

HOUSE JOURNAL

EIGHTY-FIRST LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTIETH DAY — MONDAY, MARCH 30, 2009

The house met at 11 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 72).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Button; Callegari; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Maldonado; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Miller, D.; Miller, S.; Moody; Morrison; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Rios Ybarra; Ritter; Rodriguez; Rose; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Vaught; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

The invocation was offered by Joseph Lopez, chancellor, Diocese of Corpus Christi, as follows:

Blessed are you, Lord, God of mercy, who through your son gave us a marvelous example of charity and the great commandment of love one another. We all know that where charity and love prevail, you are near. Send down your blessings on these, your servants, who generously devote themselves to helping those entrusted to their care. May the virtue of justice always ring in their minds and hearts. When they are called on in times of need, let them faithfully serve you by serving their neighbor. We ask this, as we ask all things, through Christ, our Lord. Amen.

The speaker recognized Representative Ortiz who led the house in the pledges of allegiance to the United States and Texas flags.

CAPITOL PHYSICIAN

The speaker recognized Representative Chisum who presented Dr. Steven Rossi of Tulia as the "Doctor for the Day."

The house welcomed Dr. Rossi and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of personal business:

Cohen on motion of Creighton.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 13).

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Thompson moved to suspend all necessary rules to set a local, consent, and resolutions calendar for 10 a.m. tomorrow.

The motion prevailed.

HR 680 - ADOPTED (by Naishtat)

Representative Naishtat moved to suspend all necessary rules to take up and consider at this time **HR 680**.

The motion prevailed.

The following resolution was laid before the house:

HR 680, In memory of William Judson Holloway III, co-chair of the Travis County Green Party.

HR 680 was read and was unanimously adopted by a rising vote.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of family business:

Lucio on motion of Anchia.

HR 200 - ADOPTED

(by Ortiz, Rios Ybarra, Herrero, Gonzalez Toureilles, and Hunter)

Representative Ortiz moved to suspend all necessary rules to take up and consider at this time **HR 200**.

The motion prevailed.

The following resolution was laid before the house:

HR 200, Honoring Bishop Edmond Carmody for his service to the Diocese of Corpus Christi.

HR 200 was read and was adopted.

On motion of Representative Herrero, the names of all the members of the house were added to **HR 200** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Ortiz who introduced Bishop Edmond Carmody.

HR 1029 - ADOPTED

(by Kent)

Representative Kent moved to suspend all necessary rules to take up and consider at this time **HR 1029**.

The motion prevailed.

The following resolution was laid before the house:

HR 1029, Honoring the Mustang Stampede of J. J. Pearce High School in Richardson.

HR 1029 was adopted.

HR 906 - ADOPTED

(by Hardcastle)

Representative Hardcastle moved to suspend all necessary rules to take up and consider at this time **HR 906**.

The motion prevailed.

The following resolution was laid before the house:

HR 906, Commending David and Dain Guetersloh of GB Aerial Applications, Inc., for their service as pilots and firefighters.

HR 906 was adopted.

INTRODUCTION OF GUEST

The speaker recognized Representative Hardcastle who introduced David Guetersloh.

HR 1108 - ADOPTED

(by Truitt)

Representative Truitt moved to suspend all necessary rules to take up and consider at this time **HR 1108**.

The motion prevailed.

The following resolution was laid before the house:

HR 1108, Recognizing March 29-April 4, 2009, as Texas Retired Teachers Week.

HR 1108 was adopted.

(Corte in the chair)

HR 1001 - ADOPTED

(by Menendez)

Representative Menendez moved to suspend all necessary rules to take up and consider at this time **HR 1001**.

The motion prevailed.

The following resolution was laid before the house:

HR 1001, Congratulating Bennie L. Cole on his retirement from Randolph Air Force Base.

HR 1001 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Menendez who introduced Bennie L. Cole and members of his family and friends.

