

SENATE JOURNAL

EIGHTIETH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-SECOND DAY

(Monday, April 16, 2007)

The Senate met at 1:40 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Shapleigh, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams, Zaffirini.

Absent-excused: Gallegos.

The President announced that a quorum of the Senate was present.

The Reverend T. Douglas Ferguson, Grace Presbyterian Church, Houston, offered the invocation as follows:

Gracious God, in every generation You raise up women and men to lead Your people and today we give You thanks for these leaders that You have called to lead the State of Texas. In their work this day we would ask You to bless them with hearts of compassion and courage, with ears to hear one another and Your truth, and with the wisdom that You have promised to provide. In their deliberations and in their actions may they experience a spirit of unity and may You provide them with all the gifts they will need to accomplish the work that has been entrusted to them. We also remember this day all those who serve to protect our cities, our state, and our country. We continue to pray for a day when all violence will cease in our streets and between nations. Until that day, we ask You to watch over those who willingly step into harm's way to be instruments of peace and justice and to defend the freedoms that we enjoy. Lord, You have blessed us as a nation and You have blessed the State of Texas. May the work of this body use those blessings to bring Your hope and Your love to all who so desperately need it, and may You continue to bless our nation and the great State of Texas. For we ask all this in Your name and for Your glory alone. Amen.

Senator Whitmire moved that the reading of the Journal of the proceedings of Thursday, April 12, 2007, be dispensed with and the Journal be approved as printed.

The motion prevailed without objection.

LEAVE OF ABSENCE

On motion of Senator Whitmire, Senator Gallegos was granted leave of absence for today on account of illness.

CO-AUTHOR OF SENATE BILL 4

On motion of Senator Shapiro, Senator West will be shown as Co-author of **SB 4**.

CO-AUTHOR OF SENATE BILL 49

On motion of Senator Zaffirini, Senator Lucio will be shown as Co-author of **SB 49**.

CO-AUTHOR OF SENATE BILL 368

On motion of Senator Ellis, Senator Hinojosa will be shown as Co-author of **SB 368**.

CO-AUTHOR OF SENATE BILL 436

On motion of Senator Ellis, Senator Van de Putte will be shown as Co-author of **SB 436**.

CO-AUTHOR OF SENATE BILL 476

On motion of Senator Uresti, Senator Hegar will be shown as Co-author of **SB 476**.

CO-AUTHOR OF SENATE BILL 516

On motion of Senator Van de Putte, Senator Shapleigh will be shown as Co-author of **SB 516**.

CO-AUTHOR OF SENATE BILL 685

On motion of Senator Van de Putte, Senator Shapleigh will be shown as Co-author of **SB 685**.

CO-AUTHOR OF SENATE BILL 828

On motion of Senator West, Senator Van de Putte will be shown as Co-author of **SB 828**.

CO-AUTHOR OF SENATE BILL 874

On motion of Senator Van de Putte, Senator Shapleigh will be shown as Co-author of **SB 874**.

CO-AUTHOR OF SENATE BILL 933

On motion of Senator Jackson, Senator Harris will be shown as Co-author of **SB 933**.

CO-AUTHOR OF SENATE BILL 934

On motion of Senator Jackson, Senator Harris will be shown as Co-author of **SB 934**.

CO-AUTHOR OF SENATE BILL 956

On motion of Senator West, Senator Lucio will be shown as Co-author of **SB 956**.

CO-AUTHOR OF SENATE BILL 1068

On motion of Senator Wentworth, Senator Ellis will be shown as Co-author of **SB 1068**.

CO-AUTHOR OF SENATE BILL 1189

On motion of Senator Uresti, Senator Ellis will be shown as Co-author of **SB 1189**.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

April 16, 2007

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

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

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

HB 27, Relating to the filing of campaign finance reports with the Texas Ethics Commission.

HB 41, Relating to the confidentiality of home address information of certain federal judges and their spouses and of certain state judges.

HB 44, Relating to the restoration of good conduct time forfeited during a term of imprisonment.

HB 66, Relating to power management software for state agencies.

HB 71, Relating to counterfeit motor vehicle airbags; providing a penalty.

HB 86, Relating to tuition rebates provided by general academic teaching institutions to students who participate in the Reserve Officers' Training Corps.

HB 158, Relating to reporting of the fair market value of certain gifts made to public officials.

HB 184, Relating to an exception to consent as a defense to assaultive conduct.

HB 280, Relating to the eligibility of juvenile correctional officers for the fire fighter and law enforcement or security officer home loan program.

HB 282, Relating to the applicability of certain certification requirements to the superintendent of the Windham School District.

HB 309, Relating to certain notifications made by the Texas Department of Criminal Justice to close relatives of deceased victims.

HB 320, Relating to use of electronically readable information from a driver's license or personal identification certificate by a commercial business.

HB 356, Relating to the exemption from ad valorem taxation of rent-to-own property not held by the lessee primarily to produce income and to the method to be used to depreciate taxable rent-to-own property for tax appraisal purposes.

HB 387, Relating to the repeal of the law relating to the Texas National Research Laboratory Commission.

HB 413, Relating to erecting certain signs on certain rights-of-way; providing penalties.

HB 442, Relating to taking or attempting to take a stun gun from a peace officer or certain other officers.

HB 463, Relating to the regulation of air conditioning and refrigeration contracting; providing an administrative penalty.

HB 492, Relating to removal of territory from an emergency services district by a municipality.

HB 495, Relating to the punishment for assault of emergency services personnel; imposing a criminal penalty.

HB 518, Relating to the detention and examination of certain persons for whom an application for emergency detention or a motion for an order of protective custody has been filed.

HB 534, Relating to authorizing the lease or conveyance of certain real property owned by Amarillo College.

HB 550, Relating to the eligibility of certain victims of family violence for unemployment compensation.

HB 576, Relating to the bid bond form of bid deposit for certain special district construction projects.

HB 629, Relating to the date for a consolidation election of two or more municipalities.

HB 630, Relating to notice to a surface owner by an oil or gas well operator of the issuance of a permit for certain oil and gas operations.

HB 713, Relating to the authority of a fresh water supply district to issue bonds or to enter into a contract to convey property to another water district or water supply corporation.

HB 741, Relating to an exemption from tuition and fees at public institutions of higher education for children of certain volunteer peace officers who are killed or disabled in the line of duty.

HB 762, Relating to the recusal of certain persons from a grievance proceeding conducted by a panel of a district grievance committee of the State Bar of Texas.

