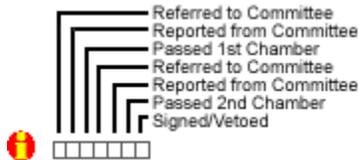




TEXAS Conference of
Urban Counties
BILL SUMMARIES AS 1.17.11
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[HB 16](#) [Riddle](#) *Relating to requiring a voter to present proof of identification.*

Remarks: *MJV-Requires the county voter registrar to include a notice of ID requirements on each voter registratin certificate issued and on the registrar's website if there is one. Requires a posting outside each polling location a list of acceptable ID.*

-Allows commissioners court to authorize the issuance of Voter ID cards.

-Allows a provisional ballot to be cast and counted if the person brings acceptable ID to the early voting ballot board within 5 days. Prohibits DPS from charging a fee for an ID card obtained solely for voting purposes.

Last Action: 11- 8-10 H Filed

[HB 17](#) [Riddle](#) *Relating to the creation of the offense of criminal trespass by an illegal alien and to certain procedures for arresting illegal aliens for committing that criminal offense.*

Remarks: *MJV-Creates a Class B misdemeanor for a noncitizen to be anywhere in Texas. Allows a peace officer to arrest a person if the officer has a reasonable suspicion that the person is not here legally and verifies that fact through ICE.*

Last Action: 11- 8-10 H Filed

[HB 18](#) [Riddle](#) *Relating to the enforcement by certain governmental entities of laws governing immigration.*

Remarks: *MJV-Prohibits a local government from adopting a policy under which it will not enforce immigration law. A local government that does adopt such a policy (or a policy refusing to enforce drug laws) must immediately forfeit all state funding.*

Last Action: 11- 8-10 H Filed

HB 19	Riddle	Relating to the penalty for operation of a motor vehicle without a license.
	Remarks:	MJV- Creates a misdemeanor offense for driving without a license that is punishable by a fine of up to \$200. Increases the penalty to a Class B misdemeanor if the person committed another offense that resulted in property damage, injury or death and requires the vehicle to be impounded. The owner must provide a license and proof of insurance to reclaim the vehicle.
	Last Action:	11- 8-10 H Filed
HB 20	Riddle	Relating to the punishment prescribed for burglary of a vehicle and to grants of community supervision to persons who commit that offense.
	Companions:	SB 305 Huffman (Identical) 1- 3-11 S Filed
	Remarks:	MJV - Increases the penalty for burglary of a vehicle from a Class A misdemeanor to a state jail felony. Makes conforming repeals.
	Last Action:	11- 8-10 H Filed
HB 23	Riddle	Relating to a local option election in a county to set a limit on the maximum appraised value of a residence homestead for ad valorem tax purposes of less than 110 percent but not less than 103 percent of appraised value.
	Remarks:	MJV-Permits commissioners court to call an election to adjust the appraisal cap below the current 10% to a minimum of 3%.
	Last Action:	11- 8-10 H Filed
HB 26	Guillen	Relating to a freeze on the total amount of ad valorem taxes that may be imposed by a taxing unit on the residence homestead of an eligible person who is a member of a reserve component of the United States armed forces.
	Remarks:	MJV-Entitles a reservists to a freeze on their homestead taxes (if the county has adopted the freeze provision) if they are called to active duty at least 150 miles from home for at least 6 months. If the owner subsequently qualifies a new home as a homestead the proportionate freeze level transfers to the new home.
	Last Action:	11- 8-10 H Filed
HB 27	Guillen	Relating to the payment of fines and costs by indigent defendants in misdemeanor cases.
	Remarks:	MJV-Requires a judge in setting fines and costs in a misdemeanor case to allow an indigent defendant to pay in installments.
	Last Action:	11- 8-10 H Filed
HB 28	Guillen	Relating to reimbursement for health care services provided at certain times to persons enrolled in the Medicaid managed care program.
	Remarks:	HB28- KCT- Adds physician's office to a list of entities which are guaranteed reimbursement for providing health care services outside of regular business hours providing care to persons

		enrolled in the Medicaid managed care program.
	Last Action:	11- 8-10 H Filed
HB 30	Guillen	Relating to the disconnection of retail electric service on certain days of the week.
	Last Action:	11- 8-10 H Filed
HB 32	Creighton	Relating to the prohibition of required health insurance coverage.
	Remarks:	HB32 – KCT – Establishing that the state or federal government may not require a individual to have health care coverage.
	Last Action:	11- 8-10 H Filed
HB 35	Menendez	Relating to extending a local behavioral health intervention pilot project.
	Companions:	SB 206 Van de Putte (Identical) 11-16-10 S Filed
	Remarks:	MJV-Extends a local behavioral health intervention pilot project for children in Bexar County until 2012.
	Last Action:	11- 8-10 H Filed
HB 36	Menendez	Relating to the punishment for and certain civil consequences of committing the offense of prostitution.
	Remarks:	MJV-Increases the penalty for prostitution from a Class A misdemeanor to a State Jail felony if the actor has been convicted three or more times and to a third degree felony if the prostitute was younger than 17 at the time of the offense.
	Last Action:	11- 8-10 H Filed
HB 37	Menendez	Relating to the use of a wireless communication device while operating a motor vehicle; providing for penalties.
	Remarks:	MJV-Prohibits communicating on a mobile device while in a vehicle unless it is in park or the person uses a hands-free device. Imposes a fine of \$25 - \$100, or \$125 - \$200 if it occurs in a school zone. Repeals the requirement to post mobile device warnings at school zones.
	Last Action:	11- 8-10 H Filed
HB 38	Menendez	Relating to the punishment for the offense of graffiti.
	Remarks:	MJV-Makes grafitti a Class A misdemeanor (currently Class B). Makes graffiti a state jail felony if it occurs on school property, place of worship, cemetary, public monument, governmental building or community center. Sets a minimum term of confinement of 72 hours. Shifts an offense to the next higher category for repeat offenders.
	Last Action:	11- 8-10 H Filed
HB 40	Menendez	Relating to collective bargaining by law enforcement officers and

firefighters.

Remarks: MJV-Permits police officers and fire fighters statewide to collectively bargain. Adds county jailer, peace officers and detention officers to the definition of police officers. Repeals or strikes opt-in authority and petition authority for collective bargaining. Dependent on the passage of federal legislation.

Last Action: 11- 8-10 H Filed

[HB 41](#)

[Menendez](#)

Relating to the penalty for certain conduct constituting an offense for false report to peace officer or law enforcement employee.

Remarks: MJV-Increases the penalty for making a false report to the police to a state jail felony (currently Class B misdemeanor) if it includes allegations that an officer committed a felony offense.

Last Action: 11- 8-10 H Filed

[HB 51](#)

[Lucio III](#)

Relating to energy efficiency standards for certain buildings and to high-performance design, construction, and renovation standards for certain government buildings and facilities.

Remarks: MJV-Requires new state agency buildings and major renovations to be built to high-performance design and construction standards developed by an advisory committee. Does the same for higher education buildings. Repeals a duplicate provision regarding a required cost/benefit analysis of combined heating and power for critical government facilities that are newly constructed or extensively renovated.

Last Action: 11- 8-10 H Filed

[HB 54](#)

[Martinez](#)

Relating to the transportation of certain mental health patients.

Remarks: MJV-Allows a judge in Hidalgo County to authorize transportation to a mental health facility of an arrested person (in order of priority) by a relative or other responsible person; the administrator of the mental health facility; a representative of the local mental health authority (reimbursed by county); a special officer for mental health assignment; the sheriff, constable or other on-duty peace officer. Requires Hidalgo County Commissioners court to establish a list of qualified transportation service providers for the persons allowed to transport the person to use.

Last Action: 11- 8-10 H Filed

[HB 56](#)

[Martinez](#)

Relating to increasing the amount of the residence homestead exemption from ad valorem taxation by a school district from \$15,000 to \$45,000.

Remarks: MJV-Increases the school district property tax exemption on residence homesteads from \$15,000 to \$45,000.

Last Action: 11- 8-10 H Filed

[HB 57](#)

[Martinez](#)

Relating to the restoration of the medically needy program under the state Medicaid program.

Remarks: WLJ- Provides that the medically needy program must serve recipients, including adult recipients, at the same level of services

in 2003.

Last Action: 11- 8-10 H Filed

[HB 58](#)

[Martinez](#)

Relating to the period of continuous eligibility for the medical assistance program.

Companions: [SB 33](#) Zaffirini (Identical)
11- 8-10 S Filed

Remarks: KCT- Provides continuous eligibility for a child under the medical assistance program until the child ages out at 19 or upon the first anniversary of the child's enrollment.

Last Action: 11- 8-10 H Filed

[HB 63](#)

[Martinez](#)

Relating to the authority of certain school districts to lay in county rights-of-way fiber optic cable or other means of transmitting information.

Remarks: KCT- Allows school districts 60miles from the border to use county right of way, in coordination and corporation with the county and any utilities, to lay fiber optic cable or other means of transmitting information.

Last Action: 11- 8-10 H Filed

[HB 65](#)

[Martinez](#)

Relating to the inclusion of the total cost of residential retail electricity in advertisements and contracts.

Remarks: KCT- Requiring retail electric providers to provide the total cost of residential retail service in advertisements and contracts.

Last Action: 11- 8-10 H Filed

[HB 66](#)

[Martinez](#)

Relating to the disclosure by a member of the legislature or the lieutenant governor of certain information concerning a resident of this state to a governmental body.

Remarks: MJV - Establishes that the confidentiality of a private communication between a citizen and a legislator remains intact if the legislator shares the information with another governmental entity.

Last Action: 11- 8-10 H Filed

[HB 69](#)

[Martinez](#)

Relating to the application of a vital statistics record fee to general records management.

Remarks: KCT- Allows the County Clerk or Registrar to use the vital statistics record preservation fee for general records management.

Last Action: 11- 8-10 H Filed

[HB 72](#)

[Martinez](#)

Relating to exempting certain military personnel from motor vehicle registration fees.

Remarks: KCT- Exempting active duty military personnel who are preparing to be deployed in a hostile fire zone from fees for vehicle registration or renewal of vehicle registration, including the renewal fee for a vehicle issued specialty or personalized license plates.

HB 75	Flynn	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the regulation of raw milk and raw milk products.</p>
		<p>Companions: SB 237 Deuell (Identical) 11-19-10 S Filed</p>
HB 81	Flynn	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the use of public funds to print certain public documents in a language other than English and other bilingual requirements.</p>
		<p>Remarks: KCT- Repeals existing bilingual ballot requirement from the election code and prohibits any state agency from using public money to print a public document in any language other than English unless required by federal law.</p>
HB 82	Flynn	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the criminal offenses applicable to gambling and gambling devices.</p>
		<p>Remarks: MJV-Rewrites gambling device law and states that the value of merchandise that can be redeemed for coupons won on an amusement device may not exceed \$50. Replaces the current exclusion for bona fide amusement games with an affirmative defense to prosecution.</p>
HB 84	Flynn	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the creation of the Hunt County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.</p>
		<p>Companions: HB 315 Flynn (Identical) 11-18-10 H Filed SB 236 Deuell (Identical) 11-19-10 S Filed</p>
		<p>Remarks: MJV-Creates the Hunt County MUD. Requires a confirmation election which may only be held with the support of each city located in the MUD area.</p>
HB 91	Cook	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the extent of extraterritorial jurisdiction for certain municipalities.</p>
		<p>Remarks: KCT- Increases the size of the ETJ of a city with a population of 25,000 to 49,999 from 2 to 3 miles and makes an amendment to resolve ETJ boundary disputes created by the increase.</p>
HB 92	Cook	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the regulation of slaughterers by certain counties.</p>
		<p>Remarks: KCT - Expands the brackets for counties that can regulate slaughter houses to counties that are adjacent to counties that are adjacent to counties with a population of a million or more.</p>

HB 93	Cook	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle; providing penalties.</p> <p>Remarks: MJV – Prohibits the use of a wireless communication device for texting while operating a vehicle. Creates a misdemeanor offense with a fine of up to \$200 for repeat offenders and increases the penalty to a felony if it is the cause of serious bodily injury.</p>												
HB 95	Fletcher	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.</p> <p>Companions:</p> <table border="1" data-bbox="597 646 1433 793"> <tr> <td>HB 313</td> <td>Pickett</td> <td>(Identical)</td> </tr> <tr> <td></td> <td>11-17-10 H Filed</td> <td></td> </tr> <tr> <td>HB 781</td> <td>King, Phil</td> <td>(Identical)</td> </tr> <tr> <td></td> <td>1-20-11 H Filed</td> <td></td> </tr> </table> <p>Remarks: KCT- Allows existing homestead exemption to pass from a deceased disabled veteran to the spouse so long as the spouse has not remarried.</p>	HB 313	Pickett	(Identical)		11-17-10 H Filed		HB 781	King, Phil	(Identical)		1-20-11 H Filed	
HB 313	Pickett	(Identical)												
	11-17-10 H Filed													
HB 781	King, Phil	(Identical)												
	1-20-11 H Filed													
HB 96	Fletcher	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the exclusion of certain witnesses during a criminal proceeding.</p> <p>Remarks: MJV-Allows a prosecutor to appoint a lead investigator as a courtroom representative who cannot be excluded if the defense raises an objection to witnesses being present during discussion of certain evidence.</p>												
HB 97	Paxton	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to creation of the Health Freedom Act.</p> <p>Remarks: KCT- Creates the Health Freedom Act which ensures each individual in this state has the right to choose or decline to choose health insurance coverage without threat of penalty or sanction from any government. The attorney general shall take all necessary action to preserve the rights granted by this act.</p>												
HB 99	Martinez Fischer	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the punishment for certain intoxication related offenses; creating the offense of aggravated driving while intoxicated.</p> <p>Remarks: KCT- Creating the offense of aggravated driving while intoxicated - operating a motor vehicle with a BAC of 0.16, or operating a commercial motor vehicle with a BAC of 0.02. Punishable by a class A misdemeanor with a minimum term of confinement of 30 days, or a felony dependent on a previous conviction of an alcohol related offense.</p> <p>Last Action: 11- 8-10 H Filed</p>												

[HB 100](#) | [Martinez Fischer](#) *Relating to a central database containing information about certain offenders who have committed offenses involving family or dating violence.*

Remarks: *MJV-Requires DPS to maintain a computerized database on people who have been convicted three or more times for a family violence offense. Makes the information publicly available and requires DPS to protect social security numbers and victim identities.*

Last Action: 11- 8-10 H Filed

[HB 103](#) | [Martinez Fischer](#) *Relating to the creation of an offense for certain prohibited uses of a wireless communication device while operating a motor vehicle.*

Remarks: *KCT- Prohibits the use of a text messaging while operating a passenger bus with a minor passenger unless the bus is stopped or the operator is a peace officer or an emergency responder and the device is used in connection with official duties. Creates an offense punishable by a fine of not less than \$2 or more than \$400 if offense takes place in school crossing zone.*

Last Action: 11- 8-10 H Filed

[HB 109](#) | [Brown, Fred](#) *Relating to the temporary lowering of prima facie speed limits at a vehicular accident reconstruction site.*

Remarks: *MJV-Allows commissioners court to give a designated official the discretion to temporarily lower speed limits for a county road or highway outside of a city for an investigation that involves vehicular accident reconstruction without approval from TxDOT. This does not apply to a road or highway in the state highway system.*

Last Action: 11- 8-10 H Filed

[HB 111](#) | [Taylor, Van](#) *Relating to the adoption of voting procedures necessary to implement the federal Military and Overseas Voter Empowerment Act.*

Companions: [SB 100](#) *Van de Putte (Identical)*
11- 8-10 S Filed

Remarks: *MJV-Allows ballot materials to be sent to a voter who is out of the country or outside their former county of residence by email. Requires the Secretary of State to develop a tracking system so a voter who received their materials electronically may determine if they have been received by the early voting clerk.*

Last Action: 11- 8-10 H Filed

[HB 113](#) | [Harless](#) *Relating to the enforcement of state and federal laws governing immigration by certain governmental entities; providing a civil penalty.*

Companions: [SB 124](#) *Patrick, Dan (Identical)*
11- 8-10 S Filed

Remarks: *MJV-Prohibits local governments from enacting any policy that would not fully enforce state or federal law, including laws on drugs and immigration. Cuts off any state grant funds to a local government that adopts such a policy and imposes a fine of*

\$10,000 for each day of violation. Permits the AG to sue to recover the penalty with the prevailing party's costs and attorneys fees. Allows any citizen to file suit over failure to meet the standard.

Last Action: 11- 8-10 H Filed

[HB 116](#)

[McClendon](#)

Relating to the abolition of the Texas Transportation Commission and the creation of the commissioner of transportation as an elected statutory state officer.

Remarks: MJV - Abolishes the Texas Transportation Commission and creates the an elected commissioner of transportation(four-year term).

Makes a conforming repeal.

Last Action: 11- 8-10 H Filed

[HB 117](#)

[McClendon](#)

Relating to disease control outreach programs to reduce the risk of certain communicable diseases.

Remarks: MJV-Allows a local health authority in a county with a population of 300,000 or more to establish a disease control program than includes hypodermic needle exchange. Creates an exception to the offense of possession of drug paraphernalia for a person working for such a program.

Last Action: 11- 8-10 H Filed

[HB 123](#)

[Veasey](#)

Relating to an adult diabetes education program in certain county hospital systems and hospital districts.

Remarks: MJV- Allows the Department of State Health Services to assist hospital districts and county hospital systems in counties with populations of more than 100,000 that choose to create an adult diabetes education program.

Last Action: 11- 8-10 H Filed

[HB 124](#)

[Legler](#)

Relating to payment for health care services and participation in a health care system.

Companions: [HB 203](#) Hughes (Identical)
11- 8-10 H Filed

Remarks: MJV- Prohibits the state, an agency of the state, or health care system from requiring an individual, employer, or health care provider to participate in a health care system, including imposing a fine or penalty for failure to participate. Declares any conflicting law void.

Last Action: 11- 8-10 H Filed

[HB 125](#)

[Legler](#)

Relating to the inclusion of a draft impact analysis in the notice of rules proposed by the Texas Commission on Environmental Quality.

Remarks: KCT- Requiring the TCEQ to include a draft impact analysis in the fiscal note for each proposed rule.

Last Action: 11- 8-10 H Filed

[HB 131](#)

[Alvarado](#)

Relating to requiring contractors in certain state construction contracts to provide health benefits to employees.

Remarks: MJV-Requires a contractor who enters into a contract with the state facilities commission worth more than \$1 million to provide health benefits coverage to its employees. The same applies to subcontractors.

Last Action: 11- 8-10 H Filed

[HB 138](#)

[Callegari](#)

Relating to the acquisition of and compensation for real property, including blighted property, for public purposes through condemnation or certain other means.

Remarks: MJV- Requires the state or a political subdivision to pay moving expenses and rental supplements, make relocation payments, provide financial assistance to acquire replacement housing and compensate for expenses an individual or business that is displaced due to taking property by eminent domain (currently optional).

- Repeals a provision making TIF condemnation authority prevail over other law.

- Adds additional steps in the procedures for cities to follow in using eminent domain to clear up slums and blighted areas. Makes conforming repeals.

Last Action: 11- 8-10 H Filed

[HB 140](#)

[Laubenberg](#)

Relating to requiring state contractors and grant recipients to participate in the federal electronic verification of work authorization program, or E-verify; adding a civil penalty.

Remarks: MJV-Requires state agencies to include in thier contracts and grants a requirement that the contractor or recipient use the E-verify program to ensure all workers are legal citizens.

Last Action: 11- 8-10 H Filed

[HB 141](#)

[Laubenberg](#)

Relating to the regulation of slaughterers by certain counties.

Remarks: MJV-Expands a population bracket to allow Collin County to regulate slaughter houses.

Last Action: 11- 8-10 H Filed

[HB 144](#)

[Laubenberg](#)

Relating to payment for health care services and participation in a health care system.

Companions: [HB 203](#) Hughes (Identical)
11- 8-10 H Filed

Remarks: MJV- Prohibits the state, an agency of the state, or health care system from requiring an individual, employer, or health care provider to participate in a health care system, including imposing a fine or penalty for failure to participate. Declares any conflicting law void.

Last Action: 11- 8-10 H Filed

HB 147	Raymond	Relating to certain personal information contained in a decree of dissolution of a marriage or an order in a suit affecting the parent-child relationship.
Companions: HB 541 Dutton (Identical) 1- 7-11 H Filed		
Remarks: CEB-Removes personal information about any party in the final decree for divorce, modification or a suit affecting the parent-child relationship and makes that information confidential. Requires any personal information be listed in a separate document that can only be shared with a party to the suit or their attorney, law enforcement, courts or others approved by a court.		
Last Action: 11- 8-10 H Filed		
HB 149	Raymond	Relating to the appointment of a parenting coordinator or parenting facilitator in a suit affecting the parent-child relationship.
Remarks: MJV-Adds minimum qualifications (advanced degree, training, etc.) for a person appointed as a volunteer parenting coordinator.		
Last Action: 11- 8-10 H Filed		
HB 152	Raymond	Relating to the fees collected by prosecutors for collection and processing of certain checks or similar sight orders.
Remarks: MJV-Approximately doubles the allowable hot check fee amounts and increases the highest allowable fee of \$75 to up to \$1000 depending on the value of the check.		
Last Action: 11- 8-10 H Filed		
HB 153	Raymond	Relating to electioneering near certain privately owned polling places.
Remarks: MJV - Creates an exception to the prohibition against electioneering within 100 feet of the outside door of a polling place if a private business is used as a pollig place, and the owner of the business notifies the authority holding the election that electioneering will be allowed.		
Last Action: 11- 8-10 H Filed		
HB 157	Raymond	Relating to the filing of an application for a place on the general primary election ballot.
Remarks: MJV-Requires an application for a place on the primary ballot for state senator or representative to be filed with the state chair, county chair or the secretary of the county executive committee for an election to be filled by the voters of a single county.		
Last Action: 11- 8-10 H Filed		
HB 160	Raymond	Relating to civil actions against persons who file complaints with governmental agencies or quasi-governmental entities.
Remarks: MJV-Allows an affected governmental entity to file for an expedited hearing to determine a bad faith lawsuit. If the court determines that the lawsuit was filed to harrass or slander the governmental entity it can award damages and fees and costs.		