(Speaker in the chair)

GENERAL STATE CALENDAR**HOUSE BILLS****SECOND READING**

The following bills were laid before the house and read second time:

HB 1671 ON SECOND READING

(by Crownover, Naishtat, Zerwas, Coleman, Gonzalez Toureilles, et al.)

HB 1671, A bill to be entitled An Act relating to mutual aid agreements for newborn screening laboratory services.

HB 1671 was passed to engrossment.

CSHB 1297 ON SECOND READING
(by Hochberg and Flores)

CSHB 1297, A bill to be entitled An Act relating to optional flexible school day program courses offered by school districts to enable students to earn course credit under certain circumstances.

CSHB 1297 was passed to engrossment.

CSHB 1240 ON SECOND READING
(by Villarreal, Naishtat, and Coleman)

CSHB 1240, A bill to be entitled An Act relating to information required to be provided to parents of an infant.

CSHB 1240 was passed to engrossment. (Harper-Brown and Laubenberg recorded voting no.)

HB 773 ON SECOND READING
(by Oliveira)

HB 773, A bill to be entitled An Act relating to extending the expiration date of the Property Redevelopment and Tax Abatement Act.

Amendment No. 1

Representative Hilderbran offered the following amendment to **HB 773**:

Amend **HB 773**, on page 1, line 9, by striking "2021" and substituting "2019".

(Harper-Brown in the chair)

Amendment No. 1 was adopted.

HB 773, as amended, was passed to engrossment.

RECESS

At 12:10 p.m., the chair announced that the house would stand recessed until 1 p.m. today.

AFTERNOON SESSION

The house met at 1 p.m. and was called to order by the speaker.

HB 772 ON SECOND READING
(by D. Howard, Rodriguez, and Maldonado)

HB 772, A bill to be entitled An Act relating to Internet broadcasts of open meetings held by the State Board of Education.

HB 772 was passed to engrossment.

CSHB 1038 ON SECOND READING
(by Paxton, Zerwas, Harless, Gattis, Truitt, et al.)

CSHB 1038, A bill to be entitled An Act relating to the determination of the market value of a residence homestead for purposes of ad valorem taxation.

Amendment No. 1

Representative Paxton offered the following amendment to **CSHB 1038**:

Amend **CSHB 1038** on page 1, line 16, by striking "with the residence homestead" and substituting "with other residence homesteads in the same neighborhood".

Amendment No. 1 was adopted.

CSHB 1038, as amended, was passed to engrossment.

CSHB 350 ON SECOND READING
(by Leibowitz and Herrero)

CSHB 350, A bill to be entitled An Act relating to use of school district resources for athletic or instructional facilities.

Amendment No. 1

Representative Leibowitz offered the following amendment to **CSHB 350**:

Amend **CSHB 350** on page 1, line 23, after the period, by adding the following:

A district may contribute district resources under this subsection only if the district and the institution of higher education enter into a written agreement authorizing the district to use that facility.

Amendment No. 1 was adopted.

CSHB 350, as amended, was passed to engrossment.

CSHB 71 ON SECOND READING
(by Corte, Bohac, Chavez, Branch, S. Miller, et al.)

CSHB 71, A bill to be entitled An Act relating to the establishment of a program to provide a ballot by electronic mail to military personnel serving overseas and their spouses and dependents residing overseas.

CSHB 71 was passed to engrossment.

CSHB 1161 ON SECOND READING
(by Geren)

CSHB 1161, A bill to be entitled An Act relating to local regulation of distance requirements for businesses selling alcoholic beverages near certain establishments.

Representative Geren moved to postpone consideration of **CSHB 1161** until 10 a.m. tomorrow.

The motion prevailed.

HB 271 ON SECOND READING
(by Ortiz, Button, F. Brown, Strama, and Parker)

HB 271, A bill to be entitled An Act relating to the designation of enterprise projects during a biennium.

HB 271 was passed to engrossment.

HR 1139 - ADOPTED
(by Straus)

Representative Bohac moved to suspend all necessary rules to take up and consider at this time **HR 1139**.

The motion prevailed.

