The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 30).

Present — Mr. Speaker; Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Cevallos; Clark; Clemons; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Crockett; Danburg; DeLay; Deloe; Denton; Eckels; Edwards; Elkenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Fox; Gamede; Gandy; Garcia, M.; Garcia, T.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Green; Grisham; Hackney; Haley; Hall, B.; Hall, L.; Hall, T.; Hammond; Hanna; Harrison, B.; Harrison, D.; Heflin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hury; Jackson; Jones; Keller; Kemp; Khoury; Kubik; Kuempel; Laney; Lee, D.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patrick; Patronella; Patterson; Pennington; Pierce; Polk; Polumbo; Presnal; Price; Ragsdale; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schluter; Schoolcraft; Shaw; Shea; Short; Simpson; Smith, A.; Smith, C.; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Uher; Valles; Vowell; Waldrop; Wallace; Watson; Whaley; Wieting; Willis; Wilson; Wolens; Word; Wright.

Absent, Excused — Rangel.

Absent — Berlanga; Davis; Lee, E. F.; Peveto.

The invocation was offered by Father Fred Bomar, chaplain.

MESSAGE FROM THE SENATE

Austin, Texas, February 16, 1983

The Honorable Speaker of the House of Representatives
House Chamber

The Honorable
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

SB 168 by Glasgow, relating to the regulation of health insurance policies and employee benefit plans which provide benefits for dental care expenses as a result of an accident or sickness.

Respectfully,
Betty King
Secretary of the Senate

(E. F. Lee now present)
HCR 44 - ADOPTED

Representative Wieting moved that all necessary rules be suspended to take up and consider at this time, HCR 44.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Wieting:

HCR 44, Honoring the Texas 4-H program on its Diamond Anniversary.

The resolution was read and was adopted without objection.

On motion of Representative Finnell, the names of all the members of the house were added to HCR 44 as signers thereof.

(Davis now present)

RECOGNITION OF 4-H CLUBS

The speaker recognized Representative Wieting who introduced members of the 4-H clubs present in the gallery and introduced Mr. Ardra Hennah of Jacksboro, one of the original members of the Jack County Boy’s Corn Club, founded in 1908. Miss Cynthia Orms of Marshall, the current chairman of the Texas 4-H Council and Miss Lynnt Pruitt, county agent of Jack County, were also introduced.

Representative Wieting announced that each member of the house of representatives would be presented a gold medallion commemorating the founding of the 4-H clubs and invited all present to the planting of the state tree on the Capitol grounds.

HCR 65 - ADOPTED

Representative Bomer moved that all necessary rules be suspended to take up and consider at this time, HCR 65.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Bomer:

HCR 65

WHEREAS, Texas is a great state with a rich and colorful history, and its literature can make a valuable contribution toward enriching the lives of all its citizens; and

WHEREAS, Books for Texans, an organization formed by state leaders in the library field, is working to develop increased recognition and appreciation of outstanding Texas authors; and

WHEREAS, The organization’s objective of adding 100,000 books by Texans or about Texas to libraries throughout the state is a worthy goal with benefits that will be realized by people in many generations to come; and

WHEREAS, It is important for this legislature to encourage a greater awareness not only of the Texas heritage and culture, but also of the contributions that Texas and Texans have made to the literature of the world; now, therefore, be it

RESOLVED by the House of Representatives of the State of Texas, the Senate concurring, That the 68th Legislature hereby designate March as “Texas Book Month” and urge all citizens to help their libraries establish an extensive collection of Texas literature.
The resolution was adopted without objection.

HR 71 - ADOPTED

Representative Wilson moved that all necessary rules be suspended to take up and consider at this time, HR 71.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Wilson:

HR 71

WHEREAS, Larry Q. Evans has on numerous occasions served well the interests of the State of Texas; and
WHEREAS, Larry Q. Evans has earned as a tribute to his efforts a seat in the Texas House of Representatives, 68th Legislature; and
WHEREAS, Larry Q. Evans and wife, Charlene Evans, have just introduced into the State of Texas an 8 lb. 10 oz. manchild named Jon Alan Evans; and
WHEREAS, The Texas House of Representatives heartily endorses the goals and ideals of family life; now, therefore, be it
RESOLVED, That the House of Representatives commend and congratulate the freshman representative from District 147 on what may be his only success of the 68th Legislature; and, be it further
RESOLVED, by the House of Representatives of the 68th Legislature, that the new Master Evans be given the honorable status of native Texan and declared therefore fit to be prepared for the challenge that lies ahead.

