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 281).

Present — Mr. Speaker; Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carrilek; Cary; Cavazos; Ceverha; Clark; Clemons; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Crockett; Danburg; Davis, D.; DeLay; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Fennell; 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.; Hellin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hur; Jackson; Jones, Keller; Kemp; Khouly; Kubiak; Kuempel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patronella; Patterson; Pennington; Peveto; Pierce; Polk; Polumbo; Presnal; Price; Ragsdale; Rangel; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schlueter; 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 — Delco.

Absent — Patrick.

The invocation was offered by Richard A. Garbus, pastor, St. Paul Lutheran Church, Crawford, Texas, and St. John Lutheran Church, Coryell City, Texas, as follows:

TEXT: John 14:23-27

Jesus answered him, "Whoever loves me will obey my teaching. My Father will love him, and my Father and I will come to him and live with him. Whoever does not love me does not obey my teaching. And the teaching you have heard is not mine, but comes from the Father, who sent me."

I have told you this while I am still with you. The Helper, the Holy Spirit, whom the Father will send in my name, will teach you everything and make you remember all that I have told you.

Peace is what I leave with you; it is my own peace that I give you. I do not give it as the world does. Do not be worried and upset; do not be afraid.

Jesus promises us peace—his peace—even in his absence through the gift of the Holy Spirit. Jesus promises peace—God's peace—and yet the cry for peace rings out around the world.

As legislators of the State of Texas, you undoubtedly have felt the pressure for keeping and obtaining peace with the world from your constituents. People cry out
concerning proliferation of nuclear weapons, aggressive behavior in Third World countries, for an end to the chaotic situations of the Middle East, and for a peaceful solution to the hunger problem. We may never as legislators, as government officials, or as private citizens achieve complete peace in the world, for skirmishes seem to prevail and our sinfulness seems to continually interfere with such a longed-for Utopia. But God has promised us another peace, his peace which he gives in Jesus through the Holy Spirit.

It is this peace—even in the midst of strife and tribulation that gives us hope, that gives us the strength and ability to strive for obtaining at least a glimpse of God's peace which passes all understanding.

You, leaders in our state government, are not alone as you work together to strive for a state, for a nation, which is run with order and peace. God is with you as you perform an extremely important task in his kingdom. He has promised us his help through the Holy Spirit. We remember that peace does not always come about without conflict. But God sends sheep into the midst of wolves in order that his kingdom might reign. Even in the midst of tribulation, aggressiveness, injustice, proliferation of nuclear weapons, you and I are called by God to establish this peace and justice for all the world to enjoy. What a comfort to know that he is with us in our task.

Peace is what he leaves with you
Do not be worried and upset.
Do not be afraid.
In all that we do and say, may we strive for God's peace and justice in all creation.

Let us pray. Almighty God, for Jesus' sake, give us your peace. Bless these your servants in the legislature as they go about the task of maintaining peace, justice, and order in our state. Let them know that your Holy Spirit is with them, giving counsel, giving comfort, giving hope, as they go about the task of establishing your peace on earth. Help us to realize that the way to peace is not through building more weapons, but peace as a result of building pacts to limit them; that the way to peace is not aggressive, warlike action, but comes as a result of compromise and effective dialogue; that the way to peace is not by allowing injustices to continue, but by speaking out against injustice and by acting. Give these legislators such counsel— hearts and minds which are committed to love, justice, hope, and peace for all people. For your peace is that which passes all our understanding. May we experience a glimpse of that peace here and now. In Jesus' name we pray. Amen.

LEAVE OF ABSENCE GRANTED

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

Delco on motion of Cary.

MESSAGE FROM THE SENATE

Austin, Texas, May 4, 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:

SJR 40 by Farabee, proposing a constitutional amendment to authorize the issuance of an additional $300 million of Texas Water Development Bonds.
SJR 41 by Montford and Lyon, proposing a constitutional amendment to authorize the issuance of $200 million in state general obligation bonds.

SJR 42 by Parker and Howard, proposing a constitutional amendment to create special water funds and a bond issuance program for water conservation, water development and water quality enhancement.

SB 895 by Caperton, et al., relating to the protection and conservation of fresh water in connection with activities associated with the exploration, recovery, and development of oil and gas or geothermal resources.

SB 1216 by Brooks, relating to the definition, fees, and regulation of child-care facilities.

SB 1235 by Santiesteban, relating to the development and conservation of the water resources of the State and to certain powers and duties of the Texas Water Development Board and the Texas Water Commission.

SB 1236 by Howard, relating to creation of a loan assistance program and bond insurance program for water conservation.

SB 1309 by Montford and Lyon, relating to the creation of the Texas Agricultural Water Conservation Loan Program and the Agricultural Water Conservation Loan Fund.

Respectfully,
Betty King
Secretary of the Senate

SENATE BILL ON FIRST READING

The following senate bill was today laid before the house, read first time and referred to committee:

SB 586 to Committee on Environmental Affairs.

HB 2423 - PERMISSION TO INTRODUCE

Representative Wilson moved to suspend the constitutional rule for permission to introduce and have placed on first reading HB 2423.

The motion prevailed by (Record 282): 126 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Boner; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Cervera; Clemens; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Crockett; Danburg; Davis; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Fink; Gamz; Gand; Garcia, A.; Garcia, M.; Gavin; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, W.; Heflin; Hernandez; Hightower; Hilbert; Hill, G.; Hill, P.; Hinojosa; Hollowell; Hudson; Hudson, S.; Hur; Jackson; Jones; Keller; Kemp; Kubik; Kuempel; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mannings; Martinez, W.; Messer; Millsap; Moreno; Moreno, P.; Olivera; Oliver; Parker; Patrionella; Patterson; Pennington; Pierce; Polk; Polumbo; Presnall; Ragsdale; Rangel; Robnett; Rudd; Russell; Salinas; Sanders; Schilter; Schoolcraft; Shaw; Short; Simpson; Smith, A.; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Valles; Waldrop; Wallace; Watson; Wieting; Willis; Wilson; Wolens; Word.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Delco.
Absent — Agnich; Clark; DeLay; Fox; Geistweidt; Green; Harrison, D.; Hill, A.; Horn; Khoury; Laney; Martinez, R.; Patrick; Peveto; Price; Robinson; Shea; Smith, C.; Uher; Vowell; Whaley; Wright.