The following resolution was laid before the house:

HR 1139, Congratulating Dr. Lee E. Henderson on the occasion of his retirement from Prairie View A&M University.

HR 1139 was adopted.

FIVE-DAY POSTING RULE SUSPENDED

Representative Coleman moved to suspend the five-day posting rule and all necessary rules to consider **HB 487**, **HB 4683**, **HB 4704**, and **HB 4730**.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Coleman requested permission for the Committee on County Affairs to meet while the house is in session, during bill referral today, in E2.016, for a public hearing, to consider **HB 487**, **HB 4683**, **HB 4704**, **HB 4730**, and the previously posted agenda.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative Hunter moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Judiciary and Civil Jurisprudence to consider **HB 1682** and the previously posted agenda.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Judiciary and Civil Jurisprudence, upon final recess today, E2.010, for a public hearing, to consider **HB 1682** and the previously posted agenda.

FIVE-DAY POSTING RULE SUSPENDED

Representative Miklos moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Criminal Jurisprudence, Subcommittee on Capitol Punishment, to consider **HB 4382** on Thursday, April 2.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Criminal Jurisprudence, Subcommittee on Capitol Punishment, 8 a.m. Thursday, April 2, E2.016, for a public hearing, to consider **HB 4382** and the previously posted agenda.

(Moody in the chair)

FIVE-DAY POSTING RULE SUSPENDED

Representative Gonzales moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Border and Intergovernmental Affairs to consider **HB 4540**, **HJR 142**, and the previously posted agenda.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Border and Intergovernmental Affairs, upon final recess today, E1.010, for a public hearing, to consider **HB 4540**, **HJR 142**, and the previously posted agenda.

FIVE-DAY POSTING RULE SUSPENDED

Representative Homer moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Culture, Recreation, and Tourism to consider **HB 2553**.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Culture, Recreation, and Tourism, 12 p.m. or upon final adjournment tomorrow, E1.010, for a public hearing, to consider **HB 2553** and items from a previously posted notice.

Technology, Economic Development, and Workforce will reconvene upon final recess today, E2.030.

Calendars, 5 p.m. today, 2W.6, for a formal meeting, to consider a calendar.

Local and Consent Calendars, 4 p.m. today, E2.024, for a formal meeting, to consider a calendar.

(Harper-Brown in the chair)

Criminal Jurisprudence, Subcommittee on Criminal Procedure, will reconvene upon final recess today.

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative McClendon moved to set a congratulatory and memorial calendar for 10 a.m. Thursday, April 2.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

County Affairs, during bill referral today, E2.016, for a public hearing, to consider **HB 487**, **HB 4683**, **HB 4704**, **HB 4730**, and the posted agenda.

PROVIDING FOR RECESS

Representative Geren moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house recess until 10 a.m. tomorrow in memory of Jack Lewis.

The motion prevailed.

RESOLUTIONS REFERRED TO COMMITTEES

Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Laubenberg in the chair)

RECESS

In accordance with a previous motion, the house, at 2:09 p.m., recessed until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HCR 138 (By Gonzalez Toureilles), In memory of Orange Grove educator Roxie M. Fine.

To Rules and Resolutions.

HCR 140 (By Homer), In memory of Sarah Helen Stewart Coker of Paris, Texas.

To Rules and Resolutions.

HCR 141 (By Isett), Congratulating Stacie George of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 142 (By Isett), Congratulating Cathy Pope of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 143 (By Isett), Congratulating Jennifer McGrew of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 144 (By Isett), Congratulating Mitzi Jo Hopper Ziegner of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 145 (By Isett), Congratulating Christina Esperat of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 146 (By Isett), Congratulating Sally Kipyego of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HCR 147 (By Isett), Congratulating Melinda Corwin of Lubbock on earning a 2009 Women of Excellence Award from the YWCA of Lubbock.

To Rules and Resolutions.

HR 1050 (By Truitt), Recognizing the Texas Association of Public Employee Retirement Systems.

To Rules and Resolutions.

