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 76).

Present — Mr. Speaker; Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carricker; Cary; Cavazos; Ceverha; Clark; Clemens; Colbert; Collazo; Connelly; Coody; Craddock; Criss; Danburg; Davis; Delay; Delco; Denton; Eckels; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Fox; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Green; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Heflin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hur; Jackson; Jones; Keller; Kemp; Kubiak; Kuempel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Maldia; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patrick; Patronella; Patterson; Pennington; Peveto; Polk; Polumbo; Presnah; Price; Ragsdale; Rangei; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schlueter; Schoolecraft; 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 — Crockett.

Absent — Edwards; Khoury.

The invocation was offered by Reverend Anthony C. Herndel, St. Edward's Catholic Church, Spring, Texas.

LEAVE OF ABSENCE GRANTED

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

Crockett on motion of D. Hudson.

MESSAGE FROM THE SENATE

Austin, Texas, March 22, 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 60 by Leedom, relating to fees imposed on proprietary schools and their representatives.
SB 149 by Henderson, relating to the operation and regulation of state savings and loan associations.

SB 249 by Sharp, relating to the Matagorda Island State Park and Wildlife Management Area.

SB 285 by Leedom, relating to alcoholic beverage permits and license fees.

SB 288 by Leedom and Uribe, relating to an increase and/or change in the computation of fees.

SB 435 by Farabee and Truan, revising the Texas Mental Health Code.

SB 445 by GlasgO., making appropriations to the attorney general's office for general operating purposes.

SB 469 by Caperton, making supplemental appropriations for the expenses of the Judiciary.

Respectfully,

Betty King
Secretary of the Senate

(Edwards now present)

HR 147 - ADOPTED

Representative Davis moved that all necessary rules be suspended to take up and consider at this time, HR 147.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Davis, et al.:

HR 147

WHEREAS, The County of Brazoria was the landing site for the first Europeans in 1528; and

WHEREAS, Seventy-one of Stephen F. Austin's Old Three Hundred settled in the present Brazoria County; Stephen F. Austin, himself, The Father of Texas, resided at Peach Point in Brazoria County; and

WHEREAS, Velasco, one of Brazoria County's earliest communities, marks the historic setting of the Battle of Velasco, a Texas/Mexico skirmish on the 26th of June, 1832; and

WHEREAS, The citizens of the county contributed men and means to the Texas Revolution, and participated in the Runaway Scrape; and

WHEREAS, The County of Brazoria was organized on December 20, 1836, with Brazoria named as the county seat; and

WHEREAS, The first permanent capitol of the original twenty-one counties of the Republic of Texas was designated Columbia on December 29, 1845; and

WHEREAS, The county seat was moved to the fair city of Angleton; and

WHEREAS, Brazoria County ranks first in the State in the production of chemicals and beef cattle; and

WHEREAS, The county is the site of the World's largest chemical manufacturing complex; in past years, Brazoria County has ranked first in the Nation for the production of magnesium and sulphur; and

WHEREAS, Brazoria County ranks fifth of Texas' 254 counties in annual wealth produced; and

WHEREAS, Brazoria County ranks in the top three Texas counties for the production of rice and shrimp; and

WHEREAS, Three-fourths of the main frontal coastline of the Texas coastline lies in Brazoria County; now, therefore, be it
RESOLVED, That the Senate of Texas, with the House of Representatives concurring, honor the fine people of Brazoria County and commend them for their many contributions to the State of Texas and to this Nation; and, be it further

RESOLVED, That March 22, 1983 be designated Brazoria County Day, in honor of the people of this fine county.

The resolution was adopted without objection.

RESOLUTIONS SIGNED BY THE SPEAKER

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

HCR 94, HCR 101
(Khoury now present)

RESOLUTIONS REFERRED TO COMMITTEE

The following resolutions were laid before the house and referred to committee:

By G. Hill:
HR 150, Welcoming the state legislative conference of the Texas Federation of Business and Professional Women’s Clubs.
To Committee on Rules and Resolutions.

By Armbrister:
HR 162, Commending Naomi Beatrice Chase.
To Committee on Rules and Resolutions.

By Armbrister:
HR 163, Congratulating Our Lady of Victory girls’ basketball team.
To Committee on Rules and Resolutions.

By Armbrister:
HR 164, Congratulating the St. Joseph’s High School girls’ basketball team.
To Committee on Rules and Resolutions.

(B. Gibson in the chair)

INTRODUCTION OF GUESTS

Speaker Lewis recognized Representative Kemp who introduced Dave Howell of Brazoria County who addressed the house briefly and presented Speaker Lewis with tickets to this evening’s festivities.