HOUSE BILL ON FIRST READING

The following house bill was today laid before the house, read first time and referred to committee:

By Wilson:

HB 2423, A bill to be entitled An Act relating to the election of certain local officials.

To Committee on Elections.

HB 709 - MOTION TO INSTRUCT COMMITTEE

Representative C. Smith moved under Rule 7, Section 46, of the House Rules, to instruct the Committee on Liquor Regulation to report out of committee HB 709, or any other bill within the purview of the caption, within seven days.

A record vote was requested.

The motion to instruct was lost by (Record 283): 18 Yeas, 125 Nays, 1 Present, not voting.

Yeas — Ceverha; Eckels; Fox; Green; Hall, L.; Heflin; Hollowell; Kubiak; Leonard; McKenna; McWilliams; Robnett; Schoolcraft; Shea; Smith, C.; Stiles; Thompson, G.; Whaley.

Nays — Agnich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Clark; Clemmons; Colbert; Collazo; Connelly; Coody; Craddick; Cress; Crockett; Danburg; Davis; DeLay; Denton; Edwards; Ekenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Grisham; Hackney; Haley; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, W.; Hightower; Hill; Hill, A.; Hill, G.; Hinojosa; Horn; Hudson, D.; Hudson, S.; Hury; Jackson; Jones; Keller; Kemp; Khoury; Kuempel; Laney; Lee, D.; Lee, E. F.; Luna; Madia; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patronella; Patterson; Pennington; Pierce; Polk; Polumbo; Presnal; Price; Ragsdale; Rangel; Robinson; Rudd; Russell; Salinas; Saunder; Schlueter; Shaw; Short; Simpson; Smith, A.; Smith, T.; Staniswalis; Sutton; Tejeda; Thompson, S.; Toomey; Tow; Turner; Uher; Valles; Vowell; Waldrop; Wallace; Watson; Wieting; Willis; Wilson; Wolens; Word; Wright.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Delco.

Absent — Harrison, D.; Hernandez; Hill, P.; Patrick; Peveto.

Reasons for Votes

On this day I voted against a motion to instruct the Committee on Liquor Regulation to report to the floor a bill concerning open containers or any bill in that committee with a similar caption. I voted against the motion out of a concern for the integrity of the committee system in the Texas House of Representatives. I have
been advised that Senate Bill One, which has passed the senate, contains a provision for banning open containers, and when that bill comes to the house I intend to vote for it with the open container provision.

D. Hudson

I support the proposition of prohibiting open containers, however I do not support the circumvention of the committee process by the motion to instruct.

Schlueter

My vote on the motion of Mr. Smith of Dallas to instruct the Liquor Regulation Committee should be construed only as my opposition to interfering with our committee system, and the attempt to use extraordinary parliamentary procedures for reporting matters to the house floor.

Hilbert

I voted no on C. Smith's motion to require the Liquor Regulation Committee to report an open container bill to the floor. I support banning open containers in automobiles. However this motion, if it prevailed, could potentially destroy the committee process and allow many bad pieces of legislation to reach the house floor (e.g. tax bills etc.). I will vote for any open container bill that comes to the floor.

Toomey

My vote on the motion of Mr. Smith of Dallas to instruct the Liquor Regulation Committee indicates my opposition to subverting the committee process and my opposition to the usage of extraordinary parliamentary procedures for reporting matters to the full house for consideration.

Oliver

My vote on the motion of Mr. Smith of Dallas to instruct the Liquor Regulation Committee indicates my opposition to thwarting the committee process and my opposition to the usage of the extraordinary parliamentary procedure. It does not reflect my views on "open container" legislation pending before the 68th Legislature.

S. Thompson

I am in favor of an open container law—a strong open container law. I voted no on this because it was a vote against the committee system which was the work of many over many years: by study and experience these have become our guide in state lawmaking.

T. Hall

Although I favor passage of an open container law during this session, I voted against the motion to instruct the Committee on Liquor Regulation to report the bill out within 5 days. Such a motion subverts proven procedures tried and tested for decades.

Presnal

My vote on the motion of Mr. Smith of Dallas to instruct the Liquor Regulation Committee indicates my opposition to thwarting the committee process and my opposition to the usage of the extraordinary parliamentary procedure. It
does not reflect my views on "open container" legislation pending before the 68th Session of the Texas Legislature. I support such legislation.

While I support the open container law as a way of reducing the number of tragic traffic fatalities caused by driving while intoxicated, I oppose efforts to prematurely instruct a committee to report a bill out to the floor. Such motions prevent a thorough and thoughtful consideration of important legislation and usurp the committee process. Arguments for the motion appealed to emotions rather than logic. In short, such motions are not conducive to passage of good legislation for the people of Texas, regardless of the merits of the bill.

I will continue to favor passage of this important legislation, however. I could not in good conscience vote for a motion which establishes such a bad precedent.

On Smith's motion to instruct committee to vote out HB 709, my opposition is based on my belief that the committee system has worked its will and the integrity of the committee system needs to be preserved.

This was a procedural vote only, and not a vote on my part against the open container law.

Although I am not opposed to the "open container" proposal, I am opposed to instructing any committee to report legislation. This motion circumvents the legislative process.

I oppose allowing drinking from open containers in automobiles. My registered vote on this motion is a procedural vote.

This vote was a direct vote to maintain long established legislative procedure. I will vote for and support any bill to ban open containers in vehicles that reaches the floor of the house.

HB 2424 - PERMISSION TO INTRODUCE

Representative Valles moved to suspend the constitutional rule for permission to introduce and have placed on first reading HB 2424.

The motion prevailed by (Record 284): 132 Yeas, 3 Nays, 3 Present, not voting.

