

## **The House Committee on Licensing & Administrative Procedures**

77th Legislature

April 2, 2001

2:00 p.m. or upon final adjourn./recess

Capitol Extension, E1.026

Pursuant to a notice posted on March 28, 2001, the House Committee on Licensing & Administrative Procedures met in a public hearing and was called to order by the chair, Representative Wilson, at 2:12 p.m.

The roll was answered as follows:

Present: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Moreno, Joe E.; Reyna, Arthur (6).

Absent: Representatives Flores; Jones, Delwin; Wise (3).

A quorum was present.

(Representative Wise now present.)

**The chair recognized Rep. Tracy King to brief the committee on the Appropriations bill.**

### **HB 1077**

The chair laid out HB 1077.

The chair recognized Representative Haggerty to explain the measure.

Representative Haggerty offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Haggerty offered an amendment to the committee substitute.

The amendment was adopted without objection.

Testimony was taken. (See attached witness list.)

The chair recognized Representative Haggerty to close on the measure.

The bill was left pending without objection.

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**HB 402**

The chair laid out HB 402.

The chair recognized Representative Giddings to explain the measure.

Testimony was taken. (See attached witness list.)

The chair recognized Representative Giddings to close on the measure.

Representative Haggerty moved that HB 402, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Haggerty; Reyna, Arthur; Wise (5).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Goolsby; Jones, Delwin; Moreno, Joe E. (4).

**HB 3066**

The chair laid out HB 3066.

The chair recognized Representative Chisum to explain the measure.

(Representative Yarbrough in chair.)

The chair recognized Representative Chisum to close on the measure.

The bill was left pending without objection.

**HB 1923**

The chair laid out HB 1923.

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The chair recognized Representative Haggerty to explain the measure.

Representative Haggerty offered a complete committee substitute.

The committee substitute was adopted without objection.

Rep. Brimer present to further explain the measure.

Testimony was taken. (See attached witness list.)

(Representative Jones, Delwin now present.)

(Representative Wilson in chair.)

The chair recognized Representative Brimer to close on the measure.

The bill was left pending without objection.

**HB 3462**

The chair laid out HB 3462 as pending business.

Representative Reyna, Arthur offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Yarbrough moved that HB 3462, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Jones, Delwin; Reyna, Arthur; Wise (5).

Nays: Representative Haggerty (1).

Present, Not Voting: None (0).

Absent: Representatives Flores; Goolsby; Moreno, Joe E. (3).

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**SB 484**

The chair laid out SB 484 as pending business.

Representative Wilson moved that SB 484, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Haggerty; Jones, D; Reyna, A; Wise (6).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Goolsby; Moreno, Joe E. (3).

**HB 1505**

The chair laid out HB 1505 as pending business.

Representative Wilson offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Wilson moved that HB 1505, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Haggerty; Reyna, Arthur; Wise (5).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Goolsby; Jones, Delwin; Moreno, Joe E. (4).

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**HB 1806**

The chair laid out HB 1806 as pending business.

Representative Wise offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Haggerty moved that HB 1505, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Reyna, Arthur; Wise (6).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Jones, Delwin; Moreno, Joe E. (3).

**HB 3016**

The chair laid out HB 3016 as pending business.

Representative Yarbrough moved that HB 3016, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Reyna, Arthur; Wise (6).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Jones, Delwin; Moreno, Joe E. (3).

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**HB 3400**

The chair laid out HB 3400.

The chair recognized Representative Denny to explain the measure.

Representative Wilson offered a complete committee substitute.

The committee substitute was adopted without objection.

Testimony was taken. (See attached witness list.)

The chair recognized Representative Denny to close on the measure.

The bill was left pending without objection.

**SB 672**

The chair laid out SB 672.

The chair recognized Representative Davis, John to explain the measure.

The chair recognized Representative Davis, John to close on the measure.

Representative Haggerty moved that SB 672, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Reyna, Arthur (5).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Jones, Delwin; Moreno, Joe E.; Wise (4).

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**HB 1712**

The chair laid out HB 1712.

The chair recognized Representative Maxey to explain the measure.