- HB 770**, Relating to requiring the Texas Department of Criminal Justice to provide notice to certain persons of the right to vote.
- HB 862**, Relating to the appointment of a temporary county chair.
- HB 873**, Relating to eligibility requirements for a beginning position in a police department in certain municipalities under municipal civil service.
- HB 902**, Relating to a student fitness and recreational fee at Texas Woman's University.
- HB 973**, Relating to the eligibility of certain educational employees to participate or be enrolled in certain group health benefit programs.
- HB 1000**, Relating to exemptions from the sales tax for certain energy efficient products for a limited period.
- HB 1023**, Relating to grants made by the Texas Commission on the Arts.
- HB 1043**, Relating to the provision of courses in behavioral modification by disciplinary alternative education programs and juvenile justice alternative education programs.
- HB 1049**, Relating to the automatic suspension of the driver's license of certain persons convicted of the offense of manslaughter.
- HB 1059**, Relating to an immunization awareness program in certain school districts.
- HB 1067**, Relating to subdivision replatting by certain municipalities.
- HB 1070**, Relating to the liability insurance requirements for certain amusement rides that operate in a manner similar to a train.
- HB 1071**, Relating to the duties of a county chair on a change of leadership.
- HB 1127**, Relating to the issuance of bonds for recreational facilities by certain conservation and reclamation districts in Montgomery County.
- HB 1129**, Relating to the prosecution and punishment of the offense of criminal trespass.
- HB 1157**, Relating to a student services building fee at The University of Texas of the Permian Basin.
- HB 1179**, Relating to procurements by the Texas Lottery Commission.
- HB 1187**, Relating to vouchers for tuition and required fees at certain institutions of higher education for students who sound "Taps" at a veteran's funeral.
- HB 1200**, Relating to grants of appropriated money to certain peace officer organizations.
- HB 1214**, Relating to the goal of installing additional capacity for generating renewable energy.
- HB 1251**, Relating to a public agency's, county's, or municipality's authority to grant or enforce certain solid waste collection and transportation services franchises.

HB 1260, Relating to exempting certain military personnel from certain state and local governmental fees.

HB 1279, Relating to the requirement that a detector for certain traffic-actuated electric traffic-control devices register the presence of a motorcycle.

HB 1308, Relating to deer breeding operations; providing a penalty.

HB 1310, Relating to the wasting of certain game, alligators, and shellfish; imposing penalties.

HB 1316, Relating to a fee exemption under the Public Accountancy Act for certain accountants in this state who are employed by the government of another state.

HB 1344, Relating to the regulation of refund anticipation loans; providing an administrative penalty.

HB 1392, Relating to the right of an employee who is a parent of a child enrolled in a special education program to time off from work to meet with certain persons affecting the education of the child.

HB 1401, Relating to the powers and duties of the Harris County Municipal Utility District No. 402 regarding road projects; providing authority to impose a tax and issue bonds.

HB 1416, Relating to the authority of the Veterans' Land Board to sell certain loans issued by the Veterans' Land Board.

HB 1453, Relating to the manner in which certain state officials request and receive notice of the residence of certain sex offenders.

HB 1530, Relating to the regulation of the sale and inspection of real estate and residential service contracts.

HB 1551, Relating to remedies for common nuisances.

HB 1628, Relating to the creation of the El Paso County Criminal Judicial District No. 1.

HB 1634, Relating to incentives for the film, television, and multimedia production industries.

HB 1669, Relating to the authority of certain counties to impose a county hotel occupancy tax and to the rate of the tax.

HB 1683, Relating to the repeal of the requirement of a ratio of pharmacists to pharmacy technicians in a Class A pharmacy.

HB 1716, Relating to the registration of a registered financial services company and the authority of its exclusive agents to act as mortgage brokers.

HB 1720, Relating to the counties eligible to create a county assistance district that may impose a sales and use tax.

HB 1741, Relating to certain investments by insurance companies and related organizations.

HB 1772, Relating to a report to the legislature by the division of workers' compensation of the Texas Department of Insurance of certain information regarding employers and certain insurance companies.

HB 1781, Relating to information displayed on a disabled parking placard.

HB 1784, Relating to notice of certain information concerning a governmental body's alarm system response policy.

HB 1788, Relating to the planning, reporting, and review of the state's information resources.

HB 1789, Relating to the management and oversight of information resources projects.

HB 1798, Relating to the criminal consequences of driving a motor vehicle on certain designated right-of-way of a metropolitan rapid transit authority.

HB 1839, Relating to the requirements for renewal of a license to carry a concealed handgun.

HB 1840, Relating to the punishment for failing to stop following a motor vehicle accident.

HB 1850, Relating to an inspection performed by a plumbing inspector for a political subdivision.

HB 1952, Relating to the eligibility of new electric generating facilities and new industrial facilities that use gasification technology for economic benefits authorized by the Texas Economic Development Act.

HB 1956, Relating to the financial responsibility requirements applicable to owners or operators of underground storage tanks.

HB 1972, Relating to requirements applicable to an attorney ad litem representing a child in a child abuse proceeding.

HB 2007, Relating to modernization of the regulation of banking in this state.

HB 2017, Relating to the date of the primary election and related procedures.

HB 2018, Relating to eligibility for a municipal setting designation related to potential impacts to groundwater quality of solid waste activities.

HB 2054, Relating to the authority of the Texas Historical Commission to assist in establishing and operating a museum and study center at Fort Bliss.

HB 2068, Relating to trial by special judge in civil and family law cases.

HB 2075, Relating to payments to contractors in connection with highway projects of the Texas Department of Transportation.

HB 2076, Relating to the definition of an authorized emergency vehicle.

HB 2087, Relating to the holding by a county, municipality, or junior college district of a petition-initiated election on whether to establish a limitation on increases in the amount of ad valorem taxes imposed by the county, municipality, or junior college district on residence homesteads of the elderly or disabled.

HB 2090, Relating to the creation of a local government transportation corporation by a hospital district or hospital authority.

HB 2094, Relating to hearings for owners or operators of vehicles that are towed and subsequently stored in a facility.

HB 2105, Relating to the issuance of disabled parking placards to and the registration of vehicles by certain veterans with disabilities.

HB 2127, Relating to the operation of all-terrain vehicles in connection with utility work.

HB 2130, Relating to hunting and fishing license fee exemptions for certain members of the armed forces.

HB 2188, Relating to the exception of certain ad valorem tax appraisal information from required disclosure under the public information law.

HB 2212, Relating to the authority to consolidate municipalities.

HB 2219, Relating to service of process on financial institutions.

HB 2231, Relating to the authority of the Railroad Commission of Texas to file a lien on certain land adversely affected by past mining practices and reclaimed by the commission.

HB 2232, Relating to the amount of an administrative penalty assessed by the Railroad Commission of Texas for a violation of the Texas Surface Coal Mining and Reclamation Act or a permit issued under that act.

HB 2261, Relating to the regulation of certain service contracts.

HB 2272, Relating to an additional filing fee for civil cases filed in Bexar County.

HB 2281, Relating to administrative approval of replats involving minor plat revisions.