Yeas — Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlinga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Ceverha;
Clark; Clemens; Colbert; Collazo; Connelly; Coody; Craddick; Criss; Crockett; Danburg; DeLay; Denton; Eckels; Edwards; Emmett; English; Evans, C.; Evans, L.; Finnell; Fox; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibbons, B.; Gilley; Glossbrenner; Granoff; Green; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hury; Jones; Keller; Kemp; Khoury; Kubik; Kuempel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; Madla; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliver; Parker; Patronella; Patterson; Pennington; Pierce; Polk; Polumbo; Presnal; Price; Rangel; Robnett; Rudd; Russell; Salinas; Schoolcraft; Shaw; Sheh; 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; Wieting; Willis; Wilson; Wolens; Word; Wright.

Nays — Jackson; Schlueter; Whaley.

Present, not voting — Mr. Speaker(C); Heflin; McWilliams.

Absent, Excused — Delco.

Absent — Agnich; Davis; Eikenburg; Gibson, J.; Hudson, S.; Oliveira; Patrick; Peveto; Ragdale; Robinson; Saunders.

**HR 287 - ADOPTED**

Representative Mankins moved that all necessary rules be suspended to take up and consider at this time, **HR 287**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Mankins:

**HR 287**, Welcoming Stroh Brewery Company to this state.

The resolution was adopted without objection.

On motion of Representative Russell, the names of all the members of the house were added to **HR 287** as signers thereof.

**SB 1112 - REQUEST OF SENATE GRANTED**

On motion of Representative Saunders, the house granted the request of the senate for the appointment of a conference committee on **SB 1112**.

**SB 1112 - APPOINTMENT OF CONFERENCE COMMITTEE**

The speaker announced the appointment of the following conference committee, on the part of the house, on **SB 1112**: Saunders, chair; Armbrister, Salinas, Price, and Gandy.

**HB 1547 - POSTPONED**

Representative Rudd moved that consideration of **HB 1547** be postponed until Monday, May 9 at 2 p.m.

The motion prevailed without objection.
MESSAGE FROM THE SENATE

Austin, Texas, May 4, 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 concurred in House Amendments to SB 281 by: 30 yeas 0 nays; SB 1100 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has refused to concur in House Amendments to SB 283 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate: Senators Santiesteban, Chairman, Washington, Lyon, Uribe, Vale

Respectfully,
Betty King
Secretary of the Senate

SB 122 ON THIRD READING
(Hernandez - House Sponsor)

The speaker laid before the house on its third reading and final passage, SB 122, A bill to be entitled An Act relating to the declination of a political party’s nomination.

The bill was read third time and was passed.

On motion of Representative Hernandez and by unanimous consent, the caption of SB 122 was ordered amended to conform to the body of the bill.

SB 582 ON THIRD READING
(Bomer - House Sponsor)

The speaker laid before the house on its third reading and final passage, SB 582, A bill to be entitled An Act relating to the rate and application of the motor vehicle sales and use tax to certain exported motor vehicles and to certain imported motor vehicles; adding Sections 152.028 and 152.090 to Chapter 152, Tax Code.

A record vote was requested.

The bill was read third time and was passed by (Record 285): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Agnieh; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cavazos; Ceverha; Clark; Clemmons; Colbert; Connelly; Coody; Craddick; Criss; Crockett; Danburg; Davis; DeLay; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, L.; Finnell; Fox; Gandy; Garcia, A.; Garcia, M.; Gavin; Geisweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Green; Grisham; Hackney; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Hellin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hollowell; Horn; Hudson, D.; Hudson, S.; Hury; Jackson; Jones; Kemp; Khoury; Kubiak; Kucmpel; Laney; Lee, D.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, R.;
The speaker laid before the house on its third reading and final passage.

**SB 108 ON THIRD READING**  
(Madia - House Sponsor)

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

**SB 67 ON THIRD READING**  
(Gandy - House Sponsor)

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

**SB 36 ON THIRD READING**  
(Bush - House Sponsor)

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

**SB 234 ON THIRD READING**  
(W. Hall - House Sponsor)
The bill was read third time and was passed. (Toomey recorded voting no)

On motion of Representative Tejeda and by unanimous consent, the caption of SB 234 was ordered amended to conform to the body of the bill.

**SB 244 ON THIRD READING**

(Tejeda - House Sponsor)

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

**SB 244**, A bill to be entitled An Act relating to the mandatory use of interest earned on certain client funds held by attorneys, law firms, or professional corporations engaged in the practice of law to provide legal services to the indigent in civil matters; to the deposit of the funds; to the creation and administration of a program by the Texas Supreme Court to carry out the purposes of this article and to the powers and duties of the court; to the formation, operation, powers, duties, and liability of a nonprofit corporation to be the recipient and disbursing agent for interest earned on client funds; and to liability of depository institutions; adding Article 317a to Title 14, Revised Statutes, as amended. A record vote was requested.

The bill was read third time and was passed by (Record 286): 83 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Armbrister; Barrientos; Barton, B.; Barton, E.; Buchanan; Burnett; Cain; Carr; Carriker; Cary; Cavazos; Clark; Colbert; Collazo; Coody; Crockett; Crockett, A.; Danburg; Davis; Denton; Edwards; Eikenburg; Evans, L.; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Gibson, B.; Glossbrenner; Granoff; Green; Grisham; Hall, L.; Hall, W.; Harrison, W.; Hernandez; Hightower; Hill, G.; Hinojosa; Hudson, D.; Hudson, S.; Jackson; Kemp; Lee, D.; Lee, E. F.; Leonard; Luna; McWilliams; Madla; Martinez, R.; Martinez, W.; Moreno, A.; Moreno, P.; Oliveira; Oliver; Patronella; Pierce; Polk; Presnal; Price; Ragsdale; Rangel; Salinas; Saunders; Schoolcraft; Simpson; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, S.; Tow; Turner; Valles; Vowell; Wallace; Watson; Whaley; Willis; Wilson; Wolens.