HB 227 ON THIRD READING

The speaker laid before the house on its third reading and final passage,

HB 227, A bill to be entitled An Act relating to the failure of a jury to agree unanimously on a sentence in a noncapital criminal case.

The bill was read third time and was passed. (Craddock, Delco, Watson, Hackney, Hernandez, and McWilliams recorded voting no)

HB 586 ON THIRD READING

The speaker laid before the house on its third reading and final passage,
HB 586, A bill to be entitled An Act relating to abolishing the Battleship Texas Commission and transferring jurisdiction of the Battleship "Texas" to the Parks and Wildlife Department.

The bill was read third time and was passed.

**HB 846 ON THIRD READING**

The speaker laid before the house on its third reading and final passage,

HB 846, A bill to be entitled An Act relating to certain oil and gas security interests and product liens.

The bill was read third time and was passed. (Salinas recorded voting no; C. Smith, present-not voting)

**HB 186 ON THIRD READING**

The speaker laid before the house on its third reading and final passage,

HB 186, A bill to be entitled An Act relating to the payment of jurors from a district clerk juror pay account in certain counties.

The bill was read third time and was passed.

**HB 304 ON THIRD READING**

The speaker laid before the house on its third reading and final passage,

HB 304, A bill to be entitled An Act relating to jurisdiction to enforce criminal laws in a public park or recreational facility at a water resource development project under the control of the Department of the Army.

A record vote was requested.

The bill was read third time and was passed by (Record 77): 142 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carrker; Cary; Cavazos; Ceverha; Clark; Clemens; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Danburg; DeLay; Delco; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnelli; Fox; Gamez; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Green; Grisam; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Heffin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hury; Jackson; Jones; Keller; Kemp; Khoury; Kublak; Kuempel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madia; Mankins; Martinez, R.; Messer; Millsap; Moreno, A.; Oliveira; Parker, Patrick; Patriotella; Patterson; Pennington; Peseto; Pierce; Polk; Polumbo; Presnal; Price; Ragdale; Rangel; Robinson; Robnett; Rud; Russell; Salinas; Saunders; Schluter; Schoolcraft; Shaw; Shea; Short; Simpson; Smith, A.; Smith, C.; Smith, T.; Staniswalis; Sules; Sutton; Tijeda; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Uher; Vowell; Waldrop; Wallace; Watson; Whaley; Wieting; Willis; Wilson; Wolens; Word; Wright.

Nays — Davis; Moreno, P.

Present, not voting — Mr. Speaker(C).
Absent, Excused — Crockett.
Absent — Gandy; Martinez, W.; Oliver; Valles.

STATEMENT BY REPRESENTATIVE WIETING
I was in Washington, D.C. on State business. I appeared and spoke before the House Appropriations Subcommittee on Agriculture, Rural Development Committee. I also visited the House and Senate Agriculture Chairmen, Texas State/Federal offices, and other agencies. The House was aware of my trip to Washington on State business, but failed to pick up my request to be excused on "Important State Business".

Wieting

HB 197 ON SECOND READING
The speaker laid before the house on its second reading and passage to engrossment,

HB 197, A bill to be entitled An Act relating to the period during which a suit against an alleged father of an illegitimate child may be brought to establish paternity.

The bill was read second time.

Representative Wilson offered the following committee amendment to the bill:

COMMITTEE AMENDMENT NO. 1

Amend HB 197 on page 1, lines 11-13 by striking all language after "paternity" and substituting in lieu thereof the following: "may be brought at any time."

Representative Green moved to table Committee Amendment No. 1.

(Speaker pro tempore in the chair)

A record vote was requested.

The motion to table prevailed by (Record 78): 83 Yeas, 62 Nays, 1 Present, not voting.

Yeas — Agnich; Arnold; Barton, B.; Berlanga(C); Blanton; Bomer; Carriker; Ceverha; Clark; Clemmons; Collazo; Connelly; Coody; Craddock; Davis; DeLay; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Fox; Geistweidt; Gibson, J.; Gilley; Green, Grisham; Hackney; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Hellin; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Horn; Hudson, S.; Jackson; Keller; Khoury; Kubik; Kuempel; Lane; Leonard; McKenna; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Parker; Patrick; Patronella; Patterson; Pennington; Peveto; Polumbo; Presnal; Robnett; Rudd; Russell; Salinas; Saunders; Schoolcraft; Shea; Short; Simpson; Smith, C.; Smith, T.; Staniswalis; Thompson, G.; Uher; Waldrop; Wieting; Willis; Wolens; Word.