HB 2345, Relating to the creation of the Texas Organic Agricultural Industry Advisory Board.

HB 2359, Relating to the collection of certain filing fees by statutory probate courts for deposit in the judicial fund, the use of those deposits, and the remittance of the excess of those deposits.

HB 2438, Relating to the allocation of revenue from the municipal hotel occupancy tax for certain transportation systems.

HB 2451, Relating to the rulemaking authority of the Texas Ethics Commission.

HB 2468, Relating to the filing of financial statements by justices of the peace and candidates for justice of the peace in certain counties.

HB 2489, Relating to registration and reporting requirements for lobbyists.

HB 2492, Relating to the applicability of restrictions on corporate political contributions and expenditures to corporations organized under provisions of the Business Organizations Code.

HB 2518, Relating to the posting by the General Land Office of information about the process for purchasing commercial real estate from the School Land Board.

HB 2600, Relating to international railroad toll bridges in certain counties.

HB 2611, Relating to the eligibility of certain inmates of the Texas Department of Criminal Justice for medically recommended intensive supervision.

HB 2683, Relating to funding for programs that support the development of healthy marriages or the strengthening of families.

HB 2685, Relating to certain requirements for issuance of a marriage license, including an optional premarital education course.

HB 2766, Relating to the location at which certain courts may conduct proceedings following certain disasters.

HB 2769, Relating to the marking of oyster beds.

HB 2799, Relating to the applicability of the Texas Local Fire Fighters Retirement Act.

HB 2819, Relating to the management of coastal public land.

HB 2839, Relating to the deadline for filing a personal financial statement by persons appointed to certain state offices.

HB 2967, Relating to a performance bond required of a statutory probate court judge.

HB 3005, Relating to electric service reliability measures.

HB 3084, Relating to the municipal street maintenance sales tax.

HB 3166, Relating to the nonsubstantive revision of certain local laws concerning special districts, including conforming amendments.

HB 3167, Relating to nonsubstantive additions to and corrections in enacted codes, to the nonsubstantive codification or disposition of various laws omitted from enacted codes, and to conforming codifications enacted by the 79th Legislature to other Acts of that legislature.

HB 3169, Relating to the transfer of certain state property from the Texas Health and Human Services Commission, on behalf of the Department of State Health Services or the Department of Aging and Disability Services, as appropriate, to Texas Panhandle Mental Health Mental Retardation.

HCR 17, Honoring the Texas Department of the American Volunteer Reserve Veterans Honor Guard.

HCR 26, In memory of the Honorable Frank Madla of San Antonio.

HCR 123, In memory of successful businessman and Dallas Holocaust Museum cofounder Martin Donald.

HCR 125, Requesting Congress to restore full funding to the Community Oriented Policing Services program to assist Texas law enforcement in patrolling the border.

HCR 162, Commemorating the 125th anniversary of the town of Valentine.

HCR 163, In memory of the Honorable Stillman Dudley Harrison of Sanderson.

HCR 167, Recognizing the 2007 and 2008 appointments of State Poet Laureate, State Musician, and State Visual Artists.

HCR 170, Commemorating the Texas Maritime Museum's 20th anniversary as the official State Maritime Museum of Texas.

HCR 171, In memory of Zane Daniel Newsom of Paris, Texas.

HCR 174, In memory of Leonard Boone of Paris, Texas.

HCR 175, Commemorating the 173rd anniversary of Shiloh Cumberland Presbyterian Church in 2007.

HCR 178, Congratulating the Honorable Reuben Senterfitt of San Saba on the occasion of his 90th birthday.

HCR 179, In memory of Madison Hope Nation of Paris.

HCR 182, Honoring Rachel Ming of Sulphur Springs on qualifying for the Business Professionals of America National Leadership Conference and Contest.

HCR 183, Honoring the members of the Sulphur Springs Middle School academic team for their victory at the UIL district competition.

SB 482, Relating to competition and customer choice in the retail electric power market; providing an administrative penalty.
(Amended)

SB 505, Relating to access to criminal history record information by the Guardianship Certification Board.

SB 506, Relating to provisional certification for certain guardians.

SB 670, Relating to allowing an independent school district to change the length of trustees' terms.

SCR 15, Congratulating Vincent Paul Young, Jr., for his selection as Associated Press Offensive Rookie of the Year.

SCR 31, In memory of Stephen Robert Sandler.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

BILL SIGNED

The President announced the signing of the following enrolled bill in the presence of the Senate after the caption had been read: **SB 112**.

PHYSICIAN OF THE DAY

Senator Hegar was recognized and presented Dr. Harold High of Cuero as the Physician of the Day.

The Senate welcomed Dr. High and thanked him for his participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

MESSAGES FROM THE GOVERNOR

The following Messages from the Governor were read and were referred to the Committee on Nominations:

Austin, Texas
April 12, 2007

TO THE SENATE OF THE EIGHTIETH LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Texas Woman's University Board of Regents for terms to expire February 1, 2013:

George R. Schrader
Dallas, Texas

(replacing Annie Williams of Dallas whose term expired)

P. Mike McCullough
Dallas, Texas

(replacing Kenneth Ingram of Denton whose term expired)

To be a member of the Texas Municipal Retirement System Board of Trustees for a term to expire February 1, 2009:

April Nixon
Arlington, Texas

(Ms. Nixon is replacing Kathryn Usrey of Flower Mound who is no longer eligible to serve)

To be a member of the Texas County and District Retirement System Board of Trustees for a term to expire December 31, 2011:

Eddie J. Miles, Jr.
San Antonio, Texas

(Mr. Miles is replacing Lisa Hembry of Dallas who resigned)

To be Presiding Officer of the Camino Real Regional Mobility Authority for a term to expire February 1, 2009:

John Broaddus
El Paso, Texas

(Mr. Broaddus is being appointed pursuant to Transportation Code §370.251)

To be members of the Department of Information Resources for terms to expire as indicated:

To Expire February 1, 2009:

Robert E. Pickering, Jr.
Houston, Texas

(replacing William Transier of Houston who resigned)

To Expire February 1, 2013:

Charles Edward Bacarisse

Houston, Texas

(Mr. Bacarisse is being reappointed)

Rosemary R. Martinez

Brownsville, Texas

(replacing Dr. Adam Mahmood of El Paso whose term expired)

Respectfully submitted,

/s/Rick Perry

Governor

Austin, Texas

April 13, 2007

TO THE SENATE OF THE EIGHTIETH LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Polygraph Examiners Board for terms to expire June 18, 2011:

Gory Loveday

Winona, Texas

(replacing Hugh Sutton of Lubbock whose term expired)

Donald Kevin Schutte

Hooks, Texas

(replacing Edward Hendrickson of Katy whose term expired)

