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HOUSE COMMITTEE ON PUBLIC HEALTH

April 27, 1993  
Hearing Room, E2.012, Capitol Extension

Pursuant to a public notice on April 22, 1993, in accordance with the House Rules and an announcement on the House floor to suspend the five day posting rule, the Committee on Public Health convened in a public hearing which was recessed from the April 22, 1993 hearing and was called to order by the Chair, Representative Hugo Berlanga at 6:45pm.

The roll was answered as follows:

PRESENT: Chairman Berlanga, Delisi, Glaze, Harris, Clemons, Maxey, McCall (7)

ABSENT: McDonald, Park, Coleman, Hirschi (4)

A quorum was present.

The Chair laid out SB 1332 (Bivins). Representative Vowell explained SB 1332. There being no testimony. Vowell closed on the bill. Representative Harris moved to report SB 1322 to the full House with the recommendation that it do pass, be printed and sent to the Local & Consent Calendar. Representative Delisi seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Harris, Clemons, Maxey, McCall (7)

Nayes: (0)

PNV: (0)

Absent: McDonald, Park, Coleman, Hirschi (4)

The Chair laid out SB 672 (Montford). Representative Naishtat explained SB 672. There being no testimony. Representative Rangel as co-sponsor of the bill also urged committee support of this measure. Naishtat closed on the bill. Representative Clemons moved to report SB 672 to the full House with the recommendation that it do pass, be printed and sent to the Local and Consent Calendar. Representative McCall seconded. There being no objection the record vote went as follows:



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Ayes: Berlanga, Delisi, Glaze, Harris, Clemons, Maxey, McCall (7)  
Nayes: (0)  
PNV (0)  
Absent: McDonald, Park, Coleman, Hirschi (4)

The Chair laid out SB 281 (Wentworth). Representative Hernandez explained SB 281. There being no testimony. Hernandez closed on the bill. Representative Glaze moved to report SB 281 to the full House with the recommendation that it do pass and printed. Representative Delisi seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Harris, Clemons, Maxey (6)  
Nayes: (0)  
PNV: (0)  
Absent: McDonald, Park, Coleman, Hirschi, McCall (5)

6:55pm - Coleman present.

The Chair laid out SB 286 (Ellis;Moncrief). Representative Danburg explained the bill. The following testified for the bill:

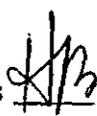
- William Scott (Member, Texas Board of Health)
- Carolyn Parker (Texas Aids Network)
- Laurie Eiserloh (Lesbian/Gay Rights Lobby of Texas)
- Christine Aubrey (Statewide Health Coordinating Council)

The following people registered for the bill:  
Joe Da Silva (Texas Hospital Association)  
Alfred Gilchrest (Texas Medical Association)

Danburg closed on the bill. Representative Coleman moved to report SB 286 to the full House with the recommendation that it do pass, be printed and sent to the Local & Consent Calendars. Representative Maxey seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Harris, Clemons, Coleman, Maxey (7)  
Nayes: (0)  
PNV: (0)  
Absent: McDonald, Park, Hirschi, McCall

The Chair laid out SB 1144 (Ellis) companion to HB 1532 (Coleman). Representative Coleman explained the bill. The Chair moved adopted. There being no objection, the Chair so ordered. Representative Clemons moved to report SB 1144 to the full house with the recommendation that it do pass and be printed. Representative Delisi seconded. There being no objection the record vote went as follows:

Chairman's Initials 

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Ayes: Berlanga, Delisi, Glaze, Clemons, Coleman, Maxey (6)

Nayes: (0)

PNV: (0)

Absent: Harris, McDonald, Park, Hirschi, McCall (5)

The Chair laid out HB 59 (Rabuck). Representative Rabuck explained the bill. The following people testified for the bill:

Dr. Forrest Smith, Jr. (self)

Stephanie Rabuck (self)

David Muralt (Citizens for Excellence in Education)

Kimberly Heins (self)

Carolyn Galloway (self)

The following people testified against the bill:

Dr. Carolyn Parker (Texas Aids Network)

Mark Partin (Advocacy, Inc.)

