The house met at 2 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 54).

Present — Mr. Speaker: Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomar; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Ceverha; Clark; Clemens; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Crockett; Danburg; Davis; Delay; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnelt; Fox; Gamez; Gandy; Garcia, A.; Garcia, M.; Geistwcidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granofl; Green; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hammond; Hanna; Harrison, D.; Heflin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hurst; Jackson; Jones; Keller; Kemp; Khoury; Kubiak; Kuempel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patrick; Patronella; Patterson; Pennington; Peveto; Pierce; Polk; Polumbo; Presnal; Ragsdale; Rangel; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schlueter; Scholecraft; Shaw; Shea; Short; Simpson; Smith, A.; Smith, C.; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, G.; Thompson, S.; Toomey; Turner; Uher; Valles; Vowell; Waldrop; Watson; Whaley; Wieting; Willis; Wilson; Wolens; Word; Wright.

Absent, Excused — Delco; Gavin; Hall, W.; Price; Tow; Wallace.

Absent — Harrison, W.; Martinez, R.

The invocation was offered by Father Fred Bomar, chaplain, as follows:

In ancient times the Prophet Isaiah exclaimed, “Come let us climb the mountain of the Lord’s house that He may instruct us in His ways and that we may walk in His paths”. Lord God, this remains our prayer today: May we remember the eternal instruction of Your ways; may we understand and practice justice and truth.

And Lord, may we live with integrity and courage and truth as we walk in these paths. Send Your blessings upon these members of this distinguished House who have committed themselves to authentic service. Guide and direct them with Your spirit. And may they understand and feel the warmth of Your love. We pray in the name of Christ our Lord. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of illness:

Gavin on motion of Burnett.

W. Hall on motion of Coody.
The following member was granted leave of absence for today because of important business:

Wallace on motion of Shaw.

The following member was granted leave of absence for today because of state business:

Price on motion of Berlanga.

MESSAGE FROM THE SENATE

Austin, Texas, March 7, 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:

HCR 80 by Davis, in memory of Mrs. Ethel S. Ward.
HCR 89 by Watson, commemorating Vera Eleanor Taylor.
HB 426 by Oliveira, relating to the payment of property taxes.
SCR 43 by Sharp and Truan, inviting the Honorable Tony Bonilla to address the Texas Legislature in Joint Session.
SB 345 by Montford, making an appropriation to the Texas Tech University for snowstorm damage to the Livestock Pavilion.
SB 442 by Harris, making a supplemental appropriation to the Texas State Board of Public Accountancy.
SB 466 by Jones, making an appropriation to the Texas Board of Architectural Examiners.
SB 467 by Jones, making an appropriation to the Texas Department of Mental Health and Mental Retardation to pay utility costs.
SB 506 by Blake, relating to the powers and duties of the Corrigan Hospital District Board of Managers.

Respectfully,
Betty King
Secretary of the Senate

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of illness:

Delco on motion of Sutton.

The following member was granted leave of absence for today because of important business:

Tow on motion of B. Gibson.

SCR 41 - ADOPTED
(Hinojosa - House Sponsor)

Representative Hinojosa moved that all necessary rules be suspended to take up and consider at this time, SCR 41.

The motion prevailed without objection.
The speaker laid before the house the following resolution:

**SCR 41**

**WHEREAS,** The Legislature of the State of Texas wishes to honor a man whose contributions to his community and his state make him worthy of the praise and respect of all men; and

**WHEREAS,** Mr. Maurice S. Pipkin has maintained the ideals and values for which all honorable men strive; his leadership is an inspiration to all who have the privilege to be associated with him; and

**WHEREAS,** Born March 2, 1908, in San Antonio, Texas, Mr. Pipkin attended San Antonio public schools; he earned a bachelor of science degree from Texas A&M University and later obtained both a master's degree and an LL.B. degree; and

**WHEREAS,** During the years he spent as principal of Brownsville High School and Dean of Texas Southmost College, Mr. Pipkin demonstrated his dedication to the development of youth by improving educational standards for all students; and

**WHEREAS,** Mr. Pipkin was a member of the Wiech, Lewis, and Pipkin law firm until he was elected to the House of Representatives of the State of Texas in 1953; and