HR 1051 (By Craddick), Congratulating the Crane High School boys' golf team on winning the overall title at the 2009 Crane Invitational tournament.

To Rules and Resolutions.

HR 1052 (By Craddick), Congratulating Chandice Covington of Lubbock on her appointment as the Florence Thelma Hall Endowed Chair for Nursing Excellence in Women's Health at the Texas Tech University Health Sciences Center.

To Rules and Resolutions.

HR 1053 (By Craddick), Commemorating the 50th anniversary of Ref-Chem L.P.

To Rules and Resolutions.

HR 1054 (By Deshotel), In memory of Amos James Evans of Port Arthur.

To Rules and Resolutions.

HR 1055 (By Deshotel), Paying tribute to the life and work of Robert Rauschenberg, who is being posthumously honored with the 2009 Texas Medal of Arts Award for Lifetime Achievement.

To Rules and Resolutions.

HR 1056 (By Deshotel), Congratulating Don Pumphrey of Beaumont on his selection as 2008 Person of the Year by Quota International of Southeast Texas.

To Rules and Resolutions.

HR 1057 (By Deshotel), In memory of James A. Roberts of Orange.

To Rules and Resolutions.

HR 1058 (By Parker), Congratulating Tyler Lee of Flower Mound on winning back-to-back state wrestling titles.

To Rules and Resolutions.

HR 1059 (By Parker), Congratulating Cody Ray on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1060 (By Parker), Congratulating Michael Turner on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1061 (By Parker), Congratulating Paul Winkler on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1062 (By Parker), Congratulating Brandon Smith on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1063 (By Parker), Congratulating Matthew Thiede on attaining the rank of Eagle Scout.

To Rules and Resolutions.

HR 1064 (By Parker), Congratulating Stephen Nelson on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1065 (By Parker), Congratulating Mikel Thomas on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1066 (By Parker), Congratulating Jason Taylor on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1067 (By Parker), Congratulating Jarred Irby on his graduation from the Justin Community Volunteer Fire Department Academy.

To Rules and Resolutions.

HR 1068 (By Creighton), Recognizing Kirby's Lone Star Smokehouse in Montgomery County.

To Rules and Resolutions.

HR 1069 (By Creighton), Welcoming the members of the Montgomery County Republican Women, North Shore Republican Women, and Lake Conroe Area Republican Women to the Capitol.

To Rules and Resolutions.

HR 1070 (By Creighton), Recognizing April 7, 2009, as Montgomery County Day at the State Capitol.

To Rules and Resolutions.

HR 1071 (By Anderson), In memory of William Eugene Nichols of Hewitt.

To Rules and Resolutions.

HR 1072 (By Anderson), Congratulating the football team of Reicher Catholic High School in Waco on winning the 2008 TAPPS Division 3 state title.
To Rules and Resolutions.

HR 1073 (By Anderson), Congratulating the girls' basketball team from Midway High School in Waco on winning the 2009 UIL 4A state championship.
To Rules and Resolutions.

HR 1074 (By Harper-Brown), Honoring Sue Richardson for her service to the community of Irving.
To Rules and Resolutions.

HR 1075 (By Harper-Brown), Honoring the Greater Irving-Las Colinas Chamber of Commerce for earning a five-star accreditation from the U.S. Chamber of Commerce.
To Rules and Resolutions.

HR 1076 (By Gattis), In memory of Patricia Ann Matheny of Austin.
To Rules and Resolutions.

HR 1077 (By Gattis), In memory of Susan Carol Streit Blount of Round Rock.
To Rules and Resolutions.

HR 1078 (By Gattis), Honoring the life of teacher Debra Lynn Picha of Round Rock.
To Rules and Resolutions.

HR 1079 (By Y. Davis), Congratulating Dallas County Department of Health and Human Services director Zachary Thompson on receiving the 2009 Health Care Award from the Interdenominational Ministerial Alliance of Greater Dallas.
To Rules and Resolutions.