Laurie Eiserloh (Lesbian/Gay Rights Lobby of Texas)

The following people testified on the bill:

Dr. Albert G. Randall (Texas Medical Association)

The following people registered on the bill:

Dr. Charles E. Bell (Texas Department of Health)

Rabuck closed on the bill. Representative McCall moved that HB 59 be left pending in committee.

7:07pm - Hirschi present.

The Chair laid out HB 1693 (McDonald). Representative Harris explained the bill. There being no testimony. Harris closed on the bill. Representative Delisi moved that HB 1693 be left pending in committee.

The Chair laid out HB 846 (Yost) which was pending in committee. Representative Yost explained the bill. There being no testimony. Representative Yost closed on the bill. Representative Delisi moved that HB 846 be left pending in committee.

7:34pm - Park present.

The Chair laid out HB 2385 (Van de Putte). Representative Van de Putte explained the bill. The following people testified for the bill:

Dr. Juan A. Bonilla (self)

Chairman's Initials 

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The following people testified on the bill:

Faye Thomas (Texas Ambulance Association)  
Janet Monteros (Office of the Attorney General)

The following people registered for the bill:

Greg Hooser (Texas College of Emergency Physicians)

The following people registered on the bill:

Pam West (Texas Department of Health)

Representative Maxey laid out and explained committee amendments #1 and #2. Maxey moved their adoption. There being no objection. The Chair so ordered. Representative Van de Putte closed on the bill. Representative McCall moved to report HB 2385 as amended to the full House with the recommendation that it do pass and be printed. Representative Coleman seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Park, Clemons, Coleman, Hirschi, Maxey, McCall (9)

Nayes: (0)

PNV: (0)

Absent: Harris, McDonald (2)

The Chair laid out HB 1785 (Naishtat). Representative Naishtat explained the bill. The following people registered for the bill:

Mary Dees (Texas Mental Health Consumers)

Mark Partin (Advocacy, Inc.)

Charlotte Provencher (Texas Alliance for the Mentally Ill)

Mary Jo Magruder (Texas Planning Council for Developmental Disabilities)

Mike Bright (Association for Retarded Citizens of Texas)

8:45pm Chairman Berlanga turned over the chair to Delisi.

There being no testimony. Representative Delisi moved at the request of the Chair that the bill be left pending.

Chairwoman Delisi laid out HB 2168 (Hirschi). Representative Maxey moved adopt the committee substitute. There being no objection. The Chair so ordered. Representative Hirschi explained the bill. The following people testified for the bill:

Lois Palermo, RDH (Texas Dental Hygienist Association)

Andrea Westmoreland, RDH (self)

The following people testified against the bill:

Dr. Paul E. Stubbs (Texas Dental Association)

Chairman's Initials

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The following people registered for the bill:

Karen Lindell (Texas Rural Health Association)  
David Latimer (Texas Association of Homes for the Aging)  
Lewis Mathison (self)  
Nancy Sykes (self)

The following people registered on the bill:

Juanita S. Wallace (self)

9:05pm Representative Delisi gives back the chair to Berlanga

Representative Hirschi closed on the bill. The Chair moved to leave the bill pending in committee. There was no objection.

The Chair laid out HB 1927 (Shields). Representative Park explained the bill. The following people testified for the bill:

Charles Bailey (Texas Hospital Association)

The following people registered for the bill:

Alfred Gilcrest (Texas Medical Association)  
King Hillier (Texas Association of Public's Non-Profit Hospitals)

Representative Park closed on the bill. Representative McCall moved to report HB 1927 to the full House with the recommendation that it do pass and be printed. Representative Delisi seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Park, Maxey, McCall (6)

Nays: (0)

PNV: (0)

Absent: Harris, McDonald, Clemons, Coleman, Hirschi (5)

The Chair laid out HB 944 (Maxey). Maxey explained the bill. David Muralt who registered to testify against the bill withdrew opposition. The following people testified against the bill:

Carolyn Galloway (Eagle Forum)

The following people registered for the bill:

Dr. Carolyn Parker (Texas Aids Network)

The following people registered against the bill:

Dr. Forrest Smith (self)

Chairman's Initial's 

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Maxey closed on the bill. Representative Glaze moved to report HB 944 to the full House with the recommendation that it do pass, be printed and sent to the Local and Consent Calendar. Representative Clemons seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Park, Clemons, Maxey, McCall (7)