To be members of the Prepaid Higher Education Tuition Board for terms to expire as indicated:

To Expire February 1, 2009:

Theresa W. Chang

Houston, Texas

(replacing Michael Gollob of Tyler whose term expired)

To Expire February 1, 2011:

Zan S. Statham

Weatherford, Texas

(replacing Beth Weakley of San Antonio whose term expired)

To be the Criminal District Attorney for Comal County for a term until the next General Election and until his successor shall be duly elected and qualified:

Geoffrey I. Barr

New Braunfels, Texas

(Mr. Barr is replacing Dibrell Waldrip who was appointed as Judge of the 433rd Judicial District Court)

Respectfully submitted,

/s/Rick Perry

Governor

GUESTS PRESENTED

Senator Watson was recognized and introduced to the Senate representatives of The University of Texas at Austin School of Social Work, the Longhorn Leaders youth outreach program, and the Greater Austin Crime Commission: Kevin Durant, Coach Rick Barnes, Katrina Robinson, Cory Redding, Coach Mack Brown, Dr. Michael Lauderdale, and Ralph Wayne.

The Senate welcomed its guests.

SENATE RESOLUTION 679

Senator Zaffirini offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to pay tribute to Rosemary Leonard on the grand occasion of her 80th birthday; and

WHEREAS, This gracious lady is well known for her engaging personality and charm, and she is an admired resident of San Antonio; and

WHEREAS, Rosemary Leonard was born April 16, 1927; she was graduated from a high school in New York City, where as a senior, and oddly foreshadowing of things to come, her favorite song was "Streets of Laredo"; and

WHEREAS, Mrs. Leonard went from attending a high school in New York to the University of California at Los Angeles, where she earned a degree in sociology with the goal of helping the children of the world; she worked to that end for some time as a deputy probation officer and as a social worker in California; and

WHEREAS, Mrs. Leonard then became a field advisor for the Girl Scouts; she worked with volunteers in California and Texas for more than 20 years; and

WHEREAS, After serving as a legal assistant in San Antonio, Mrs. Leonard tried retirement, and finding it lacking in reward, she rejoined the workforce as a constituent caseworker for State Senator Judith Zaffirini of Laredo; and

WHEREAS, Mrs. Leonard has three children, Jim Leonard, Peggy Lindauer, and Pam Ramirez, and six grandchildren; she is a beloved and respected member of her community and is noted for her courage, her sense of humor, and her enthusiasm for living each day to the fullest; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 80th Legislature, hereby recognize Rosemary Leonard as a treasured citizen of San Antonio and our state and extend to her best wishes on the occasion of her 80th birthday; and, be it further

RESOLVED, That a copy of this Resolution be prepared for her as a memento of this special day.

SR 679 was read and was adopted without objection.

GUEST PRESENTED

Senator Zaffirini was recognized and introduced to the Senate Rosemary Leonard of San Antonio.

The Senate welcomed its guest.

GUESTS PRESENTED

Senator Williams was recognized and introduced to the Senate a group of students from Northeast Christian Academy in Kingwood.

The Senate welcomed its guests.

SENATE CONCURRENT RESOLUTION 55

The President laid before the Senate the following resolution:

WHEREAS, The Legislature of the State of Texas is pleased to recognize Andrew C. Solomon, who has been elected student government president of The University of Texas at Austin for the 2007-2008 school year; and

WHEREAS, A junior in the Plan II Honors Liberal Arts program, Andrew arrived at the university already with stellar credentials; in high school he had served four years as a class officer, had been a varsity athlete, had served as president of the National Honor Society, had performed in a University Interscholastic League One Act Play, and had participated in many other activities; and

WHEREAS, Since his arrival at the university, Andrew has been a vital part of student life on campus; he took part in the Freshman Leadership Organization, is a member of Sigma Alpha Epsilon Fraternity, and has served in student government as a liberal arts representative; he was one of only seven incoming freshmen to be named a Texas Excellence Scholar, and he is also a Gilbert Scholar and a Robert C. Byrd Scholar; and

WHEREAS, Andrew assisted student government and the Internal Affairs and Legal Affairs Office in analyzing the bills that allowed a student onto the university's board of regents; his hard work, commitment, and talent have led him to this position of leadership, and he is truly deserving of recognition for his many accomplishments; now, therefore, be it

RESOLVED, That the 80th Legislature of the State of Texas hereby commend Andrew C. Solomon on his many achievements and extend congratulations to him on his election as student government president for 2007-2008 at The University of Texas at Austin; and, be it further

RESOLVED, That a copy of this resolution be prepared for him as an expression of high regard from the Texas Legislature.

ELTIFE

SCR 55 was read.

On motion of Senator Eltife and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of the resolution except as follows:

Absent-excused: Gallegos.

GUESTS PRESENTED

Senator Eltife was recognized and introduced to the Senate Andrew Solomon; his parents, Jim and Rosanne Solomon; his sister, Amy Solomon; and his grandmother, Rose Enlow.

The Senate welcomed its guests.

**INTRODUCTION OF
BILLS AND RESOLUTIONS POSTPONED**

The President announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's session.

There was no objection.

SENATE RESOLUTION 708

Senator Shapiro offered the following resolution:

WHEREAS, The Senate of the State of Texas is pleased to join citizens across the nation in recognizing April of 2007 as Autism Awareness Month; and

WHEREAS, Throughout the month of April, special programs, films, public service advertising, and other activities have been planned by Autism Speaks to spread awareness about autism spectrum disorders; and

WHEREAS, Autism Speaks is a nonprofit organization founded to increase awareness of autism spectrum disorders, raise funds for research into the causes, prevention, treatments, and cure for autism, and advocate for the needs of families affected by autism; and

WHEREAS, Autism is a complex brain disorder that inhibits a person's ability to communicate and develop social relationships; it is often accompanied by extreme behavioral challenges; and

WHEREAS, Autism spectrum disorders are diagnosed in one in 150 children in the United States; it is recognized by the Centers for Disease Control and Prevention as a national public health crisis; and

WHEREAS, Due to the work of many volunteers and Autism Speaks, which has merged with the National Alliance for Autism Research and Cure Autism Now, the research into the causes of autism can go forward with the anticipation that one day there will be a cure or effective treatment; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 80th Legislature, hereby proclaim April of 2007 Autism Awareness Month and encourage all Texans to become better informed about this disorder; and, be it further

RESOLVED, That a copy of this Resolution be prepared in observance of Autism Awareness Month.

SHAPIRO
CARONA
DEUELL
ESTES
HARRIS

JANEK
LUCIO
NELSON
NICHOLS
OGDEN

PATRICK
VAN DE PUTTE
WATSON
WENTWORTH
ZAFFIRINI

SR 708 was read and was adopted without objection.