Nays — Agnich; Arnold; Blanton; Bomer; Bush; Ceverha; Clemens; Connelly; Delay; Eckels; Emmett; English; Evans, C.; Finnell; Fox; Geistweidt; Gibson, J.; Gilley; Haley; Hall, T.; Hammond; Hanna; Harrison, D.; Hellin; Hilbert; Hill, A.; Hill, P.; Hollowell; Horn; Hurty; Jones; Keller; Khouly; Kubiski; Kuempel; Laney; McKenna; Mankins; Messer; Millsap; Parker; Patterson; Pennington; Polumbo; Robinson; Robnett; Rudd; Russell; Schlueter; Shaw; Shea; Short; Smith, A.; Thompson, G.; Toomey; Uher; Waldrop; Wieting; Word; Wright.

Present, not voting — Mr. Speaker (C).

Absent, Excused — Delco.

On motion of Representative Tejeda and by unanimous consent, the caption of SB 244 was ordered amended to conform to the body of the bill.

**SB 460 ON THIRD READING**

(Gavin - House Sponsor)

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

**SB 460**, A bill to be entitled An Act relating to temporary licensing requirements for certain life insurance agents; amending Section 10, Chapter 213,

A record vote was requested.

The bill was read third time and was passed by (Record 287): 138 Yeas, 1 Nay, 1 Present, not voting.

Yeas — Aginich; Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Blanton; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cary; Cecerha; Clark; Clemens; Colbert; Collazo; Connelly; Coody; Craddick; Cress; Crockett; Danburg; Davis; DeLay; Denton; Eckels; Edwards; Emmett; English; Evans, C.; Evans, L.; Finnell; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Heflin; 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.; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Mesker; Millsap; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patronella; Patterson; Pierce; Polk; Polumbo; Presnal; Price; Ragsdale; Rangel; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schlueter; Schoolcraft; Shaw; Shea; Short; Simpson; Smith, A.; Smith, T.; Staniswalis; Stiles; Tejeda; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Uher; Valles; Vowell; Waldrop; Wallace; Watson; Whaley; Wieting; Wilks; Wilson; Wolens; Word; Wright.

Nay — Eikenburg.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Delco.

Absent — Cavazos; Fox; Green; Hernandez; Patrick; Pennington; Peveto; Smith, C.; Sutton.

SB 346 ON SECOND READING
(Saunders - House Sponsor)

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


The bill was read second time and was passed to third reading.

SB 367 ON SECOND READING
(Messer - House Sponsor)

The speaker laid before the house, in lieu of HB 661, on its second reading and passage to third reading.

SB 367, A bill to be entitled An Act relating to local government compensation for required removal of outdoor advertising.

The bill was read second time.

(Hinojosa in the chair)

Representative P. Hill offered the following amendment to the bill:
Amend SB 367 by renumbering Section 2 of the bill as Section 3 and inserting a new Section 2 to read as follows:

**SECTION 2.** This Act does not apply to the removal or prohibition of the use, maintenance, or improvement of outdoor advertising under an ordinance, law, or regulation that was adopted before the effective date of this Act.

Representative Messer moved to table the P. Hill amendment.

A record vote was requested.

The motion to table prevailed by (Record 288): 99 Yeas, 39 Nays, 3 Present, not voting.

**Yeas** — Armbrister; Arnold; Barrientos; Barton, E.; Berianga; Blanton; Bomer; Buchanan; Burnett; Carriker; Cary; Cavazos; Cervera; Clark; Clemons; Collazo; Connelly; Coody; Craddock; Criss; DeLay; Denton; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Garcia, A.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hanna; Harrison, D.; Heflin; Hernandez; Hightower; Hilbert; Hill, G.; Hudson, S.; Jones, Kelker; Khoary; Kubik; Kuempel; Laney, Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Oliveira; Parker; Patterson; Pennington; Pierce; Polumbo; Presnal; Price; Ragsdale; Rudd; Russell; Saunders; Schlueter; Schoolcraft; Short; Simpson; Smith, T.; Staniswalis; Stiles; Sutton; Thompson, G.; Toomey; Tow; Turner; Uher; Vowell; Waldrop; Whaley; Wieting; Willis; Wilson; Word; Wright.

**Nays** — Agnihotri; Barton, B.; Cain; Colbert; Crockett; Danburg; Davis; Edwards; Fox; Gamez; Gandy; Garcia, M.; Granoff; Green; Hammond; Hill, A.; Hollowell; Horn; Hudson, D.; Hurry; Jackson; Kemp; Lee, D.; Madla; Oliver; Patronella; Polk; Rangel; Robinson; Robnett; Salinas; Shaw; Shea; Smith, A.; Smith, C.; Tejeda; Thompson, S.; Valles; Watson.

Present, not voting — Mr. Speaker; Hinojosa(C); Wolens.

Absent, Excused — Delco.

Absent — Bush; Eckels; Harrison, W.; Hill, P.; Moreno, P.; Patrick; Peveto; Wallace.

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

The chair announced that the speaker signed in the presence of the house, after giving due notice thereof, the following enrolled bills and resolutions:

SB 168, SB 320, SB 368, SB 454, SB 500, SB 606, HCR 131, HCR 151, HCR 157, HCR 172, HCR 175, HCR 176, HCR 179

SB 367 - (consideration continued)

Representative Colbert offered the following amendment to the bill:

Amend SB 367, Section 1, by adding a new subsection (c) to read as follows:

(c) The provisions of subsection (b) of this Act do not apply to outdoor advertising that is removed or prohibited because such outdoor advertising constitutes a safety hazard.

Speaker in the chair

Representative Messer moved to table the Colbert amendment.

A record vote was requested.
The motion to table prevailed by (Record 289): 100 Yeas, 41 Nays, 2 Present, not voting.

Yeas — Armbrister; Arnold; Barton, E.; Berlanga; Blanton; Buchanan; Burnett; Bush; Carriker; Cary; Cavazos; Ceverha; Clark; Clemons; Collazo; Connelly; Coody; Craddick; Criss; DeLay; Denton; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Gamez; Garcia, A.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Glossbrenner; Grisham; Haley; Hall, L.; Hall, T.; Hall, W.; Hanna; Harrison, D.; Harrison, W.; Heflin; Hernandez; Hightower; Hilbert; Hill, A.; Hill, G.; Hinojosa; Hudson, S.; Jones; Keller; Khoury; Kubiak; Kuempel; Lee, E. F.; Leonard; Luna; McKenna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Messer; Millsap; Moreno, A.; Parker; Patterson; Pennington; Peveto; Pierce; Presnal; Ragsdale; Robinson; Rudd; Russell; Saunders; Schluter; Schoolcraft; Short; Simpson; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, G.; Toomey; Tow; Turner; Uher; Vowell; Waldrop; Whaley; Wieting; Willis; Wilson; Word; Wright.