The resolution was adopted without objection.

HCR 75 - ADOPTED

Representative Oliver moved that all necessary rules be suspended to take up and consider at this time, HCR 75.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Oliver:

HCR 75

WHEREAS, Throughout the history of this great state, people of all races and backgrounds have made noble contributions to the development and well-being of Texas and of the entire nation; and
WHEREAS, February has been designated as Black History Month, and the month provides an opportunity to give special recognition to the countless impressive contributions and achievements of Blacks; and
WHEREAS, The Black Caucus is sponsoring a program in connection with Black History Month at 12 noon in the Capitol rotunda on Tuesday, February 22, 1983; and
WHEREAS, It is appropriate for the Texas Legislature to take this opportunity to bring Black History Month to the attention of all citizens of this state and to urge all citizens to make every effort to learn more about the problems and achievements of Blacks both throughout history and in today’s society; now, therefore, be it
RESOLVED, by the House of Representatives of the State of Texas, the Senate concurring, That the 68th Legislature hereby recognize February as Black History Month in tribute to the culture and heritage of Black Americans and in honor of
the outstanding contributions that Black individuals have made to this state and nation.

The resolution was adopted without objection.

**HR 70 - ADOPTED**

Representative A. Hill moved that all necessary rules be suspended to take up and consider at this time, HR 70.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By A. Hill:

**HR 70, Commending Jim Toler and Danny Faulkner.**

The resolution was adopted without objection.

**RESOLUTION SIGNED BY THE SPEAKER**

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolution:

**HCR 45**

**HOUSE BILLS ON FIRST READING**

The following house bills were today laid before the house, read first time and referred to committees:

By DeLay:

**HB 451,** A bill to be entitled An Act relating to the application of licensing requirements to public employees.  
To Committee on State Affairs.

By DeLay:

**HB 452,** A bill to be entitled An Act relating to the authority of a court and the Board of Pardons and Paroles to order a probationer or a prisoner released to parole to reimburse a local crime stoppers organization for certain expenditures.  
To Committee on Criminal Jurisprudence.

By G. Hill:

**HB 453,** A bill to be entitled An Act relating to the exemptions from identification requirements for state-owned vehicles.  
To Committee on Transportation.

By Jones:

**HB 454,** A bill to be entitled An Act relating to punishment and sentencing alternatives for the offenses of driving while intoxicated.  
To Committee on Criminal Jurisprudence.

By Barrientos:

**HB 455,** A bill to be entitled An Act relating to operating a motor vehicle, trailer, or semi-trailer with expired registration.  
To Committee on Transportation.

By Saunders, et al.:

**HB 456,** A bill to be entitled An Act relating to the creation of a judicial district composed of the counties of Washington, Lee, Bastrop, and Burleson and an appropriation for the salary and expenses of the judge of the court.  
To Committee on Judicial Affairs.
By Saunders:

**HB 457**, A bill to be entitled An Act relating to temporary registration permits for certain motor vehicles not registered in this state.
To Committee on Transportation.

By Bush:

**HB 458**, A bill to be entitled An Act relating to procedures under the Administrative Procedure and Texas Register Act.
To Committee on State Affairs.

By S. Thompson:

**HB 459**, A bill to be entitled An Act relating to a course of instruction in small business computers in secondary schools.
To Committee on Public Education.

By T. Hall, et al.:

**HB 460**, A bill to be entitled An Act relating to the operation of appraisal districts.
To Committee on Ways and Means.

By W. Harrison:

**HB 461**, A bill to be entitled An Act relating to the creation of the 343rd Judicial District, composed of Nueces County.
To Committee on Judicial Affairs.

By W. Harrison:

**HB 462**, A bill to be entitled An Act relating to civil jurisdiction of justice and county courts.
To Committee on Judiciary.

By W. Harrison:

**HB 463**, A bill to be entitled An Act relating to the rate at which the state reimburses school districts for approved sick leave of professional personnel.
To Committee on Public Education.

By Gavin:

**HB 464**, A bill to be entitled An Act relating to coordination of benefits between certain insurance policies.
To Committee on Insurance.