GUESTS PRESENTED

Senator Shapiro was recognized and introduced to the Senate Mason Scillian and his mother, Liz Scillian; Gordon Giannada, his mother, Christine Giannada, and his sister, Stella Giannada; representing Autism Awareness Month.

The Senate welcomed its guests.

BILLS AND RESOLUTION SIGNED

The President announced the signing of the following enrolled bills and resolution in the presence of the Senate after the captions had been read:

HB 674, HB 675, HCR 189.

SENATE BILL 462 WITH HOUSE AMENDMENT

Senator Harris called **SB 462** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Floor Amendment No. 1

Amend **SB 462** as follows:

- (1) On page 1, line 10, strike "and".
- (2) Strike line 13 and substitute:

predominately located; and

(3) issued bonds before January 1, 2007, for the construction of a municipal arts center payable from and secured by revenue from the tax imposed under this chapter.

The amendment was read.

Senator Harris moved to concur in the House amendment to **SB 462**.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

CONCLUSION OF MORNING CALL

The President at 2:30 p.m. announced the conclusion of morning call.

SENATE BILL 43 ON SECOND READING

On motion of Senator Nelson and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 43** at this time on its second reading:

SB 43, Relating to the modification of an order establishing the conservatorship of a child or providing for the possession of or access to a child based on military deployment.

The bill was read second time.

Senator Nelson offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 43** (Senate committee printing) as follows:

(1) In SECTION 1 of the bill, in the recital to Section 156.006, Family Code (page 1, line 13), strike "Subsection (c)" and substitute "Subsections (c) and (d)".

(2) In SECTION 1 of the bill, in added Subsection (c), Section 156.006, Family Code (page 1, line 18), strike "outside of the United States".

(3) In SECTION 1 of the bill, immediately following added Subsection (c), Section 156.006, Family Code (page 1, between lines 18 and 19), insert the following:

(d) In this section, "military deployment" means military duty ordered for a period of more than six months during which the person ordered to duty:

(1) is not provided the option of being accompanied by the person's child;

and

(2) is serving in a location where access to the person's child is not reasonably possible.

(4) In SECTION 2 of the bill, in added Subsection (b), Section 156.101, Family Code (page 1, line 46), strike "outside of the United States".

(5) In SECTION 2 of the bill, immediately following added Subsection (b), Section 156.101, Family Code (page 1, between lines 46 and 47), insert the following:

(c) In this section, "military deployment" means military duty ordered for a period of more than six months during which the person ordered to duty:

(1) is not provided the option of being accompanied by the person's child;

and

(2) is serving in a location where access to the person's child is not reasonably possible.

(6) In SECTION 3 of the bill, in the recital to Section 156.102, Family Code (page 1, line 48), strike "Subsection (d)" and substitute "Subsections (d) and (e)".

(7) In SECTION 3 of the bill, in added Subsection (d), Section 156.102, Family Code (page 1, line 53), strike "outside of the United States".

(8) In SECTION 3 of the bill, immediately following added Subsection (d), Section 156.102, Family Code (page 1, between lines 53 and 54), insert the following:

(e) In this section, "military deployment" means military duty ordered for a period of more than six months during which the person ordered to duty:

(1) is not provided the option of being accompanied by the person's child;

and

(2) is serving in a location where access to the person's child is not reasonably possible.

(9) In SECTION 4 of the bill, in the recital to Section 156.105, Family Code (page 1, line 55), strike "Subsection (c)" and substitute "Subsections (c) and (d)".

(10) In SECTION 4 of the bill, in added Subsection (c), Section 156.105, Family Code (page 1, line 63), strike "outside this country".

(11) In SECTION 4 of the bill, immediately following added Subsection (c), Section 156.105, Family Code (page 2, between lines 7 and 8), insert the following:

(d) In this section, "military deployment" means military duty ordered for a period of more than six months during which the person ordered to duty:

(1) is not provided the option of being accompanied by the person's child;

and

(2) is serving in a location where access to the person's child is not reasonably possible.

The amendment to **SB 43** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 except as follows:

Absent-excused: Gallegos.

On motion of Senator Nelson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

SB 43 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

SENATE BILL 43 ON THIRD READING

Senator Nelson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 43** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 43**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 43** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

SENATE BILL 183 ON SECOND READING

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 183** at this time on its second reading:

SB 183, Relating to enhancing the penalty for the manufacture of certain controlled substances if a child is present on the premises where the offense is committed.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

SENATE BILL 183 ON THIRD READING

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 183** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 183**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 183** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 409 ON SECOND READING**

On motion of Senator Janek and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 409** at this time on its second reading:

CSSB 409, Relating to restrictions on the interchange of anti-epileptic drugs and drugs used to treat or prevent seizures.

The bill was read second time.

Senator Janek offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 409** in SECTION 1 of the bill, at the end of added Section 562.0141, Occupations Code (committee printing page 1, between lines 51 and 52), by inserting the following:

(d) A pharmacist may provide an emergency refill of an anti-epileptic drug under Section 562.054. Notwithstanding any other provision of this section, a pharmacist may interchange drug products in order to provide an emergency refill of an anti-epileptic drug if the pharmacist is not able to provide the emergency refill without interchanging drug products.

The amendment to **CSSB 409** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 except as follows:

Absent-excused: Gallegos.

Senator Janek offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 409**, in SECTION 1 of the bill, at the end of added Section 562.0141, Occupations Code (committee printing page 1, between lines 51 and 52), by inserting the following:

(d) This section applies to a drug provided to a Medicaid recipient in a state fiscal year only if the Health and Human Services Commission determines that funding is available to provide the version of drug required under this section. The Health and Human Services Commission shall notify the board of its determination before September 1 of each year.

The amendment to **CSSB 409** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2 except as follows:

Absent-excused: Gallegos.

On motion of Senator Janek and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

CSSB 409 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

April 16, 2007

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

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

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

HCR 190, Congratulating the Greater Austin Crime Commission on its 10th anniversary and recognizing the Longhorn Leaders.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

(Senator Carona in Chair)

SENATE BILL 1325 ON SECOND READING

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1325** at this time on its second reading:

SB 1325, Relating to the eligibility of relatives of public college and university board members to receive certain scholarships; providing a criminal penalty.

The bill was read second time and was passed to engrossment by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

SENATE BILL 1325 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1325** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1325**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1325** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

(President in Chair)

SENATE BILL 322 ON SECOND READING

Senator Deuell moved to suspend the regular order of business to take up for consideration **SB 322** at this time on its second reading:

SB 322, Relating to possession of firearms and ammunition in certain foster homes.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams.

Nays: Shapleigh, Zaffirini.

Absent-excused: Gallegos.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Nays: Shapleigh, Zaffirini.

Absent-excused: Gallegos.