Nays — Agnich; Barrientos; Barton, B.; Cain; Colbert; Crockett; Danburg; Davis; Edwards; Fox; Gandy; Garcia, M.; Gilley; Granoff; Green; Hammond; Hill, P.; Hollowell; Horn; Hudson, D.; Hury; Jackson; Kemp; Lee, D.; Moreno, P.; Oliveira; Oliver; Patronella; Polk; Polumbo; Price; Rangel; Robnett; Salinas; Shaw; Shea; Smith, A.; Smith, C.; Thompson, S.; Valles; Watson.

Present, not voting — Mr. Speaker(C); Wolens.

Absent, Excused — DeLeo.

Absent — Bomer; Eckels; Hackney; Laney; Patrick; Wallace.

Representative Messer moved the previous question on passage to third reading of SB 367.

The motion was seconded.

A record vote was requested.

The previous question was not ordered by (Record 290): 70 Yeas, 70 Nays, 5 Present, not voting.

Yeas — Armbrister; Arnold; Blanton; Bomer; Burnett; Cary; Ceverha; Clark; Clemons; Connelly; Coody; Craddick; Crockett; DeLay; Eikenburg; Emmett; English; Evans, C.; Gavin; Geistweidt; Gibson, B.; Grisham; Haley; Hall, L.; Hall, T.; Hall, W.; Hanna; Harrison, D.; Hightower; Hilbert; Hudson, D.; Hudson, S.; Jones; Keller; Khoury; Kubiak; Leonard; McKenna; McWilliams; Mankins; Messer; Millsap; Patterson; Pennington; Pierce; Presnal; Robinson; Rudd; Russell; Saunders; Schoolcraft; Shea; Short; Simpson; Smith, A.; Staniswalis; Stiles; Sutton; Thompson, G.; Toomey; Tow; Turner; Uher; Vowell; Waldrop; Whaley; Wieting; Willis; Wilson; Word; Wright.

Nays — Agnich; Barrientos; Barton, B.; Cain; Colbert; Crockett; Danburg; Davis; Edwards; Fox; Gandy; Garcia, M.; Gilley; Granoff; Green; Hammond; Hill, P.; Hollowell; Horn; Hudson, D.; Hury; Jackson; Kemp; Lee, D.; Moreno, P.; Oliveira; Oliver; Patronella; Polk; Polumbo; Price; Rangel; Robnett; Salinas; Shaw; Shea; Smith, A.; Smith, C.; Thompson, S.; Valles; Watson.
Present, not voting — Mr. Speaker(C); Danburg; Kemp; Kuempel; Wolens.
Absent, Excused — Delco.
Absent — Eckels; Hury; Patrick; Robnett.
A verification of Record 290 was requested and was granted.
Representative Messer moved to dispense with verification.
The motion prevailed without objection.

Reason for Vote on SB 367
Because my father owns a sign business in Dallas and I am a director on its board, I have a conflict of interest in voting on SB 367. I have accordingly voted “present but not voting” on each vote.

Wolens

COMMITTEE MEETING ANNOUNCEMENTS
The following committee meetings were announced:
State Affairs, Subcommittee on HB 139, on noon recess today, Desk 7, to consider HB 139.
State Affairs, Subcommittee on HB 400, on noon recess today, back hall, to consider HB 400.
Environmental Affairs, Subcommittee on Parks, on noon recess today, Desk 127, to consider HB 1978.
County Affairs, 1:00 p.m. today, Room 100-E, Reagan Building, to consider posted bills.
Calendars, on noon recess today, Room G-14, to set calendar.
Retirement and Aging, Subcommittee on HB 2288, on adjournment today, Desk 142, to consider HB 2288.
County Affairs, Subcommittee on HB 1335, on adjournment today, Desk 30, to consider HB 1335.

RECESS
Representative Watson moved that the house recess until 2 p.m. today.
The motion prevailed without objection.
The house accordingly, at 12:42 p.m., recessed until 2 p.m. today.

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

SB 179 ON SECOND READING
(Presnal - House Sponsor)
The speaker laid before the house as a special order of business on its second reading and passage to third reading, the complete committee substitute for SB 179.

CSSB 179, A bill to be entitled An Act appropriating money for the support of the Judicial, Executive and Legislative Branches of the State Government, for the construction of State buildings, and for State aid to public junior colleges, for the
period beginning September 1, 1983 and ending August 31, 1985; authorizing and prescribing conditions, limitations, rules and procedures for allocating and expending the appropriated funds; and declaring an emergency.

**CSSB 179** was read second time.

Representative Presnal offered the following amendment to **CSSB 179**:

Amend the committee substitute for **SR 179** as follows:

1. **On page 1-15,** appropriations to the Department of Agriculture, add a new rider to read as follows:
   
   Out of the funds appropriated to the department in item 2.e. Laboratory Services, $70,000 in fiscal year 1984 and $70,000 in fiscal year 1985 is appropriated for contract with the Texas System of Natural Laboratories, Inc., to provide ecology laboratories and facilities for the state's general academic institutions.

2. **On page 1-83,** appropriations to State Department of Highways and Public Transportation, in rider 9 strike the amount "$3,500,000" and insert in its place the amount "$1,000,000."

3. **On page 1-96,** appropriations to State Board of Insurance, add to the Schedule of Exempt Positions the following:
   - Chief Insurance Examiner $44,500 $44,500

4. **On page 1-98,** appropriations to State Board of Insurance, in rider 10 following "appropriated for the same purpose" inserting the words "and for the study of the advantages and disadvantages of all forms of ratemaking."