Nayes: (0)

PNV: (0)

Absent: Harris, McDonald, Coleman, Hirschi (4)

The Chair laid out HB 1785 (Naishtat) which was left pending in committee earlier in the meeting. Representative McCall moved to report HB 1785 to the full House with the recommendation that it do pass, be printed and sent to the Local and Consent Calendar. Representative Maxey seconded. There being no objection the record vote went as follows:

Ayes: Berlanga, Delisi, Glaze, Park, Clemons, Maxey, McCall (7)

Nayes: (0)

PNV: (0)

Absent: Harris, McDonald, Coleman, Hirschi (4)

The Chair laid out HB 1716 (Maxey). Representative Maxey explained the bill. The following people testified for the bill:

Dr. Carolyn Parker (Texas Aids Network)

Roger Hernandez (self)

Tary Owens (self)

The following people testified against the bill:

David Muralt (Citizens for Excellence in Education)

Carolyn Galloway (self)

The following people testified on the bill:

Dr. Albert G. Randall (Texas Medical Association)

The following people registered for the bill:

Patricia Garrett (ATC-MHMR-C.A.R.E. Program)

The following people registered against the bill:

Dr. Forrest Smith (self)

The following people registered on the bill:

Casey Blass (Texas Department of Health)

Richard Spence (Texas Commission on Alcohol and Drug Abuse)

Chairman's Initial's 

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Representative Maxey closed on the bill. Representative McCall moved that HB 1716 be left pending in committee.

The Chair laid out HB 2548 (Hirschi). Representative Hirschi explained the bill. The following people testified for the bill:

Lois Palermo, RDH

The following people testified against the bill:

Dr. Paul E. Stubbs

The following people registered for the bill:

Andrea Westmoreland (self)

Lewis Mathison (self)

Nancy Sykes, RDH (self)

Dr. Carolyn Parker (Texas Aids Network)

Representative Hirschi closed on the bill. Representative Delisi moved that HB 2548 be left pending in committee.

The Chair laid out HB 1907 (Hirschi). Representative Maxey moved to adopt the committee substitute. There being no objection the committee substitute was adopted. Representative Hirschi explained the bill. The following people testified for the bill:

Charles Bailey (Texas Hospital Association)

The following people testified against the bill:

Joseph R. Pojman (Texas Right to Life Committee)

The following people registered for the bill:

Dr. J. Russell Hoverman, MD (self)

Joe DaSilva (Texas Hospital Association)

William Broussard (Texas Conference of Catholic Health Facilities)

Representative Hirschi closed on the bill. Representative Delisi moved that HB 1907 be left pending in committee.

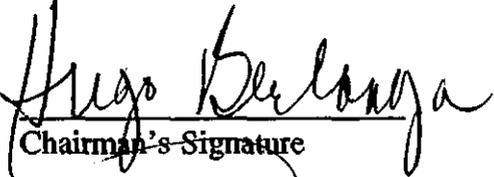
The Chair laid out HB 1900 (Erickson) which was pending in committee. Representative Delisi moved to adopt a committee substitute. There being no objection the committee substitute was adopted. Representative Delisi explained the bill. There being no testimony on the bill. Representative McCall moved to report CSHB 1900 to the full House with the recommendation that it do pass and be printed. Representative Glaze seconded. There being no objection the record vote went as follows:

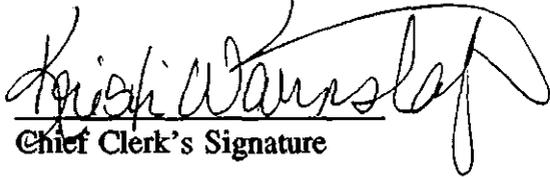
Chairman's Initials HB

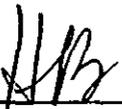
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Ayes: Berlanga, Delisi, Glaze, Park, Clemons, Coleman, Hirschi, Maxey, McCall (9)  
Nays: (0)  
PNV: (0)  
Absent: Harris, McDonald (2)

There being no further business the Committee on Public Health recessed at 10:20pm