Representative Wilson offered a complete committee substitute.

The committee substitute was adopted without objection.

Testimony was taken. (See attached witness list.)

The chair recognized Representative Maxey to close on the measure.

The bill was left pending without objection.

**HB 2330, HB2331**

The chair laid out HB 2330, HB2331.

The chair recognized Representative Uresti to explain the measure.

The chair recognized Representative Uresti to close on the measure.

The bills were left pending without objection.

**HB 2331**

The chair laid out HB 2331 as pending business.

Representative Reyna, Arthur moved that HB 2331, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Wilson; Yarbrough; Haggerty; Moreno, Joe E.; Reyna, Arthur (5).

Nays: None (0).

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Present, Not Voting: None (0).

Absent: Representatives Flores; Goolsby; Jones, Delwin; Wise (4).

At 4:01 p.m., on the motion of the chair and without objection, the Chair ordered the committee to recess until 4:09 p.m., April 2, 2001.

The committee reconvened at 4:09 p.m. and was called to order by the chair, Representative Wilson. The roll was answered as follows:

Present: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Moreno, Joe E. (5).

Absent: Representatives Flores; Jones, Delwin; Reyna, Arthur; Wise (4).

A quorum was present.

**HB 2755**

The chair laid out HB 2755.

Representative Wilson explained the measure.

Representative Yarbrough offered a complete committee substitute.

The committee substitute was adopted without objection.

Testimony was taken. (See attached witness list.)

The bill was left pending without objection.

**HB 1793**

The chair laid out HB 1793 as pending business.

Representative Yarbrough moved that HB 1793, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:



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Ayes: Representatives Wilson; Yarbrough; Goolsby; Haggerty; Wise (5).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Flores; Jones, Delwin; Moreno, Joe E.; Reyna, Arthur (4).

**HB 2479**

The chair laid out HB 2479.

The chair recognized Representative Danburg to explain the measure.

(Representative Yarbrough in chair.)


Testimony was taken. (See attached witness list.)

(Representative Wilson in chair.)

More testimony was taken. (See attached witness list.)

The bill was left pending without objection.

At 9:08 p.m., on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.



Rep. Wilson, Chair



Nikita Tolbert, Clerk

WITNESS LIST

Licensing & Administrative Procedures Committee  
April 2, 2001 - 2:00PM or upon final adjourn./recess

HB 402

On: Munoz, Manuel (Texas Comptroller's Office)

HB 1077

Against: Benfer, J.D. (Texas Burglar and Fire Alarm Association)

Registering, but not testifying:

For: Clark, W. Mike (Locksmiths Association of Texas)  
Hetchler, Jim (Self and Texas Locksmith Association)  
Lipscomb, C.D. (Self and Greater Dallas Locksmiths  
Association and Metroplex Locksmith Association)  
Lowell, David M. (Associated Locksmiths of America)  
Stites, Eddie L. (Self)

Against: Byrd, Roger W. (Texas Burlar and Fire Alarm Association)  
Fechner, Ruben (Texas Burglar and Fire Alarm Association)

On: Kuntz, Jr., William H. (Texas Department of Licensing and  
Regulation)

HB 1712

On: Alvarado, Tony (State Bar of Texas)

HB 1923

For: Appleton, Dave (Self)  
Hart, Tom (City of Grand Prairie)  
Hooper, David E. (Texas Thoroughbred Association and Texas  
Racing Agrindustry Council)  
Johnsen, Corey S. (Lone Star Park at Grand Prairie)

Against: Ware, Weston (Baptist Christian Life Commission)

Registering, but not testifying:

For: Suhm, Vic (North Texas Commission)

HB 2479

For: Bresnen, Steve (Amusement Group)  
Fenoglio, Stephen (Amusement and Music Operations of Texas)  
Head, Jim (Self)  
Hicks, Lisa (Self)  
Lambert, Donald E. (Self)  
Meredith, Ramsey (Amusement and Music Operations of Texas)