**WHEREAS,** He worked tirelessly and effectively in the House of Representatives, chairing many important committees and serving on the Legislative Budget Board; and

**WHEREAS,** Following his 14 years as a Member of the Texas Legislature, Mr. Pipkin assumed the duties of Executive Director of the State Commission on Judicial Conduct, an important position which he used to ensure the proper conduct and honesty of all judges in Texas; and

**WHEREAS,** This fine gentleman is an active member of his community as a member of the Board of Directors of the First National Bank at Brownsville and the Episcopal Church; and

**WHEREAS,** He has served two terms as president of the Kiwanis Club, as past director of the Chamber of Commerce, and as a past member of the Elks, American Legion, and Propeller Club; and

**WHEREAS,** Mr. Pipkin is the father of two sons, Eugene and Steven, and is married to the former Theresa Harrison; now, therefore, be it

RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That the 68th Legislature recognize and commend Mr. Maurice S. Pipkin for the outstanding contributions he has made to the state and its citizens; and, be it further

RESOLVED, That a copy of this resolution be prepared for Mr. Pipkin in his honor as a token of appreciation and esteem from the Texas Legislature.

The resolution was adopted without objection.

**HOUSE BILLS ON FIRST READING**

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

By Mankins:

**HB 901,** A bill to be entitled An Act relating to the release of prisoners on parole during periods of prison overcrowding on the condition that the prisoners must move to Washington, D.C.

To Committee on Law Enforcement.
By Ragsdale:
HB 902, A bill to be entitled An Act relating to the regulation of transactions involving certain handguns; providing penalties.
To Committee on State Affairs.

By Patronella:
HB 903, A bill to be entitled An Act relating to standardized procedures for fire and police department civil service examinations.
To Committee on Urban Affairs.

By Fox:
HB 904, A bill to be entitled An Act relating to compulsory school attendance.
To Committee on Public Education.

By Fox:
HB 905, A bill to be entitled An Act relating to standards for testing solar energy devices.
To Committee on State Affairs.

By Fox:
HB 906, A bill to be entitled An Act relating to the licensing of solar device installers; providing a penalty.
To Committee on State Affairs.

By Uher:
HB 907, A bill to be entitled An Act relating to the offenses of use and manufacture, sale, or distribution of devices used to intercept television transmissions and cable television services and the offense of making or maintaining an unauthorized cable connection.
To Committee on Criminal Jurisprudence.

By T. Smith:
HB 908, A bill to be entitled An Act relating to the identification of county-owned motor vehicles and heavy equipment.
To Committee on County Affairs.

By Salinas:
HB 909, A bill to be entitled An Act relating to regulation of utilities; providing a penalty.
To Committee on State Affairs.

By Jones:
HB 910, A bill to be entitled An Act relating to the expenditure of the proceeds from airport revenue bonds by certain cities.
To Committee on State Affairs.

By Green, et al.:
HB 911, A bill to be entitled An Act relating to the creation of a special district in counties with a population of more than 2 million and certain adjacent territory to administer a system by which the 9-1-1 telephone number is used by local governments as their primary emergency telephone number.
To Committee on Urban Affairs.

By Presnal:
HB 912, A bill to be entitled An Act relating to the establishment of an Institute for Ventures in New Technology under the Texas A&M University System's Texas Engineering Experiment Station.
To Committee on Higher Education.
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By Keller:
HB 913, A bill to be entitled An Act relating to the release of prisoners under extraordinary circumstances.
To Committee on Law Enforcement.

By Polk, et al.:
HB 914, A bill to be entitled An Act relating to medical assistance and counseling for certain expectant mothers and mothers and their parents.
To Committee on Human Services.

By Polk, et al.:
HB 915, A bill to be entitled An Act relating to family planning services for minors.
To Committee on Human Services.

By Polk, et al.:
HB 916, A bill to be entitled An Act relating to the creation of an office of adolescent pregnancy and parenthood in the Texas Department of Human Resources.
To Committee on Human Services.

By Polk, et al.:
HB 917, A bill to be entitled An Act relating to instruction on reproduction and family life in public schools.
To Committee on Public Education.