Nays — Armbrister; Barrientos; Barton, E.; Buchanan; Burnett; Bush; Cary; Cavazos; Colbert; Criss; Danburg; Delco; Evans, L.; Fennell; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Gibson, B.; Glossbrenner; Granoff; Haley; Hall, L.; Harrison, W.; Hernandez; Hightower; Hollowell; Hudson, D.; Hury; Jones; Kemp; Lee, E. F.; Luna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Oliver; Pierce; Polk; Price; Ragsdale; Range; Robinson; Schlueter; Shaw; Smith, A.; Stiles; Sutton; Tejeda; Thompson, S.; Toomey; Tow; Turner; Vowell; Wallace; Watson; Whaley; Wilson; Wright.
Present, not voting — Mr. Speaker.
Absent, Excused — Crockett.
Absent — Cain; Lee, D.; Valles.

Representative Wilson offered the following committee amendment to the bill:

**COMMITTEE AMENDMENT NO. 2**

Amend HB 197 on page 1, lines 16-18 by striking all language on lines 17 and 18 and by inserting "." after "barred" on line 16.

Committee Amendment No. 2 failed of adoption.

Representative Khoury offered the following amendment to the bill:

Amend HB 197 by renumbering Sections 2 and 3 as Sections 3 and 4 and adding a new Section 2 to read as follows:

**SECTION 2.** Subchapter A, Chapter 13, Family Code, is amended by adding Section 13.071 to read as follows:

Sec. 13.071. VOLUNTARY DISMISSAL: TIME OF HEARING. (a) A suit that is filed under this subchapter for the establishment of the parent-child relationship may not be voluntarily dismissed by the petitioner without prejudice.

(b) Unless the suit is earlier settled without a hearing or dismissed the hearing on the merits of a suit filed under this subchapter for the establishment of the parent-child relationship must be held within 18 months after the day on which the suit was filed, or the suit shall be dismissed by the court with prejudice against the petitioner.

(c) For good cause shown, the court may one time only extend the period under Subsection (b) of this section for a period of not more than six months.

Representative M. Garcia moved to table the Khoury amendment.

A record vote was requested.

The motion to table prevailed by (Record 79): 82 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Armbrister; Barrientos; Barton, B.; Barton, E.; Berlanga(C); Bush; Cain; Carriker; Cary; Cavazos; Colbert; Collazo; Coody; Criss; Davis; Delco; Edwards; Emmett; English; Evans, C.; Evans, L.; Finnell; Gamez; Gandy; Garcia, M.; Gavin; Gibson, B.; Glossbrenner; Granoff; Green; Grisham; Hall, L.; Hammond; Harrison, W.; Hernandez; Hightower; Hill, G.; Hill, P.; Hinojosa; Hallowell; Hudson, D.; Hury; Jackson; Kemp; Kubiak; Lee, E. F.; Luna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Olivera; Oliver; Parker; Pierce; Polk; Polumbo; Price; Ragsdale; Rangel; Robinson; Salinas; Schlueter; Shaw; Shea; Simpson; Smith, T.; Stiles; Sutton; Tejeda; Thompson, S.; Tow; Turner; Wallace; Watson; Wilson; Wolens.

Nays — Aglich; Arnold; Banton; Bomer; Buchanan; Burnett; Ceverha; Clark; Clemons; Connell; Craddick; Danburg; DeLay; Denton; Eckels; Eikenburg; Fox; Geistweidt; Gilley; Hackney; Haley; Hall, T.; Hanna; Harrison, D.; Hellin; Hilbert; Horn; Hudson, S.; Jones; Keller; Khoury; Kuempel; Laney; Lee, D.; Leonard; McKenna; Patrick; Patronella; Patterson; Pennington; Peveo; Prenal; Robnett; Rudd; Russell; Saunders; Schoolcraft; Short; Smith, A.; Smith, C.; Staniswals; Thompson, G.; Toomey; Uher; Vowell; Waldrop; Whaley; Wieting; Word; Wright.
Present, not voting — Mr. Speaker.
Absent, Excused — Crockett.

HB 197 was passed to engrossment. (Horn recorded voting no)

HB 377 ON SECOND READING
The chair laid before the house on its second reading and passage to engrossment,

HB 377, A bill to be entitled An Act relating to providing notice to heirs and beneficiaries concerning final settlements in probate proceedings.

The bill was read second time and was passed to engrossment.

HB 64 ON SECOND READING
The chair laid before the house on its second reading and passage to engrossment, the complete committee substitute for HB 64.

CSHB 64

A BILL TO BE ENTITLED
AN ACT
relating to the fee for an examination for a license to practice architecture.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. Section 6(b), Chapter 478, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 249a, Vernon's Texas Civil Statutes), is amended to read as follows:

(b). Each person applying for examination shall pay to the Board a uniform fee prescribed [to be fixed] by the Board in an amount that is reasonable and necessary to defray the cost of administering the examination [but which shall not exceed One Hundred Dollars ($100.00)]. The Board shall report to each applicant within a reasonable time after the examination whether or not the applicant passed or failed the examination. An applicant who has passed the examination shall be granted a certificate to practice architecture in this State. The original certificate herein provided for shall be valid for the balance of the current registration year and must be renewed each year thereafter in the manner and time provided by law.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

CSHB 64 was read second time and was passed to engrossment.