SENATE BILL 322 ON THIRD READING

Senator Deuell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 322** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 3.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Uresti, Van de Putte, Watson, West, Whitmire, Williams.

Nays: Shapleigh, Wentworth, Zaffirini.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 322**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 322** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nelson, Nichols, Ogden, Patrick, Seliger, Shapiro, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Williams.

Nays: Shapleigh, Zaffirini.

Absent-excused: Gallegos.

SENATE BILL 952 ON SECOND READING

On motion of Senator Watson and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 952** at this time on its second reading:

SB 952, Relating to designation of certain areas as the premises of a mixed beverage permit holder.

The bill was read second time.

(Senator Carona in Chair)

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 952** (Senate committee printing) in SECTION 1 of the bill, (page 1, lines 14 through 16), by striking "and whose permitted premises are located in a central business district covered by an order prohibiting the public consumption of alcoholic beverages".

The amendment to **SB 952** was read.

Senator Seliger withdrew Floor Amendment No. 1.

SB 952 was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 1161 ON SECOND READING**

On motion of Senator Jackson and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1161** at this time on its second reading:

CSSB 1161, Relating to the filing of a complaint or referral to juvenile court by a school district against a student for failing to attend school.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 1161 ON THIRD READING**

Senator Jackson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1161** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1161**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1161** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

SENATE BILL 1340 ON SECOND READING

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1340** at this time on its second reading:

SB 1340, Relating to the requirements for a surveyor-in-training certificate.

The bill was read second time.

Senator Estes offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1340**, in SECTION 1 of the bill, by striking amended Subsection (c), Section 1071.253, Occupations Code (committee printing page 1, lines 13 through 19), and substituting the following:

(c) The board shall issue a surveyor-in-training certificate to an applicant who passes the applicable parts of the examination taken under Subsection (b). The certificate is valid for eight years [~~until the earlier of:~~
[~~(1) the sixth anniversary of the date of issuance; or~~
[~~(2) the date the certificate holder becomes registered as a registered professional land surveyor~~].

The amendment to **SB 1340** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 except as follows:

Absent-excused: Gallegos.

On motion of Senator Estes and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

SB 1340 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

SENATE BILL 1340 ON THIRD READING

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1340** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 1340**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 1340** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

COMMITTEE SUBSTITUTE SENATE BILL 1655 ON SECOND READING

On motion of Senator Ellis and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1655** at this time on its second reading:

CSSB 1655, Relating to the establishment of the capital writs committee of the Texas Judicial Council and the creation of the office of capital writs.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 1655 ON THIRD READING**

Senator Ellis moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1655** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1655**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1655** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

(Senator Brimer in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 561 ON SECOND READING**

Senator Carona moved to suspend the regular order of business to take up for consideration **CSSB 561** at this time on its second reading:

CSSB 561, Relating to the subrogation interests of certain political subdivisions or insurance carriers providing reinsurance for subdivisions.

The motion prevailed.

Senator Nelson asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Nays: Nelson.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 561 ON THIRD READING**

Senator Carona moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 561** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Harris, Hegar, Hinojosa, Jackson, Janek, Lucio, Nichols, Ogden, Patrick, Seliger, Shapiro, Shapleigh, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Nelson, Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 561**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 561** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed.

Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1.

Nays: Nelson.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 445 ON SECOND READING**

On motion of Senator Hinojosa and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 445** at this time on its second reading:

CSSB 445, Relating to design, construction, and renovation standards for state buildings and facilities.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 445 ON THIRD READING**

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 445** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 445**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 445** would

have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

SENATE BILL 753 REREFERRED

Senator Shapleigh submitted a Motion In Writing requesting that **SB 753** be withdrawn from the Committee on State Affairs and rereferred to the Committee on Business and Commerce.

The Motion In Writing prevailed without objection.

COMMITTEE SUBSTITUTE SENATE BILL 1535 ON SECOND READING

On motion of Senator Fraser and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1535** at this time on its second reading:

CSSB 1535, Relating to the issuance of bonds by a municipality for a defined area in an abolished municipal utility district.

The bill was read second time and was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

COMMITTEE SUBSTITUTE SENATE BILL 1535 ON THIRD READING

Senator Fraser moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1535** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 1535**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 1535** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

COMMITTEE SUBSTITUTE SENATE BILL 409 ON THIRD READING

Senator Janek moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 409** be placed on its third reading and final passage:

CSSB 409, Relating to restrictions on the interchange of anti-epileptic drugs and drugs used to treat or prevent seizures.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 409** because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 409** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed.

Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time.

Senator Van de Putte offered the following amendment to the bill:

Floor Amendment No. 1 on Third Reading

Amend **CSSB 409** on third reading by adding the following appropriately numbered SECTION and renumbering existing SECTIONS as appropriate:

SECTION ____ . Section 562.014, Occupations Code, is amended to read as follows:

Sec. 562.014. APPLICATION TO NARROW THERAPEUTIC INDEX DRUGS. (a) Except as provided by this section, drug selection as authorized by this subchapter does not apply to the refill of a prescription for a narrow therapeutic index drug. The board, in consultation with the Texas ~~[State Board of]~~ Medical Board ~~[Examiners]~~, shall by rule establish a list of narrow therapeutic index drugs to which this subsection applies. A prescription for a narrow therapeutic index drug may be refilled only by using the same drug product by the same manufacturer that the pharmacist last dispensed under the prescription, unless otherwise agreed to by the prescribing practitioner ~~[physician]~~. If a pharmacist does not have the same drug product by the same manufacturer in stock to refill the prescription, the pharmacist may dispense a drug product that is generically equivalent if the pharmacist, before dispensing the generically equivalent drug product, notifies:

(1) the patient, at the time the prescription is dispensed, that a substitution of the prescribed drug product has been made; and

(2) the prescribing practitioner ~~[physician]~~ of the drug product substitution by telephone, facsimile, or mail, at the earliest reasonable time, but not later than 72 hours after dispensing the prescription.

(b) The board, in consultation with the Texas Medical Board, shall include all anti-epileptic drugs, as defined by Section 562.0141(a), in the list of narrow therapeutic index drugs.

(c) Notwithstanding any other provision of law, this section applies to the refill of a prescription for a narrow therapeutic index drug only if the prescribing practitioner indicates on the prescription or in the directions on the prescription that the drug is for the treatment of epilepsy or seizures, as those terms are defined by Section 562.0141(a).

The amendment to **CSSB 409** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 on Third Reading except as follows:

Absent-excused: Gallegos.

On motion of Senator Janek and by unanimous consent, the caption was again amended to conform to the body of the bill as amended.

CSSB 409 as again amended was finally passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1068 ON SECOND READING**

Senator Wentworth moved to suspend the regular order of business to take up for consideration **CSSB 1068** at this time on its second reading:

CSSB 1068, Relating to the reapportionment of congressional districts and the creation, function, and duties of the Texas Congressional Redistricting Commission.