<u>HB 164</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to a physical and mental examination of a child subject to the juvenile justice system.</p>
<p>Remarks:</p>		<p>MJV-Authorizes a juvenile court to require a child referred to the court or who is found to have engaged in delinquent conduct to be examined for mental illness or chemical dependency at any stage of proceedings, including when the child is initially detained in a facility operated by the TYC, a pre-adjudication secure detention facility, or a post-adjudication secure correctional facility.</p>
<u>HB 165</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to a cost-of-living increase in compensation for district court judges.</p>
<p>Remarks:</p>		<p>MJV-Allows commissioners court to pay each district judge an annual cost-of-living increase of up to 10% of their salary.</p>
<u>HB 167</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the transportation of certain mental health patients.</p>
<p>Remarks:</p>		<p>MJV-Prioritizes who may transport a mental health patient admitted for emergency detention to a mental health facility. Makes a special officer for mental health assignment the first priority and moves a relative or other responsible person to nearly the end of the list. Removes a restriction that says the sheriff or constable may be used only if no person is available in the prior categories.</p>
<u>HB 168</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to the requirements of a bail bond.</p>
<p>Remarks:</p>		<p>MJV-Requires a bail bond to have an expiration date. Stipulates that a bond expires on the earlier of the end of judicial proceedings or the expiration date.</p>
<u>HB 169</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to placement of public school students in Junior Reserve Officers' Training Corps programs as an alternative in certain circumstances to placement in disciplinary or juvenile justice alternative education programs.</p>
<p>Remarks:</p>		<p>MJV-Requires a student who would otherwise go to a DAEP or JJAEP to instead go to JROTC if their school offers it and the student meets the eligibility requirements.</p>
<u>HB 170</u>	<u>Raymond</u>	<p>Last Action: 11- 8-10 H Filed</p> <p>Relating to bullying as a ground for removing a public school student from class and placing the student in a disciplinary alternative education program.</p>
<p>Remarks:</p>		<p>MJV-Requires a student to be placed in DAEP for engaging in bullying on school property or at a school-related event.</p>
<p>Last Action:</p>		<p>11- 8-10 H Filed</p>

HB 171	Raymond	Relating to the exercise of urban renewal powers by certain counties.
	Remarks:	MJV-Expands a bracket to allow Webb County to exercise urban renewal powers in the unincorporated areas. Expands the underlying statute to allow all counties in the bracket to do so inside a city if approved by the city.
	Last Action:	11- 8-10 H Filed
HB 174	Jackson, Jim	Relating to the cancellation of the voter registration and to the eligibility to vote of persons who are deceased or not citizens of the United States.
	Remarks:	MJV-Requires the local registrar of deaths and probate court clerk to file a monthly report to the secretary of state. Requires court clerks to provide notice of people who are excused from jury service for non-citizenship to the Secretary of State. Requires the SoS to provide notice to county voting registrars of deaths and disqualifications from jury duty for non-citizenship in the county.
	Last Action:	11- 8-10 H Filed
HB 178	Jackson, Jim	Relating to requiring governmental entities to participate in the federal electronic verification of work authorization program or E-verify.
	Remarks:	MJV-Requires all levels of government to register and participate in the E-verify program to verify immigration information on all new employees. Makes an employee who is responsible for verifying the information subject to immediate termination for failure to comply.
	Last Action:	11- 8-10 H Filed
HB 179	Alonzo	Relating to the registration of voters at a polling place and related procedures.
	Remarks:	MJV-Allows a person who is eligible to vote to register on election day and vote in their precinct.
	Last Action:	11- 8-10 H Filed
HB 183	Solomons	Relating to the duty of a law enforcement agency to verify the immigration status of an arrested person.
	Remarks:	MJV-Requires law enforcement agencies to check an arrested person's immigration status within 48 hours of arrest and provide notice to ICE of any persons who are not legal citizens.
	Last Action:	11- 8-10 H Filed
HB 185	Smith, Todd	Relating to the notice provided of early voting polling places.
	Remarks:	MJV-Requires the notice of a general or special election to state the location of the main early voting place (currently each early voting place).
	Last Action:	11- 8-10 H Filed
HB 186	Perry	Relating to requiring a voter to present proof of identification; creating a penalty.

		Remarks: MJV-Voter ID bill. Requires Election judges to post signs at each polling place detailing the allowable forms of ID. Allows a voter without sufficient ID to cast a provisional ballot if they show proper ID within 6 days after the election. Prohibits DPS from charging a fee for an ID used strictly for voting. Adds using a fake ID for election purposes to the statute providing penalties for using a fake ID to obtain alcohol. Makes conforming repeals.
		Last Action: 11- 8-10 H Filed
HB 188	Sheffield	Relating to limitations on the use of eminent domain authority.
		Remarks: MJV-Adds to the list of prohibited taking of private property a property that is not needed for public use.
		Last Action: 11- 8-10 H Filed
HB 189	Smith, Todd	Relating to the punishment for certain intoxication offenses.
		Companions: SB 395 Patrick, Dan (Identical) 1-21-11 S Filed
		Remarks: MJV-Prohibits a judge from granting deferred adjudication for specific DWI type offenses if the defendant held a commercial driver's license at the time. Requires DWI (including flying, boating and operating amusement rides while intoxicated) defendants who are granted deferred adjudication to install and ignition interlock device in their vehicle.
		Last Action: 11- 8-10 H Filed
HB 190	Walle	Relating to the adoption of noise regulations by certain counties; providing a criminal penalty.
		Remarks: MJV-Allows Harris County to regulate noise and sound levels in the unincorporated areas.
		Last Action: 11- 8-10 H Filed
HB 191	Walle	Relating to the regulation of automobile wrecking and salvage yards in certain counties.
		Remarks: MV-Increases the distance required between an auto wrecking and salvage yard and a school, church, or residence from 300-600 feet (bracketed to Harris County).
		Last Action: 11- 8-10 H Filed
HB 192	Walle	Relating to the rates charged by water and sewer utilities.
		Remarks: MJV-Allows a water and sewer utility to file an application with TCEQ to increase its rates only one time in a 36-month period. The increase may not exceed 20% over the original rate.
		Last Action: 11- 8-10 H Filed
HB 195	Walle	Relating to disciplinary action taken against public school students on the basis of serious and persistent misbehavior.

		Remarks: MJV-Changes an "or" to an "and", allowing a student to be expelled from a DAEP for engaging in "serious and persistent misbehavior".
		Last Action: 11- 8-10 H Filed
HB 200	Parker	Relating to the notification of the release of certain inmates given to certain courts and law enforcement agencies.
		Remarks: MJV-Allows prisoner release notices (parole or supervision) from the state to local law enforcement to be sent by email or other electronic means.
		Last Action: 11- 8-10 H Filed
HB 203	Hughes	Relating to payment for health care services and participation in a health care system.
	Companions:	HB 124 Legler (Identical) 11- 8-10 H Filed
		HB 144 Laubenberg (Identical) 11- 8-10 H Filed
		Remarks: MJV- Prohibits the state, an agency of the state, or health care system from requiring an individual, employer, or health care provider to participate in a health care system, including imposing a fine or penalty for failure to participate. Declares any conflicting law void.
		Last Action: 11- 8-10 H Filed
HB 204	Pickett	Relating to the purposes and designation of a transportation reinvestment zone.
		Remarks: MV-Allows cities and counties to create a TRZ for any transportation project without a pass through agreement with TxDOT. Prohibits TxDOT from reducing funding to an area because of the existence of a TRZ.
		Last Action: 11- 8-10 H Filed
HB 206	Walle	Relating to notice to ratepayers regarding a water rate increase.
		Remarks: MJV-Requires a retail public utility (water) that intends to increase its rates to provide written notice to each ratepayer with their next billing statement.
		Last Action: 11- 8-10 H Filed
HB 209	Alonzo	Relating to providing Internet access in certain local public libraries.
		Remarks: MJV-Requires public libraries that have a service area of over 50,000 to provide high-speed internet access if they receive state or federal funds for that purpose.
		Last Action: 11- 8-10 H Filed
HB 211	Rodriguez	Relating to this state's goal for renewable energy.

		Remarks: MJV-Changes the states goal for renewable energy to aim for 35% of generating capacity coming from renewable energy with at least 2% coming form solar energy.
		Last Action: 11- 8-10 H Filed
HB 214	Gallego	Relating to a fee for an application filed with a county commissioners court to revise a subdivision plat.
		Remarks: KCT – Allows commissioner’s court to impose a fee for filing an application to revise a subdivision plat. The fee must be based on the cost of processing the application.
		Last Action: 11- 9-10 H Filed
HB 215	Gallego	Relating to photograph and live lineup identification procedures in criminal cases.
	Companions:	SB 121 Ellis (Identical) 11- 8-10 S Filed
		Remarks: MJV-Requires all law enforcement agencies that conduct photograph or live lineup identifications to adopt a detailed written policy on its administration. Requires the Bill Blackwood Law Enforcement Management Institute of Texas at Sam Houston State University to work with law enforcement and relevant experts to develop a model policy and training materials on the administration of lineups. Law enforcement agencies must either adopt the model or formulate a policy that conforms to the requirements of the model.
		Last Action: 11- 9-10 H Filed
HB 217	Gallego	Relating to an optional county fee on registration of a vehicle in certain counties.
		Remarks: MV-Expands a Hidalgo County population Bracket to allow another Border county to impose an optional vehicle registration fee.
		Last Action: 11- 9-10 H Filed
HB 218	Gallego	Relating to possessing a glass container within the boundaries of certain riverbeds; providing for criminal penalties.
		Remarks: MJV-Creates a CLass C misdemeanor for possessing a glass container within the boundaries of a state-owned riverbed. A subsequent offense is a Class B misdemeanor.
		Last Action: 11- 9-10 H Filed
HB 219	Gallego	Relating to the electronic recording and admissibility of certain custodial interrogations.
	Companions:	SB 123 Ellis (Identical) 11- 8-10 S Filed
		Remarks: MJV-Requires all law enforcement agencies to electronically record custodial interrogations regarding serious violent criminal charges. The recordings must be maintained until all appeals are exhausted or the statute of limitations runs out. Provides exceptions for good

faith efforts when a recording fails to be made.

Last Action: 11- 9-10 H Filed

[HB 221](#)

[Fletcher](#)

Relating to the punishment prescribed for burglary of a vehicle and to grants of community supervision to persons who commit that offense.

Remarks: KCT – Increases the punishment for burglary of a vehicle from a class A misdemeanor to a state jail felony. Requires that a judge assign community supervision in lieu of a sentence if the defendant is younger than 21, not previously convicted of a class B misdemeanor or higher and submits a request for community supervision.

Last Action: 11- 9-10 H Filed

[HB 224](#)

[Strama](#)

Relating to bullying, including cyberbullying, in public schools.

Companions: [SB 242](#) Davis, Wendy (Identical)
12- 1-10 S Filed

Remarks: MJV-Expands the definition of "bullying" to include "cyberbullying". Allows a board of trustees, at the request of a parent, to reassign a student who engaged in bullying to another classroom or to another campus.

Last Action: 11- 9-10 H Filed

[HB 225](#)

[Strama](#)

Relating to distributed generation of electric power.

Companions: [SB 365](#) Ogden (Identical)
1-18-11 S Filed

Remarks: MJV-Requires electricity providers to purchase electricity generated by natural gas powered generation facilities using recaptured gas.

Last Action: 11- 9-10 H Filed

[HB 227](#)

[Smith, Todd](#)

Relating to exempting persons who are convicted of certain sexual offenses from registering as a sex offender in this state.

Companions: [SB 198](#) West (Identical)
11- 9-10 S Filed

Remarks: KCT - Exempts convicted persons from registering as a sex offender if they are not more than four years older than the victim and the victim is at least 14 years of age.

Last Action: 11- 9-10 H Filed

[HB 228](#)

[Fletcher](#)

Relating to the prosecution of the offense of criminal nonsupport.

Remarks: KCT - Clarifies that a person fails to provide court ordered child support if they do not make regular payments on time to the entity or individual designated by the court to initially receive the child support payment.

HB 229	Solomons	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to the duties of the county tax assessor-collector and voter registrar regarding exemptions from jury service.</p>
	Companions:	<p>SB 85 Nelson (Identical) 11- 8-10 S Filed</p>
	Remarks:	<p>MJV-Requires a prospective juror to file their request for permanent exemption for jury service with the voter registrar (currently tax assessor-collector).</p>
HB 230	Phillips	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to the authority of a county to regulate the location of halfway houses in the unincorporated areas of the county; providing a penalty.</p>
	Remarks:	<p>KCT - Allows Commissioners Court regulate the placement of halfway houses in the unincorporated areas and to license, inspect, and impose a license fee on them.</p>
HB 231	Phillips	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to the eligibility of property used in connection with certain computer centers for economic benefits authorized by the Texas Economic Development Act.</p>
	Remarks:	<p>KCT - Adds a computer center used for financial transactions to the items eligible for an appraised value limitation (school districts only) under the Texas Economic Development Act.</p>
HB 232	White	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to the amendment of restrictions affecting real property in certain subdivisions.</p>
	Remarks:	<p>MJV-Provides a method by which HOA rules may be changed by a supermajority of homeowners even if the HOA rules require unanimous consent or require a specified time frame before a change may take effect.</p>
HB 234	Otto	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to liability for interest on ad valorem taxes on improvements that escaped taxation in a previous year.</p>
	Remarks:	<p>MJV-Stipulates that back taxes on an improvement to real property does not incur interest if the property itself did not escape taxation; the appraisal district had actual or constructive notice of the improvement; and the owner pays the back taxes within 120 days. An appraisal district has constructive notice of an improvement if a building permit for the improvement has been issued by a governmental entity.</p>
HB 237	Flynn	<p>Last Action: 11- 9-10 H Filed</p> <p>Relating to the composition of the Finance Commission of Texas.</p>
	Companions:	<p>SB 249 Estes (Identical)</p>

12- 7-10 S Filed

HB 239	Parker	Last Action: 11-10-10 H Filed <i>Relating to the offense of paying or receiving certain forms of compensation for facilitating the registration of voters; providing criminal penalties.</i>
		Remarks: KCT - Prohibits performance-based compensation for registering voters. An offense is a Class A misdemeanor.
HB 240	Parker	Last Action: 11-10-10 H Filed <i>Relating to requiring the Texas Commission on Environmental Quality to adopt rules preventing accidental or unintentional access to on-site sewage disposal systems.</i>
		Remarks: KCT - Requiring the TCEQ to prevent accidental or unintentional access to on-site sewage disposal systems.
HB 241	Parker	Last Action: 11-10-10 H Filed <i>Relating to liability for interest if land appraised for ad valorem tax purposes as agricultural or open-space land is sold or diverted to a different use.</i>
		Remarks: MJV-Creates an exception to the interest required on taxes due when designated agricultural land is diverted to another purpose if the diversion happens prior to 2022.
HB 242	Craddick	Last Action: 11-10-10 H Filed <i>Relating to the authority of certain retired peace officers to carry certain firearms.</i>
		Remarks: MJV-Requires a law enforcement agency to issue an identification card to an honorably retired peace officer (currently permissive) and exempts such officers from statutes prohibiting concealed hand guns in certain areas. Makes a conforming repeal.
HB 243	Craddick	Last Action: 11-10-10 H Filed <i>Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle.</i>
	Companions: SB 46	Zaffirini (Identical) 11- 8-10 S Filed
		Remarks: MJV-Prohibits the operator of a motor vehicle from using a wireless communication device to read, write, or send a text-based communication unless the vehicle is stopped.
HB 246	Johnson	Last Action: 11-10-10 H Filed <i>Relating to the eligibility for service retirement annuities of certain elected officials convicted of certain crimes.</i>
	Companions: SB 371	Seliger (Identical) 1-18-11 S Filed
		Remarks: MJV- Makes statewide elected officials and legislators ineligible for

retirement benefits if they commit or attempt to commit felony bribery, embezzlement, extortion, theft of public money, . Perjury, or conspiracy while in office. Repeals a provision prohibiting a civil war pensioner from receiving benefits while in the care or custody of the state.

Last Action: 11-12-10 H Filed

[HB 247](#)

[Solomons](#)

Relating to the enforcement of state and federal laws governing immigration by certain governmental entities.

Remarks: MJV-Prohibits a governmental entity, official, or employee from adopting or enforcing a policy to not follow federal law regarding immigration. Allows the AG to file suit against an entity for failure to do so and recover costs.

Last Action: 11-12-10 H Filed

[HB 248](#)

[Chisum](#)

Relating to requirements to vote, including presenting proof of identification; providing penalties.

Companions: [SB 178](#) Fraser (Identical)
11- 8-10 S Filed

Remarks: MJV-Requires the county voter registrar to include a notice of ID requirements on each voter registration certificate issued or renewed and to post the requirements on the county's website. Requires a list of acceptable IDs to be posted outside each polling location. Requires election officials to provide written notice of acceptable IDs to anyone showing up to vote without proper ID. Allowable forms of ID are: a current driver's license; military ID, US citizenship certificate; or a US passport.

-Increases the penalty for illegal voting to a second degree felony. Increases the penalty for attempting to illegally vote to a state jail felony.

-Allows a provisional ballot to be cast and counted if the person brings acceptable ID to the early voting ballot board within 6 days. Prohibits DPS from charging a fee for an ID card obtained solely for voting purposes.

-Makes conforming repeals.

Last Action: 11-12-10 H Filed

[HB 249](#)

[Fletcher](#)

Relating to the regulation of metal recycling entities; providing penalties.

Remarks: MJV-Requires a person attempting to recycle metal wiring that has had the insulation burned off to obtain a document from a county or city fire department indicating it was salvaged from a fire. Adds additional requirements involving record keeping and identification in the recycling of metals. Adds Class A and Class B penalties for violations of the requirements.

Last Action: 11-12-10 H Filed

[HB 250](#)

[Hilderbran](#)

Relating to requiring a voter to present proof of identification.

Remarks: MJV-Voter ID bill. Makes a voter registrar post notices of acceptable ID, limits the types of acceptable identifying documents. Requires voting ID notices to be displayed at all polling locations. Requires an elections officer to provide written materials about the ID requirement to any person voting by provisional ballot during the next election.

Prohibits DPS from charging a fee for ID cards used for voting.
Makes conforming repeals.

Last Action: 1-13-11 H Filed

[HB 278](#)

[Alonzo](#)

Relating to pretrial hearings in criminal cases.

Remarks: KCT- Requires that a court set a pre-trial hearing in any criminal case if it is requested by the state or defendant and that the court must hold the hearing no later than the 30th day before the start date of the trial.

Last Action: 11-12-10 H Filed

[HB 279](#)

[Geren](#)

Relating to the use of eminent domain authority.

Companions: [SB 18](#) Estes (Identical)
1-10-11 S Filed
[SB 180](#) Estes (Identical)
11- 8-10 S Filed

Remarks: MJV- Prohibits using eminent domain to acquire property if it is not for public use. Requires a record vote in a public meeting to initiate a condemnation. Each unit of property not owned by the same person requires a separate vote unless there is unanimous consent.

-Requires entities authorized to use eminent domain to provide a letter to the comptroller by December 31, 2012 identifying the statute that permits it to use eminent domain. Eminent domain authority expires September 1, 2013 for any entities that fail to submit a letter.

-Requires an entity seeking to use eminent domain to acquire or lease a property to disclose all appraisal reports prepared within the last 10 years on the property to the property owner via certified mail. Prohibits including a confidentiality provision.

-Requires a bona fide offer to be made in writing prior to use of eminent domain. An owner may be awarded court costs and attorney fees if no bona fide offer was made.

-Requires a judge in a condemnation case to allow each party to strike one of the three commissioners appointed to hear the case.

-Allows a former owner or owner's heirs, successors or assigns to request information on progress toward using land for a public use

after 10 years. Allows a person or their heirs, successor, or assigns to repurchase the property if the public use for which the property was acquired is cancelled; no progress is made toward the public use within 10 years; or the property becomes unnecessary for use.

-Requires payment of relocation assistance, moving expenses, relocation and financial assistance.

-Repeals a public information act provision requiring entities with eminent domain authority to disclose information in the same manner as a governmental entity. Repeals a provision requiring the production of certain information (regarding a use of eminent domain) for entities that are considered critical infrastructure.

Last Action: 11-15-10 H Filed

[HB 283](#)

[Lucio III](#)

Relating to the wheelchair accessibility of new or renovated park playgrounds to children with disabilities.

Remarks: MJV-Requires a publicly owned or maintained park playground that is created or significantly renovated after 2011 to be wheelchair accessible and include at least one element in the playground that is wheelchair accessible.

Last Action: 11-15-10 H Filed

[HB 287](#)

[Lucio III](#)

Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle.

Remarks: MJV-Prohibits a driver from reading, writing or sending text messages in a motor vehicle unless it is stopped.

Last Action: 11-15-10 H Filed

[HB 288](#)

[Lucio III](#)

Relating to prohibitions on the use of a wireless communication device while using certain motor vehicles.

Remarks: MJV- Expands the existing prohibition on using a wireless communication device for bus drivers to include other multi-passenger vehicles that provide special transportation services to elderly or disabled persons.

Last Action: 11-15-10 H Filed

[HB 289](#)

[Jackson, Jim](#)

Relating to activity that constitutes maintaining a common nuisance.

Companions: [SB 195](#) Nelson (Identical)
11- 9-10 S Filed

Remarks: MJV-Adds crimes involving sexual exploitation of minors to the common nuisance statute.

Last Action: 11-15-10 H Filed

[HB 290](#)

[Jackson, Jim](#)

Relating to the punishment for the offense of employment harmful to children.

Companions: [SB 194](#) Nelson (Identical)

11- 9-10 S Filed

Remarks: MJV- Increases the penalty for the crime of employment harmful to a child from a class A misdemeanor to a third degree felony if there is there is a previous conviction.

Last Action: 11-15-10 H Filed

[HB 292](#)

[Berman](#)

Relating to birth records of children born in this state; creating an offense.

Remarks: KCT- Requires that the citizenship status of a mother and father be included on a birth certificated form. Provides that a birth certificate may only be issued in this state if the child is a citizen of the US. A child is only a citizen of the US if at least one of the parents is a United States citizen, a national of the United States or an alien who is lawfully admitted for permanent residence. A Temporary report of alien birth must be issued by the local registrar for a fee if the parent is not by definition a US Citizen and must contain a biometric identifier of mother and child. Misuse of a report of alien birth to support a claim of US citizenship or legal residence for a child or parent is a 3rd degree felony.

Last Action: 11-16-10 H Filed

[HB 293](#)

[Berman](#)

Relating to the eligibility of an individual born in this state whose parents are illegal aliens to receive state benefits.

Remarks: KCT- Children born after 9.1.11 whose parents are illegal aliens at the time of the birth aren't entitled to and may not receive any benefits provided by the state or a political subdivision of the state. Including; a grant, contract, loan, professional or commercial license, governmental employment, a retirement payment or other benefit, public assistance benefits.

Last Action: 11-16-10 H Filed

[HB 294](#)

[Berman](#)

Relating to prohibiting a person who is in the United States illegally from bringing a claim in a state court.

Remarks: KCT- Prohibiting an illegal alien from bringing claim or otherwise seek legal or equitable relief, including as a counter-claimant or cross-claimant, in a court of this state.