LEAVE OF ABSENCE GRANTED
The following member was granted leave of absence for the remainder of today because of important business:

J. Gibson on motion of Emmett.

HB 842 ON SECOND READING
The chair laid before the house on its second reading and passage to engrossment,
HB 842, A bill to be entitled An Act relating to amounts of coverage for spouses and children under certain group term life insurance.

The bill was read second time and was passed to engrossment.

HB 266 ON SECOND READING

The chair laid before the house on its second reading and passage to engrossment,

HB 266, A bill to be entitled An Act relating to the appointment of guardians ad litem and attorneys ad litem in probate proceedings.

The bill was read second time and was passed to engrossment.

HB 464 AND SB 460 - RULES SUSPENDED

Representative Gavin moved to suspend the 48-hour subcommittee report rule to allow the Committee on Insurance to consider HB 464 and SB 460.

The motion prevailed without objection.

HB 139 - RULES SUSPENDED

Representative DeLay moved to suspend the 48-hour subcommittee report rule to allow the Committee on Transportation to consider HB 139.

The motion prevailed without objection.

RESOLUTION REFERRED TO COMMITTEE

The following resolution was laid before the house and referred to committee:

By Denton:

HCR 132, Congratulating the members of the Texas Retired Teachers Association.

To Committee on Rules and Resolutions.

HR 165 - ADOPTED

Representative Whaley moved that all necessary rules be suspended to take up and consider at this time, HR 165.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Whaley:

HR 165

WHEREAS, It is with great pleasure that the members of the house pause on this day to acknowledge the birthday of our respected colleague and friend from the 88th house district; and

WHEREAS, Sunday, March 20, 1983, was the 75th anniversary of the birth of the Honorable J. W. "Buck" Buchanan; and

WHEREAS, The insight and knowledge of this esteemed lawmaker have contributed significantly to the legislative process and to the efficient operation of state government; and

WHEREAS, It is the desire of his friends in the house to honor him on this special occasion; now, therefore, be it

RESOLVED, That the House of Representatives of the 68th Legislature hereby extend sincere greetings and congratulations to our fellow member, Buck Buchanan, on the celebration of his 75th birthday; and, be it further
RESOLVED, That a copy of this resolution be presented to Representative Buchanan as a token of best wishes from the house for many more years of outstanding service to his district and the people of this state.

The resolution was read and was adopted without objection.

On motion of Representative G. Thompson, the names of all the members of the house were added to HR 165 as signers thereof.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Higher Education, 8:30 a.m. tomorrow, Room B, Reagan Building.

Criminal Jurisprudence, Subcommittee on HB 193, on adjournment today, Desk 88, to consider HB 193.

Criminal Jurisprudence, Subcommittee on HB 24, on adjournment today, Desk 146, to consider HB 24.

Appropriations, Subcommittee on HB 894, 1:25 p.m. today, Room 309, to consider HB 894.

Appropriations, 1:30 p.m. today, Room 309, to consider HB 409.

Elections, Subcommittee on HB 4, on adjournment today, Room G-A, Reagan Building, to consider HB 4.

State Affairs, Subcommittee on HJR 30, on adjournment today, Desk 59, to consider HJR 30.

Transportation, Subcommittee on HB 139, on adjournment today, Desk 51, to consider HB 139.

Regions, Compacts, and Districts, will reconvene 10 minutes after adjournment today, Room 411, Reagan Building, to consider HB 1389.

Rules, on adjournment today, Desk 92.

ADJOURNMENT

Representative Cavazos moved that the house adjourn until 10 a.m. tomorrow. The motion prevailed without objection.

The house accordingly, at 11:25 a.m., adjourned until 10 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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

Environmental Affairs - SB 94
Higher Education - HB 680
Judiciary - HB 40, HB 41

ENGROSSED

March 21 - HB 176
ENROLLED
March 21 - HCR 94, HCR 101

COAUTHORS AUTHORIZED

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

- HB 70 - Polumbo
- HB 105 - Keller
- HB 537 - Polk
- HB 558 - Polumbo
- HB 604 - Polumbo
- HB 632 - Madia, Polumbo
- HB 650 - Collazo
- HB 972 - B. Barton
- HB 1094 - Polumbo
- HB 1150 - D. Hudson
- HB 1184 - Cary
- HB 1263 - Polk
- HB 1320 - Polk
- HB 1491 - Danburg