The motion prevailed by the following vote: Yeas 21, Nays 9.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Hegar, Hinojosa, Janek, Lucio, Patrick, Seliger, Shapleigh, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Zaffirini.

Nays: Estes, Fraser, Harris, Jackson, Nelson, Nichols, Ogden, Shapiro, Williams.

Absent-excused: Gallegos.

The bill was read second time and was passed to engrossment by the following vote: Yeas 20, Nays 10.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Eltife, Hegar, Hinojosa, Janek, Lucio, Seliger, Shapleigh, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Zaffirini.

Nays: Estes, Fraser, Harris, Jackson, Nelson, Nichols, Ogden, Patrick, Shapiro, Williams.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 4 ON SECOND READING**

On motion of Senator Shapiro and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 4** at this time on its second reading:

CSSB 4, Relating to open-enrollment charter schools and the creation of public charter districts.

The bill was read second time.

Senator Shapiro offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 4** (Senate committee printing) in SECTION 2 of the bill, in added Section 11A.202, Education Code (page 13, line 44, through page 14, line 15), by striking Subsections (b)-(f) and substituting the following:

(b) In accordance with this section, a charter holder is initially eligible for instructional facilities allotments for a campus of a public charter district for which the charter holder has been granted a charter if:

(1) the campus has for the two preceding school years been rated recognized or exemplary under Subchapter D, Chapter 39; and

(2) on the most recent audit of the financial operations of the district conducted pursuant to Section 11A.210, the district has satisfied generally accepted accounting standards of fiscal management as evidenced by an unqualified opinion in the standard audit report issued and filed pursuant to Section 11A.210.

(c) Once a public charter district campus satisfies the initial eligibility requirements under Subsection (b)(1) and receives an allotment under this section, the campus continues to remain eligible until the campus receives an accountability rating of academically acceptable for three consecutive school years under Subchapter D, Chapter 39, at which point the campus is again subject to the eligibility requirements of Subsection (b)(1).

(d) The commissioner annually shall review the eligibility of a public charter district campus for purposes of this section.

(e) Except as otherwise provided by this section, a charter holder that is eligible for an allotment under this section is entitled to an annual allotment in an amount determined by the commissioner, not to exceed \$1,000 or a different amount provided by appropriation, for each student in average daily attendance during the preceding year at a public charter district campus that satisfies the initial eligibility requirements under Subsection (b)(1).

(f) A charter holder who receives funds under this section may use the funds only for a public charter district campus for which the funds were paid under Subsection (e) and only to:

(1) purchase real property on which to construct an instructional facility for the campus;

(2) purchase, lease, construct, expand, or renovate instructional facilities for the campus;

(3) pay debt service in connection with instructional facilities purchased or improved for the campus; or

(4) maintain and operate instructional facilities for the campus.

The amendment to **CSSB 4** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 except as follows:

Absent-excused: Gallegos.

Senator West offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 4** as follows:

(1) In SECTION 4 of the bill, in added Section 12.157(a)(4), Education Code (page 25, line 59), strike "and".

(2) In SECTION 4 of the bill, in added Section 12.157(a)(5), Education Code, strike the period (page 25, line 61) and substitute a semicolon.

(3) In SECTION 4 of the bill, in added Section 12.157(a), Education Code (page 25, between lines 61 and 62), insert the following:

(6) include input from employers in the program's design; and

(7) incorporate partnerships with one or more of the following to provide paid internship opportunities for a participating student:

(A) local chambers of commerce;

(B) local employers;

(C) the Texas Workforce Commission through local workforce development boards; and

(D) members of an industry cluster identified under Section 481.0295, Government Code.

The amendment to **CSSB 4** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2 except as follows:

Absent-excused: Gallegos.

On motion of Senator Shapiro and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

CSSB 4 as amended was passed to engrossment by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to engrossment except as follows:

Absent-excused: Gallegos.

COMMITTEE SUBSTITUTE SENATE BILL 4 ON THIRD READING

Senator Shapiro moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 4** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **CSSB 4**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **CSSB 4** would have occurred on the next legislative day, allowing for Texans to have learned through

news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

**COMMITTEE SUBSTITUTE
SENATE BILL 1909 ON SECOND READING**

Senator Ellis moved to suspend the regular order of business to take up for consideration **CSSB 1909** at this time on its second reading:

CSSB 1909, Relating to community supervision, parole, or mandatory supervision for certain drug possession offenses and to a person's eligibility for an order of nondisclosure following a term of community supervision for any of those offenses.

The motion prevailed by the following vote: Yeas 21, Nays 9.

Yeas: Averitt, Brimer, Carona, Deuell, Duncan, Ellis, Estes, Hegar, Hinojosa, Lucio, Nelson, Seliger, Shapiro, Shapleigh, Uresti, Van de Putte, Watson, Wentworth, West, Whitmire, Zaffirini.

Nays: Eltife, Fraser, Harris, Jackson, Janek, Nichols, Ogden, Patrick, Williams.

Absent-excused: Gallegos.

The bill was read second time and was passed to engrossment by the following vote: Yeas 21, Nays 9. (Same as previous roll call)

SENATE BILL 952 ON THIRD READING

Senator Watson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 952** be placed on its third reading and final passage:

SB 952, Relating to designation of certain areas as the premises of a mixed beverage permit holder.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Wentworth.

Absent-excused: Gallegos.

Reason for Vote

Senator Wentworth submitted the following reason for vote on suspension of the Constitutional Three-day Rule:

I cast a "No" vote on the procedural motion to suspend the Constitutional Rule requiring that bills be read on three several days in order to take up and consider **SB 952**, because in my judgment no circumstance exists in this case to justify the extraordinary act of suspending a requirement of the Texas Constitution. The suspension of this Constitutional Rule has the direct and immediate effect of denying the people of Texas knowledge and notice of the passage of this measure until it has already been finally passed on third reading. Were we to have followed the requirement of the Texas Constitution, third reading and a vote on **SB 952** would have occurred on the next legislative day, allowing for Texans to have learned through news reports of our second reading vote exactly what we had tentatively passed. Third reading and a vote on the next legislative day would also have allowed our professional staff an opportunity overnight to make sure any amendments passed on second reading are technically correct.

/s/Jeff Wentworth
Senator, District 25

The bill was read third time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1 on Third Reading

Amend **SB 952** on third reading (Senate committee printing) in SECTION 1 of the bill, (page 1, lines 14 through 16), by striking "and whose permitted premises are located in a central business district covered by an order prohibiting the public consumption of alcoholic beverages".

The amendment to **SB 952** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 on Third Reading except as follows:

Absent-excused: Gallegos.