By G. Hill:
HB 918, A bill to be entitled An Act relating to the calculation of the surplus of a corporation for the purposes of the franchise tax.
To Committee on Ways and Means.

By G. Hill:
HB 919, A bill to be entitled An Act relating to the calculation of the capital assets for franchise tax purposes of a corporation that owns an interest in a Texas subsidiary corporation.
To Committee on Ways and Means.

By Polk:
HB 920, A bill to be entitled An Act relating to exceptions from the law regulating professional nursing.
To Committee on Public Health.

By Burnett:
HB 921, A bill to be entitled An Act relating to seismographic operations on the right-of-way of a county road or other public highway.
To Committee on Energy.

By Burnett:
HB 922, A bill to be entitled An Act relating to the creation of an additional judicial district, composed of Tom Green County, and to the exchange of benches by the judges of the district courts in that county.
To Committee on Judicial Affairs.

By Burnett:
HB 923, A bill to be entitled An Act relating to qualifications for the offices of justice of the peace and constable.
To Committee on Judicial Affairs.
By Shea:
HB 924, A bill to be entitled An Act relating to penalties and interest on certain
taxes administered by the comptroller of public accounts and on assessments on
certain public utilities.
To Committee on Ways and Means.

HB 925 was not read today.

By Madia:
HB 926, A bill to be entitled An Act relating to the exemption of fish produced
on fish farms from property taxes.
To Committee on Ways and Means.

By Madia:
HB 927, A bill to be entitled An Act relating to the taxation of the retail sale
and use of certain fireworks by counties, to the enforcement and collection of the
tax, and to the use of the tax revenue.
To Committee on State Affairs.

By Hollowell:
HB 928, A bill to be entitled An Act relating to judicial reviews of the
placement of a child with an institution or agency or with a person who is not the
child's parent.
To Committee on Judiciary.

By Coody:
HB 929, A bill to be entitled An Act relating to the authority of a state bank
to invest in another bank or a bank holding company.
To Committee on Financial Institutions.

By Usher, et al.:
HB 930, A bill to be entitled An Act relating to predator control from aircraft
in Jackson and Matagorda counties.
To Committee on Environmental Affairs.

By Peveto:
HB 931, A bill to be entitled An Act relating to property tax appraisal studies
conducted by the State Property Tax Board.
To Committee on Ways and Means.

(W. Harrison now present)

By Peveto, et al.:
HB 932, A bill to be entitled An Act relating to six-person juries in district
court civil cases.
To Committee on Judicial Affairs.

By Criss:
HB 933, A bill to be entitled An Act relating to the collection of fringe benefits
owed to an employee.
To Committee on Business and Commerce.

By J. Gibson:
HB 934, A bill to be entitled An Act relating to the authority of the board of
regents of Texas Tech University to accept gifts and manage real property.
To Committee on Higher Education.
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By Hackney:

HB 935, A bill to be entitled An Act relating to worker’s compensation benefits for emergency medical personnel, peace officers, and fire fighters for contagious diseases.

To Committee on Business and Commerce.

By M. Garcia:

HB 936, A bill to be entitled An Act relating to annexation of city, town, or village territory by certain junior college districts.

To Committee on Higher Education.

By M. Garcia:

HB 937, A bill to be entitled An Act relating to the abolition of common-law marriage.

To Committee on Judiciary.

By E. Barton:

HB 938, A bill to be entitled An Act relating to the enforcement of prohibitions against altering a number identifying a vehicle or vehicle part and to the penalties for violating those prohibitions.

To Committee on Transportation.

By Uher:

HB 939, A bill to be entitled An Act relating to the installation and maintenance of community antenna or cable television equipment.

To Committee on Urban Affairs.

By Green:

HB 940, A bill to be entitled An Act relating to fees collected by district clerks.

To Committee on Judicial Affairs.

By Green:

HB 941, A bill to be entitled An Act relating to the right of a fire fighter or police officer to appeal an adverse decision of the civil service commission to district court.

To Committee on Urban Affairs.

By Green:

HB 942, A bill to be entitled An Act relating to sick leave for certain firemen and policemen.