Last Action: 11-16-10 H Filed

[HB 296](#)

[Berman](#)

Relating to the enforcement of immigration laws, to the investigation, prosecution, and punishment of certain criminal offenses concerning illegal immigration, and to certain employment and labor practices.

Remarks: MJV-Requires a law enforcement agency to attempt to determine immigration status of any person detained or arrested. Prohibits a governmental entity from restricting or limiting the enforcement of federal immigration law. Allows a peace officer to arrest, without warrant, a person they have reasonable belief has violated a state or federal law that makes them removable from the United States.

-Creates a Class B misdemeanor for hiring a laborer from a motor vehicle that is stopped on a street, roadway or highway and is

impeding the normal movement of traffic. Creates a Class B misdemeanor for an illegal alien to apply, solicit, or perform work in this state. Creates a Class B misdemeanor with a maximum fine of \$1,000 for transporting or concealing an illegal alien. The penalty is increased to a state jail felony with a fine of \$10,000 if more than 10 illegal aliens are involved. Creates a Class B misdemeanor with a maximum fine of \$100 and 20 days in jail (30 days for repeat offense) for a resident alien who fails to carry documentation. Allows a court to require reimbursement for county jail costs.

-Prohibits employment of illegal aliens and requires employers to verify work authorization and maintain a record of verification for the duration of employment or three years (whichever is longer). Prohibits a governmental entity from awarding an economic development incentive to an employer that does not use the e-verify system.

-Requires the AG to create a complaint procedure to report alleged employment violations. Establishes a class C misdemeanor for a false report. Requires the AG to notify the county attorney if the person is not in the country legally. Requires the court to take action on the case within 30 days after the county attorney requests an expedited hearing. Requires an employer to file quarterly reports on hiring activity with the county attorney for the next three years (five years for an intentional violation). Allows a court to order state agencies to suspend occupational licenses for an employer who violates the law. Allows a sheriff or local law enforcement agency to assist the AG or the county attorney in their investigation. Prohibits an official or a political subdivision from independently determining whether an individual is authorized to work in this country.

-Requires a peace officer to impound a car used in human trafficking for 30 days.

Last Action: 11-16-10 H Filed

[HB 297](#)

[Berman](#)

Relating to certain federal health care legislation; imposing penalties.

Remarks: *KCT- Establishes that federal health care legislation is invalid in Texas and that it is the duty of the legislature to act as necessary to prevent the enforcement of the federal Act. If an official, agent, or employee of the United States or an employee of a corporation providing services to the United States attempts to enforce federal health care legislation it is a state jail felony punishable by confinement up to 5 year and or a fine of not more than \$5000. If a public officer or employee of the state attempts to enforce the federal health care law it is a class A misdemeanor punishable by confinement for a term of not more than two years and or a fine of not more than \$1,000.*

Last Action: 11-16-10 H Filed

[HB 298](#)

[Berman](#)

Relating to exempting the intrastate manufacture of a firearm, a firearm accessory, or ammunition from federal regulation.

Companions: [HB 145](#) Laubenberg (Identical)
11- 8-10 H Filed

Remarks: KCT- Exempts firearms, firearm accessory and ammunition made and remaining in Texas from federal law and regulation.

Last Action: 11-16-10 H Filed

[HB 299](#)

[Berman](#)

Relating to the repeal of the driver responsibility program.

Remarks: MJV-Repeals the Driver Responsibility Program. Requires the comptroller to deposit any remaining funds from the program to the designated trauma facility and emergency medical services account.

Last Action: 11-16-10 H Filed

[HB 301](#)

[Berman](#)

Relating to the establishment of English as the official language of Texas and the requirement that official acts of government be performed in English.

Remarks: KCT- Establishes English as the official language of this state and all political subdivisions thereof.

Last Action: 11-16-10 H Filed

[HB 302](#)

[Berman](#)

Relating to the enforcement of state and federal laws governing immigration by certain governmental entities; providing a civil penalty.

Remarks: KCT- prohibits the adoption of policies which contradict the enforcement of immigration law by local governments or entities thereof and establishes civil penalties not to from \$1000 not to exceed \$5000 for elected officials who fail to fully enforce the law. Governmental entities which adopt contradicting policies loose state grant funding.

Last Action: 11-16-10 H Filed

[HB 303](#)

[Berman](#)

Relating to the imposition of a fee for money transmissions sent to certain destinations outside the United States.

Remarks: MJV-Imposes an 8% fee on any money transmission from Texas to a destination in Mexico or in central or south america for personal, family, or household purposes. The funds will be credited to the indigent health care support account. Provides for US citizens to apply for a refund of the fee.

Last Action: 11-16-10 H Filed

[HB 304](#)

[Pena](#)

Relating to limiting the amount of assistance a person may provide a voter; providing a civil penalty.

Remarks: MJV-Requires a person providing a voter assistance to present a picture ID to the election officer. Prohibits a person from assisting more than two voters in one day. Imposes a civil penalty of up to \$10,000.

Last Action: 11-16-10 H Filed

[HB 305](#)

[Harless](#)

Relating to the punishment prescribed for burglary of a vehicle.

	Remarks:	MJV-Increases the penalty for all repeat convictions for vehicle burglary to a state jail felony (currently 6 months in jail for second offense). Makes conforming repeals.
	Last Action:	11-16-10 H Filed
HB 306	Jackson, Jim	Relating to a disclosure on advertisements made by a general-purpose committee of certain political contributions made to the committee.
	Remarks:	MJV-Prohibits a general-purpose committee from publishing or broadcasting a political ad that contains express advocacy that does not identify its large donors (more than \$10,000)
	Last Action:	11-16-10 H Filed
HB 311	Geren	Relating to the duty of a peace officer to inquire into the immigration status of persons arrested on other grounds.
	Companions:	SB 259 Harris (Identical) 12-15-10 S Filed
	Last Action:	11-17-10 H Filed
HB 312	Callegari	Relating to the limitation on increases in the appraised value of a residence homestead for ad valorem taxation.
	Companions:	SB 129 Patrick, Dan (Identical) 11- 8-10 S Filed
	Remarks:	MJV-Lowers the appraisal cap to 5%.
	Last Action:	11-17-10 H Filed
HB 313	Pickett	Relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.
	Companions:	HB 95 Fletcher (Identical) 11- 8-10 H Filed HB 781 King, Phil (Identical) 1-20-11 H Filed
	Remarks:	KCT- Allows existing homestead exemption to pass from a deceased disabled veteran to the spouse so long as the spouse has not remarried.
	Last Action:	11-17-10 H Filed
HB 315	Flynn	Relating to the creation of the Hunt County Municipal Utility District No. 1; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.
	Companions:	HB 84 Flynn (Identical) 11- 8-10 H Filed SB 236 Deuell (Identical) 11-19-10 S Filed

		Remarks: MJV-Creates the Hunt County MUD. Requires a confirmation election which may only be held with the support of each city located in the MUD area.
		Last Action: 11-18-10 H Filed
HB 316	Fletcher	Relating to a requirement that certain appraisal districts provide for electronic signing and filing of a form for the designation of an agent.
		Remarks: KCT- Requires each appraisal district established for a county with a population over 500,000 to provide electronic signing and filing for the designation of an agent to represent a property owner.
		Last Action: 11-18-10 H Filed
HB 317	Cook	Relating to the authority of a county to regulate land use after a local option election.
		Remarks: HB- 317- KCT- The commissioners court may, if granted by local option election, regulate land use in the unincorporated areas of a county by requiring a buffer zone between residential areas and land used for heavy industry or quarry, light industry and commercial business.
		Last Action: 11-18-10 H Filed
HB 318	Alonzo	Relating to the date of the primary election and related procedures.
		Remarks: ~~HB- 318- KCT- Changes the date of the primary election from March to February and the runoff from April to March. Changes the precinct convention to the day of general primary election. Changes the county convention to the first Saturday after the general primary. Requires ballot application to include the resign to run provision.
		Last Action: 11-18-10 H Filed
HB 320	Alonzo	Relating to equipping certain K-9 law enforcement vehicles with heat alarm systems.
		Remarks: KCT- Allows DPS, Sheriffs and Police Departments to equip and K9 law enforcement vehicle with a heat alarm system. The alarm must be audible, automatically lower the vehicles rear windows and page the officer.
		Last Action: 11-18-10 H Filed
HB 322	Hartnett	Relating to the eligibility of a former or retired statutory probate court judge for assignment as a visiting judge.
		Remarks: KCT- Changes the number of months a former probate court judge must have served to be eligible to serve as a visiting judge from 96 months to 72 months.
		Last Action: 11-19-10 H Filed
HB 327	Guillen	Relating to the issuance of specialty license plates for justices of the peace and municipal judges.

		Remarks: KCT- Requires the Texas Department of Motor Vehicles to issue specialty license plates for JP's and municipal judges for a cost of \$10 for the first set and \$15 for each additional set.
		Last Action: 11-19-10 H Filed
HB 330	Guillen	Relating to the dissolution of a bail bond board by the commissioners court of certain counties.
		Remarks: KCT- Allows a commissioners court in a county with a population less than 110,000 to dissolve a bail bond board by majority vote.
		Last Action: 11-19-10 H Filed
HB 333	Guillen	Relating to the authority of certain counties to adopt and enforce a fire code.
		Remarks: KCT- Lowers the existing population bracket from 250,000 to 200,000 for a counties or counties adjacent that may adopt a fire code and rules necessary to administer and enforce the fire code.
		Last Action: 11-19-10 H Filed
HB 335	Shelton	Relating to implementation and requirements of certain health care reform laws.
		Remarks: MJV-Requires state agencies to submit a report to the LBB on estimated expenditures or consequences of refusing to implemet provisions of the federal health care reform law. Prohibits a state agency from implementing a provision before the report is submitted.
		Last Action: 11-22-10 H Filed
HB 339	Aycocock	Relating to the use of certain voting equipment in an election that does not involve a federal office.
		Remarks: MJV-Exempts a political subdivision (other than a county) with a population of less than 1,500 that is not participating in a joint election in which a federal office appears on the ballot from the requirement to have accessible voting machines for the disabled.
		Last Action: 11-22-10 H Filed
HB 340	Gallego	Relating to net metering for retail electric service customers and compensation for excess electricity generated by a retail electric customer's on-site generator.
		Remarks: MJV-Requires the PUC to require all electric utilities to offer net metering service to all retail customers. Requires the utility to pay fair market value for a customer's small scale on-site generation delivered to the electric transmission grid.
		Last Action: 11-22-10 H Filed
HB 341	Fletcher	Relating to the prosecution of and the punishment for the offense of burglary committed while evading arrest or detention.
		Remarks: MJV-Expands the offense of burglary (1st degree felony) to include entering a building or home in order to evade arrest.

HB 343	Fletcher	<p>Last Action: 11-22-10 H Filed</p> <p>Relating to the reporting and recording of a motor vehicle accident involving an official vehicle driven by a peace officer, firefighter, or an emergency medical services employee in the course of official duties.</p> <p>Remarks: MJV-Expands the requirement that a motor vehicle accident in an official vehicle (police, fire, and EMS employees) does not go on the driver's record if it occurred during an emergency. Replaces the requirement that it happen during an emergency to make it apply to any accident where the damages are less than \$1,000 or an independent investigation finds the employee was not at fault.</p>
HB 344	Quintanilla	<p>Last Action: 11-23-10 H Filed</p> <p>Relating to the use of customs brokers to obtain a refund of sales and use taxes.</p> <p>Remarks: MJV-Removes the requirement that an exporter obtain a document from a customs broker to claim an exemption from sales tax.</p>
HB 345	Kleinschmidt	<p>Last Action: 11-23-10 H Filed</p> <p>Relating to limitations on awards in an adjudication brought against a local governmental entity for breach of contract.</p> <p>Remarks: KCT- Allows for interest for a disputed payment to be included in money awarded in a suit against a local governmental for breach of a contract.</p>
HB 346	Kleinschmidt	<p>Last Action: 11-23-10 H Filed</p> <p>Relating to the award of costs and attorney's fees in certain proceedings concerning mechanic's, contractor's, or materialman's liens.</p> <p>Remarks: KCT- requires that a court award cost and attorney's fees in any proceeding to foreclose a mechanic's, contractors or materialman's lien or enforce a claim against a bond.</p>
HB 350	Walle	<p>Last Action: 11-23-10 H Filed</p> <p>Relating to discharging fines and costs assessed against certain juvenile defendants through community service or tutoring.</p> <p>Remarks: MJV-Allows a juvenile who is assessed a fine or costs for a Class C misdemeanor that occurred at school to perform community service or attend tutoring sessions. The juvenile earns \$50 off the fine or costs for each 8 hours worked.</p>
HB 351	Veasey	<p>Last Action: 11-29-10 H Filed</p> <p>Relating to the expunction of records and files relating to a person's arrest.</p> <p>Remarks: MJV- Entitles a person to have all records and files relating to an arrest expunged if the charges are not pursued, the statute of limitations has expired, is pardoned or released upon determination of actual innocence.</p>

		-Makes a conforming repeal.
	Last Action:	11-29-10 H Filed
HB 352	Rodriguez	Relating to a cost-benefit analysis of rules adopted or amended by the supreme court.
	Remarks:	MJV-Requires the Supreme Court to prepare and publish a cost-benefit analysis before adopting rules that will impact the court system, clients of attorneys and the public.
	Last Action:	11-29-10 H Filed
HB 353	Burnam	Relating to certain reimbursements and discounts provided for collection and payment of sales and use taxes.
	Remarks:	MJV-Sets a limit on the amount of sales taxes that may be deducted and withheld by a taxpayer (for collecting the sales tax or for making prepayments to the comptroller) in a state fiscal year.
	Last Action:	11-29-10 H Filed
HB 354	Burnam	Relating to the imposition of an income tax on income that exceeds \$150,000 to provide property tax relief and fund public education.
	Remarks:	MJV-Imposes a variable income tax on incomes over \$150,000. Creates a third degree felony for knowingly evading or failing to pay the tax. Creates a Class A misdemeanor for failure to file a return, supply information, or pay the tax. Two-thirds of the revenue is dedicated to reducing school property taxes and the other third to the foundation school fund.
	Last Action:	11-29-10 H Filed
HB 360	Jackson, Jim	Relating to ballot language for a proposition to approve the imposition or increase of a tax or the issuance of bonds.
	Remarks:	MJV-Requires ballot language for a tax increase or issuance of bonds to specify the total amount that will be issued, the amount of the tax or increase, and any projects to be supported by the bond.
	Last Action:	12- 1-10 H Filed
HB 361	Otto	Relating to the composition of the agricultural advisory board of an appraisal district.
	Remarks:	KCT- Removes the requirement that one member of an appraisal district's agricultural advisory board be a representative of the county agricultural stabilization and conservation service.
	Last Action:	12- 1-10 H Filed
HB 362	Solomons	Relating to the regulation by a property owners' association of the installation of solar energy devices and certain roofing materials on property.
	Last Action:	12- 1-10 H Filed
HB 368	Hochberg	Relating to ballot instructions.

		Remarks: MJV-Requires ballot instructions to warn straight party voters that "emphasis voting" could change their straight party vote. Requires electronic voting machines to provide such a warning if a straight party voter attempts an "emphasis vote" or otherwise takes an action that would change their vote.
		Last Action: 12- 2-10 H Filed
HB 369	Hochberg	Relating to procedures concerning verification of certain information submitted in a voter registration application.
		Remarks: MJV-Requires the Secretary of State to adopt standards for verifying information on a voter registration card that contains a minor error in the applicant's name or birth date. If a voter registration application cannot be verified and is rejected, the local registrar must inform the prospective voter of the reason it was rejected.
		Last Action: 12- 2-10 H Filed
HB 371	Hochberg	Relating to prohibiting deferred adjudication community supervision for certain defendants convicted of murder.
		Remarks: MJV-Allows a judge to grant deferred adjudication community supervision in cases of murder if the defendant did not cause the death, did not intend the death and did not anticipate the death.
		Last Action: 12- 2-10 H Filed
HB 375	Alonzo	Relating to establishing veterans resource centers at certain institutions of higher education.
		Remarks: MJV-Requires the Veteran's Commission to establish one higher education based veterans resource center in 15 locations throughout the state to provide assistance and counseling to veterans while enrolled in higher education.
		Last Action: 12- 2-10 H Filed
HB 377	McClendon	Relating to the expenditure of money from the general revenue fund for rail projects.
		Remarks: MJV-Allows TxDOT to spend money appropriated to the Texas rail relocation and improvement fund without the need for a line-item appropriation.
		Last Action: 12- 2-10 H Filed
HB 380	Callegari	Relating to the constitutional limit on the rate of growth of appropriations and the use of surplus state revenues.
		Remarks: MJV- Limits growth in state revenue to the increase in population plus inflation. Requires the state to ratchet down appropriations in years of negative growth. If the revenue exceeds the new limit, franchise tax payers get a rebate.
		Last Action: 12- 6-10 H Filed
HB 382	Menendez	Relating to the authorization and regulation of poker gaming and the duties of the Texas Lottery Commission.

Remarks: MJV-Creates the Poker Gaming Act of 2011. The Lottery Commission will regulate charitable and commercial poker tournaments and games; train and license the entities and dealers; and regulate the production of poker related equipment. Imposes a gross receipts tax on poker gaming (rate varies by type of entity). Allows the commission to order a sheriff or constable to seize poker assets and put them up for sale for failure to pay the gross receipts tax. Reasonable expenses may be deducted from the proceeds of the sale.

-Creates the Poker Gaming Revenue Fund. After reimbursing costs, the balance is sent each month to the Department of Housing and Community affairs: 50% of the funds are for grants to cities, counties, and nonprofits to support efforts to provide shelter and assistance to the homeless. The remainder goes to the Housing Trust Fund (provides home purchase assistance in local communities).

-Establishes a number of offenses related to gaming (fraud, counterfeiting, cheating, etc.) that are Class A misdemeanors or third degree felonies. Creates a class C felony for a person under 21 who participates in poker gaming.

Last Action: 12- 6-10 H Filed

[HB 383](#)

[Menendez](#)

Relating to allowing a surrogate decision-maker to consent to certain medical treatments on behalf of an inmate of a correctional facility.

Remarks: MJV-Requires a physician treating an incapacitated inmate of a jail or prison to make a reasonable effort to contact surrogate decision makers (spouse, parent, etc.) who can provide consent for treatment.

Last Action: 12- 6-10 H Filed

[HB 385](#)

[Menendez](#)

Relating to the punishment for theft and certain fraud offenses committed against a disabled individual.

Remarks: CEB-Increases punishment to the next higher category of offense for theft and certain fraud committed against a disabled person if the actor was a public servant, contracted by the government or a Medicare provider.

Last Action: 12- 6-10 H Filed

[HB 387](#)

[Turner,](#)
[Sylvester](#)

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.

Remarks: KCT- Requires that any employer grant up to 10 hours of unpaid leave per year to employees who have been employed for at least 1 year for the purpose of meeting with an educator regarding a child that attends a special education program.

Last Action: 12- 7-10 H Filed

[HB 392](#)

[Gonzales,](#)
[Veronica](#)

Relating to a county's eligibility to receive state assistance for health care expenditures that exceed eight percent of the county's general revenue levy for the year.

		<p>Remarks: WLJ: Allows a county to include in its indigent health care expenditures direct reimbursements to health care providers and indirect reimbursement through transfers of funds to the state for health care services provided through Medicaid (UPL).</p>
		<p>Last Action: 12- 8-10 H Filed</p>
HB 394	Gonzales, Veronica	<p>Relating to the authority of certain counties to provide health care services.</p>
		<p>Remarks: WLJ - Allows border counties provide health care services to a person regardless of their income as it determines necessary the public health, safety and welfare.</p>
		<p>Last Action: 12- 8-10 H Filed</p>
HB 395	Gonzales, Veronica	<p>Relating to court costs imposed on conviction and deposited to the appropriate courthouse security fund or court building security fund.</p>
		<p>Remarks: MJV-Increases the courthouse security fee and the court building security fee (city created fee) by \$5 for misdemeanors and felonies.</p>
		<p>Last Action: 12- 8-10 H Filed</p>
HB 397	Gonzales, Veronica	<p>Relating to the creation of the Bureau for Economic Development of the Border Region.</p>
		<p>Remarks: MJV - Creates the Bureau for Economic Development of the Border Region to conduct research, provide recommendations to the legislature, and evaluate proposals for economic development in the border region. Members are public and private citizens in the border region who are appointed by the legislature.</p>
		<p>Last Action: 12- 8-10 H Filed</p>
HB 401	Smith, Todd	<p>Relating to requiring a voter to present proof of identification.</p>
		<p>Remarks: MJV-Requires a county voter registrar to issue voter ID cards to person's eligible to vote that do not have a driver's license or state ID card. Prohibits the collection of a fee. Restricts the types of photo ID that may be used to vote. Eliminates the use of utility bills or government documents to establish a voter's identity. Prohibits DPS from charging a person for a state ID solely fo voting purposes. Eliminates the ability to vote by showing a copy of your voter registration. Makes conforming repeals.</p>
		<p>Last Action: 12- 9-10 H Filed</p>
HB 405	Quintanilla	<p>Relating to the storage, transportation, and disposal of tires; providing criminal penalties.</p>
		<p>Remarks: MJV-Requires the TCEQ to regulate the storage, transportation and disposal of used tires. Requires fleet operators and other "generators" of used tires to pay a fee of \$2.50 for each passenger car tire and a fee of \$7.50 for each commercial tire sent to a scrap tire storage or disposal facility. Creates a fee of \$4 on each passenger tire and \$10 on each commercial tire sold in the state. The money is used to supplement costs of the disposal or recycling of tires. Any leftover funds are used for clean up of improperly</p>

disposed tires. Requires a political subdivision to notify TCEQ when improperly disposed tires are found. Creates a Class A misdemeanor violation for wrecklessly violating a TCEQ regulation and a state jail felony for violating a regulation.

Last Action: 12- 9-10 H Filed

[HB 406](#)

[Quintanilla](#)

Relating to local regulation of the possession and consumption of alcoholic beverages on certain formerly licensed or permitted premises.

Remarks: CEB-Allows a commissioners court to prohibit the possession or consumption of alcohol at sites located in unincorporated areas that were previously licensed to sell alcohol for on-site consumption if the license was revoked because of criminal activity that threatened public safety.

Last Action: 12- 9-10 H Filed

[HB 407](#)

[Quintanilla](#)

Relating to the grounds for a hearing concerning action on certain alcoholic beverage permits and licenses.

Remarks: CEB-Allows adjacent homeowners to petition the TABC to hold a hearing to determine if a bar is a nuisance and should have its license revoked.

Last Action: 12- 9-10 H Filed

[HB 408](#)

[Walle](#)

Relating to minimum standards for juvenile case managers.

Companions: [SB 61](#) Zaffirini (Identical)
11- 8-10 S Filed

Remarks: MJV-Requires the TJPC to adopt minimum standards (education, ethics, training, etc.) for juvenile case managers.