HR 1080 (By Merritt), Commemorating Dalton Days and the Mowdown Showdown in Longview on April 11, 2009.
To Rules and Resolutions.

HR 1082 (By Sheffield), Honoring Bob and Betty Thrasher of Temple on the occasion of their 60th wedding anniversary.
To Rules and Resolutions.

HR 1084 (By Rodriguez), Honoring the Lance Armstrong Foundation and its CEO, Doug Ulman, on the grand opening of the organization's new Austin headquarters.
To Rules and Resolutions.

HR 1085 (By Mallory Caraway), Urging Congress to enact legislation facilitating the ability of cities to access appropriate financing for critically needed municipal projects.
To Urban Affairs.

HR 1086 (By Legler), Congratulating the Pasadena ISD Communications Department on its receipt of 11 Gold Star Awards and two Best of Category honors from the Texas Schools Public Relations Association.

To Rules and Resolutions.

HR 1087 (By Legler), Congratulating John Manlove Marketing and Communications of Pasadena on winning 14 Addy Awards at the 2009 American Advertising Federation Houston gala.

To Rules and Resolutions.

HR 1088 (By Craddick), Honoring Courtney and Jay Smith of Midland on their 50th wedding anniversary.

To Rules and Resolutions.

HR 1089 (By Lewis), Congratulating Toby S. Eoff on being named the 2009 Entrepreneur of the Year by the Odessa Chamber of Commerce.

To Rules and Resolutions.

HR 1090 (By Lewis), Congratulating Leldon Hensley on his induction into the Odessa Chamber of Commerce Hall of Fame.

To Rules and Resolutions.

HR 1091 (By Lewis), Congratulating Jane Hext on her receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1092 (By Lewis), Congratulating the Reverend Mark J. Woodruff on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1093 (By Lewis), Congratulating Michael Moore on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1094 (By Lewis), Congratulating Jon Smith on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1095 (By Lewis), Congratulating Dr. Anne Acreman on her receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1096 (By Lewis), Congratulating Cynthia Wiehle on her receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1097 (By Lewis), Congratulating Bernadine Spears on her receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1098 (By Lewis), Congratulating Ted Hogan on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1099 (By Lewis), Congratulating Craig Van Amburgh on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1100 (By Lewis), Congratulating Fred M. Jones on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1101 (By Lewis), Congratulating Mike Adkins on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1102 (By Lewis), Congratulating Dr. Gregory D. Williams on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1103 (By Lewis), Congratulating Dr. Robert L. Chappell, Jr., on his receipt of a 2009 Community Statesman Award from the Heritage of Odessa Foundation.

To Rules and Resolutions.

HR 1104 (By Lewis), In memory of U.S. Army Sergeant Bacilio E. "Bozzy" Cuellar.

To Rules and Resolutions.

HR 1105 (By Marquez), Honoring Alicia Rascon for her work with Latinitas.

To Rules and Resolutions.

HR 1106 (By Ortiz), Commemorating the 2009 Pan American Golf Association tournament in Corpus Christi.

To Rules and Resolutions.

HR 1107 (By Maldonado), Recognizing April 1, 2009, as Hutto Day at the State Capitol.

To Rules and Resolutions.

HR 1109 (By Vaught), Honoring Lakewood Elementary School in Dallas for being named a 2008 No Child Left Behind–Blue Ribbon School.

To Rules and Resolutions.

HR 1110 (By Vaught), Honoring Victor H. Hexter Elementary School in Dallas on its nomination for the 2009 No Child Left Behind–Blue Ribbon Schools award.

To Rules and Resolutions.

HR 1111 (By Vaught), Congratulating Dallas County District Attorney Craig Watkins on being named 2008 Texan of the Year by the Dallas Morning News and on his selection as one of Governing Magazine's 2008 Public Officials of the Year.

To Rules and Resolutions.

HR 1112 (By Vaught), Congratulating Jack Phippen of Dallas on being accepted as an honored scholar in the Junior National Young Leaders Conference in Washington, D.C.