5. **On page 1-135,** appropriations to Adult Probation Commission, reduce item 3.d. Restitution Centers to show the following amounts:
   
   1984 1985
   - General Revenue Fund $190,012,312 $200,553,543
   - Appropriations Adjustment Factor $1,419,762 $ 3,282,837

6. **On page 11-63 and 11-64,** Special Provisions Relating Only to the Department of Mental Health and Mental Retardation and the Department of Human Resources, in rider Sec. 4.c.(1) following "so that they can claim federal financial participation" delete the words "to the maximum extent possible" and insert the words "through the provisions of 1915(c). Social Security Act."

7. **On page 11-64,** Special Provisions Relating Only to the Department of Mental Health and Mental Retardation and the Department of Human Resources, in rider Sec. 4.c.(2) following "federal reimbursement under Title XIX of the Social Security Act" insert the words "not exceed $3.5 million in state expenditure over the 1984-85 biennium."

8. **On page 111-36,** appropriations to The University of Texas at Austin, change the method of financing to show the following amounts:

   1984 1985
   - General Revenue Fund $190,012,312 $200,553,543
   - Appropriations Adjustment Factor $1,419,762 $ 3,282,837

9. **On page 111-93,** appropriations to Sul Ross State University, change the amount in line-item 8.b. Chihuahuan Desert Research to $150,000 in 1984 and $150,000 in 1985.

10. **On page 111-114,** Special Provisions Relating Only to State Agencies of Higher Education, add the following rider:

    It is the intent of the Legislature that General Revenue funds appropriated in this Act to institutions of higher education shall not be expended to increase the number of administrative positions funded from General Revenue sources above that number funded in fiscal year 1983 except where new programs or increased enrollment clearly justify such increases.
(11) On page V-33, add a new paragraph at the end of Sec. 7.c., to read as follows:

Pursuant to the provisions of HCR 136, Sixty-eighth Legislature, R.S., 1983, a state employee is entitled to observe the religious holidays of Rosh Hashanah and Yom Kippur, in lieu of any holiday or holidays on which the employee's agency or institution is required by this provision to be open and staffed to conduct the public business.

(12) On page V-61, Other Provisions, Sec. 74, following “shall be” delete the words “influenced or” and following “charitable organization” add “All such contributions shall be purely voluntary.”

(13) Change all total, subtotals, and rider numbers as necessary.

The amendment was adopted without objection.

CSSB 179 CONSIDERED ARTICLE BY ARTICLE

Representative Presnal moved that CSSB 179 be considered article by article.

The motion prevailed without objection.

CSSB 179 - MOTION TO SUSPEND RULES

Representative Price moved to suspend Rule 3, Section 4(2) of the House Rules for consideration of CSSB 179.

A record vote was requested.

The motion was lost by (Record 291): 47 Yeas, 94 Nays, 1 Present, not voting.

Yeas — Armbrister; Barrientos; Barton, B.; Barton, E.; Carriker; Cary; Cavazos; Clemons; Colbert; Coody; Crockett; Danburg; Davis; Denton; Edwards; Evans, L.; Fox; Gamez; Gandy; Garcia, A.; Garcia, M.; Gilley; Glossbrenner; Granoff; Hackney; Hernandez; Hudson, S.; Kemp; Lee, E. F.; Luna; Martinez, R.; Martinez, W.; Moreno, A.; Moreno, P.; Oliveira; Oliver; Parker; Patronella; Polumbo; Price; Ragsdale; Rangel; Russell; Smith, C.; Valles; Wallace; Watson.

Nays — Agnich; Arnold; Blanton; Bomer; Buchanan; Burnett; Cain; Ceverha; Clark; Connelly; Craddock; Criss; DeLay; Eickels; Eikenburg; Emmett; English; Evans, C.; Finnell; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Green; Grisham; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Heflin; Hightower; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Horn; Hudson, D.; Hury; Jackson; Jones; Keller; Khouy; Kubiak; Kuempel; Lane; Leonard; McKenna; McWilliams; Madia; Mankins; Messer; Millspa; Patterson; Pennington; Peveto; Pierce; Polk; Presnal; Robinson; Rohnert; Roud; Salinas; Saunders; Schlueter; Schoolcraft; Shaw; Shea; Short; Simpson; Smith, A.; Smith, T.; Staniswalis; Stiles; Sutton; Tiejca; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Uher; Vowell; Waldrop; Whaley; Wieting; Willis; Wolens; Word; Wright.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Delco.

Absent — Berlanga; Bush; Collazo; Hollowell; Lee, D.; Patrick; Wilson.

The house proceeded to the consideration of Article I, CSSB 179.

Representative Hackney offered the following amendment to Article I, CSSB 179:
Amend CSSB 179 on page 1-86 by inserting rider number 25 after rider number 24 to read as follows:

25. In the event that HB 632, 68th Legislature, Regular Session, should pass and become law, and the legislature provides for funding of HB 632 as originally introduced, the appropriation in line-item 5.b. Financial Assistance, shall be increased by $42,186,951. However, should the legislature pass an amended version of HB 632 and provide for less funding than HB 632 as originally introduced, the appropriation of $30,500,000 for line-item 5.b. shall be increased by the same percentage as the percentage increase made in the total appropriations to highway activities. Furthermore, the Comptroller of Public Accounts is authorized to transfer from the General Revenue Fund to the Public Transportation Fund No. 451 an amount over and above that specified in rider no. 10 consistent with the additional appropriation for line-item 5.b. as provided above.

Representative Presnal moved to table the Hackney amendment.

The motion to table prevailed.

Representative M. Garcia offered the following amendment to Article I, CSSB 179:

Amend the committee substitute for SB 179 as follows:


Representative Presnal moved to table the M. Garcia amendment.

The motion to table prevailed.

Representative Whaley offered the following amendment to Article I, CSSB 179:

Amend CSSB 179 as follows:

1. On page 1-34, strike item 2.b., Assistance Programs:
   Financial Assistance, and substitute the following:

2. On page 1-35, strike item 1.a., Aid to Families with Dependent Children: Assistance Payments, and substitute the following:
   “a. Assistance Payments $122,979,669 $123,673,958”.

3. Adjust all totals accordingly.

Representative Wilson moved to table the Whaley amendment.

A record vote was requested.

