Code; members are as follows:

M. Garcia, Ch.; Adkisson; Denton; Khoury; Maloney; Rangel.

H.B. 617 by Hernandez:

The Chair laid out H.B. 617 and recognized Rep. Garcia to explain
the bill.

The Chair recognized the following witnesses to speak in favor of
H.B. 617:

Mr. Daniel Loveland, Bexar County Justice of the Peace, representing
himself; and



Mr. Adam Serrata, Bexar County Justice of the Peace, representing himself.

The Chair recognized Rep. Garcia to close on H.B. 617.

Rep. Rangel moved to refer H.B. 617 to subcommittee for further consideration. The motion prevailed without objection.

The Chair named the following subcommittee to consider H.B. 617:

Khoury, Ch.; Garcia, Nowlin.

H.B. 1742 by M. Garcia:

The Chair laid out H.B. 1742 and recognized Rep. Garcia to explain the bill.

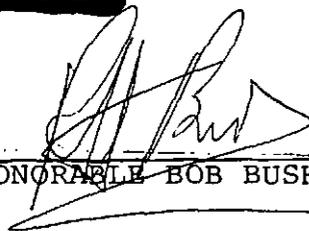
The Chair recognized Rep. Garcia to close on H.B. 1742.

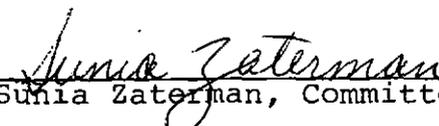
Rep. Rangel moved to refer H.B. 1742 to subcommittee for further consideration. The motion prevailed without objection.

The Chair named the following subcommittee to consider H.B. 1742:

Bush, Ch.; Rangel; Allee.

Rep. Rangel moved that the Committee stand adjourned pending the call of the Chair. The motion prevailed without objection and the Committee stood adjourned at 11:10 p.m.


HONORABLE BOB BUSH, CHAIRMAN


Sunia Zatterman, Committee Clerk