To Rules and Resolutions.

HR 1113 (By Vaught), Honoring Dr. Mary Ellen Weber of The University of Texas Southwestern Medical Center in Dallas for her achievements.

To Rules and Resolutions.

HR 1114 (By Veasey), Commemorating the opening of the Lenora Rolla Heritage Center in Fort Worth.

To Rules and Resolutions.

HR 1115 (By Veasey), Recognizing March 31, 2009, as REALTOR Appreciation Day at the State Capitol.

To Rules and Resolutions.

HR 1116 (By Kleinschmidt), Honoring Bill Brown for his service as chair of the board of the Texas Nursery and Landscape Association.

To Rules and Resolutions.

HR 1117 (By Olivo), Congratulating Sandi Newkirk on her selection as a 2009 YMCA of Greater Houston Minority Achiever.

To Rules and Resolutions.

HR 1118 (By Villarreal), Commemorating the 25th anniversary of the publication of *The House on Mango Street* by Sandra Cisneros.

To Rules and Resolutions.

HR 1119 (By Lewis), Honoring Dr. Sajjadul Islam on his 2009 induction into the Odessa Chamber of Commerce Hall of Fame.

To Rules and Resolutions.

HR 1120 (By Lewis), Honoring Harold Moore on his 2009 induction into the Odessa Chamber of Commerce Hall of Fame.

To Rules and Resolutions.

HR 1121 (By Lewis), Congratulating Sony Roethemeyer on her 2009 induction into the Odessa Chamber of Commerce Hall of Fame.

To Rules and Resolutions.

HR 1122 (By Martinez Fischer), In memory of Felipe "Hector" Tamez of San Antonio.

To Rules and Resolutions.

HR 1123 (By Martinez Fischer), Congratulating San Antonio restaurateur Lisa Wong on her professional success.

To Rules and Resolutions.

HR 1124 (By Martinez Fischer), Congratulating Dr. Kaye Wilkins of San Antonio on earning the American Academy of Orthopaedic Surgeons' Humanitarian Award.

To Rules and Resolutions.

HR 1125 (By Martinez Fischer), In memory of Harold William Charles Nemky of San Antonio.

To Rules and Resolutions.

HR 1126 (By Martinez Fischer), Honoring San Antonio author Sandra Cisneros on her renowned literary career and on her contributions to her community through the Macondo Foundation.

To Rules and Resolutions.

HR 1127 (By Martinez Fischer), Honoring Barbara Effenberger of Seguin for her professional accomplishments and civic service.

To Rules and Resolutions.

HR 1128 (By Martinez Fischer), In memory of Flavia Cuellar Gutierrez of San Antonio.

To Rules and Resolutions.

HR 1129 (By Martinez Fischer), In memory of Ramiro Bernal of San Antonio.

To Rules and Resolutions.

HR 1130 (By Martinez Fischer), Honoring Bert Pfeister of San Antonio for his outstanding service as president and CEO of Respite Care.

To Rules and Resolutions.

HR 1131 (By Martinez Fischer), In memory of Esther L. Garza.

To Rules and Resolutions.

HR 1132 (By Martinez Fischer), Honoring Harvey Najim of San Antonio for being recognized as one of the top philanthropists in the nation by the Chronicle of Philanthropy and BusinessWeek.

To Rules and Resolutions.

HR 1133 (By Martinez Fischer), In memory of Nick E. Garza, Sr., of San Antonio.

To Rules and Resolutions.

List No. 2

HB 4713 (By D. Miller), Relating to certain exemptions from ad valorem taxes imposed by the Cow Creek Groundwater Conservation District.

To Natural Resources.

HB 4714 (By Creighton), Relating to the creation of the Harris County Municipal Utility District No. 495; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 4715 (By Creighton), Relating to deadlines for elections to confirm the creation of East Montgomery County Municipal Utility Districts Nos. 8, 9, 10, 11, 12, 13, and 14, Montgomery County Municipal Utility Districts Nos. 100 and 101, and Liberty County Municipal Utility District No. 5.