To Committee on Urban Affairs.

By Connelly:

HB 943, A bill to be entitled An Act relating to write-in voting in an election for the office of trustee of an independent school district.

To Committee on Elections.

By Bush:

HB 944, A bill to be entitled An Act relating to apportionment of the state into congressional districts.

To Committee on Regions, Compacts, and Districts.

By Cavazos:

HB 945, A bill to be entitled An Act relating to state funds for local cooperative teacher education centers.

To Committee on Public Education.
By Price, et al.:

HB 946, A bill to be entitled An Act relating to the placement of reading devices for blind and visually handicapped persons in public libraries in certain cities.

To Committee on Urban Affairs.

By Price, et al.:

HB 947, A bill to be entitled An Act relating to the placement of reading devices for blind and visually handicapped persons in the libraries of state institutions of higher education.

To Committee on Higher Education.

By A. Moreno:

HB 948, A bill to be entitled An Act relating to suits involving Pan American University; repealing Section 112.32, Texas Education Code.

To Committee on Higher Education.

By A. Moreno:

HB 949, A bill to be entitled An Act relating to the powers of the board of trustees of Pan American University.

To Committee on Higher Education.

By A. Moreno:

HB 950, A bill to be entitled An Act relating to contracts entered into by Pan American University; amending Section 112.33, Texas Education Code.

To Committee on Higher Education.

HR 100 - ADOPTED

Representative Berlanga moved that all necessary rules be suspended to take up and consider at this time, HR 100.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Berlanga:

HR 100

BE IT RESOLVED, That Rule 2, Section 1, of the Rules of the House of Representatives of the State of Texas, be amended to read as follows:

Sec. 1. CHIEF CLERK. (a) The chief clerk shall:

(1) be the custodian of all bills and resolutions;

(2) number in the order of their filing, with a separate sequence for each category, all bills, joint resolutions, concurrent resolutions, and house resolutions;

(3) provide for the keeping of a complete record of introduction and action on all bills and resolutions, including the number, author, brief description of the subject matter, committee reference, and the time sequence of action taken on all bills and resolutions to reflect at all times their status in the legislative process;

(4) on the day of numbering a bill relating to a conservation and reclamation district created under Article XVI, Section 59, of the Texas Constitution, send two copies of the bill, with two copies of the notice of intention to introduce the bill, to the governor and notify the journal clerk of the action;

(5) receive the recommendations of the Texas Water Commission on a bill forwarded to the commission under Article XVI, Section 59, of the Texas Constitution, attach them to the bill to which they apply, and notify the journal clerk that the recommendations have been filed.
(6) forward to the committee chair a certified copy of each legislative document referred to a committee along with certified copies of all official attachments to the document;

(7) have printed and distributed correct copies of all legislative documents, as provided in the subchapter on printing, and keep an exact record of the date and hour of transmittal to the printer, return from the printer, and distribution of the document to members of the house with that information time-stamped on the originals of the document;

(8) certify the passage of bills and resolutions, noting on them the date of passage and the vote by which passed, if by record vote;

(9) be responsible for engrossing all house bills and resolutions that have passed second reading and those that have passed third reading, and for enrolling all house bills and resolutions that have passed both houses.

All engrossed and enrolled documents shall be prepared without erasures, interlineations, or additions in the margin.

House concurrent resolutions passed without amendment shall not be engrossed but shall be certified and forwarded directly to the senate.

Engrossed riders may be used in lieu of full engrossment on second reading passage;

(10) be authorized to amend the caption to conform to the body of each house bill and joint resolution ordered engrossed or finally passed, the amended caption to be approved in writing by the author or sponsor of the bill or resolution before becoming official;

(11) be responsible for noting on each house bill or joint resolution, for certification by the speaker of the house, the lieutenant governor, the chief clerk of the house, and the secretary of the senate, the following information:

(A) date of final passage, and the vote on final passage, if by record vote, or the notation "Nonrecord Vote," if not by record vote. If the bill was amended in the senate, this fact shall also be noted;

(B) date of concurrence by the house in senate amendments, and the vote on concurrence, if by record vote, or the notation "Nonrecord Vote," if not by record vote;