Last Action: 12- 9-10 H Filed

[HB 409](#)

[Walle](#)

Relating to the supervision of certain juvenile case managers.

Companions: [SB 209](#) Zaffirini (Identical)
11-17-10 S Filed

Remarks: CEB-Requires the judge of a court with a juvenile case manager to provide for supervision of the manager.

Last Action: 12- 9-10 H Filed

[HB 416](#)

[Anchia](#)

Relating to providing for voter registration at a polling place during early voting by personal appearance and related procedures.

Remarks: HB- 416-KCT- Establishes that election officers serving at early voting locations are deputy registrars and must provide voter registration at the polling place. A person may register and vote a provisional ballot by showing a photo ID with a current address. Extends the time limit for counting early voting ballots and conducting the local canvas by three days. Allows the secretary of state to designate additional documents to prove residence.

HB 417	Anchia	<p>Last Action: 12-10-10 H Filed</p>
		<p>Relating to provision of notice regarding and limitation of attorney's fees for services provided in connection with the making of a wrongful imprisonment claim.</p>
		<p>Remarks: CEB-Requires TDCJ to provide information about compensation to people wrongfully imprisoned. Sets fee limits and reporting requirements for attorneys representing claimants. Makes it a violation for attorneys to collect more than the approved rate.</p>
HB 418	Berman	<p>Last Action: 12-10-10 H Filed</p>
		<p>Relating to requiring certain candidates to pay a filing fee or file a petition as a qualification to appear on the ballot for the general election for state and county officers.</p>
		<p>Remarks: KCT- Imposes a filing fee for a place on the general election ballot in the same amount as required for a primary election. Local or state revenue from the fee may only be used for ballot security.</p>
HB 421	Alonzo	<p>Last Action: 12-10-10 H Filed</p>
		<p>Relating to the offer of certain unusable remainder real property acquired by the Texas Department of Transportation to nonprofit corporations.</p>
		<p>Remarks: CEB-Allows TxDOT in taking land for right of way to also take an unusable remainder connected to the land and donate the unused land to a nonprofit that is designated by the city or county in which the land is located. The land must be used to develop and diversify the state economy.</p>
HB 424	Darby	<p>Last Action: 12-13-10 H Filed</p>
		<p>Relating to the offices of county treasurer and county auditor.</p>
	<p>Companions: SB 373 Duncan (Identical) 1-19-11 S Filed</p>	
		<p>Remarks: CEB-Changes the deadline for a county officer to deposit money into the county treasury after collecting it from 3 days to 5 days. Repeals a provision allowing commissioners court to extend that deadline to up to 7 days. Requires officials to provide monthly reconciliations for money sent to special accounts. If they fail to do so, the duty transfers to the treasurer.</p>
		<p>Allows a county treasurer to appoint and provide a bond for an assistant or deputy. Allows the county to self-insure against losses instead of requiring a blanket bond for assistants and deputies.</p>
		<p>Allows a county treasurer to collect CSCD fees (with approval of the court clerk or fee officer) and to perform the duties of the county clerk relating to managing accounts for officers, with approval from the clerk and commissioners court.</p>
		<p>Exempts a county auditor who provides monthly financial reports (required in a county of more than 225,000) that are published on the county's website from a requirement that they publish an</p>

annual financial exhibit.

Makes changes to allow for the use of and auditing of electronic transfers. Makes conforming appeals.

Last Action: 12-13-10 H Filed

[HB 431](#)

[Larson](#)

Relating to the adoption of a county charter by Bexar County.

Remarks: MJV-Allows the consolidation of Bexar County and city governments by order of Commissioners Court or San Antonio City Council. Requires consolidation if a valid petition by the voters (10% of voters in the last gubernatorial election) calls for it. The City of San Antonio or Bexar County (whichever initiates the action) makes appointments to a charter commission and invites the other entity to appoint members.

-The Charter Commission develops a plan for consolidation which is voted on in the next general election. If adopted, a second round of elections is held to approve the integration of cities other than San Antonio into the county charter.

-Requires an employee whose position is eliminated during the integration to be offered alternative employment at equal salary and with equal benefits.

-Creates different service level districts to resolve taxation, revenue, and service level differences between the different integrated areas.

Last Action: 12-14-10 H Filed

[HB 433](#)

[Parker](#)

Relating to qualified manufacturing project zones.

Remarks: CEB- Entitles a qualified manufacturing facility project in a qualified manufacturing project zone up to a 50% rebate on some state sales and use taxes. Qualification requires that the project be a new manufacturing or expansion project with an investment of at least \$100 million, that it creates 200 full-time jobs and that the owner is considering an out of state location for the job.

Last Action: 12-15-10 H Filed

[HB 435](#)

[Parker](#)

Relating to suits affecting the parent-child relationship that involve an alleged father who has not registered with the paternity registry.

Remarks: Removes a requirement that a family court judge appoint an attorney to represent the interests of an alleged father whose identity or location is unknown in suits filed to terminate parental rights.

Last Action: 12-15-10 H Filed

[HB 439](#)

[Smith, Todd](#)

Relating to the authority of the Department of Public Safety of Texas and certain local law enforcement agencies to establish a checkpoint on a highway or street to determine whether persons are driving while intoxicated.

	Remarks:	CEB - Allows the sheriff in a county of 250,000 or more to operate sobriety checkpoints. Video and audio records must be kept for two years and the sheriff must file an annual report with TxDOT.
	Last Action:	12-16-10 H Filed
HB 440	Turner, Sylvester	Relating to the authority of peace officers to take a blood specimen from a vehicle operator to test for alcohol concentration or other intoxicating substances.
	Remarks:	MJV-Prohibits a law enforcement officer from taking blood specimens from drivers suspected of DWI.
	Last Action:	12-16-10 H Filed
HB 441	Guillen	Relating to the fees for certain commercial vehicles.
	Remarks:	CEB - Lowers the vehicle registration fee on overweight vehicles that have an overweight permit from \$30 to \$15 per year. Increases the base permit fee for overweight vehicles from \$75 to \$90 with the \$15 increase dedicated to administration of the overweight vehicle program.
	Last Action:	12-17-10 H Filed
HB 442	Guillen	Relating to the establishment of an emergency radio infrastructure account.
	Remarks:	CEB - Changes the allocation of court costs that currently fund the fugitive apprehension account to instead fund an emergency radio infrastructure account to support planning and development of interoperable statewide emergency radio communication plans.
	Last Action:	12-17-10 H Filed
HB 443	Fletcher	Relating to the amount of the fee paid by a defendant for a peace officer's services in executing or processing an arrest warrant, capias, or capias pro fine.
	Companions:	SB 374 Wentworth (Identical) 1-19-11 S Filed
	Remarks:	CEB - Increases fee paid by defendants for a peace officer's services in processing an arrest warrant, capias or capias pro fine from \$50 to \$75.
	Last Action:	12-17-10 H Filed
HB 445	Guillen	Relating to the eligibility of a disabled veteran or surviving spouse to pay ad valorem taxes imposed on a residence homestead in installments.
	Remarks:	Allows disabled veterans or surviving spouses to make quarterly payments on the property taxes on their residence homestead.
	Last Action:	12-17-10 H Filed
HB 450	Lucio III	Relating to the regulation of solar energy devices by a property owners' association.
	Companions:	SB 238 West (Identical)

11-23-10 S Filed

HB 451	Lucio III	<p>Last Action: 12-20-10 H Filed</p> <p>Relating to the creation of a Don't Mess with Texas Water program to prevent illegal dumping that affects the surface waters of this state.</p> <p>Remarks: CEB - Creates the Don't Mess with Texas Waters program that includes a toll free hotline to report illegal dumping. Allows a local government to participate and contribute to the cost of the program.</p> <p>Last Action: 12-20-10 H Filed</p>
HB 453	Lucio III	<p>Relating to an exemption from the sales tax for certain renewable energy devices.</p> <p>Last Action: 12-20-10 H Filed</p>
HB 458	White	<p>Relating to exempting a school district from the obligation to comply with certain unfunded state educational mandates.</p> <p>Remarks: Exempts school districts from complying with unfunded state educational mandates unless the mandate fulfills an important state interest and is required by federal law or is necessary to comply with a law that applies to other entities.</p> <p>Last Action: 12-21-10 H Filed</p>
HB 461	Kleinschmidt	<p>Relating to the exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.</p> <p>Remarks: Extends the homestead property tax exemption for a totally disabled veteran to include their surviving spouse.</p> <p>Last Action: 12-21-10 H Filed</p>
HB 462	Kleinschmidt	<p>Relating to the assignment of special judges in county courts in certain counties.</p> <p>Remarks: MJV - Allows a county judge of a county without a statutory county or probate court to appoint a special judge (an attorney approved by commissioners court) to hear cases if the county judge is unavailable. The salary of the judge is set by commissioners court.</p> <p>Last Action: 12-21-10 H Filed</p>
HB 465	Burnam	<p>Relating to abolishing the Texas Enterprise Fund, the Texas emerging technology fund, the Pan American Games trust fund, the Olympic Games trust fund, and a major events trust fund, a motor sports racing trust fund.</p> <p>Remarks: MJV-Abolishes the Texas Enterprise Fund, Texas Emerging Technology Fund, the Pan American Games trust fund, and other major events trust funds. Any remaining funds are swept into state GR.</p> <p>Last Action: 12-21-10 H Filed</p>
HB 466	Burnam	<p>Relating to the authority to enter into certain agreements relating to</p>

the Texas Enterprise Fund, the Texas emerging technology fund, or certain trust funds for sporting and non-sporting events and the money in those funds.

Remarks: MJV-Prohibits the governor from providing new grants from the Enterprise Fund or the emerging technology fund for four years. Diverts any fund revenue or balances to state GR. Does the same for games support contracts or event sports contracts. Makes a conforming change to require surplus Workforce Commission funds to go to the job skills development program during the four years.

Last Action: 12-21-10 H Filed

[HB 469](#)

[Callegari](#)

Relating to the calculation of ad valorem taxes on the residence homestead of a 100 percent or totally disabled veteran for the tax year in which the veteran qualifies or ceases to qualify for an exemption from taxation of the homestead.

Companions: [SB 201](#) Uresti (Identical)
11-10-10 S Filed

Remarks: MJV-Makes the homestead exemption for 100% disabled veterans effective on January 1 of the tax year in which the person qualifies.

Last Action: 12-22-10 H Filed

[HB 470](#)

[Anderson,
Charles](#)

Relating to the addition of Salvia divinorum and its derivatives and extracts to Penalty Group 3 of the Texas Controlled Substances Act.

Remarks: KCT- Adds Salvia divinorum, its derivatives and extracts to Penalty Group 3 of the Texas Controlled Substances Act, unless it is un-harvested and growing in its natural state.

Last Action: 12-22-10 H Filed

[HB 471](#)

[Anderson,
Charles](#)

Relating to election through secret ballot of a labor union as the exclusive bargaining representative.

Remarks: KCT- Requires that an exclusive bargaining representative must be elected by secret ballot.

Last Action: 12-22-10 H Filed

[HB 472](#)

[Anderson,
Charles](#)

Relating to the exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.

Remarks: MJV - Extends the homestead property tax exemption for a totally disabled veteran to include their surviving spouse.

Last Action: 12-22-10 H Filed

[HB 473](#)

[Smith, Todd](#)

Relating to the consequences of an arrest for or conviction of certain intoxication offenses.

Remarks: MJV-Requires a person convicted of first time DWI to be placed on community supervision and requires the person to install an ignition interlock device in their car.

Last Action: 12-28-10 H Filed

[HB 474](#)

[Lewis](#)

Relating to eligibility requirements for certain public benefit

programs.

Remarks: CEB - Requires a person applying for CHIP, AFDC, SSI or food stamps to complete an I-9 form as well as proof of identity and eligibility to work in the U.S.

Last Action: 12-28-10 H Filed

[HB 478](#)

[Orr](#)

Relating to certain court costs associated with the offense of failing to secure a child passenger in a motor vehicle.

Remarks: CEB - Repeals a provision in the transportation code that assesses fifteen cents in court costs on convictions in municipal and justice courts for violations of the seat belt law. These funds are dedicated to a TxDOT low-income family child safety seat program.

Last Action: 1- 3-11 H Filed

[HB 480](#)

[Fletcher](#)

Relating to the continuing education requirements for certain peace officers.

Companions: [SB 244](#) Patrick, Dan (Identical)
12- 2-10 S Filed

Remarks: MJV-Allows the Bill Blackwood Law Enforcement Management Institute to provide continuing education specific to command staff who are second in command to police chiefs.

Last Action: 1- 3-11 H Filed

[HB 490](#)

[Dutton](#)

Relating to single certification in incorporated or annexed areas served by investor-owned water or sewer utilities.

Remarks: MJV-Allows an investor-owned utility to agree to provide service or agreed to partial service in a municipality or in an area that is annexed. The agreement may provide for single or dual certification of convenience and necessity. Strikes language allowing a retail public utility (that is not a nonprofit water supply or sewer service corporation) to do the same but only if its service area is within a city of 1.7 million or more.

Last Action: 1- 3-11 H Filed

[HB 499](#)

[Rodriguez](#)

Relating to the additional penalty for collection costs for certain delinquent ad valorem taxes.

Remarks: CEB-Allows a tax appraisal district to assess fines to defray costs to collect delinquent property taxes appealed to the appraisal district.

Last Action: 1- 3-11 H Filed

[HB 506](#)

[Callegari](#)

Relating to requiring the use of an ignition interlock device on conviction of certain intoxication offenses.

Remarks: CEB-Requires courts to restrict a person who is placed probation or who has had a license suspended for DWI from driving any vehicle that is not equipped with a breath analysis ignition interlock device.

Last Action: 1- 4-11 H Filed

[HB 507](#)

[Button](#)

Relating to notice for certain transactions involving local government entities.

Remarks: CEB-Allows a county to announce a bid by publishing one time in a newspaper if the county also posts notice on its county website.

Last Action: 1- 4-11 H Filed

[HB 508](#)

[Button](#) Relating to lobbying by former members of the legislature; creating an offense.

Companions: [SB 128](#) Patrick, Dan (Identical)
11- 8-10 S Filed

Remarks: MJV-Requires a two year waiting period for a former legislator to become a lobbyist. Creates a Class A misdemeanor for an offense. Creates an exception if the former legislator lobbies on behalf of: a nonprofit; individual; a group of low-income individuals; or a group of individuals with disabilities; and the former legislator does not receive compensation above reimbursement of actual expenses.

Last Action: 1- 4-11 H Filed

[HB 509](#)

[Guillen](#) Relating to the penalty for the offense of reckless driving.

Remarks: CEB-Raises the ceiling of fines for reckless driving from \$200 to \$500.

Last Action: 1- 4-11 H Filed

[HB 519](#)

[Turner,](#)
[Sylvester](#) Relating to financing programs for low-income electric customers and certain other electric customers.

Remarks: MJV-Reworks the system benefit fund (provides assistance with electric utility bills for low income Texans) by reducing the statutory fee and allowing the PUC to adjust the nonbypassable fee used to fund the program.

Stipulates that a municipally owned utility or electric cooperative may not reduce existing programs until it implements customer choice and that retail providers may not reduce programs after September 11, 2013.

Makes a customer who is eligible for reduced rates for telecommunications services also qualify for reduced electric rates.

Last Action: 1- 4-11 H Filed

[HB 520](#)

[Driver](#) Relating to employment records for law enforcement officers, including procedures to correct employment termination reports.

Remarks: MJV-Makes changes to the procedures for a law enforcement agency to report on terminations of officers. Allows the Commission on law enforcement officer standards and education to penalize an agency head who does not correct a termination report following an administrative hearing. Repeals a requirement that a termination report designate an officer as honorably or dishonorably discharged.

Last Action: 1- 5-11 H Filed

HB 522	Sheffield	Relating to an exemption from the motor vehicle use tax for motor vehicles brought into this state by military service members serving on active duty.
	Remarks:	CEB-Creates an exemption from the motor vehicle use tax charged on vehicles brought into Texas by new residents of the state if the person is on active military duty and is residing in this state on military orders.
	Last Action:	1- 5-11 H Filed
HB 524	Brown, Fred	Relating to a court order to disannex an area from a municipality.
	Remarks:	CEB-Clarifies that a court may order disannexation of an area from a municipality if the municipality failed to provide municipal services.
	Last Action:	1- 5-11 H Filed
HB 526	McClendon	Relating to the exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.
	Remarks:	CEB-Creates a property tax exemption for the surviving spouse of a disabled veteran for the same amount the veteran qualified if the survivor has not remarried since the veteran died, if the survivor lived in the home when the veteran died and the property remains the residence of the survivor.
	Last Action:	1- 5-11 H Filed
HB 530	Shelton	Relating to the definition of local law enforcement authority for purposes of the sex offender registration program.
	Remarks:	CEB-Clarifies definition of the office of the sheriff of a county for purposes of the sex offender registration program.
	Last Action:	1- 6-11 H Filed
HB 532	Lewis	Relating to certain offenses and criminal procedures involving persons who are not citizens of the United States.
	Remarks:	CEB-Requires a law enforcement agency that arrests a person for a felony offense, public intoxication or DWI to attempt to verify if the person is not a citizen of the US before they are released on bond and report illegal aliens to ICE. Allows a peace officer to arrest any person, without warrant, the officer has probable cause to believe is not a citizen of the United States. The law enforcement agency with jurisdiction over a warrantless arrest must notify ICE promptly and may detain the person for up to 48 hours before they are transferred to federal custody. Creates a presumption that person who is not a US citizen is a flight risk for the purpose setting bail. Creates a 2nd degree felony for a person who is not a US citizen to apply to vote, attempt to vote or vote in Texas.
	Last Action:	1- 6-11 H Filed
HB 538	Anderson, Charles	Relating to the application of certain demand charges by transmission and distribution utilities to certain schools and nonprofit athletic or sports associations.

Remarks: CEB-Requires a transmission and distribution utility that includes a ratchet provision in a tariff relating to distribution service for a public or private school, a nonprofit athletic association or a fairground owned by a non-profit association to apply the ratchet provision in two tiers so that when a customer's electrical consumption is high or low they will be charged in a manner comparable to other customers in the area.

Last Action: 1- 6-11 H Filed

[HB 539](#)

[Anderson,](#)
[Charles](#)

Relating to requiring a voter to present proof of identification.

Remarks: CEB-Requires the county voter registrar to include a notice of ID requirements on each voter registration certificate issued or renewed and to post the requirements on the county's website. Requires training for election officers and clerks on handling IDs. Requires a list of acceptable IDs to be posted outside each polling location.

If a voter shows up to vote and their name is not on the precinct list or they do not have a voter's registration card they are allowed to vote if they can produce:

-a photo ID issued by a state or federal agency with the person's name and an expiration date that has not passed, and

-any two of the following documents bearing the person's name: utility bill, mail from a government agency, birth certificate, US citizenship papers, marriage license or divorce decree, court record of adoption, name or sex change, ID card for government benefits, temporary driving permit, pilot's license, library card, or hunting or fishing license.

Requires an election officer to inform a voter who does not have proper ID of their right to cast a provisional ballot. The notice must be in writing, with a space for the election officer to indicate that the person did not have proper ID. Allows a provisional ballot to be cast and counted if the person brings acceptable ID to the early voting ballot board within 6 days.

Prohibits DPS from charging a fee for an ID card obtained solely for voting purposes.

Last Action: 1- 6-11 H Filed

[HB 540](#)

[Turner,](#)
[Sylvester](#)

Relating to the allocation of the value of certain federal allowances for carbon dioxide emissions granted to certain electric or gas utilities.

Remarks: CEB-Requires that the PUC adopt rules to pass on the economic value of federal subsidies for carbon dioxide emission allowances provided to an electric or gas utility to consumers.

Last Action: 1- 7-11 H Filed

[HB 541](#)

[Dutton](#)

Relating to certain personal information contained in a decree of dissolution of a marriage or an order in a suit affecting the parent-child relationship.

Companions: [HB 147](#) Raymond (Identical)
11- 8-10 H Filed

Remarks: CEB-Removes personal information about any party in the final decree for divorce, modification or a suit affecting the parent-child relationship and makes that information confidential. Requires any personal information be listed in a separate document that can only be shared with a party to the suit or their attorney, law enforcement, courts or others approved by a court.

Last Action: 1- 7-11 H Filed

[HB 542](#) [Dutton](#) Relating to the consequences of successfully completing a period of deferred adjudication community supervision.

Remarks: CEB-Establishes that a person who successfully completes deferred adjudicated probation may not be denied housing, employment or a professional license if they are otherwise entitled to qualify for same.

Last Action: 1- 7-11 H Filed

[HB 557](#) [Deshotel](#) Relating to the areas in which a freight rail district may be created.

Remarks: CEB-Expands a provision in the Transportation Code allowing counties over 250,000 that border state lines and adjacent counties to create a freight rail district.

Last Action: 1- 7-11 H Filed

[HB 562](#) [Berman](#) Relating to the development of juvenile justice alternative education programs in counties with a population greater than 125,000.

Remarks: CEB-Makes juvenile justice alternative education programs permissive, rather than mandatory for counties over 125,000.

Last Action: 1-10-11 H Filed

[HB 563](#) [Pickett](#) Relating to the purposes and designation of a transportation reinvestment zone.

Remarks: MJV - Allows cities and counties to form a transportation reinvestment zone for any transportation project without entering into a Pass-Through contract with TxDOT. Prohibits a reduction in state transportation funding because of the use of a TRZ.

Last Action: 1-10-11 H Filed

[HB 564](#) [Craddick](#) Relating to inspection of portable fire extinguishers in government-owned vehicles in certain local governmental jurisdictions.

Remarks: CEB-Requires a county that has a policy requiring portable fire extinguishers on county owned vehicles have the extinguishers inspected annually.

Last Action: 1-10-11 H Filed

[HB 567](#) [Guillen](#) Relating to authorizing justice, municipal, and juvenile courts to obtain evidence that certain minors are in compliance with mandatory school attendance requirements and suspend driver's

licenses or permits for failure to comply.

Remarks: CEB-Allows a justice of the peace to suspend the driver's license of a truant.

Last Action: 1-10-11 H Filed

[HB 569](#)

[Dutton](#)

Relating to the computation of certain supplemental funding for community supervision and corrections departments.

Remarks: CEB-Requires an adult probation department to reduce revocation and recidivism rates by at least 3% per year in order to receive supplemental funds from the Community Justice Assistance Division.

-Requires the funds paid from this account to be used for reducing caseloads, providing victim services or creating recidivism reduction strategies.

-Prohibits the state from using awards from the Community Justice Assistance Division to offset the standard state funds paid to a probation department.

Last Action: 1-10-11 H Filed

[HB 576](#)

[McClendon](#)

Relating to the exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.