To Natural Resources.

HB 4716 (By Creighton), Relating to the creation of the Harris County Municipal Utility District No. 525; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 4717 (By Keffer), Relating to the creation of the Maverick Improvement District of Palo Pinto County; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 4719 (By Aycock), Relating to the creation of the Burnet County Municipal Utility District No. 3; providing authority to impose a tax and issue bonds; granting the power of eminent domain.

To Natural Resources.

HB 4720 (By Anchia), Relating to the creation of the Trinity River West Municipal Management District; providing the authority to impose an assessment, impose a tax, and issue bonds.

To Natural Resources.

HB 4721 (By Gonzalez Toureilles), Relating to eligibility requirements to serve as a member of the board of directors of the Bee Groundwater Conservation District.

To Natural Resources.

HB 4722 (By Cohen), Relating to the creation of Harris County Improvement District No. 11; providing authority to impose a tax and issue bonds.

To County Affairs.

HB 4723 (By Taylor), Relating to the powers and duties of the Bayview Municipal Utility District of Galveston County; providing authority to impose a tax and issue bonds.

To Natural Resources.

HB 4724 (By Fletcher), Relating to the creation of Waller Town Center Management District; providing authority to impose an assessment, impose a tax, and issue bonds; and granting a limited power of eminent domain.

To County Affairs.

HB 4725 (By Rose), Relating to the creation of the Caldwell County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

To Natural Resources.

HB 4726 (By Jackson), Relating to the creation of the Cypress Waters Municipal Management District; providing the authority to impose an assessment, impose a tax, and issue bonds.

To Natural Resources.

HB 4727 (By Olivo), Relating to the powers and duties of the Sienna Plantation Management District; providing authority to impose a fee or issue bonds.

To Natural Resources.

HB 4728 (By P. King), Relating to the Parker County Utility District No. 1.
To Natural Resources.

HB 4729 (By Bolton), Relating to changes in the territory, board of directors, and water use fees of the Barton Springs-Edwards Aquifer Conservation District.

To Natural Resources.

HB 4730 (By Craddick), Relating to the Martin County Hospital District.
To County Affairs.

HB 4733 (By Smithee), Relating to the operation and funding of the Texas Windstorm Insurance Association, including funding of coverage for certain catastrophic events through the issuance of public securities.

To Insurance.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 13

HCR 83, HCR 84, HCR 133

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Monday, March 30, 2009

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 220 Nichols
Relating to the conversion of a nontolled state highway or segment of the state highway system to a toll project.

SB 532 Patrick, Dan

Relating to a physician's delegation of prescriptive authority to physician assistants or advanced practice nurses.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 26

Border and Intergovernmental Affairs - **HB 1583, HB 2275**

Business and Industry - **HB 1162**

Defense and Veterans' Affairs - **HB 761, HB 1830, HB 1998, HB 2558**

Elections - **HB 551**

Judiciary and Civil Jurisprudence - **HB 670**

Natural Resources - **HB 753, HB 1601, HB 1683, HB 1691**

State Affairs - **HB 874, HJR 29**

March 27

Agriculture and Livestock - **HB 205, HB 328, HB 375, HB 482, HB 1079, HB 1444, HB 1530, HB 1580, HB 1622, HB 1949, HB 2765**

Appropriations - **HB 6**

Criminal Jurisprudence - **HB 1215, HB 1813**

Culture, Recreation, and Tourism - **HB 1500, HB 1805**

Human Services - **HB 1453**

Land and Resource Management - **HB 1214, HB 1680, HB 2073, HB 2074, HB 2324, HB 2457**

Urban Affairs - **HB 1300**

ENGROSSED

March 26 - HB 394, HB 400, HB 448, HB 605, HB 621, HB 693, HB 762, HB 782, HB 867, HB 873, HB 968, HB 1510, HB 1637, HB 1695, HB 1761, HB 1822

ENROLLED

March 27 - HCR 83, HCR 84, HCR 133