(C) date of adoption by each house of a conference committee report and the vote on adoption, if by record vote, or the notation "Nonrecord Vote," if not by record vote;

(D) date a bill is forwarded to the governor under Article XVI, Section 59, of the Texas Constitution, and the date the recommendations of the Texas Water Commission concerning the bill were filed with the chief clerk;

(E) that a bill containing an appropriation was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution; and

(F) that a concurrent resolution was adopted by both houses directing the correction of an enrolled bill, if applicable;

(12) transmit over signature all messages from the house to the senate, including typewritten copies of amendments to senate bills;

(13) prepare copies of senate amendments to house bills for the journal before the amendments and the bill or resolution to which they relate are sent to the printer or to the speaker;

(14) notify the speaker in writing that the senate did not concur in house amendments to a bill or resolution and requests a conference committee, and include in this notice the names of the senate conferees;

(15) provide a certified copy of a house bill or resolution which may be lost showing each parliamentary step taken on the bill; [and]
(16) conduct the drawing for and designate preferred bills, as provided in Rule 8, Section 12; and

(17) upon receipt of a senate bill or resolution and upon written notice from a house member that he or she will be the sponsor of that senate measure, maintain an accurate record of such information.

(b) The chief clerk shall also:

(1) attest all writs, warrants and subpoenas issued by order of the house;

(2) provide for issuance of an identification card to each member and employee of the house;

(3) receive reports of select committees and forward copies to the speaker and journal clerk;

(4) not later than 30 days after the close of each session, acquire from each of the various clerks of the house, except the journal clerk, all reports, records, bills, papers, and other documents remaining in their possession and file them with the Legislative Reference Library, unless otherwise provided by law;

(5) receive and file all other documents required by law or by the rules of the house; and

(6) prepare a roster of members in order of seniority showing the number of years of service of each member, as provided in Rule 4, Section 2.

The resolution was adopted without objection.

PROVIDING FOR A CONGRATULATORY AND MEMORIAL RESOLUTIONS CALENDAR

Representative S. Hudson moved to set a Congratulatory and Memorial Resolutions Calendar for Thursday, March 10, at 10 a.m.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Transportation, Subcommittee on HB 196, on adjournment today, Desk 122, to consider HB 196.

Rules and Resolutions, on adjournment today, speakers committee room, to consider HCR 90, HCR 91, HCR 94, HCR 95, HR 81, HR 82, HR 85, HR 87, HR 88, HR 90, HR 92, and HR 94.

State Affairs, 20 minutes after adjournment today, Old Supreme Court Room, to consider the Budget and Oversight Subcommittee report.

ADJOURNMENT

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

The motion prevailed without objection.

The house accordingly, at 2:31 p.m., adjourned until 10 a.m. tomorrow.
STANDING COMMITTEE REPORTS

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

Judicial Affairs - HB 266, HB 374, HB 375, HB 377, HCR 12, HCR 49, HCR 66
Judiciary - HB 94, HB 176, HB 197
Transportation - SB 89, SB 209

COAUTHORS AUTHORIZED

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

HB 105 - Wolens, Danburg, R. Martinez, Patrick, Colbert, Shaw, Garnez, Waldrop
HB 143 - Gandy
HB 154 - Waldrop
HB 558 - Patronella
HB 604 - Patronella
HB 632 - Toomey, Wallace, E. Barton, Patronella
HB 650 - Garnez
HB 710 - Kubiak
HB 911 - Polumbo, Patronella, Wallace, Eckels, Connelly, Danburg, E. Lee, R. Martinez, Toomey, Colbert
HB 914 - Glossbrenner, Gavin, Messer
HB 915 - Glossbrenner
HB 916 - Glossbrenner
HB 917 - Glossbrenner
HB 930 - Robinson
HB 932 - A. Hill
HB 946 - B. Barton, D. Hudson, Rangel

BILLS TRANSMITTED TO GOVERNOR
UNDER ARTICLE XVI, SECTION 59

The following house bills were transmitted by the chief clerk to the governor:

March 4 - HB 1250, HB 1262