  
Chairman's Signature

  
Chief Clerk's Signature

  
Chairman's Initials

COMMITTEE TAPE LOG

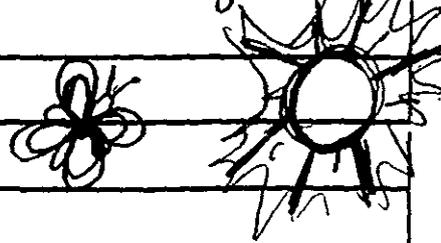
Committee:  
Subcommittee:

Public Health

Location: Ep. 012

Date: April 27/93

Tape #	Side #	Bill #	Witness/Action	Remarks
1	A	SB 670	Maistat lays out	local + consent
		SB 281	<del>Maistat</del> lays out	local + consent
		SB 286	Dambry lays out	local + consent
			William Scott (for)	
			Carolyn Parker (for) 460-504	
			Laurie Asherla (for) 606-621	
			Christine Aubrey (for) 648-757	
		SB 1149	Colman lays out 825-90	pass to house (already on calendar)
		HB 59	Rayback lays out 931-	
			Dr. Forest Smith (for)	
			Dr. Albert Randall (for)	
			<del>Rayback (for)</del>	
			<del>David ... (for)</del>	
1	B	HB 59	Kimberly Hines (for)	
			Carolyn Callaway (for)	
			Carolyn Parker (against)	
			Mark Barton? (against)	



RETURN THIS FORM WITH THE TAPES TO THE COMMITTEE COORDINATOR.

PL 5-18-93

COMMITTEE TAPE LOG

Committee: *Public Health* Location: *Ed. 612* Date: *April 27/90*  
 Subcommittee: *Public Health*

Tape #	Side #	Bill #	Witness/Action	Remarks
<b>1</b>	<b>B</b>	<b>HB 59</b>	Laurie Asherle (against) 377	left pending
		<b>HB 1693</b>	Harris lays out 388	
		<b>HB 840</b>	Majorie Braun (for) 389	left pending
		<b>HB 2385</b>	Yost lays out 4050 3910	left pending
		<b>HB 2385</b>	Van Duffe lays out 4064	pass to house w/2 amendments
			Dr. Juan Bonilla (for)	
			Janet Monteros (for)	
<b>2</b>	<b>A</b>		Joe Thomas (for) 5470	pass to house
		<b>HB 1785</b>	Naishat lays out 5473	left pending
		<b>HB 2108</b>	Maxey lays out substituting 5718	
			Louis Palermo (for)	
			Stables Mental Association	
			Andrew Westmouland	left pending
			Henry Ireland	
		<b>HB 944</b>	Edward Meylan	pass to house
<b>1</b>	<b>A</b>		Carolyn Galloway	
<b>2</b>	<b>B</b>	<b>HB 1785</b>		pass to house/local + consent
		<b>HB 1716</b>	Maxey lays out	left pending

RETURN THIS FORM WITH THE TAPES TO THE COMMITTEE COORDINATOR.

COMMITTEE TAPE LOG

Committee: <i>Public Health</i>		Location: <i>Ed. 012</i>		Date: <i>April 27/79</i>
Tape #	Side #	Bill #	Witness/Action	Remarks
<b>2</b>	<b>B</b>	<b>HB 1716</b>	Roger Hernandez (for)	left pending
		<del>HB 1716</del>	Carolyn Parker (for)	
		<del>HB 1716</del>	Dr. Albert Randal (for)	
		<del>HB 1716</del>	David Miral (against)	
		<del>HB 1716</del>	Caroline Sullivan (against)	
		<del>HB 1716</del>	Derry Owens (for)	
		<b>HB 2548</b>	Hirshi lay out	
		<del>HB 2548</del>	Lois Palermo (for)	
		<del>HB 2548</del>	Paul Stubbs (against)	
		<del>HB 2548</del>	Maxey lay out substitute	
<b>1<sup>2/3</sup></b>	<b>A</b>	<del>HB 1907</del>	Joe Desilva (for)	
		<del>HB 1907</del>	Charles Bailey (for)	
		<del>HB 1907</del>	Joseph Poloman (against)	
<b>3</b>	<b>A</b>	<b>HB 1900</b>	Delisi lay out (substitute)	part to house

RETURN THIS FORM WITH THE TAPES TO THE COMMITTEE COORDINATOR.