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 2 on Third Reading

Amend **SB 952** on third reading as follows:

(1) On page 1, line 19, between "ordinance." and "Alcoholic", insert "The ordinance may specify and limit the areas of the municipality in which this subsection is applicable."

The amendment to **SB 952** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2 on Third Reading except as follows:

Absent-excused: Gallegos.

On motion of Senator Watson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

SB 952 as amended was finally passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Gallegos.

**SENATE RULE 11.18(a) SUSPENDED
(Public Hearings)**

On motion of Senator Fraser and by unanimous consent, Senate Rule 11.18(a) was suspended in order that the Committee on Business and Commerce might consider the following bills tomorrow:

SB 486, SB 637, SB 753, SB 1523, SB 1736.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Zaffirini and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Subcommittee on Higher Education might meet and consider the following bills today:

SB 1138, SB 1495, SB 1699, SB 1242, SB 1150, SB 1601.

**SENATE RULE 11.13 SUSPENDED
(Consideration of Bills in Committees)**

On motion of Senator Brimer and by unanimous consent, Senate Rule 11.13 was suspended to grant all committees permission to meet while the Senate was meeting today.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Whitmire and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Criminal Justice might meet and consider the following bills today:

SB 1796, SB 1415, SB 1558, SB 1395.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 5:05 p.m. agreed to adjourn, upon completion of the introduction of bills and resolutions on first reading, until 11:00 a.m. tomorrow.

SENATE RESOLUTION ON FIRST READING

The following resolution was introduced, read first time, and referred to the committee indicated:

SJR 65 by Williams

Proposing a constitutional amendment authorizing the issuance of general obligation bonds for maintenance, repair, and construction projects and for the salaries of related employees.

To Committee on Finance.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolution

SR 697 by Lucio, In memory of Anacleto Cuellar of Brownsville.

Congratulatory Resolutions

SR 690 by Whitmire, Congratulating Albert Drake for winning the 2007 Poetry Out Loud Texas state championship competition.

SR 691 by Whitmire, Congratulating Jacqueline C. Pirtle for winning the 2006 Poetry Out Loud Texas state championship competition.

SR 692 by West, Congratulating Michelle Coleman for being named the 2007 Distinguished Educator of the Year by the Dallas Theater Center's Project Discovery.

SR 694 by Uresti, Recognizing Mario G. Villescascas on the occasion of his retirement from the United States Marine Corps.

SR 695 by Ogden, Recognizing Maxie Morgan on the occasion of his retirement as Superintendent of the Cameron Independent School District.

SR 696 by Lucio, Recognizing Joe Sanchez on the occasion of his retirement as Mayor of Weslaco.

SR 698 by Ellis, Commending Deen Femi Akinrinsola of Spring for achieving the rank of Eagle Scout.

SR 699 by Ellis, Commending Hattie Lemon for her accomplishments in the arts and entertainment industry.

SR 700 by Watson, Congratulating Augie Garrido for setting a record for career wins by a National Collegiate Athletic Association Division I baseball coach.

SR 702 by Wentworth, Recognizing T. N. Porter Middle School in Austin on the occasion of its 50th anniversary.

SR 703 by Wentworth and Van de Putte, Commending Hidehiko "T. J." Tajima for his contributions to San Antonio and Texas.

SR 704 by Ellis, Recognizing Annunciation Greek Orthodox Cathedral of Houston on the occasion of its 90th anniversary.

SR 705 by Ellis, Commending Maureen Hackett for her service to the Mental Health Association of Greater Houston.

SR 707 by Estes, Congratulating the girls basketball team of Lindsay High School for winning the Class A Division I state championship.

SR 709 by Seliger, Commending the Texas Jewish Historical Society for its efforts to preserve the history of the Texas Jewish experience.

HCR 17 (Estes), Honoring the Texas Department of the American Volunteer Reserve Veterans Honor Guard.

HCR 190 (Watson), Congratulating the Greater Austin Crime Commission on its 10th anniversary and recognizing the Longhorn Leaders.

Official Designation Resolution

SR 706 by Averitt, Recognizing May 2, 2007, as Texas Environmental Excellence Awards Day at the State Capitol.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 5:23 p.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

The following committee reports were received by the Secretary of the Senate in the order listed:

April 16, 2007

TRANSPORTATION AND HOMELAND SECURITY — **CSSB 1267**

CRIMINAL JUSTICE — **CSSB 263, SB 721, SB 1196, SB 1622**

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — **CSSB 309, CSSB 855, CSSB 962**

CRIMINAL JUSTICE — **CSSB 262**

JURISPRUDENCE — **CSSB 617, CSSB 1311, CSSB 1411**

INTERGOVERNMENTAL RELATIONS — **CSSB 772, CSSB 1091, CSSB 1092, CSSB 1439, CSSB 1994, CSSB 1946, CSSB 853, CSSB 1660**

HEALTH AND HUMAN SERVICES — **CSHB 1098, CSSB 21, CSSB 29, CSSB 156, CSSB 448, SB 556, SB 776, CSSB 805, CSSB 1033, SB 1042, SB 1096, SB 1186, CSSB 31**

CRIMINAL JUSTICE — **CSSB 634, CSSB 799**

JURISPRUDENCE — **CSSB 449, CSSB 966, CSSB 999, CSSB 1269, CSSB 1814**

HEALTH AND HUMAN SERVICES — **CSHB 1379, CSSB 110, CSSB 1696, CSSB 419, SB 696, CSSB 1090, CSSB 758**

GOVERNMENT ORGANIZATION — **CSSB 750, CSSB 1475, CSSB 72**

NATURAL RESOURCES — **SB 585, SB 596, SB 1458, SB 1790, SB 1509, CSSB 714, CSSB 1592**

INTERGOVERNMENTAL RELATIONS — **CSSB 1984, CSSB 1123, CSSB 979, CSSB 1954, CSSB 1041**

FINANCE — **HB 5**

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — **CSSB 961, CSSB 1746**

GOVERNMENT ORGANIZATION — **CSSB 861**

NATURAL RESOURCES — **CSSB 1335, CSSB 1659**

STATE AFFAIRS — **SB 1200, SB 1299, SB 1254, CSSB 1169, CSSB 1167, CSSB 22, CSSB 1680, CSSB 53, CSSJR 49, SB 1705, CSSB 1385, CSSB 932**

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — **CSSB 1058**

EDUCATION — **CSSB 50, CSSB 786, CSSB 1420, CSSB 1600, CSSB 1488, CSSB 1700, CSSB 1031**

CRIMINAL JUSTICE — **CSSB 1580, CSSB 1295**

SENT TO GOVERNOR

April 13, 2007

SB 135, SB 330, SB 332, SCR 36

SIGNED BY GOVERNOR

April 13, 2007

SB 90, SB 495

SENT TO GOVERNOR

April 16, 2007

SB 112