Remarks: CEB-Allows the existing homestead exemption for a disabled veteran to pass to the surviving spouse so long as the spouse has not remarried and is still living in the home. Requires the spouse to reapply for the exemption every year.

Last Action: 1-10-11 H Filed

[HB 578](#)

[Guillen](#)

Relating to state financing of public transportation.

Remarks: MJV-Makes adjustments to population brackets regarding formula funding for public transportation provided transit authorities to account for bracket creep with the new census. Also defines as eligible for funding an urban transit district with a population below 50,000 that has lost population due to a natural disaster.

Last Action: 1-10-11 H Filed

[HB 581](#)

[Hancock](#)

Relating to the constitutional limit on the rate of growth of appropriations.

Remarks: KCT - Limits state appropriations in a biennium to the growth of population plus inflation. If growth is negative, the appropriations must be reduced.

Last Action: 1-11-11 H Filed

[HB 582](#)

[Button](#)

Relating to eligibility requirements for businesses for the receipt of certain public subsidies.

Remarks: KCT - Requires local taxing jurisdictions to require business applying for public subsidies to register with and participate in the

E-verify program. Prohibits awarding public subsidies to business that cannot show proof or participation in E-verify.

Last Action: 1-11-11 H Filed

[HB 584](#)

[Kleinschmidt](#)

Relating to storage of electronic fingerprint records and access to criminal history record information.

Remarks: *KCT - Requires that DPS keep electronic fingerprint records on people subject to criminal background checks. Allows a person to request copies of their own criminal background checks and allows DPS to assess a fee for providing the copy.*

Last Action: 1-11-11 H Filed

[HB 588](#)

[Guillen](#)

Relating to the advance payment of surcharges under the Driver Responsibility Program.

Remarks: *KCT - Requires the DPS to offer the option of advanced payment of Driver Responsibility Program surcharges as a single up-front payment.*

Last Action: 1-11-11 H Filed

[HB 589](#)

[Guillen](#)

Relating to the authority of a county elections administrator to engage in certain political activity.

Remarks: *KCT - Clarifies and enhances the prohibition on an political candidacy, political contributions or support by a county elections administrator in any election in which the administrator is at all involved.*

Last Action: 1-11-11 H Filed

[HB 592](#)

[Pitts](#)

Relating to the population of a county required to operate a juvenile justice alternative education program.

Remarks: *KCT - Changes the county population bracket for counties required to operate a juvenile justice alternative education program from 125,000 to 180,000.*

Last Action: 1-11-11 H Filed

[HB 593](#)

[Pitts](#)

Relating to the powers and duties of the state auditor's office.

Remarks: *MJV-Allows the state auditor to audit local governmental entities or political subdivisions that received funds under the American Recovery and Reinvestment Act of 2009. Allows the state auditor to audit a comprehensive development agreement by a toll project entity. Requires the toll project entity to reimburse the auditor for the costs of the audit. Makes additional changes to the powers and duties of the state auditor and makes conforming repeals.*

Last Action: 1-11-11 H Filed

[HB 595](#)

[Raymond](#)

Relating to the punishment prescribed for false identification as a peace officer.

Remarks: *KCT - Increases the penalty for impersonating a peace officer to a 3rd degree felony if the person committed the offense with the*

		<i>intent to commit another felony.</i>
	Last Action:	1-11-11 H Filed
HB 598	Jackson, Jim	<i>Relating to requiring certain applicants for motor vehicle registration to provide proof that the applicant holds a valid driver's license.</i>
	Remarks:	<i>KCT - Prohibits a county assessor-collector from registering a motor vehicle unless the owner of the vehicle provides a valid driver's license. This does not apply to a vehicle owned by a person 85 or older or to a dealer.</i>
	Last Action:	1-12-11 H Filed
HB 601	Jackson, Jim	<i>Relating to requiring employers to participate in the federal electronic verification of work authorization program or E-verify.</i>
	Remarks:	<i>- KCT - Requires the state, municipality, county, etc to register and participate in the E-verify program to verify information on all new employees.</i>
	Last Action:	1-12-11 H Filed
HB 603	Farrar	<i>Relating to a prohibition on law enforcement inquiries regarding the nationality or immigration status of a victim of or witness to a criminal offense.</i>
	Remarks:	<i>KCT - A peace officer may not inquire as to the nationality or immigration status of a victim of or witness to a criminal offense, except to investigate the offense.</i>
	Last Action:	1-12-11 H Filed
HB 609	Zerwas	<i>Relating to the limitation on increases in the appraised value of a residence homestead for ad valorem taxation.</i>
	Companions:	HB 798 Creighton (Identical) 1-21-11 H Filed
	Remarks:	<i>MJV-Changes the appraisal cap to 5 percent.</i>
	Last Action:	1-12-11 H Filed
HB 610	Zerwas	<i>Relating to the method of delivery of certain notices sent by the Texas Commission on Environmental Quality.</i>
	Remarks:	<i>KCT - Allows TCEQ to inform the senator and representative of an area of a new application for a coal related utility permit application by email unless notice by mail is requested.</i>
	Last Action:	1-12-11 H Filed
HB 611	Murphy	<i>Relating to the provision of certain professional services by certain governmental entities.</i>
	Remarks:	<i>KCT - Prohibits a governmental entity from providing a commercially available services (engineering, architecture, and construction) for the improvement to real property it does not own or lease, except for cases of public calamity or emergency. Counties with a population of more than 50,000 must make available to the public the cost and accounting of that service.</i>

HB 616	Quintanilla	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to local regulation of the possession and consumption of alcoholic beverages on certain formerly licensed or permitted premises.</p>
<p>Remarks: KCT - Allows a commissioners court to enact regulations in the unincorporated area to prohibit possession or consumption of alcoholic beverages at a location that was previously licensed to sell such beverages for on-premise consumption if the license expired or was cancelled for cause. The county may not regulate a location for more than three years and may allow variances to the regulation.</p>		
HB 617	Dutton	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to discovery procedures for a claim against a governmental entity under the Texas Tort Claims Act.</p>
<p>Remarks: KCT - Requires the supreme court to adopt rules allowing plaintiff discovery on the issue of sovereign immunity.</p>		
HB 619	Dutton	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to the provision of courses in behavioral modification by disciplinary alternative education programs and juvenile justice alternative education programs.</p>
<p>Remarks: KCT - Requires JJAEP's to offer a course in behavioral modification taught by a person who has at least a bachelor's degree in behavioral science.</p>		
HB 621	Fletcher	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to the regulation of law enforcement officers by the Commission on Law Enforcement Officer Standards and Education.</p>
<p>Remarks: KCT - Requires counties to provide continuing education for county jailers. The commission on law enforcement officer standards and education may suspend the license of a county jailer who fails to comply with this requirement. Repeals a restriction that ex officio members of TCLEOSE do not vote on commission matters.</p>		
HB 622	Hochberg	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to disciplinary action taken against certain public school students on the basis of serious and persistent misbehavior.</p>
<p>Remarks: KCT - Establishes serious and persistent misbehavior as grounds for removing a student from a classroom, campus, or disciplinary alternative education program.</p>		
HB 623	Bonnen	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to the detection and reporting of unauthorized immigration, the collection of information concerning unauthorized immigration, the legal treatment of aliens for certain purposes, the enforcement of laws governing immigration.</p>
<p>Remarks: CEB-Prohibits a county from receiving or retaining state funds if it does not enforce immigration laws.</p>		

-Requires any governmental entity that issues a license to obtain proof of employment eligibility in the United States before issuing a license.

-Requires law enforcement agencies to verify an arrested person's immigration status within 48 hours and before the person is released on bond, and report any persons not legally present in the united states to ICE and DPS.

-Requires each state agency to submit an accounting of the provision of services to persons not legally present in the united states. The agencies must do the same for any moneys provided to political subdivisions.

-Requires DPS to create and maintain a state database of undocumented persons' criminal background information and post the information on the DPS website.

-Establishes English as the official language of Texas and eliminates the requirement for state agencies to provide information in Spanish. Makes conforming repeal.

-Requires a driver's license to include a statement of whether the driver is a legal resident of the United States.

-Eliminates language allowing in-state tuition for children of persons not legally present in the united states.

Last Action: 1-12-11 H Filed

[HB 624](#)

[Bonnen](#)

Relating to requiring a voter to present proof of identification.

Remarks: *KCT - Requires a voter registrar to provide notice of the identification requirements for voting on each voter registration card or renewal certificate. A county that maintains a website must provide the information on the website. Requires that each election clerk complete training related to the acceptance and handling of identification. Requires that notice of acceptable forms of identification be prominently displayed at each polling location. Establishes the following as acceptable forms of ID: drivers license (no more than one year expired) US military photo ID, Citizenship certificate, passport, concealed handgun license, or a governmental issued ID card. Requires DPS to issue free ID cards for purposes of voting. Allows a person without ID to cast a provisional vote and provide ID to the voter registrar within 7 days. Makes conforming repeals.*

Last Action: 1-12-11 H Filed

[HB 627](#)

[Woolley](#)

Relating to a fee collected by a district clerk for certain electronic certified copies.

Remarks: *KCT - Requires the clerk for a district court to collect a fee for an electric certified copy of a record not exceed \$1 per page. Requested by Harris County.*

HB 628	Callegari	Last Action: 1-12-11 H Filed	Relating to contracts by governmental entities and related professional services and to public works performance and payment bonds.
		Remarks: MJV- Lays out new contracting procedures for state agencies and local governments (repeals an existing subchapter on alternative delivery methods for city and county projects in the Local Government Code). Exempts TxDOT and projects that receive state or federal highway funds and RTAs from the provisions. -Lays out requirements for using the following methods for contracts for public works: competitive bidding method; competitive sealed proposal method; construction manager-agent method; construction manager-at-risk method; design-build method; and job order contracts Method. -Prohibits using a reverse auction procedure for services related to a public work contract for which a bond is required.	
HB 629	Pickett	Last Action: 1-12-11 H Filed	Relating to the use of municipal or county sales tax increment financing for a transportation reinvestment zone.
		Remarks: MJV-Permits a county to use county sales tax (if any) financing for a transportation reinvestment zone.	
HB 630	Pickett	Last Action: 1-12-11 H Filed	Relating to the authority of the Texas Department of Transportation, counties, and regional tollway authorities to enter into funding agreements to expedite environmental review duties related to certain projects.
		Remarks: KCT - Allows a county to provide funds to a state or federal agency to expedite the environmental review process . The county may specify the projects to be considered priorities for review.	
HB 631	Chisum	Last Action: 1-12-11 H Filed	Relating to processing certain early voting ballots before election day.
		Remarks: KCT- Allows an early voting ballot board to remove data from voting machines used for early voting prior to election day if the county is using the machines on election day, and if the secretary of state approves of the process.	
HB 634	McClendon	Last Action: 1-12-11 H Filed	Relating to toll project information provided by the Texas Department of Transportation.
		Remarks: KCT - Restricts TxDOT to only providing information on the status of pending or ongoing toll projects and availability of toll tags or other toll resources in advertising or marketing efforts. Strikes language allowing TxDOT to promote or market the development and use of toll roads.	

HB 636	Zerwas	<p>Last Action: 1-12-11 H Filed</p> <p>Relating to creation of the Texas Health Insurance Connector.</p>
<p>Remarks: WLJ - Creates a health insurance exchange called the Texas Health Insurance Connector in compliance with the federal Patient Protection and Affordable Care Act.</p>		
HB 638	Branch	<p>Last Action: 1-13-11 H Filed</p> <p>Relating to the elimination of straight-party voting.</p>
<p>Companions: SB 139 Wentworth (Identical) 11- 8-10 S Filed</p>		
<p>Remarks: CEB-Eliminates straight-party voting. Makes conforming repealers</p>		
HB 640	Sheets	<p>Last Action: 1-13-11 H Filed</p> <p>Relating to an exemption from the motor vehicle sales and use tax for military servicemembers serving on active duty.</p>
<p>Remarks: CEB - Creates an exemption from motor vehicle sales and use tax for active duty members of the military who are Texas residents, providing that the vehicle is for private use and the comptroller certifies that the person is eligible for the exemption.</p>		
HB 644	Orr	<p>Last Action: 1-13-11 H Filed</p> <p>Relating to the period in which a public entity, public work, or state agency must respond to a complaint filed by a person entitled to an employment preference.</p>
<p>Remarks: CEB-Extends the time period in which a public entity must respond to a complaint filed by a veteran entitled to an employment preference from 15 business days to 30 business days.</p>		
HB 645	Orr	<p>Last Action: 1-13-11 H Filed</p> <p>Relating to the information required to be included on a form for an application for an exemption from ad valorem taxation of property owned by a charitable organization.</p>
<p>Remarks: CEB-Modifies the application form for property tax exemption claimed by a non-profit agency to allow a federal tax I.D. number in lieu of a driver's license number, personal I.D. certificate number, or social security number.</p>		
HB 652	Christian	<p>Last Action: 1-13-11 H Filed</p> <p>Relating to the appointment of county auditors.</p>
<p>Remarks: CEB-Changes the population bracket for counties in which district judges are required to appoint the county auditor from 10,200 or more to 12,000 or more. Makes the same change for optional appointments in small counties.</p>		
<p>Last Action: 1-13-11 H Filed</p>		

[HB 654](#) [Solomons](#) *Relating to a report regarding the municipality or county of origin of tax revenue collected by the comptroller.*

Remarks: *CEB-Requires the comptroller to issue a report prior to the legislative session the aggregate amount of tax revenue remitted by each city and county for taxes collected by the comptroller.*

Last Action: *1-13-11 H Filed*

[HB 655](#) [Taylor, Van](#) *Relating to determining eligibility for indigent health care.*

Remarks: *CEB-Requires the income information of a sponsor of a resident alien to be included in determining eligibility for indigent health care.*

Last Action: *1-13-11 H Filed*

[HB 658](#) [Villarreal](#) *Relating to the repeal of state sales tax and franchise tax refunds for certain ad valorem tax payers.*

Remarks: *CEB-Repeals a provision that allows a refund of state taxes for economic development.*

Last Action: *1-13-11 H Filed*

[HB 662](#) [Rodriguez](#) *Relating to authorizing certain counties to adopt buffer zone regulations and comprehensive land development plans.*

Remarks: *KCT - A county with a population of more than one million in which is wholly or partly located in a national wildlife refuge may, by technical advisory committee, adopt a regulation to require a buffer zone between an industry and - a residential area, hospital, elder-care facility, a school, a day-care facility, a church or similar land use.*

A county may not regulate land devoted to agricultural use or land used for operating a pipeline.

The buffer zone must be in compliance with the county comprehensive plan. A comprehensive plan must lessen congestion in the streets, secure safety from fire, panic, and other dangers, promote health and the general welfare, provide adequate light and air or facilitate the adequate provision of transportation, water, sewers, schools, parks, and other public requirements. A comprehensive plan must be consistent with the plans of municipalities located in the county.

A buffer zone is not effective until it is adopted by the commissioners court after a public hearing

The county may provide incentives to develop land in the unincorporated area of the county. The county may grant exceptions to a person aggrieved by the buffer zone. The county may enforce regulation of the buffer zone - An offense is a misdemeanor punishable by a fine of not less than \$500 or more than \$1,000. Each day that a violation occurs is a separate offense.

A county may enter into agreements with any municipality located

in the county to help with implementation and enforcement of buffer zone regulations.

If this law imposes a greater or lesser standard than an existing law, the higher standard is the controlling regulation.

Last Action: 1-13-11 H Filed

[HB 663](#)

[Kleinschmidt](#)

Relating to procedures for amending restrictions governing certain residential subdivisions.

Remarks: *CEB- Ties the population bracket of a provision regarding amendments to subdivision restrictions in counties of less than 65,000 to the most recent federal census.*

Last Action: 1-13-11 H Filed

[HB 664](#)

[Larson](#)

Relating to voting eligibility requirements for members of a metropolitan planning organization policy board.

Remarks: *CEB-Creates a requirement that a voting member of a metropolitan planning organization policy board be an elected official.*

Last Action: 1-13-11 H Filed

[HB 666](#)

[Villarreal](#)

Relating to a study regarding sales price disclosure of real property.

Remarks: *CEB-Requires the comptroller to conduct a study to examine the impact that requiring disclosure of the sales price of real property would have on the property tax system, tax revenues and allocation of tax burdens among taxpayers.*

An advisory committee shall be appointed to assist in the study. Members of the committee shall include representatives of school districts, real estate, appraisal districts and organizations representing taxpayers and low/moderate-income households.

Last Action: 1-14-11 H Filed

[HB 668](#)

[Brown, Fred](#)

Relating to procedures regarding the removal and storage of vehicles.

Remarks: *CEB-Changes the time a vehicle storage facility has to consider a vehicle abandoned from 41 days to 10 days. The facility must send a report of abandonment to a law enforcement agency. Makes conforming repeal.*

Last Action: 1-14-11 H Filed

[HB 674](#)

[Christian](#)

Relating to the dissolution of certain bail bond boards.

Remarks: *CEB-A bail bond board may be dissolved in a county with a population between 64,000 and 65,000 that is located next to a county with a geriatric prison facility and if the dissolution is approved by the board and commissioners court.*

Last Action: 1-14-11 H Filed

[HB 676](#)

[Lucio III](#)

Relating to the creation of an offense for certain uses of a wireless

communication device while operating a motor vehicle.

Remarks: KCT - Prohibits communicating on a wireless device while operating a vehicle stopped for a school bus loading or unloading students.

Last Action: 1-14-11 H Filed

[HB 678](#)

[Lucio III](#)

Relating to coordination between school districts and other governmental agencies regarding necessary transportation infrastructure improvements associated with real property.

Remarks: MJV-Requires a school district, before it may issue bonds or enter into a construction contract to build a new facility, to hold a joint public meeting with representatives of TxDOT and representatives of the cities and counties where the property is located. The meeting must cover the impact of the facility on traffic and transportation infrastructure and each entity that will be responsible for funding any necessary improvements.

Last Action: 1-14-11 H Filed

[HB 679](#)

[Button](#)

Relating to change order approval requirements for certain political subdivisions of the state.

Remarks: KCT - Allows the Commissioners Court (governing body of a city, civic center authority, sports facility district, a jail district, water board) to grant authority to an official or employee responsible for purchasing or administering a contract to approve a change order of \$50,000 or less.

Last Action: 1-14-11 H Filed

[HB 681](#)

[Kleinschmidt](#)

Relating to an employee's transportation and storage of certain firearms or ammunition while on certain property owned or controlled by the employee's employer.

Companions: [SB 321](#) Hegar (Identical)
1- 7-11 S Filed

Remarks: CEB-Allows an employee who has a concealed handgun license to store a gun or ammunition in a locked, privately owned vehicle in a parking area provided by the employer.

Prohibits possession of a gun or ammunition by an employee on any property where it is illegal, in a vehicle owned by an employer (unless it is part of the job duty), in schools, or on property owned by someone other than an employer that has a valid oil and mineral lease issued before September 1, 2011 that prohibits the possession of firearms.

Allows an employer to prohibit an employee with a concealed handgun license to bring a gun on its premises.

Creates immunity from civil liability for an employer if an injury or death occurs from the act of an employee who stores a weapon in their vehicle as provided by this statute.

Last Action: 1-18-11 H Filed

[HB 682](#)

[Brown, Fred](#)

Relating to leasing advertising space on state agency Internet

websites.

Remarks: CEB-Creates provision allowing state agencies to sell advertising space on their internet website at a rate determined by the Department of Information Services with an allowance to the state agency for administering the lease contract. Fees collected above the administrative allowance are deposited to the state general revenue fund.

Last Action: 1-18-11 H Filed

[HB 683](#)

[Rodriguez](#)

Relating to the ad valorem taxation of property owned by certain organizations and used to provide affordable housing.

Remarks: MJV-Clarifies that the tax exemption provided for organizations that construct or rehabilitate low income housing applies for multifamily or single-family dwellings. Requires a chief appraiser to use the income method of appraisal to determine such a property's value.

Last Action: 1-18-11 H Filed

[HB 684](#)

[Larson](#)

Relating to housing prisoners in a tent or other facility in lieu of a county jail.

Remarks: MJV- Allows a county to indefinitely house prisoners in a tent or other facility that is not a county jail. Requires Jail Standards Commission to adopt rules for such housing.

Last Action: 1-18-11 H Filed

[HB 687](#)

[Dutton](#)

Relating to liability of a governmental unit for personal injury and death caused by the governmental unit's negligence.

Remarks: MJV-Makes a governmental unit liable for personal injury and death caused by the governmental unit's negligence.

Last Action: 1-18-11 H Filed

[HB 688](#)

[Dutton](#)

Relating to restrictions on the disclosure of certain criminal history records and to the duty of law enforcement agencies regarding records associated with certain defendants.

Remarks: MJV - Expands a provision allowing a person on deferred adjudication to request an order of nondisclosure of their record after successfully completing the deferred adjudication process to include community supervision. Creates a Class A misdemeanor for compiling or disseminating criminal history information that is known to be the subject of a nondisclosure order.

Last Action: 1-18-11 H Filed

[HB 690](#)

[Martinez Fischer](#)

Relating to the punishment for the offense of graffiti.

Remarks: CEB-Makes the offense of graffiti on a historic structure a state jail felony.

Last Action: 1-18-11 H Filed

[HB 691](#)

[Hartnett](#)

Relating to testimony or the production of documents before a legislative committee.

		Remarks: CEB-Repeals the law that protects a witness from self-incrimination who is required to testify or produce documents before the legislature. Also removes a witness's protection against prosecution.
	Last Action: 1-18-11 H Filed	
HB 693	Christian	Relating to where a justice of the peace court is held.
		Remarks: CEB-Allows a justice of the peace court to be located in any county building located inside or outside the county seat.
	Last Action: 1-18-11 H Filed	
HB 696	Hunter	Relating to the offense of escape from custody by a person lawfully detained.
		Remarks: CEB-Makes escape from custody by a personal who is lawfully detained an offense. Creates a criminal penalty of a third degree felony.
	Last Action: 1-18-11 H Filed	
HB 697	Hunter	Relating to the status of certain training programs for peace officers, reserve law enforcement officers, county jailers, and recruits.
		Remarks: CEB-Prohibits the Commission on Law Enforcement Officer Standards and Education from adopting rules that place a training provider on at-risk probationary status based solely on the scores of the provider's students on licensing exams if at least 80% of the students pass,
	Last Action: 1-18-11 H Filed	
HB 702	Howard, Donna	Relating to certain restrictions on contributions and expenditures from political funds by a lobbyist.
		Remarks: MJV-Prohibits a registered lobbyists from making a political contribution or political expenditure ever (SIC). Creates an exception for an advocate of a nonprofit who is not paid but rather reimbursed.
	Last Action: 1-18-11 H Filed	
HB 703	Gutierrez	Relating to enhanced penalties for assault of a health care services provider.
		Remarks: CEB-Makes assault of a health care provider a third degree felony if the victim was wearing a badge or clothes that identified them as a provider.
	Last Action: 1-18-11 H Filed	
HB 704	Gutierrez	Relating to the rate of a local sales and use tax imposed by certain local governmental entities.
		Remarks: MJV-Allows a taxing unit that has authority to adopt a variable sales tax rate in 1/4 or 1/8 cent increments to also use an increment of 1/16 of a cent. This change does not change any other statutory requirement for the tax (purpose, maximum,

combined rate limit, etc.).