The motion to table prevailed by (Record 292): 107 Yeas, 38 Nays, 2 Present, not voting.

Yeas — Armbrister; Barrientos; Barton, B.; Berlanga; Blanton; Burnett; Cain; Cary; Cavazos; Clark; Colbert; Connelly; Coody; Craddick; Danburg; Denton; Eckels; Edwards; Eikenburg; Emmett; English; Evans, C.; Evans, L.; Finnell; Gamez; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner, Granoff; Green; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Hanna; Harrison, D.; Harrison, W.; Heflin; Hilbert; Hill, A.; Hill, G.; Hill, P.; Hinojosa; Hudson, S.; Jackson; Khoury; Kuempel; Laney; Lee, D.; Lee, E. F.; Luna; McKenna; McWilliams; Madla; Mankins;
Martinez, R.; Messer; Millsap; Moreno, A.; Moreno, P.; Oliver; Patterson; Pennington; Pierce; Polk; Polumbo; Presnal; Price; Ragsdale; Rangel; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schoolcraft; Shaw; Shea; Simpson; Smith, A.; Smith, T.; Stiles; Sutton; Thompson, G.; Thompson, S.; Toomey; Tow; Turner; Ulher; Valles; Vowell; Waldrop; Wallace; Wieting; Willis; Wilson; Word; Wright.

Nays — Agnich: Arnold; Barton, E.; Bomer; Buchanan: Bush; Carriker; Ceverha; Clemons; Collazo; Criss; Crockett; Davis; Delay; Fox; Gandy; Grisham; Hernandez; Hightower; Hollowell; Horn; Hudson, D.; Hurv; Keller; Kemp; Kubiak; Oliveira; Parker; Patronella; Peveto; Schlueter; Short; Smith, C.; Staniswalis; Tejeda; Watson; Whaley; Wolens.

Present, not voting — Mr. Speaker(C): Martinez, W.

Absent, Excused — Delco.

Absent — Leonard; Patrick.

The house proceeded to the consideration of Article II, CSSB 179.

Representative Coody offered the following amendment to Article II, CSSB 179:

Amend CSSB 179 as follows:

1. On page 1-71, strike item 1, the Schedule of Exempt Positions, and the paragraph under the Texas Energy and Natural Resources Advisory Council.

2. On page II-51, insert a new item 9.d. to read as follows and reletter subsequent sub-items accordingly:
   
   d. Construction of new campus perimeter fence at Gainesville State School

3. Adjust all totals accordingly.

Representative McWilliams moved to table the Coody amendment.

The motion to table was lost. (Hightower recorded voting yes)

The amendment was adopted without objection.

MESSAGE FROM THE SENATE

Austin, Texas, May 4, 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 325 by Truan, relating to the allocation of certain cigarette tax revenue to and the use of the local parks, recreation and open space fund.

SB 483 by Traeger, relating to the application of the Health Facilities Development Act to nursing homes organized for profit.
SB 1026 by Sharp, relating to maintenance of the ecological health and defined historic levels of productivity of the bays and estuaries under permits to store, take, or divert water.

Respectfully,
Betty King
Secretary of the Senate

CSSB 179 - (consideration continued)

Representative Hinojosa offered the following amendment to Article II, CSSB 179:

Amend the committee substitute for SB 179 as follows:

1. On page II-50, appropriations to Department of Human Resources, in rider 58 delete the existing rider and in its place insert the following:

In the event that additional funds become available in the medical assistance program due to changes in federal law which make additional federal funds available for medical coverage of pregnant women or medically needy children or the availability of an unexpended balance in medical assistance programs after FY 1984, it is the intent of the legislature that the Department extend medical assistance to eligible pregnant women or medically needy children. This provision is not intended to require any action which results in a reduction in the ratio of federal matching funds or requires additional state appropriations for matching funds.

The amendment was adopted without objection.

Representative Ceverha offered the following amendment to Article II, CSSB 179:

Amend CSSB 179, page II-36, Department of Human Resources, SECTION 8, “Family Self-support Services” by striking the amounts appropriated for line (b.) Family Planning Services (XX) and substitute the following:

$10,000,000 $10,000,000

and by adding the following sentence to RIDER #16 on page II-42:

“In no event shall the department contract with any agency, public or private, which uses any of its funds to lobby members of the legislature or the United States Congress on matters directly related to services performed under the contract.”

Representative Vowell moved to table the Ceverha amendment.

A record vote was requested.

The motion to table prevailed by (Record 293): 111 Yeas, 32 Nays, 3 Present, not voting.

Yeas — Armbrister; Arnold; Barrientos; Barton, B.; Barton, E.; Berlanga; Bomer; Buchanan; Burnett; Bush; Cain; Carriker; Cavazos; Clark; Colbert; Collazo; Criss; Danburg; Davis; Denton; Eckels; Edwards; English; Evans, C.; Evans, L.; Fox; Gamez; Gandy; Garcia, A.; Garcia, M.; Gavin; Geistweidt; Gibson, B.; Gibson, J.; Gilley; Glossbrenner; Granoff; Grisham; Hackney; Haley; Hall, L.; Hall, T.; Hall, W.; Hammond; Harrison, D.; Harrison, W.; Hernandez; Hightower; Hill, G.; Hill, P.; Hinojosa; Hudson, D.; Hudson, S.; Hury; Jackson; Jones; Kemp; Khoury; Kuempel; Laney; Lee, D.; Lee, E. F.; Luna; McWilliams; Madla; Mankins; Martinez, R.; Martinez, W.; Millsap; Moreno, A.; Oliveira; Oliver; Parker; Patterson; Peveto; Pierce; Polk; Polumbo; Presnaf; Price; Ragsdale; Rangel; Robinson; Robnett; Rudd; Russell; Salinas; Saunders; Schoolcraft; Shaw; Short; Simpson; Smith, T.; Staniswalis; Stiles; Sutton; Tejeda; Thompson, S.; Tow;
Representatives Madla and Valles offered the following amendment to Article II, CSSB 179:

Amend the committee substitute for SB 179 by adding the following rider on page 11-19:

It is the intent of the Legislature that funds appropriated above in Item 8.j. Epilepsy Services shall be expended only through contract with non-profit organizations.