By Ceverha:

**HB 465**, A bill to be entitled An Act relating to inspection of and insurance for certain amusement rides and attractions; providing penalties.
To Committee on Insurance.

By Cary:

**HB 466**, A bill to be entitled An Act relating to establishing and funding a public school library program.
To Committee on Public Education.
By Schlueiter:
HB 467, A bill to be entitled An Act relating to the investment of funds by agencies and boards of the State of Texas; permitting the use of custodial procedures of the Depository Trust Company or other clearing house by the Comptroller of Public Accounts, the State Treasurer, or any disbursing officer of an agency authorized to invest its funds directly; amending Sections 2 and 3, Chapter 401, Acts of the 60th Legislature, Regular Session, 1967 as amended (Article 6252-5a, Vernon's Texas Civil Statutes), and declaring an emergency.
To Committee on Financial Institutions.

By Cary:
HB 468, A bill to be entitled An Act relating to the acquisition of supplies, materials, services, and equipment by community centers for mental health and mental retardation services.
To Committee on Public Health.

By Blanton:
HB 469, A bill to be entitled An Act relating to school district taxes on the residence homesteads of disabled persons.
To Committee on Ways and Means.

By Blanton:
HB 470, A bill to be entitled An Act relating to registration of antique motor vehicles.
To Committee on Transportation.

By Berlanga:
HB 471, A bill to be entitled An Act relating to the Texas 1986 Sesquicentennial Commission.
To Committee on Cultural and Historical Resources.

By Hollowell:
HB 472, A bill to be entitled An Act relating to the taking and possession of squirrels in Upshur County.
To Committee on Environmental Affairs.

By Wilson:
HB 473, A bill to be entitled An Act relating to the regulation of cable and community antenna television utilities.
To Committee on Urban Affairs.

By Wilson:
HB 474, A bill to be entitled An Act relating to the regulation of boxing, wrestling, kickboxing, karate, and other similar athletic activities; providing penalties.
To Committee on State Affairs.

By G. Hill:
HB 475, A bill to be entitled An Act amending Section 51.14.(b), V.T.C.A., Family Code; permitting inspection of certain juvenile records by the Texas Department of Corrections for statistical and diagnostic purposes; and declaring an emergency.
To Committee on Law Enforcement.

By Staniswalis:
HB 476, A bill to be entitled An Act relating to the information required on a voter registration application.
To Committee on Elections.
By D. Hudson:
HB 477, A bill to be entitled An Act relating to the administration of county roads on the basis of the county as a whole.
To Committee on County Affairs.

By A. Moreno, et al.:
HB 478, A bill to be entitled An Act relating to the transfer of a child from the juvenile court to a court having criminal jurisdiction and to examining trials and appeals in criminal cases.
To Committee on Judiciary.

By Rudd:
HB 479, A bill to be entitled An Act relating to probation for a child-care facility that does not comply with department of human resources standards.
To Committee on Human Services.

By Collazo:
HB 480, A bill to be entitled An Act relating to research and management of alligators, fur-bearing animals, and other wildlife resources, and to the removal of alligators and fur-bearing animals from wildlife management areas.
To Committee on Environmental Affairs.

By T. Smith:
HB 481, A bill to be entitled An Act relating to offenses involving dog fighting and to the disposition of property connected with dog fighting.
To Committee on Criminal Jurisprudence.

By T. Smith:
HB 482, A bill to be entitled An Act relating to voting by certain disabled persons.
To Committee on Elections.

By Geistweidt:
HB 483, A bill to be entitled An Act relating to the form of payment of the fee for a permit to move a mobile home, a portable building, or super-heavy or over-size equipment on a highway.
To Committee on Transportation.

By Blanton:
HB 484, A bill to be entitled An Act relating to the per diem for members of the Texas Board of Human Resources.
To Committee on Appropriations.

By Agnich:
HB 485, A bill to be entitled An Act relating to the sale of private fresh water and to the protection of fish in that water.
To Committee on Environmental Affairs.

By L. Hall:
HB 486, A bill to be entitled An Act relating to criminal complaints for parking offenses.
To Committee on Criminal Jurisprudence.

HB 487 was not read today.
By Collazo:
HB 488, A bill to be entitled An Act relating to the use of hand-drawn seines in coastal water.
To Committee on Environmental Affairs.

By Green:
HB 489, A bill to be entitled An Act relating to a defense to a charge of failure to maintain compulsory automobile liability insurance coverage.
To Committee on Transportation.