Last Action: 1-18-11 H Filed

[HB 705](#)

[Davis, John](#)

Relating to certain prohibited practices concerning the payment of copayments and deductibles under health benefit plans.

Remarks: MJV-Prohibits a health care provider from waiving a copy or deductible from an enrollee in a health benefit plan in order to induce or encourage the enrollee to accept their services. Allows a district or county attorney to sue for an injunction or a civil penalty (for repeat or serious offenders).

Last Action: 1-18-11 H Filed

[HB 711](#)

[Walle](#)

Relating to a study and report by the Texas Education Agency regarding certain public school disciplinary placements.

Remarks: CEB-Creates a provision for the Texas Education Agency to conduct a study during this biennium and make recommendations to the legislature for changes in law that will reduce the number of students assigned by school districts and charter schools to disciplinary placements (in-school suspensions, expulsion, placement in an alternative education program or a JJAEP).

Last Action: 1-18-11 H Filed

[HB 715](#)

[Hochberg](#)

Relating to automatic voter registration on issuance or change of a driver's license or identification card by the Department of Public Safety.

Remarks: MJV-Repeals or strikes the authority of the Tax Assessor Collector to act as registrar. Replaces most references to the registrars duties with a reference to the Secretary of state. Provides for voter registration will be automatic on issuing or changing a driver's license.

Last Action: 1-19-11 H Filed

[HB 717](#)

[Miller, Doug](#)

Relating to the selection of the board of directors of an appraisal district.

Remarks: KCT - Required a appraisal district board have seven directors. Two must be members of the district and elected at the general election. The term of elected directors begin on January 1st of odd numbered years. Taxing unit appointees and employees are not eligible to run. If a vacancy occurs in an elected position the board is required to appoint a qualified replacement by majority vote. Provides methods for replacing appointed members.

Repeals the taxing units ability to provide that the terms of the appointed members of the board of directors be staggered if the governing bodies of at least 3/4 of the taxing units that are entitled to vote on the appointment of board members, adopt resolutions providing for the staggered terms.

Repeals the authority of the taxing units entitled to vote on the appointment of board members to adopt resolutions disapproving an action other than adoption of the budget.

HB 720	Hartnett	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to the designation of a person as a vexatious litigant.</p>
<p>Remarks: CEB-Creates a provision for appeal of a person's designation as a vexatious litigant and requires notice of the appeal to be posted on the OCA website.</p>		
HB 722	Harless	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to the regulation of massage therapists, massage establishments, massage schools, and sexually oriented businesses.</p>
<p>Remarks: CEB-Adds language to expand the definition of persons regulated for massage therapy services to include anyone offering massage services, the operator, and the owner of an establishment. Defines sexual contact that is prohibited and allows a peace officer to enter a premise at any time the officer deems necessary to ensure compliance with these rules. Also allows a peace officer to ask for ID to verify that a therapist is a United States Citizen. Creates criminal penalties for repeat offenses.</p>		
HB 724	Schwertner	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to the abolition of the Alternative Fuels Research and Education Division program administered by the Railroad Commission of Texas.</p>
<p>Remarks: DJQ-Abolishes the Alternative Fuels Research and Education Division program administered by the Railroad Commission.</p>		
HB 728	Dutton	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to the restoration of certain rights to a criminal defendant.</p>
<p>Remarks: CEB-Allows a person convicted of any offense under state law to apply to for restoration of their civil rights.</p>		
HB 730	Guillen	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to the suspension or removal of certain deputy sheriffs.</p>
<p>Remarks: CEB-Creates a provision that a deputy sheriff covered by the Fire and Police Employee Relations Act be suspended or removed only according to terms of that agreement.</p>		
HB 732	Hopson	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to increasing the amount of the residence homestead exemption from ad valorem taxation by a school district from \$15,000 to \$30,000, providing for a reduction of the limitation on the total amount of ad valorem taxes.</p>
<p>Remarks: MJV-Increases the school district property tax exemption on a homestead from \$15,000 to \$30,000. Entitles school districts to additional state aid to make up for the lost revenue.</p>		
<p>Last Action: 1-19-11 H Filed</p>		

HB 734	Patrick, Diane	Relating to the jurisdiction of constitutional county courts over truancy cases and the appointment of magistrates to hear truancy cases in certain counties.
Companions:	SB 255	Nelson (Identical) 12-10-10 S Filed
Remarks:	CEB-Reduces the population bracket on a statute allowing an attendance officer or other school official to file a truancy complaint in the constitutional county court from 2 million or more to 1.4 million or more.	
Last Action:	1-19-11 H Filed	
HB 735	Patrick, Diane	Relating to the events eligible to receive funding through a major events trust fund.
Companions:	SB 309	Harris (Identical) 1- 3-11 S Filed
Remarks:	CEB-Expands events eligible to receive funds from a major events trust fund to include the Academy of Country Music Awards and conventions of the Republican or Democratic National Committees.	
Last Action:	1-19-11 H Filed	
HJR 16	Riddle	Proposing a constitutional amendment authorizing the legislature to provide for a local option election in a county to set a limit on the maximum appraised value of a residence homestead for ad valorem tax purposes.
Remarks:	MJV-Permits the state to allow a commissioners court to call an election to lower the percentage limitation on the maximum appraised value below 110 percent (down to a floor of 103 percent).	
Last Action:	11- 8-10 H Filed	
HJR 17	Guillen	Proposing a constitutional amendment to authorize a political subdivision to establish a freeze on the total amount of ad valorem taxes that may be imposed by the political subdivision on the residence homestead of certain people.
Remarks:	MJV-Allows the governing body of a political subdivision (on its own or by petition of 5% of the registered voters) to implement a tax freeze on the residence homestead of a member of the military reserves who is called up for active duty.	
Last Action:	11- 8-10 H Filed	
HJR 19	Branch	Proposing a constitutional amendment relating to the determination of a quorum of the senate or house of representatives.
Remarks:	MJV-Stipulates that presiding officer may exclude members who are absent from the state from the two-thirds rule.	
Last Action:	11- 8-10 H Filed	
HJR 21	Martinez	Proposing a constitutional amendment increasing the amount of the residence homestead exemption from ad valorem taxation for public school purposes from \$15,000 to \$45,000.

Remarks: MJV-Increases the school district property tax exemption on a residence homestead from \$15,000 to \$45,000. Makes a corresponding correction to language regarding the school district freeze limitation for over sixty five disabled persons.

Last Action: 11- 8-10 H Filed

[HJR 23](#)

[Fletcher](#)

Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.

Companions: [HJR 40](#) Pickett (Identical)
11-17-10 H Filed
[HJR 72](#) King, Phil (Identical)
1-20-11 H Filed

Remarks: MJV-Allows a surviving spouse of a 100% disabled veteran who qualified for a total property tax exemption to continue to receive the benefit if they do not remarry.

Last Action: 11- 8-10 H Filed

[HJR 28](#)

[Alvarado](#)

Proposing a constitutional amendment requiring the legislature to establish a state gaming commission and to authorize and provide for the regulation of gaming conducted at certain locations in this state.

Remarks: MJV-Constitutional Amendment to require the legislature to establish a gaming commission and allows the legislature to permit one or more types of gaming (casino) at: a coastal barrier island; on dredge spoil islands at least 18 miles in length; and in cities with a population of at least 675,000. Requires the governor to call a special session if the legislature does not implement this provision.

Last Action: 11- 8-10 H Filed

[HJR 29](#)

[Callegari](#)

Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.

Companions: [HJR 37](#) Hughes (Identical)
11- 8-10 H Filed
[HJR 59](#) Hancock (Identical)
1-11-11 H Filed
[SJR 12](#) Patrick, Dan (Identical)
12- 2-10 S Filed

Remarks: MJV-Constitutional Amendment to require a 2/3 vote in each house for creating a new state tax or increasing an existing one. Excludes changes in how a tax is computed, administered or its applicability. State tax does not include local taxes, fines, fees, penalties or a charge for service.

Last Action: 11- 8-10 H Filed

[HJR 30](#)

[Laubenberg](#)

Proposing a constitutional amendment authorizing certain payment for health care services and prohibiting requiring participation in a health care system.

Companions: [HJR 27](#) Legler (Identical)
11- 8-10 H Filed

Remarks: MJV-Constitutional Amendment to prohibit the state or a health care system (public or private) from directly or indirectly requiring an individual, employer or health care provider to participate in a health care system, including imposition of a fine or penalty for failure to participate.

Last Action: 11- 8-10 H Filed

[HJR 37](#)

[Hughes](#)

Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.

Companions: [HJR 29](#) Callegari (Identical)
11- 8-10 H Filed
[HJR 59](#) Hancock (Identical)
1-11-11 H Filed
[SJR 12](#) Patrick, Dan (Identical)
12- 2-10 S Filed

Remarks: MJV-Constitutional Amendment to require a 2/3 vote in each house for creating a new state tax or increasing an existing one. Excludes changes in how a tax is computed, administered or its applicability. State tax does not include local taxes, fines, fees, penalties or a charge for service.

Last Action: 11- 8-10 H Filed

[HJR 38](#)

[Berman](#)

Proposing a constitutional amendment to establish English as the official language of Texas and require that officials acts of government be performed in English.

Remarks: MJV-Constatutonal amendment to require all official acts of government to be conducted in English.

Last Action: 11-16-10 H Filed

[HJR 39](#)

[Callegari](#)

Proposing a constitutional amendment to authorize the legislature to set a lower limit on the maximum appraised value of a residence homestead for ad valorem taxation.

Companions: [SJR 7](#) Patrick, Dan (Identical)
11- 8-10 S Filed

Remarks: MJV-Lowers the appraisal cap to 5%.

Last Action: 11-17-10 H Filed

[HJR 40](#)

[Pickett](#)

Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.

Companions: [HJR 23](#) Fletcher (Identical)
11- 8-10 H Filed
[HJR 72](#) King, Phil (Identical)
1-20-11 H Filed

Remarks: MJV-Allows a surviving spouse of a 100% disabled veteran who qualified for a total property tax exemption to continue to receive the benefit if they do not remarry.

Last Action: 11-17-10 H Filed

[HJR 41](#)

[Raymond](#)

Proposing a constitutional amendment authorizing local option elections to legalize or prohibit the operation of eight-liners.

Remarks: MJV-Constitutional Amendment to allow an election in any county, justice precinct, or city to determine whether to allow eight-liner gaming devices. Permits the legislature to impose a fee or allow political subdivisions to impose a fee. Permits the legislature to determine the amount of the fee and the allocation of revenue.

Last Action: 12- 2-10 H Filed

[HJR 42](#)

[Callegari](#)

Concerning limitation on rate of growth of state appropriations and use of unencumbered surplus state revenues to provide for a state franchise taxes rebate, to reduce public school property taxes and fund the state's rainy day fund.

Remarks: CEB-A constitutional amendment to limit growth in state appropriations to the increase in population plus inflation. Requires the state to ratchet down appropriations in years of negative growth. Requires a 2/3 vote to exceed the cap in an emergency (currently a majority).

25% of any excess revenues are sent to the state's rainy day fund; 1/3 of the remainder goes to franchise tax rebates; 2/3 goes to school property tax reduction.

Last Action: 12- 6-10 H Filed

[HJR 43](#)

[Quintanilla](#)

Proposing a constitutional amendment authorizing the legislature to legalize and regulate the conduct of gaming in this state in counties that by local option election approve the conduct of that gaming.

Remarks: CEB-Allows the legislature to legalize and regulate gambling in counties that have had gaming approved by local election.

Last Action: 12- 9-10 H Filed

[HJR 44](#)

[Larson](#)

Allowing the voters of certain counties to adopt a charter that restructures and empowers the county government and that may allow the integration of the county government with certain other political subdivisions.

Remarks: CEB - Constitutional amendment allowing the creation of a county charter to modify the structure of county government or integrate the county with other local governments (except school districts) in a county with a population of 100,000 or more, or a county that is in an MSA, and adjacent to another county of 100,000 or more.

The charter shall create the structure, number of members, duties and other features of a governing body that replaces commissioners court, modify or merge the duties of elected/appointed county officials and ensure that all the functions of county government continue.

If the charter integrates political subdivisions all the powers, obligations and liabilities of the entity transfer to the county. Such a charter must include service districts in those areas to allow the county to assess taxes based on the level of services provided in that service district.

Requires the legislature to permit the creation of a county charter by action of commissioners court, action of the largest city in the county, or by petition.

Last Action: 12-14-10 H Filed

[HJR 46](#)

[White](#)

Proposing a constitutional amendment releasing a school district from the obligation to comply with an unfunded state educational mandate.

Remarks: *MJV-Constitutional amendment extending the homestead property tax exemption for a totally disabled veteran to include a surviving spouse.*

Last Action: 12-21-10 H Filed

[HJR 47](#)

[Kleinschmidt](#)

Authorizing the legislature to exempt from ad valorem taxation the residence of the surviving spouse of a totally disabled veteran in an amount equal to the residence homestead exemption to which the disabled veteran was entitled.

Remarks: *Constitutional amendment extending the homestead property tax exemption for a totally disabled veteran to include a surviving spouse.*

Last Action: 12-21-10 H Filed

[HJR 48](#)

[Anderson,
Charles](#)

Authorizing legislature to exempt from ad valorem taxation the homestead of the surviving spouse of a totally disabled veteran in an amount equal to amount of the homestead exemption to which disabled vet was entitled.

Companions: [HJR 52](#) McClendon (Identical)
1- 5-11 H Filed

Remarks: *MJV- Constitutional amendment extending the homestead property tax exemption for a totally disabled veteran to include a surviving spouse.*

Last Action: 12-22-10 H Filed

[HJR 52](#)

[McClendon](#)

Proposing a constitutional amendment authorizing the legislature to exempt from ad valorem taxation the residence homestead of the surviving spouse of a 100 percent or totally disabled veteran.

Companions: [HJR 48](#) Anderson, Charles (Identical)
12-22-10 H Filed

Remarks: *MJV- Constitutional amendment extending the homestead property tax exemption for a totally disabled veteran to include a surviving spouse.*

Last Action: 1- 5-11 H Filed

HJR 53	Christian	Proposing a constitutional amendment prohibiting any political subdivision of this state from imposing ad valorem taxes.																		
	Remarks:	CEB-Proposes a constitutional amendment prohibiting the collection of property taxes from a political subdivision after January 1, 2014.																		
	Last Action:	1- 7-11 H Filed																		
HJR 55	Christian	Proposing a constitutional amendment to prohibit a hospital district from using tax revenue to finance the performance of an abortion.																		
	Remarks:	CEB-Proposes a constitutional amendment prohibiting a hospital district from using tax revenue to finance an abortion.																		
	Last Action:	1-10-11 H Filed																		
HJR 56	Solomons	Proposing a constitutional amendment to restrict the power of the legislature to mandate requirements upon certain local governments.																		
	Remarks:	MJV - Constitutional amendment to prohibit the legislature from passing an unfunded mandate on local governments.																		
	Last Action:	1-10-11 H Filed																		
HJR 58	Hancock	Proposing a constitutional amendment concerning the limitation on the rate of growth of state appropriations.																		
	Remarks:	KCT - Limits state appropriations to population plus inflation.																		
	Last Action:	1-11-11 H Filed																		
HJR 59	Hancock	Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.																		
	Companions:	<table border="0"> <tr> <td>HJR 29</td> <td>Callegari</td> <td>(Identical)</td> </tr> <tr> <td></td> <td colspan="2">11- 8-10 H Filed</td> </tr> <tr> <td>HJR 37</td> <td>Hughes</td> <td>(Identical)</td> </tr> <tr> <td></td> <td colspan="2">11- 8-10 H Filed</td> </tr> <tr> <td>SJR 12</td> <td>Patrick, Dan</td> <td>(Identical)</td> </tr> <tr> <td></td> <td colspan="2">12- 2-10 S Filed</td> </tr> </table>	HJR 29	Callegari	(Identical)		11- 8-10 H Filed		HJR 37	Hughes	(Identical)		11- 8-10 H Filed		SJR 12	Patrick, Dan	(Identical)		12- 2-10 S Filed	
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	Last Action:	1-11-11 H Filed																		
HJR 62	Zerwas	Constitutional amendment to authorize the legislature to limit the maximum appraised value of a residence homestead for ad valorem tax purposes to 105 percent or more of the appraised value of the property for the preceding tax year.																		
	Companions:	<table border="0"> <tr> <td>HJR 74</td> <td>Creighton</td> <td>(Identical)</td> </tr> <tr> <td></td> <td colspan="2">1-21-11 H Filed</td> </tr> </table>	HJR 74	Creighton	(Identical)		1-21-11 H Filed													
HJR 74	Creighton	(Identical)																		
	1-21-11 H Filed																			
	Remarks:	KCT - A constitutional amendment lowering the appraisal cap to 5% on a residence homestead.																		

HJR 63	Pickett	<p>Last Action: 1-12-11 H Filed</p> <p>Amendment authorizing the legislature to permit a county to issue bonds or notes to finance the development or redevelopment of an unproductive, underdeveloped, or blighted area.</p>
		<p>Remarks: KCT - A constitutional amendment allowing counties to issue bonds or notes to pay for the development or redevelopment of blighted areas of the county and to promise repayment by increased property taxes in that area.</p>
HJR 64	Pickett	<p>Last Action: 1-12-11 H Filed</p> <p>Proposing a constitutional amendment limiting the uses of revenue from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenue received from the federal government.</p>
		<p>Remarks: MJV - A constitutional amendment freezing diversions from fund 6 for purposes other than acquiring rights-of-way or constructing or maintaining public roadways. Requires the legislature to ratchet down diversions when the state has sufficient surplus revenue.</p>
HJR 66	Pickett	<p>Last Action: 1-12-11 H Filed</p> <p>Proposing a constitutional amendment limiting the uses of revenue from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenue received from the federal government.</p>
		<p>Remarks: KCT - Prohibits the legislature from appropriating funds from motor vehicle registration fees and taxes on motor fuels for a purpose other than acquiring rights of way or constructing /maintain public roadways. The appropriation may not exceed the lesser of either the total amount appropriated in the preceding biennium or 20% less of the total amount appropriated in the preceding biennium if all revenue is exceeds the total amount of revenue from all sources by more than 3 times the amount of the reduction.</p> <p>Strikes language from 1939/1945 allowing for payment on principal and interest on county and road district bonds or warrants from and Road District Highway Fund and providing ¼ net revenue from the motor fuel tax to the available school fund.</p>
HJR 68	Hopson	<p>Last Action: 1-18-11 H Filed</p> <p>Amendment increasing the amount of the residence homestead exemption from ad valorem taxation for public school purposes from \$15,000 to \$30,000 and providing for a reduction of the limitation on the total amount of taxes.</p>
SB 14	Fraser	<p>Last Action: 1-19-11 H Filed</p> <p>Relating to requirements to vote, including presenting proof of identification.</p> <p>Remarks: MJV-Requires a voter registrar to include notice of acceptable ID in voter registration cards. Requires voting ID notices to be displayed at all polling locations and the county website. Requires training for election officers and clerks on handling IDs. Acceptable IDs are: an unexpired Texas drivers license or ID, military ID, a citizenship</p>

certificate, or a passport that has not expired.

Requires an election officer to provide written notice to a voter who does not have proper ID of their right to cast a provisional ballot. Allows a provisional ballot to be cast and counted if the person brings acceptable ID to the early voting ballot board within 6 days.

Increases the criminal penalty for illegally voting to a second degree felony and makes an attempt to vote illegally a state jail felony instead of a Class A misdemeanor.

Prohibits DPS from charging a fee for an ID card obtained solely for voting purposes. Makes conforming repeals.

Last Action: 1-21-11 S Notes: The Committee is meeting both Monday and Tuesday.

[SB 18](#)

[Estes](#)

Relating to the use of eminent domain authority.

Companions:	HB 279	Geren	(Identical)
		11-15-10 H Filed	
	SB 180	Estes	(Identical)
		11- 8-10 S Filed	

Remarks: MJV- Prohibits using eminent domain to acquire property if it is not for public use. Requires a record vote in a public meeting to initiate a condemnation. Each unit of property not owned by the same person requires a separate vote unless there is unanimous consent.

-Requires entities authorized to use eminent domain to provide a letter to the comptroller by December 31, 2012 identifying the statute that permits it to use eminent domain. Eminent domain authority expires September 1, 2013 for any entities that fail to submit a letter.

-Requires an entity seeking to use eminent domain to acquire or lease a property to disclose all appraisal reports prepared within the last 10 years on the property to the property owner via certified mail. Prohibits including a confidentiality provision.

-Requires a bona fide offer to be made in writing prior to use of eminent domain. An owner may be awarded court costs and attorney fees if no bona fide offer was made.

-Requires a judge in a condemnation case to allow each party to strike one of the three commissioners appointed to hear the case.

-Allows a former owner or owner's heirs, successors or assigns to request information on progress toward using land for a public use after 10 years. Allows a person or their heirs, successor, or assigns to repurchase the property if the public use for which the property was acquired is cancelled; no progress is made toward the public use within 10 years; or the property becomes unnecessary for use.

-Requires payment of relocation assistance, moving expenses, relocation and financial assistance.

-Repeals a public information act provision requiring entities with eminent domain authority to disclose information in the same manner as a governmental entity. Repeals a provision requiring the production of certain information (regarding a use of eminent domain) for entities that are considered critical infrastructure.

Last Action: 1-10-11 S Filed

[SB 33](#)

[Zaffirini](#)

Relating to the period of continuous eligibility for the medical assistance program.

Companions: [HB 58](#) Martinez (Identical)
11- 8-10 H Filed

Remarks: *KCT- Provides continuous eligibility for a child under the medical assistance program until the child ages out at 19 or upon the first anniversary of the child's enrollment.*

Last Action: 11- 8-10 S Filed

[SB 39](#)

[Zaffirini](#)

Relating to improving application and eligibility determination processes and efficiencies for certain benefits programs.

Remarks: *WLJ- Requires HHSC to improve the effectiveness of community outreach efforts for state benefit programs. Requires enhanced application processing standards and procedures for benefits programs. Requires HHSC to reduce procedural denials of eligibility for benefits programs. Requires the commission to adopt telephone resolution standards and processes for all call centers. Increases continuous eligibility for the CHIP program from six months to one year.*

Last Action: 11- 8-10 S Filed

[SB 42](#)

[Zaffirini](#)

Relating to bullying through electronic means in public schools.