The amendment was adopted without objection.

The house proceeded to the consideration of Article III, CSSB 179.

Representative Green offered the following amendment to Article III, CSSB 179:

Amend the committee substitute for SB 179 as follows:


2. On page III-6, appropriations to 1. Foundation School Program Allocations to Local Schools, reduce item 1. Education Service Centers, estimated to show the following amounts:

<table>
<thead>
<tr>
<th></th>
<th>1984</th>
<th>1985</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount</td>
<td>$7,500,240</td>
<td>$7,897,973</td>
</tr>
</tbody>
</table>

3. Change all totals and subtotals as necessary.

Representative Blanton moved to table the Green amendment.

The motion to table prevailed.

Representative Valles moved the following amendment to Article III, CSSB 179:

Amend CSSB 179 on pages III-10 and III-11 by striking the last three paragraphs of rider number 8.

Representative Valles moved to table the Blanton amendment.

A record vote was requested.

The motion to table was lost by (Record 294): 34 Yeas, 109 Nays, 1 Present, not voting.

Yeas — Agnich; Barton, E.; Carriker; Clemons; Colbert; Collazo; Coody; Davis; DeLay; Edwards; Emmett; Evans, C.; Finnell; Fox; Gibson, B.; Gilley;
Represents Schlueter and Hilbert offered the following amendment to Article III, CSSB 179:

Amend the committee substitute for SB 179 as follows:

(1) On page III-21, appropriations to Coordinating Board, delete rider 14.

The amendment was adopted.

The Schlueter-Hilbert amendment was adopted by (Record 295): 97 Yeas, 40 Nays, 2 Present, not voting.
Present, not voting — Mr. Speaker(C): Barton, B.
Absent, Excused — Delco.
Absent — Berlanga; Bomer; Clemons; Criss; Garcia, M.; Green; Hanna; Mankins; Patrick; Sutton.

RESOLUTION REFERRED TO COMMITTEE

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

SCR 96, Declaring the week of May 8-14, 1983, as "Senior Citizens Centers Week".
To Committee on Retirement and Aging.

SENATE JOINT RESOLUTIONS ON FIRST READING

The following senate joint resolutions were today laid before the house, read first time and referred to committee:

SJR 40 to Committee on Natural Resources.
SJR 41 to Committee on Natural Resources.
SJR 42 to Committee on Natural Resources.

SENATE BILLS ON FIRST READING

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

SB 802 to Committee on Transportation.
SB 895 to Committee on Natural Resources.
SB 977 to Committee on Ways and Means.
SB 1026 to Committee on Natural Resources.
SB 1235 to Committee on Natural Resources.
SB 1236 to Committee on Natural Resources.
SB 1309 to Committee on Natural Resources.
SB 1358 to Committee on Natural Resources.

HB 1061, SB 786, AND HB 742 - RULES SUSPENDED

Representative Hernandez moved to suspend the 5-day posting rule to allow the Committee on Law Enforcement to consider HB 1061, SB 786, and HB 742.

The motion prevailed without objection.

SCR 96 - RULES SUSPENDED

Representative Finnell moved to suspend the 5-day posting rule to allow the Committee on Retirement and Aging to consider SCR 96.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:
General Investigating Committee, on recess today, Room 346.
Urban Affairs, Subcommittee on HB 1015, on recess today, Room 109-D, to consider HB 1015.

Human Services, on recess today, Desk 50, to consider HB 1274.

Ways and Means, after formal meeting today, Room 100-E, Reagan Building, to consider posted bills and subcommittee reports.

Ways and Means, on recess today, Room E, Reagan Building, to consider HB 2284, subcommittee reports and pending business.

Ethics Committee, on recess today, Room 346.

RECESS

Representative Salinas moved that the house recess until 9:30 a.m. tomorrow.

The motion prevailed without objection.

The house accordingly, at 6:15 p.m., recessed until 9:30 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

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

Criminal Jurisprudence - HB 150, HB 1388, HB 1517, HB 2013, HB 2046, SB 162, SB 781, SB 879, SB 911
Elections - HB 1100
Energy - HB 1608, SB 272, SB 273, SB 946
Environmental Affairs - HB 792, HB 1321, HCR 130, SB 708
Financial Institutions - HB 1126, HB 1867, HB 2220
Higher Education - HB 949, HB 980, HB 2076
Human Services - SB 633, SB 920, SB 1226, SCR 58
Judicial Affairs - HB 1106, HCR 159
Judiciary - HB 58, HB 122, HB 360, HB 2244, SB 79, SB 458
Public Health - HB 799, HB 1494, HB 1599, HB 1985
Retirement and Aging - HB 868, HB 1983, SB 116, SB 129, SB 444
Rules and Resolutions - HCR 176, HCR 178, HCR 186, HCR 187, HCR 188, HCR 193, HCR 196, HR 273, HR 274, HR 281, HR 282, HR 283, HR 286, HR 297, HR 298, SCR 79
Transportation - HB 1653
Urban Affairs - HB 310, HB 431, HB 1131, HB 1271, HB 1623, HB 2277, SB 970

ENGROSSED

May 3 - HR 36, HB 79, HB 98, HB 281, HB 651, HB 658, HB 1130, HB 1438, HB 1689, HB 1995, HJR 91
ENROLLED
May 3 - HCR 131, HCR 151, HCR 157, HCR 172, HCR 175, HCR 176, HCR 179

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

HB 137 - Toomey, A. Smith
HB 319 - L. Hall
HB 419 - Barrientos
HB 2185 - Carriker
HB 2396 - Waldrop

BILLS TRANSMITTED TO GOVERNOR
UNDER ARTICLE XVI, SECTION 59
The following house bills were transmitted by the chief clerk to the governor:
May 4 - HB 2416, HB 2417, HB 2418, HB 2419, HB 2420, HB 2421, HB 2422, HB 2425

RECOMMENDATIONS OF THE TEXAS WATER COMMISSION
FILED WITH SPEAKER
The following recommendations of the Texas Water Commission were filed with the speaker:
May 3 - HB 2343, HB 2345, HB 2374