By T. Smith:
HB 490, A bill to be entitled An Act relating to subdivision controls of counties; providing a penalty.
To Committee on County Affairs.

By Emmett:
HB 491, A bill to be entitled An Act relating to the authority of a county to set and collect fees for the use of county recreational facilities and services.
To Committee on County Affairs.

By Armbrister:
HB 492, A bill to be entitled An Act relating to the Matagorda Island State Park and Wildlife Management Area.
To Committee on Environmental Affairs.

By Price:
HB 493, A bill to be entitled An Act relating to the authority of the commissioners court in certain counties to designate a stadium or airport as a wet area.
To Committee on Liquor Regulation.

By Price:
HB 494, A bill to be entitled An Act relating to the prohibition of the requirement by a business that a credit card be presented for the acceptance of a check; providing a penalty.
To Committee on Business and Commerce.

By Armbrister, et al.:
HB 495, A bill to be entitled An Act relating to exempting commercial fishing boats and equipment from taxation as implements of husbandry.
To Committee on Ways and Means.

By Denton:
HB 496, A bill to be entitled An Act relating to the time when a utility may put a rate change into effect.
To Committee on State Affairs.

By Danburg:
HB 497, A bill to be entitled An Act relating to the offense of receiving or expending funds obtained in violation of the Texas Controlled Substances Act.
To Committee on Criminal Jurisprudence.

By Danburg:
HB 498, A bill to be entitled An Act relating to a defense to prosecution for criminal trespass.
To Committee on Criminal Jurisprudence.
By Peveto:

HB 499, A bill to be entitled An Act relating to the disposition of persons determined to be incompetent to stand trial.
To Committee on Criminal Jurisprudence.

By Peveto:

HB 500, A bill to be entitled An Act relating to the appointment of persons to serve on the Texas Department of Mental Health and Mental Retardation Review Board which determines manifest dangerousness.
To Committee on Criminal Jurisprudence.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Ways and Means, Subcommittee on Budget and Oversight, on adjournment today, Desk 75, to consider LBB recommendations.

Agriculture and Livestock, Subcommittee on Budget and Oversight, on adjournment today, Room G-B, Reagan Building, to consider extension services and experiment station budgets.

Insurance, Subcommittee on Life and Health Insurance, on adjournment today, Desk 132, to consider HB 208 and HB 149.

State Affairs, Subcommittee on Budget and Oversight, on adjournment today, Room 309.

Business and Commerce, Subcommittee on Budget and Oversight, on adjournment today, Desk 104.

Calendars, on adjournment today, Room G-14, to set a calendar.

ADJOURNMENT

Representative Kuempel moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

The house accordingly, at 10:41 a.m., adjourned until 10 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees on a bill and resolutions, as follows:

Higher Education - HJR 19

Rules and Resolutions - HCR 1, HCR 11, HCR 20, HCR 23, HCR 25, HCR 33, HCR 34, HCR 39, HCR 41, HR 25, HR 27, HR 31, HR 35, HR 37, HR 38, HR 39, HR 40, SCR 8, SCR 21

State Affairs - SB 307

ENROLLED

February 15 - HCR 45
RECOMMENDATION OF THE TEXAS WATER COMMISSION
FILED WITH SPEAKER

The following recommendation of the Texas Water Commission was filed with the speaker:

February 15 - HB 188

COAUTHORS AUTHORIZED

The following members were granted permission by the authors to sign bills and resolutions as coauthors:

HB 38 - D. Hudson
HB 113 - Denton
HB 131 - Collazo
HB 195 - Collazo
HB 221 - Eckels, Collazo, Green
HB 223 - Eckels, Collazo, Green
HB 224 - Eckels, Collazo, Green
HB 227 - Eckels, Collazo, Green
HB 294 - Green
HB 312 - Cain
HB 343 - W. Martinez
HB 354 - Denton
HB 424 - Crockett, D. Harrison
HB 426 - D. Lee, Grisham
HB 456 - Kubiak
HB 460 - Wieting
HB 478 - Crockett
HB 495 - Davis
HJR 17 - Price
HCR 40 - Price
HCR 54 - Watson, Polumbo
HCR 67 - Crockett, D. Harrison, Mankins, B. Barton, Collazo, E. Barton
HR 44 - Watson, Criss
HR 71 - Oliver