Remarks: *MJV-Includes "expression through electronic means" in the definition of "bullying"*

Last Action: 11- 8-10 S Filed

[SB 44](#)

[Zaffirini](#)

Relating to the detention and transportation of a person with a mental illness.

Remarks: *MJV- Requires a peace officer to transport a person with mental illness taken into custody to a medical facility or other facility that the local mental health authority deems suitable if a mental health facility is not available.*

Prohibits a peace officer from taking a mentally ill person to a jail unless a mental health facility is not available and the nearest medical facility is located more than 75 miles from the location where the person was arrested.

Prohibits holding a person with mental illness in a jail for more than

12 hours and requires the sheriff to document how long the person is held.

Requires a sheriff to keep a person with mental illness segregated from inmates.

Limits the time a person may be restrained to the time of apprehension, detention or transportation.

Last Action: 11- 8-10 S Filed

[SB 46](#)

[Zaffirini](#)

Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle.

Companions: [HB 243](#) Craddick (Identical)
11-10-10 H Filed

Remarks: MJV-Prohibits the operator of a motor vehicle from using a wireless communication device to read, write, or send a text-based communication unless the vehicle is stopped.

Last Action: 11- 8-10 S Filed

[SB 48](#)

[Zaffirini](#)

Relating to consideration of school district disciplinary placement information.

Remarks: MJV-Requires schools to report the percentage of students subjected to various disciplinary actions (including numbers sent to a DAEP and those sent to JJAEP).

Last Action: 11- 8-10 S Filed

[SB 55](#)

[Zaffirini](#)

Relating to the administration of psychoactive medications to persons receiving services in certain facilities.

Remarks: MJV-Sets our procedures and requirements to order a person who is mentally retarded and receiving voluntary or involuntary residential care services to take psychoactive meds against their will. Entitles the person to a court-appointed attorney.

Last Action: 11- 8-10 S Filed

[SB 59](#)

[Zaffirini](#)

Relating to the provision of assistance by the Texas Ethics Commission in the reporting of political contributions and expenditures made in connection with offices of and measures proposed by local governmental entities.

Remarks: MJV-Allows the Ethics Commission to permit the use of its software and resources by a local government entity or officer, a candidate for local office, or a specific-purpose committee to file reports of political contributions and expenditures.

Last Action: 11- 8-10 S Filed

[SB 60](#)

[Zaffirini](#)

Relating to disposition of proceeds from the development or sale of the rights to natural resources or minerals in land held by Webb County for the county permanent school fund.

Remarks: MJV-Allows Webb County to develop and sell rights to natural resources in land held in trust for the benefit of public schools.

SB 69	Zaffirini	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to reconstituting the system benefit fund as a trust fund and to uses of the fund.</p>
SB 84	Nelson	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to requiring governmental entities and contractors with governmental entities to participate in the federal electronic verification of work authorization program, or E-verify.</p> <p>Remarks: MJV-Requires all governmental entities to register and participate in the E-verify program on all new employees. Any employee of a governmental who fails to comply is subject to immediate termination. Prohibits a governmental entity from awarding a contract unless the contractor and subcontractors participate in E-verify.</p>
SB 85	Nelson	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to the duties of the county tax assessor-collector and voter registrar regarding exemptions from jury service.</p> <p>Companions: HB 229 Solomons (Identical) 11- 9-10 H Filed</p> <p>Remarks: MJV-Requires a prospective juror to file their request for permanent exemption for jury service with the voter registrar (currently tax assessor-collector).</p>
SB 94	Lucio	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to the sale of electric energy produced by distributed renewable generation owners.</p> <p>Remarks: MJV-Requires PUC to make information available on its website regarding retail electric providers' offers to distributed renewable generation (small scale solar panels and windmills) owners for their surplus electricity.</p>
SB 100	Van de Putte	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to the adoption of voting procedures necessary to implement the federal Military and Overseas Voter Empowerment Act.</p> <p>Companions: HB 111 Taylor, Van (Identical) 11- 8-10 H Filed</p> <p>Remarks: MJV-Allows ballot materials to be sent to a voter who is out of the country or outside their former county of residence by email. Requires the Secretary of State to develop a tracking system so a voter who recieved their materials electronically may determine if they have been received by the early voting clerk.</p>
SB 102	Davis, Wendy	<p>Last Action: 11- 8-10 S Filed</p> <p>Relating to allocation of certain money in the Texas emissions reduction plan fund to air quality monitoring activities.</p> <p>Remarks: MJV-Allows TERP funds to be used for air quality monitoring.</p>

Reduces funding for the diesel emissions reduction incentive program to require 5% of TERP funds to be used for the clean fleet program. Allocates 5% of TERP funds to TCEQ for continuous air quality monitoring.

Last Action: 11- 8-10 S Filed

[SB 103](#)

[Davis, Wendy](#) *Relating to the installation, maintenance, operation, and relocation of wastewater pipeline facilities.*

Remarks: *MJV – Entitles a wastewater pipeline operator to install, maintain, and operate a wastewater pipeline through, under, along, or across a controlled access highway only if it is subject to the jurisdiction, control, and regulation of the Railroad Commission; it complies with all federal regulations; and the highway and associated facilities are restored to their former condition.*

-Allows the transportation commission, a county, or a city to require relocation of a wastewater pipeline facility (at the operator's cost) to accommodate the construction of a highway or other public work. Requires 30 days written notice to the operator.

Last Action: 11- 8-10 S Filed

[SB 104](#)

[Davis, Wendy](#) *Relating to restrictions on the release into the air of natural gas and associated vapors from a gas well.*

Remarks: *MJV-Bracketed to a county that is located wholly or partly over the Barnett Shale. Requires that the operator of the well deliver all the gas to a pipeline or shut in the well and conserve the gas. Requires an operator to employ methods that minimize the release of gas into the air.*

-Requires TCEQ to regulate the release of gas from such wells. Allows a city to monitor compliance with the state regulations.

Last Action: 11- 8-10 S Filed

[SB 105](#)

[Davis, Wendy](#) *Relating to a restriction on the formation in which certain commercial disposal wells permitted by the Railroad Commission of Texas may inject oil and gas waste.*

Remarks: *MJV-Allows the railroad commission to authorize a commercial oil and gas waste disposal well in the area of the Barnett Shale only if it is in the Elleberger formation or deeper.*

Last Action: 11- 8-10 S Filed

[SB 107](#)

[Davis, Wendy](#) *Relating to the detection and repair of natural gas pipeline leakages.*

Remarks: *MJV-Requires gas line operators to report to the railroad commission twice a year a list of each Grade 1 leak and its response to stop the leak. A Grade 1 leak is a serious leak that is an immediate hazard to property or the public.*

Last Action: 11- 8-10 S Filed

[SB 108](#)

[Davis, Wendy](#) *Relating to a customer's right to choose a retail electric provider in the deregulated electric market.*

Remarks: MJV-Stipulates that nothing in the statute regarding the deregulated electric market shall be construed to limit a customer's right to choose or switch retail electric providers.

Last Action: 11- 8-10 S Filed

[SB 110](#)

[Davis, Wendy](#) Relating to ethics and accountability of certain public employees, public officers, political contributors, state contractors, and grant recipients; providing penalties.

Remarks: MJV-Prohibits a contractor who has a pending bid on a state contract from contributing to the political campaign of any statewide officeholder or related political committee. The prohibition ends on the date the contract is awarded. The prohibition continues for 30 days for the contractor who is awarded the contract.

-Prohibits a general-purpose committee established or administered by a corporation that is bidding on a state contract from making political donations for statewide office. Same expiration as above.

-Prohibits an appointed state officer from making more than \$10,000 in political contributions in an election cycle (including spouse contributions).

-Defines as a campaign contribution to a candidate a direct campaign expenditure if it is made with the knowledge of the candidate by a specific-purpose committee.

-Requires the governor's office to retain all records for 30 days. Requires the governor to post online the activity in each fund administered by the governor. Adds the governors executive staff to the list of people who must file financial disclosures. Creates a two-year prohibition on former members of the governor's staff before they can lobby the legislature.

Last Action: 11- 8-10 S Filed

[SB 119](#)

[Uresti](#) Relating to the creation of an offense for certain uses of a wireless communication device while operating a motor vehicle.

Remarks: MJV-Prohibits an operator of a motor vehicle from reading, writing, or sending a text based communication unless the vehicle is stopped.

Last Action: 11- 8-10 S Filed

[SB 121](#)

[Ellis](#) Relating to photograph and live lineup identification procedures in criminal cases.

Companions: [HB 215](#) Gallego (Identical)
11- 9-10 H Filed

Remarks: MJV-Requires all law enforcement agencies that conduct photograph or live lineup identifications to adopt a detailed written policy on its administration. Requires the Bill Blackwood Law Enforcement Management Institute of Texas at Sam Houston State

University to work with law enforcement and relevant experts to develop a model policy and training materials on the administration of lineups. Law enforcement agencies must either adopt the model or formulate a policy that conforms to the requirements of the model.

Last Action: 11- 8-10 S Filed

[SB 122](#)

[Ellis](#)

Relating to postconviction forensic DNA analysis.

Remarks: MJV-Removes restrictions on a motion by a defendant to have the court require DNA testing on evidence gathered by the state but that has not been tested. Requires a court to order any unidentified DNA profile found in a case to be compared with the FBI CODIS DNA database.

Last Action: 11- 8-10 S Filed

[SB 123](#)

[Ellis](#)

Relating to the electronic recording and admissibility of certain custodial interrogations.

Companions: [HB 219](#) Gallego (Identical)
11- 9-10 H Filed

Remarks: MJV-Requires all law enforcement agencies to electronically record custodial interrogations regarding serious violent criminal charges. The recordings must be maintained until all appeals are exhausted or the statute of limitations runs out. Provides exceptions for good faith efforts when a recording fails to be made.

Last Action: 11- 8-10 S Filed

[SB 124](#)

[Patrick, Dan](#)

Relating to the enforcement of state and federal laws governing immigration by certain governmental entities; providing a civil penalty.

Companions: [HB 113](#) Harless (Identical)
11- 8-10 H Filed

Remarks: MV-Prohibits local governments from enacting any policy that would not fully enforce state or federal law, including laws on drugs and immigration. Cuts off any state grant funds to a local government that adopts such a policy and imposes a fine of \$10,000 for each day of violation. Permits the AG to sue to recover the penalty with the prevailing party getting costs and attorneys fees. Allows any citizen to file suit over failure to meet the standard.

Last Action: 11- 8-10 S Filed

[SB 126](#)

[Patrick, Dan](#)

Relating to the duty of a peace officer to inquire into the lawful presence of certain persons.

Remarks: MJV-Requires a peace officer to inquire about the immigration status of any person stopped, detained or arrested on other grounds if the officer has a reasonable suspicion to believe the person is not here legally. Allows the officer to arrest the person and notify ICE. Makes any ordinance, regulation, or policy that states otherwise void. Provides immunity from suit and liability for

		<i>any claim of damages arising from such an arrest.</i>
	Last Action:	11- 8-10 S Filed
SB 128	Patrick, Dan	<i>Relating to lobbying by former members of the legislature; creating an offense.</i>
	Companions:	HB 508 Button (Identical) 1- 4-11 H Filed
	Remarks:	<i>MJV-Requires a two year waiting period for a former legislator to become a lobbyist. Creates a Class A misdemeanor for an offense. Creates an exception if the former legislator lobbies on behalf of: a nonprofit; individual; a group of low-income individuals; or a group of individuals with disabilities; and the former legislator does not receive compensation above reimbursement of actual expenses.</i>
	Last Action:	11- 8-10 S Filed
SB 129	Patrick, Dan	<i>Relating to the limitation on increases in the appraised value of a residence homestead for ad valorem taxation.</i>
	Companions:	HB 312 Callegari (Identical) 11-17-10 H Filed
	Remarks:	<i>MJV-Lowers the appraisal cap to 5%.</i>
	Last Action:	11- 8-10 S Filed
SB 133	Wentworth	<i>Relating to the regulation and certification of medical examiners and the conduct of autopsy and inquest investigations by justices of the peace and medical examiners; providing penalties.</i>
	Remarks:	<i>MJV-Medical Examiner Bill to update the statute. No significant county impact.</i>
	Last Action:	11- 8-10 S Filed
SB 134	Wentworth	<i>Relating to the regulation of fireworks by counties; providing a criminal penalty.</i>
	Remarks:	<i>MJV-Allows commissioners court to order an election in any defined unincorporated area of the county on whether to prohibit the sale, possession, and use of fireworks in that area. Violation of the county prohibition is a Class B misdemeanor.</i>
	Last Action:	11- 8-10 S Filed
SB 135	Wentworth	<i>Relating to the permissible uses of the state highway fund.</i>
	Remarks:	<i>MJV-Stikes language allowing highway funds to be used for DPS funding. Makes a conforming repeal.</i>
	Last Action:	11- 8-10 S Filed
SB 136	Wentworth	<i>Relating to granting counties authority to regulate certain land use; providing penalties.</i>
	Remarks:	<i>MJV - Authorizes the commissioners court to require a right-of-way on a street or road that functions as a major thoroughfare of a</i>

width of more than 120 feet, if such requirement is consistent with a transportation plans it adopts.

-Authorizes the commissioners court to adopt standards for minimum lot frontages on roads in the unincorporated area.

-Increases the gallons of storage a commissioners court may require a developer to construct for a limited fire suppression system.

-Makes other clarifying changes.

Last Action: 11- 8-10 S Filed

[SB 137](#)

[Wentworth](#)

Relating to the authority of a county to regulate land development after a local option election.

Remarks: MJV- Allows a county to hold an election for the authority to regulate land development in the unincorporated area of the county. Regulations include: requiring developers to include limited fire suppression systems (water storage for subdivisions); requiring buffer zones between residential and commercial property; and requiring a developer to determine the impact of the development and provide for necessary off-site roadway improvements. The county may not adopt zoning regulations. The regulations do not apply to existing residential subdivisions or land or structures on land devoted to agricultural use.

Last Action: 11- 8-10 S Filed

[SB 138](#)

[Wentworth](#)

Relating to prohibitions on the use of a wireless communication device while operating a motor vehicle.

Remarks: MJV-Prohibits communicating on a mobile device while in a vehicle unless it is stopped or the person uses a hands-free device. Repeals the requirement to post mobile device warnings at school zones.

Last Action: 11- 8-10 S Filed

[SB 139](#)

[Wentworth](#)

Relating to the elimination of straight-party voting.

Companions: [HB 638](#) Branch (Identical)
1-13-11 H Filed

Last Action: 11- 8-10 S Filed

[SB 144](#)

[West](#)

Relating to allowing a person who successfully completes a term of deferred adjudication community supervision to be eligible for a pardon.

Remarks: MJV-Allows the Governor to pardon someone who successfully completes a term of deferred adjudication community supervision.

Last Action: 11- 8-10 S Filed

[SB 151](#)

[Huffman](#)

Relating to the eligibility of certain persons to receive a sentence of community supervision, including deferred adjudication community supervision.

		Remarks: MJV-Makes an illegal alien ineligible for community supervision.
		Last Action: 11- 8-10 S Filed
SB 152	Huffman	Relating to the admissibility of evidence of other similar offenses in the prosecution of certain sexual offenses.
		Remarks: MJV-Allows evidence of other similar offenses to be admitted in the trial of a defendant for a sexual offense involving a child under the age of 17.
		Last Action: 11- 8-10 S Filed
SB 153	Huffman	Relating to the authority of a judge to suspend the imposition of a sentence and place a defendant on community supervision.
		Remarks: MJV-Prohibits a judge from placing a defendant on community supervision if a jury did not recommend it as an option.
		Last Action: 11- 8-10 S Filed
SB 154	Huffman	Relating to the imposition of consecutive fines in sentencing a defendant for offenses arising out of the same criminal episode.
		Remarks: MJV-Makes fines imposed for multiple convictions arising from one criminal episode run consecutively.
		Last Action: 11- 8-10 S Filed
SB 160	Williams	Relating to the regulation of certain aggregate production operations by the Texas Commission on Environmental Quality; providing penalties.
	Companions:	HB 571 Huberty (Identical) 1-10-11 H Filed
		Remarks: MJV-Requires an aggregate production operation to provide notice to TCEQ when it begins or ends production. Requires the TCEQ to annually survey the state to identify all active aggregate production operations in the state. Requires TCEQ to inspect such operations every three years (or in response to a complaint) for compliance with all permits. Allows TCEQ to charge a permit fee of up to \$1,000 per year. Allows TCEQ to impose penalties of up to \$10,000 for each year an aggregate production operation operates without registration (up to \$25,000 in a three year period).
		Last Action: 11- 8-10 S Filed
SB 161	Shapiro	Relating to highway funding formulas of and project selection by the Texas Department of Transportation.
		Remarks: MJV-Requires the Transportation Commission to adopt rules for funding formulas for highway projects with the input of planning organizations, transportation officials, and local government officials. Requires all discretionary highway funds (including toll revenue) to be allocated according to a formula that will proportionately address: rural and statewide connectivity needs; and the needs of urban and other heavily populated areas. The formulas must be based on performance measures and include the following criteria: center lane miles; level of congestion; percentage population in poverty; population; safety; and vehicle

miles traveled. Requires TxDOT to develop criteria to determine the feasibility of highway projects to be included in the local transportation improvement plans and the statewide transportation improvement plan. Requires TxDOT to adopt population and highway demand projection for each area for which an MPO or TxDOT develops a transportation improvement plan. TxDOT and the MPO must use the criteria and population projections to develop the entity's transportation improvement plan.

Last Action: 11- 8-10 S Filed

[SB 163](#)

[Shapiro](#)

Relating to agreements between a regional tollway authority and a local governmental entity governing the ownership, construction, maintenance, and operation of toll projects.

Remarks: MJV-Establishes primacy for RTA toll projects over individual member county toll projects unless there is an agreement to do otherwise.

Last Action: 11- 8-10 S Filed

[SB 167](#)

[West](#)

Relating to the automatic expunction of arrest records and files after an individual receives a pardon or a grant of certain other relief with respect to the offense for which the individual was arrested.

Remarks: MJV-Entitles a person to expunction of records related to an arrest if the person is granted relief on the basis of actual innocence with respect to that offense. Requires a court presiding over a case in which a defendant is convicted and subsequently pardoned or granted relief based on innocence to enter an order of expunction within 30 days.

Last Action: 11- 8-10 S Filed

[SB 168](#)

[West](#)

Relating to the use of proceeds from criminal asset forfeiture to provide college scholarships to children of peace officers killed in the line of duty and to an annual report regarding the total value of forfeited property in this state.

Remarks: MJV-Allows a law enforcement agency to transfer up to 10% of its criminal asset forfeiture fund to a special fund administered by the law enforcement agency and used to fund scholarships to children of peace officers who were killed in the line of duty. Requires the AG to issue an annual report on the total value of forfeited property seized in the previous year.

Last Action: 11- 8-10 S Filed

[SB 170](#)

[Ellis](#)

Relating to the reorganization of powers and duties among agencies in this state that provide representation to indigent defendants in criminal cases and to the reorganization of funding sources for indigent defense.

Remarks: MJV-Repeals the Task Force on Indigent Defense and creates the Texas Indigent Defense Commission to develop policies and standards for providing indigent defense services.

-Gives the Commission authority to enforce standards by withdrawing grant funds or requiring reimbursement of grant

funds.

-Allows a county or group of counties to form a public defenders office and appoint an oversight board for the office. Fixes a statutory conflict to allow a county to create a public defenders office as a county department without soliciting bids.

-Allows a county (with approval of the judges in the county) to create a managed assigned counsel program.

-Repeals the indigent defense representation fund, which was never funded.

Last Action: 11- 8-10 S Filed

[SB 174](#)

[Nichols](#)

Relating to prohibiting the use of eminent domain to take private property for recreational purposes.

Remarks: MJV-Prohibits taking of private property through eminent domain if the taking is for a recreational purpose. Repeals authority of the Parks and Wildlife Department to use eminent domain for development of outdoor recreation resources or park sites.

Last Action: 11- 8-10 S Filed

[SB 175](#)

[Nichols](#)

Relating to the limitation on increases in the appraised value of a residence homestead for ad valorem taxation.

Remarks: MJV-Lowers the appraisal cap to 5%. Allows commissioners court to call an election to increase the appraisal cap countywide (up to a limit of 10%). An election may only be held once every ten years.

Last Action: 11- 8-10 S Filed

[SB 178](#)

[Fraser](#)

Relating to requirements to vote, including presenting proof of identification; providing criminal penalties.

Companions: [HB 248](#) Chisum (Identical)
11-12-10 H Filed

Remarks: MJV-Requires the county voter registrar to include a notice of ID requirements on each voter registration certificate issued or renewed and to post the requirements on the county's website. Requires a list of acceptable IDs to be posted outside each polling location. Requires election officials to provide written notice of acceptable IDs to anyone showing up to vote without proper ID. Allowable forms of ID are: a current driver's license; military ID, US citizenship certificate; or a US passport.

-Increases the penalty for illegal voting to a second degree felony. Increases the penalty for attempting to illegally vote to a state jail felony.

-Allows a provisional ballot to be cast and counted if the person brings acceptable ID to the early voting ballot board within 6 days. Prohibits DPS from charging a fee for an ID card obtained solely for voting purposes.

-Makes conforming repeals.

Last Action: 11- 8-10 S Filed

[SB 180](#)

[Estes](#)

Relating to the use of eminent domain authority.

Companions: [HB 279](#) Geren (Identical)
11-15-10 H Filed
[SB 18](#) Estes (Identical)
1-10-11 S Filed

Remarks: *MJV- Prohibits using eminent domain to acquire property if it is not for public use. Requires a record vote in a public meeting to initiate a condemnation. Each unit of property not owned by the same person requires a separate vote unless there is unanimous consent.*

-Requires entities authorized to use eminent domain to provide a letter to the comptroller by December 31, 2012 identifying the statute that permits it to use eminent domain. Eminent domain authority expires September 1, 2013 for any entities that fail to submit a letter.

-Requires an entity seeking to use eminent domain to acquire or lease a property to disclose all appraisal reports prepared within the last 10 years on the property to the property owner via certified mail. Prohibits including a confidentiality provision.

-Requires a bona fide offer to be made in writing prior to use of eminent domain. An owner may be awarded court costs and attorney fees if no bona fide offer was made.

-Requires a judge in a condemnation case to allow each party to strike one of the three commissioners appointed to hear the case.

-Allows a former owner or owner's heirs, successors or assigns to request information on progress toward using land for a public use after 10 years. Allows a person or their heirs, successor, or assigns to repurchase the property if the public use for which the property was acquired is cancelled; no progress is made toward the public use within 10 years; or the property becomes unnecessary for use.

-Requires payment of relocation assistance, moving expenses, relocation and financial assistance.