Against: Barker, Sherrilynn (VVS Machine Leasing)  
Bugay, David K. (Self)  
Gaines, Sharon (Self)  
Hester, Donald E. (Self)  
Kasten, Jackie (Self)  
Kasten, Kirby (Self)  
Lozano, Benito Gaitan (Self)  
McDonald, C.W. (Self)  
Montena, Violet (Self)  
Phillips, Jerry L. (Self)  
Sheffield, Venita (Triple Diamond)

Spinks, Sally (Self)  
Trundle, Doug (Self)  
Ware, Weston W. (Texas Baptist Christian Life Commission)  
Young, Julie J. (Triple Diamond)  
On: Ancira, Jesse (Texas Comptroller's Office)  
Reck, Mike (Texas Comptroller's Office)

Registering, but not testifying:

For: Gardner, Jr., Glen (Texas VFW)  
Miccio, Fred (Self)  
Woodford, Suzy (Common Cause Texas)  
Against: Allen, Gene (Self)  
Allrod, Jr., Floyd (Self)  
Askew, Melvin C. (Self and T.A.A.)  
Baker, Barbara (Self)  
Baker, Glenn (Self)  
Banks, Michael (Self)  
Batchelor, Nancy (Self)  
Batchelor, Sharon (Self)  
Baxter, Charles A. (Self)  
Belcher, Catherine (Self)  
Berry, Brandy (Self)  
Brinkoeter, Stanley (Self)  
Brown, Michael (Self)  
Brown, Terry (Self)  
Calderon, Shannon Marie (Self)  
Clark, Mark (Self and T.A.A.)  
Clark, Philip (Self)  
Curtiss, Jeff (Self)  
Daniells, Linda (Self)  
Darthard, Trevor (Self)  
DeShazo, David C. (Self)  
DeShazo, Linda (Self)  
Faulkner, Forrest (Self)  
Garcia, Cindy (Self)  
Hassill, Jackie (Self)  
Hernandez, Angela (Self and Leonel G. Lozano)  
Hester, Patricia (Self)  
Holder, JoAnn (Triple Diamond Games)  
Hunsucker, Randy (Self)  
Hurley, Phillip (Self)  
Johnson, Billy (Self)  
Johnson, JoAnn (Self)  
King, Peggy (Self)  
Lawley, Linda (Triple Diamond Games)  
Lira, Laurencio (Self)  
Lopez, Faith Y. (Self)  
Lopez, Pete (Self)  
Lu, Jim C. (Self)  
Murray, A. J. (Self)  
Poirier, Renald (Self)  
Rack, Judy (Self)  
Rigano, Hayward (Signal Peak Enterprises)  
Rodriquez, Kristie J. (Self)  
Rozenzvig, Billy Y. (Self)

Sheets, Elmor Mason (Self)  
Shields, Gary (Self)  
Skidmore, Barbara (Self)  
Skinner, Sharon K. (Self)  
Smith, R.J. (Self)  
Sparks, Rosa E. (Self)  
Sparks, Sr., Harold (Self)  
Stewart, Tjark Tracy (Self)  
Strzelecki, Michael (Self)  
Taylor, Mary (Self)  
Truan, Jr., Carlos A. (Corpus Christi Day Cruises Limited)  
Truax, Merri (Self)

HB 2755

For: Bolt, Leroy (Self)  
Costello, David A. (National Association of State Boards of  
Accountancy and Texas Society of CPA's)  
Garza, Ygnacio (Self and Long Chilton LLP)  
Owen, Robert R. (Texas Society of Certified Public  
Accountants)  
Rudd, Ronnie (Accountants Coalition)

Against: Bowles, Carl (Self)  
Clanton, Don (Self)  
Cox, Bill (Self and Texas Certified Public Accountants for  
the Public Interest)  
Furge, John (Self)  
Glaw, W. Carl (Self)  
Lairson, Earl C. (Null-Lairson and National Conference of  
Certified Public Accountant Practitioners)  
Lott, Marjorie G. (Self)  
Purnell, Robert (Self)  
Sherfy, Joe (Self)

Registering, but not testifying:

For: Anderson, Robert F. (Texas Society of Certified Public  
Accountants)  
Atkinson, Billy M. (Self)  
Bales, Bryce (Self)  
Bosse, Portia (Texas Association of Financial and Tax  
Specialists)  
Craig, J. Donald (Self)  
Craig, Linda Ketter (Self)  
Dear, Penny (Self)  
Edgerton, Larry (Self)  
Galloway, Bruce (Self)  
Gnest, J. Iko (Self)  
Kelly, Kathy R. (Self)  
McIntosh, Gary (Self and Texas Society of Certified Public  
Accountants)  
Sharbaugh, John M. (Texas Society of Certified Public  
Accountants)  
Smith, Joyce (Self)  
Stinson, Christi H. (Self)  
Stinson, David S. (Self)  
Summers, Edward L. (Self)

Sump, Johnathan Dale (Self)  
Sweeten, Ronce (Self)  
Whatley, Mark P. (Self)  
Winters, Stanley E. (Self)  
Against: Braunstein, Stephen R. (Self)  
On: Mason, Jimmie L. (Texas State Board of Public Accountancy)  
Treacy, William (Texas State Board of Public Accountancy)

HB 3400

For: Engelbock, Marshall (City of Trophy Club)  
Hawk, Curtis (Self and City of Frisco)  
Registering, but not testifying:  
For: Igo, Shanna (Texas Municipal League)

# COMMITTEE TAPE LOG

COMMITTEE ON: Licensing and Administrative Procedures

DATE: April 2, 2001

SUBCOMMITTEE:

LOCATION: E1.026

TAPE #:	SIDE:	BILL #:	PERSON SPEAKING/ACTION:
1	A		Rep. King
1	A	HB 1077	J.D. Binfn
1	A	HB 402	Rep. Giddings
1	A	HB 402	Manol Munoz
1	A	HB 402	Rep. Giddings
1	A	HB 3066	Rep. Chisolm
1	A	HB 1923	Rep. Brimer
1	A	HB 1923	Corey Johnson
1	A	HB 1923	David Hooper
1	A	HB 1923	Tom Heart
1	A	HB 1923	Dave Appleton
1	A	HB 1923	Weston Ware
1	A	HB 3400	Rep. Denny
1	A	HB 3400	Marshall Ingleback
1	A	HB 3400	Curtis Hawk
1	A	HB 3400	Rep. Denny
1	A	SB 672	Rep. Davis
1/2	B/A	HB 1712	Rep. Maxey
2	A	HB 1712	Tony Alvarado.
2	A	HB 1712	Rep. Maxey
2	A	HB 2330	Rep. Uresti
2	A	HB 2331	Rep. Uresti
2	A	HB 2755	Bob Owen

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*LMH*  
5/18/01

# COMMITTEE TAPE LOG

COMMITTEE ON: Licensing and Administrative Procedures

DATE: April 2, 2001

SUBCOMMITTEE:

LOCATION: E1.026

TAPE #:	SIDE:	BILL #:	PERSON SPEAKING/ACTION:
2	A	HB 2755	David Costello
2	A	HB 2755	LeRoy Bolt
2	A	HB 2755	Ignacio Garza
2	A/B	HB 2755	Ronnie Rudd
2	B	HB 2755	Portia Bossey
2	B	HB 2755	Bill Cox
2	B	HB 2755	Earl C. Lairson
2	B	HB 2755	Marjorie G. Lott
2	B	HB 2755	John Furge
2	B	HB 2755	Robert Owen
3	A	HB 2755	Don Clanton
3	A	HB 2755	Carl Bowles
3	A	HB 2755	W. Carl Glaw
3	A	HB 2755	Robert Owen
3	A	HB 2755	Joe Sherfy
3	A	HB 2479	Rep. Danburg
3	A	HB 2479	Jesse Ancira
3	A	HB 2479	Mike Reck
3	B	HB 2479	Ramsey Meredith
3	B	HB 2479	Stephen Fenoglio
3	B/A	HB 2479	Steve Bresneen
4	A	HB 2479	C.W. McDonald
4	A	HB 2479	Don Hester

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# COMMITTEE TAPE LOG

COMMITTEE ON: Licensing and Administrative Procedures

DATE: April 2, 2001

SUBCOMMITTEE:

LOCATION: 21.026

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