-Repeals a public information act provision requiring entities with eminent domain authority to disclose information in the same manner as a governmental entity. Repeals a provision requiring the production of certain information (regarding a use of eminent domain) for entities that are considered critical infrastructure.

Last Action: 11- 8-10 S Filed

[SB 182](#)

[Wentworth](#)

Relating to the penalty for the offense of reckless driving.

		Remarks: MJV-Increases the penalty for reckless driving to a Class B misdemeanor if the result is bodily injury or death. Allows a court to suspend a license for thirty days or require a driver safety course.
		Last Action: 11- 9-10 S Filed
SB 183	Wentworth	Relating to placement of a student in a disciplinary alternative education program for certain harassing behavior directed at an educator.
		Remarks: MJV-Requires a student to be placed in a DAEP for not less than 60 days if they publish a threat of bodily injury against an educator, associating the educator with a terrorist, criminal, or hate group, or depict an educator as engaging in an obscene act.
		Last Action: 11- 9-10 S Filed
SB 195	Nelson	Relating to activity that constitutes maintaining a common nuisance.
		Companions: HB 289 Jackson, Jim (Identical) 11-15-10 H Filed
		Remarks: MJV-Adds crimes involving sexual exploitation of minors to the common nuisance statute.
		Last Action: 11- 9-10 S Filed
SB 196	Wentworth	Relating to the reapportionment of congressional districts and the creation, function, and duties of the Texas Congressional Redistricting Commission.
		Remarks: MJV-Creates the Texas Congressional Redistricting Commission composed of nine members who are appointed by majority vote in each house of the legislature. Each major political party makes four appointments, the ninth member is appointed by the other members of the commission. A person may not serve if they are an elected official, a lobbyist, or have served as an officer of a political party (other than precinct committee membership). The commission is to adopt a redistricting plan and submit it to the legislative leadership.
		Last Action: 11- 9-10 S Filed
SB 197	West	Relating to the compulsory inspection of motor vehicles; providing penalties.
		Remarks: MJV-Increases the penalties on inspection stations for knowingly providing and inspection sticker in violation of the law. An offense is a Class A misdemeanor (currently Class C misdemeanor). Requires an inspection station or inspector to post a bond of \$500. The AG or local county attorney may file suit on behalf of the state to recover the bond for violations.
		Last Action: 11- 9-10 S Filed
SB 198	West	Relating to exempting persons who are convicted of certain sexual offenses from registering as a sex offender in this state.
		Companions: HB 227 Smith, Todd (Identical)

11- 9-10 H Filed

Remarks: KCT - Exempts convicted persons from registering as a sex offender if they are not more than four years older than the victim and the victim is at least 14 years of age.

Last Action: 11- 9-10 S Filed

[SB 201](#)

[Uresti](#)

Relating to the calculation of ad valorem taxes on the residence homestead of a 100 percent or totally disabled veteran for the tax year in which the veteran qualifies or ceases to qualify for an exemption from taxation.

Companions: [HB 469](#) Callegari (Identical)

12-22-10 H Filed

Remarks: MJV-Makes the homestead exemption for 100% disabled veterans effective on January 1 of the tax year in which the person qualifies.

Last Action: 11-10-10 S Filed

[SB 202](#)

[Shapiro](#)

Relating to achievement benchmarks in fiscal notes and to legislative review of those benchmarks.

Remarks: MJV-Requires the Legislative Budget Board to include in the fiscal note on a bill that authorizes the expenditure or state funds a statement of the purpose of a bill and the reasonable benchmarks that will be used to determine if its purposes have been achieved. Requires the LBB to issue a report indicating whether the benchmarks have been met after six years with a recommendation on repealing or continuing the bill's provisions.

Last Action: 11-10-10 S Filed

[SB 203](#)

[Huffman](#)

Relating to the punishment prescribed for burglary of a vehicle and to grants of community supervision to persons who commit that offense.

Remarks: MJV-Makes first time repeat convictions for vehicle burglary a state jail felony (currently a class A misdemeanor with minimum confinement of six months). Repeals language allowing community supervision for the same offense.

Last Action: 11-10-10 S Filed

[SB 205](#)

[Whitmire](#)

Relating to school district policies to prohibit bullying, cyberbullying, harassment, and intimidation.

Remarks: MJV-Requires school districts to adopt a policy prohibiting bullying, harassment and cyberbullying.

Last Action: 11-15-10 S Filed

[SB 206](#)

[Van de Putte](#)

Relating to extending a local behavioral health intervention pilot project.

Companions: [HB 35](#) Menendez (Identical)

11- 8-10 H Filed

Remarks: MJV-Extends a local behavioral health intervention pilot project for

		children in Bexar County until 2012.
	Last Action:	11-16-10 S Filed
SB 209	Zaffirini	Relating to the supervision of certain juvenile case managers.
	Companions:	HB 409 Walle (Identical) 12- 9-10 H Filed
	Remarks:	MJV-Requires the judge of a court with a juvenile case manager to provide for supervision of the manager.
	Last Action:	11-17-10 S Filed
SB 210	Ellis	Relating to the designation of certain election days as state holidays.
	Remarks:	MJV-Makes statewide election days (including primaries) state holidays.
	Last Action:	11-17-10 S Filed
SB 211	Ellis	Relating to the registration of voters at a polling place during early voting by personal appearance and related procedures.
	Remarks:	MJV-Allows a person to register to vote during early voting. The vote is treated like a mail in ballot (subject to verification of registration).
	Last Action:	11-17-10 S Filed
SB 212	Ellis	Relating to prohibited deceptive or disenfranchising practices regarding an election; providing criminal penalties.
	Remarks:	MJV-Creates a state jail felony for unlawfully restricting a voter's right to vote. Prohibits deceiving or misleading a voter with the intent to prevent them from voting. Requires the AG to investigate complaints and the Secretary of State to provide a report to the legislature on violations.
	Last Action:	11-17-10 S Filed
SB 213	Ellis	Relating to the registration of voters at a polling place and related procedures.
	Remarks:	MJV-Requires two voter registrars to be present at each polling place. Allows a person to register to vote at their polling place.
	Last Action:	11-17-10 S Filed
SB 214	Ellis	Relating to early voting by mail by any qualified voter.
	Remarks:	MV-Allows any qualified voter who is eligible to vote early to vote by mail. Makes conforming repeals.
	Last Action:	11-17-10 S Filed
SB 215	Ellis	Relating to the date on which certain voters may be removed from a county's voter registration list and related requirements.

		<p>Remarks: MJV-Provides that the date a voter is considered to have been entered on the suspense list is the date of the most recent election in which they voted.</p>
		<p>Last Action: 11-17-10 S Filed</p>
SB 216	Ellis	<p>Relating to procedures related to the placement of a voter on the suspense list.</p>
		<p>Remarks: MJV-Requires a voter registrar to determine if a returned voter registration certificate was returned due to postal service error or clerical error.</p>
		<p>Last Action: 11-17-10 S Filed</p>
SB 217	Huffman	<p>Relating to expulsion of a public school student who commits certain criminal acts involving a computer, computer network, or computer system owned by or operated on behalf of a school district.</p>
		<p>Remarks: MJV-Allows a student to be expelled for a breach of computer security involving accessing a computer system owned by a school district.</p>
		<p>Last Action: 11-17-10 S Filed</p>
SB 219	Nelson	<p>Relating to health and mental health services for children in foster care and kinship care.</p>
		<p>Remarks: KCT- Requiring that the Department of Family and Protective Services provide trauma informed training to department caseworker supervisors, court –appointed special advocates, children’s advocacy center staff, therapists at the DADS mental health centers, domestic violence shelter staff and parenting classes. DFPS must evaluate the trauma informed training program annually.</p> <p>Health and Human Services Commission must explore opportunities to increase STAR Health program provider’s use of telemedicine and provides new contract provisions requiring physicians or providers be trained in trauma informed care and encourage physicians or providers receive training in PTSD, ADHD disorders. Requires that each child seen under the STAR Health program receive a preliminary behavioral health assessment.</p>
		<p>Last Action: 11-18-10 S Filed</p>
SB 220	Nelson	<p>Relating to guardianships, including the assessment of prospective wards for, and the provision of, guardianship services by the Department of Aging and Disability Services.</p>
		<p>Remarks: MJV-Allows a court in guardianship proceedings to apportion costs (attorney, health professionals, and interpreters) to all parties in the proceeding. If the ward’s estate cannot pay the ward’s costs, the responsibility falls to the county (currently all costs fall on the county).</p> <p>-Increases the number of people a citation (required when a guardianship application is filed) must be served on to include spouses, parents, adult siblings, and adult children. Requires the sheriff or other officer to personally serve the citation to the ward’s</p>

spouse and/or parents. The clerk must mail (registered mail) each of the ward's adult siblings and adult children and any other relatives if appropriate.

-Requires a probate court to appoint an attorney ad litem in a proceeding to remove a guardian. Requires the same citation and mail notification as above in these types of cases. If a guardian is reinstated or if a successor guardian is to be named, the same notice requirements apply.

Last Action: 11-18-10 S Filed

[SB 221](#)

[Nelson](#)

Relating to the Department of Family and Protective Services, including protective services and investigations of alleged abuse, neglect, or exploitation for certain adults who are elderly or disabled.

Remarks: MJV-Enhances the ability of the Department of Family and Protective services to investigate alleged abuse or neglect of elderly or disabled adults.

-Adds an extra person to the special task unit (investigates complicated cases) that are required to be created in all counties of more than 250,000. The additional member must be a medical professional.

-Increases the penalty for a false report of abuse or neglect of an elderly or disabled adult from a Class B misdemeanor to a Class A misdemeanor.

Last Action: 11-18-10 S Filed

[SB 231](#)

[Nelson](#)

Relating to the permanent revocation of a person's driver's license or permit on conviction of a second offense relating to the operating of a motor vehicle while intoxicated.

Remarks: KCT- Requires the court to permanently revoke an individual's driver's license or permanently deny the issuance of one upon the second conviction of DWI, DWI with a child passenger, intoxication assault or intoxication manslaughter.

Last Action: 11-18-10 S Filed

[SB 232](#)

[Nelson](#)

Relating to wearing a secure alcohol monitoring device as a required condition of community supervision for certain intoxication offenses.

Remarks: KCT- Requires a judge to order a defendants in a certain DWI offenses wear a secure alcohol monitoring device as a condition of community supervision for no more than 60 days at the defendant's expense.

Last Action: 11-18-10 S Filed

[SB 236](#)

[Deuell](#)

Relating to the creation of the Hunt County Municipal Utility District No. 1.

Companions: [HB 84](#) Flynn (Identical)
11- 8-10 H Filed
[HB 315](#) Flynn (Identical)

11-18-10 H Filed

Remarks: MJV-Creates the Hunt County MUD. Requires a confirmation election which may only be held with the support of each city located in the MUD area.

Last Action: 11-19-10 S Filed

[SB 238](#)

[West](#)

Relating to the regulation of solar energy devices by a property owners' association.

Companions: [HB 450](#) Lucio III (Identical)

12-20-10 H Filed

[SB 302](#) Wentworth (Identical)

12-30-10 S Filed

Last Action: 11-23-10 S Filed

[SB 239](#)

[Huffman](#)

Relating to the conduct that constitutes an offense for the delivery of drug paraphernalia to a person younger than 18 years of age.

Remarks: MJV-Removes an age-difference restriction to make it an offense for an adult to provide drug paraphernalia to any person under 18.

Last Action: 11-23-10 S Filed

[SB 241](#)

[Ellis](#)

Relating to HIV and AIDS tests and to health benefit plan coverage of HIV and AIDS tests.

Companions: [HB 786](#) Davis, Yvonne (Identical)

1-21-11 H Filed

Remarks: MJV-Requires a health care provider who takes a blood sample for a routine medical screening to also test for HIV, unless the patient opts out.

-Prohibits a health benefit plan from excluding or denying coverage for such a test.

Last Action: 12- 1-10 S Filed

[SB 242](#)

[Davis, Wendy](#)

Relating to bullying, including cyberbullying, in public schools.

Companions: [HB 224](#) Strama (Identical)

11- 9-10 H Filed

Remarks: MJV-Expands the definition of "bullying" to include "cyberbullying". Allows a board of trustees, at the request of a parent, to reassign a student who engaged in bullying to another classroom or to another campus.

Last Action: 12- 1-10 S Filed

[SB 244](#)

[Patrick, Dan](#)

Relating to the continuing education requirements for certain peace officers.

Companions: [HB 480](#) Fletcher (Identical)

1- 3-11 H Filed

Remarks: MJV-Allows the Bill Blackwood Law Enforcement Management Institute to provide continuing education specific to command staff who are second in command to police chiefs.

Last Action: 12- 2-10 S Filed

[SB 245](#)

[Davis, Wendy](#) Relating to bullying, including cyberbullying, in public schools.

Remarks: MJV-Expands the definition of "bullying" to include "cyberbullying". Allows a board of trustees, at the request of a parent, to reassign a student who engaged in bullying to another classroom or to another campus. Includes several requirements for school districts to implement the policy.

Last Action: 12- 2-10 S Filed

[SB 246](#)

[Shapiro](#) Relating to financial security required of regional tollway authorities in connection with the provision of toll collection services.

Remarks: CEB-Prohibits a regional tollway authority from providing financial security for performing tolling services if it restricts or increases the cost of debt obligations or if the authority is not reimbursed its cost of providing the security.

Last Action: 12- 6-10 S Filed

[SB 249](#)

[Estes](#) Relating to the composition of the Finance Commission of Texas.

Companions: [HB 237](#) Flynn (Identical)
11-10-10 H Filed

Remarks: KCT- Increases membership of the Finance Commission of Texas by 2 members adding an addition banking executive and a representative of the general public.

Last Action: 12- 7-10 S Filed

[SB 250](#)

[Zaffirini](#) Relating to protective orders for stalking victims.

Remarks: MJV- Expands current law allowing a court to grant a protective order for a victim of sexual assault to include a victim of stalking.

Last Action: 12- 8-10 S Filed

[SB 255](#)

[Nelson](#) Relating to the jurisdiction of constitutional county courts over truancy cases and the appointment of magistrates to hear truancy cases in certain counties.

Companions: [HB 734](#) Patrick, Diane (Identical)
1-19-11 H Filed

Remarks: CEB-Reduces the population bracket on a statute allowing an attendance officer or other school official to file a truancy complaint in the constitutional county court from 2 million or more to 1.4 million or more.

Last Action: 12-10-10 S Filed

SB 259	Harris	Relating to the duty of a peace officer to inquire into the immigration status of persons arrested on other grounds.
Companions: HB 311 Geren (Identical) 11-17-10 H Filed		
Remarks: CEB- Requires a peace officer to ask about the immigration status of a person under arrest and report anyone who is an illegal alien to Immigration and Customs Enforcement.		
Last Action: 12-15-10 S Filed		
SB 267	Williams	Relating to a joint statement regarding the transfer of a motor vehicle as the result of a gift.
Remarks: CEB- Requires that joint statements of a gift or even exchange of a motor vehicle filed with the tax-assessor collector be presented by one of the principal parties bearing a photo ID.		
Last Action: 12-15-10 S Filed		
SB 273	Uresti	Relating to the powers and duties of certain public improvement districts.
Remarks: MJV - Adjusts a Bexar County only bracket for population change on a provision regarding PIDs. Requires the district to get approval from the county or city (if created by the city) before adding or excluding land from the district.		
Last Action: 12-17-10 S Filed		
SB 283	Harris	Relating to the appointment of associate judges in child protective services cases.
Remarks: MJV-Allows a presiding administrative judge to appoint an associate judge to hear any child protective services cases involving the protection of the child (currently only if the case involves removal of the child from custody of the parent).		
Last Action: 12-21-10 S Filed		
SB 284	Harris	Relating to certain hearings in a suit affecting the parent-child relationship.
Remarks: MJV-Allows a judge conducting a de novo hearing in a suit affecting the parent-child relationship to consider evidence from previous proceedings that was recorded by means other than a court reporter provided the proceedings were not required to be recorded by a court reporter and the means of recording was approved by the referring judge.		
Last Action: 12-21-10 S Filed		
SB 285	Harris	Relating to exempting certain judicial officers from certain requirements for obtaining or renewing a concealed handgun license and to the authority of certain judicial officers to carry certain weapons.
Remarks: MJV-Expands a provision allowing the possession of concealed weapons by judges to include a person appointed as a family court associate judge.		

SB 286	Harris	<p>Last Action: 12-21-10 S Filed</p> <p>Relating to attorney's fees and other amounts taxes as costs in guardianship proceedings.</p>
<p>Remarks: MJV-Allows a court in guardianship proceedings to apportion costs (attorney, health professionals, and interpreters) to all parties in the proceeding. If the ward's estate cannot pay the ward's costs, the responsibility falls to the county (currently all costs fall on the county).</p>		
SB 295	Watson	<p>Last Action: 12-21-10 S Filed</p> <p>Relating to the definition of emergency services personnel for purposes of the enhanced penalty prescribed for an assault committed against a person providing services in that capacity.</p>
<p>Remarks: MJV-Adds Emergency Room Personnel to the list of public servants against whom a Class A assault charge is upgraded to a third degree felony.</p>		
SB 296	Wentworth	<p>Last Action: 12-22-10 S Filed</p> <p>Relating to the mitigation of the impact of residential development in public school districts.</p>
SB 299	Wentworth	<p>Last Action: 12-30-10 S Filed</p> <p>Relating to mandatory sales price disclosure in real property sales.</p>
<p>Remarks: CEB - Requires that the sale price of real property be disclosed on instruments filed with the county clerk.</p>		
SB 300	Wentworth	<p>Last Action: 12-30-10 S Filed</p> <p>Relating to changing the name of the Railroad Commission of Texas to the Texas Energy Commission.</p>
SB 303	Nichols	<p>Last Action: 12-30-10 S Filed</p> <p>Relating to health care services provided or paid by a hospital district or public hospital.</p>
<p>Remarks: CEB-Permits a hospital district or public hospital to recover an amount equal to the value of any services obtained by fraud. Creates subrogation provisions for recovery. Requires a person who applies for health care service to disclose at the time of application any unsettled tort claims, insurance coverage and if an injury was caused by acts of another person. Allows a hospital district or public hospital to deny service to a person who knowingly commits fraud.</p>		
SB 305	Huffman	<p>Last Action: 1- 3-11 S Filed</p> <p>Relating to the punishment prescribed for burglary of a vehicle and to grants of community supervision to persons who commit that offense.</p>
<p>Companions: HB 20 Riddle (Identical) 11- 8-10 H Filed</p>		

		<p>Remarks: MJV - Increases the penalty for burglary of a vehicle from a Class A misdemeanor to a state jail felony. Makes conforming repeals.</p>
		<p>Last Action: 1- 3-11 S Filed</p>
SB 309	Harris	<p>Relating to the events eligible to receive funding through a major events trust fund.</p>
		<p>Companions: HB 735 Patrick, Diane (Identical) 1-19-11 H Filed</p>
		<p>Remarks: CEB-Expands events eligible to receive funds from a major events trust fund to include the Academy of Country Music Awards and conventions of the Republican or Democratic National Committees.</p>
		<p>Last Action: 1- 3-11 S Filed</p>
SB 312	Seliger	<p>Relating to the exemption of certain electric cooperatives from certain regulations.</p>
		<p>Remarks: CEB-Creates an exemption (from regulation as a gas utility) for electric cooperatives that operate gas storage facilities no larger than five billion cubic feet and that support the integration of renewable resources.</p>
		<p>Last Action: 1- 4-11 S Filed</p>
SB 313	Seliger	<p>Relating to priority groundwater management areas.</p>
		<p>Remarks: CEB-Expands the time frame that is used to project critical conditions that qualify an area to be designated a priority groundwater management area from 25 years to 50 years. Allows TCEQ to adopt rules to create a water district over all or part of the land in existing critical areas.</p>
		<p>Last Action: 1- 4-11 S Filed</p>
SB 315	Carona	<p>Relating to the agencies and entities responsible for compiling and maintaining information pertaining to criminal combinations and criminal street gangs.</p>
		<p>Remarks: CEB-Requires a juvenile justice agency (an entity with control over juveniles) to compile an intelligence database on criminal gang activity. Adds additional local law enforcement or probation representatives to the Texas Violent Gang Task Force.</p>
		<p>Last Action: 1- 5-11 S Filed</p>
SB 316	Whitmire	<p>Relating to criminal asset forfeiture, the disposition of proceeds and property from criminal asset forfeiture, and accountability for that disposition.</p>
		<p>Remarks: CEB-Amends provisions for seizing and forfeiting contraband by expanding the prohibition to induce a person to waive property rights to any peace officer, including the state attorney. Requires interest earned in forfeiture fund accounts be used for the same purpose as the principal. Restricts the head of a law enforcement agency from using funds for political purposes, to pay training expenses for any judge, travel expense for training seminars if the expense violates policy of commissioners court, or to buy alcohol.</p>

Prohibits using the funds to increase salaries or make any expenditure not approved by commissioners court if the head of the law enforcement agency or attorney representing the state is retiring or has been defeated in an election. Funds may be donated to entities that assist in criminal prosecution or provide mental health, drug rehabilitation or victim services. Creates a requirement to disclose how funds are spent to the attorney general. Allows the state auditor to audit a fund at any time. Provides civil penalties for misuse of funds.

Last Action: 1- 5-11 S Filed

[SB 319](#)

[Carona](#)

Relating to financing programs for low-income electric customers and certain other electric customers.

Remarks: *CEB-Reworks the system benefit fund (provides assistance with electric utility bills for low income Texans) by reducing the statutory fee and allowing the PUC to adjust the nonbypassible fee used to fund the program.*

Stipulates that a municipally owned utility or electric cooperative may not reduce existing programs until it implements customer choice and that retail providers may not reduce programs after September 11, 2013.

Makes a customer who is eligible for reduced rates for telecommunications services also qualify for reduced electric rates.

Last Action: 1- 7-11 S Filed

[SB 321](#)

[Hegar](#)

Relating to an employee's transportation and storage of certain firearms or ammunition while on certain property owned or controlled by the employee's employer.

Companions: [HB 681](#) Kleinschmidt (Identical)
1-18-11 H Filed

Remarks: *CEB-Allows an employee who has a concealed handgun license to store a gun or ammunition in a locked, privately owned vehicle in a parking area provided by the employer.*

Prohibits possession of a gun or ammunition by an employee on any property where it is illegal, in a vehicle owned by an employer (unless it is part of the job duty), in schools, or on property owned by someone other than an employer that has a valid oil and mineral lease issued before September 1, 2011 that prohibits the possession of firearms.

Allows an employer to prohibit an employee with a concealed handgun license to bring a gun on its premises.

Creates immunity from civil liability for an employer if an injury or death occurs from the act of an employee who stores a weapon in their vehicle as provided by this statute.

Last Action: 1- 7-11 S Filed

[SB 326](#)

[Duncan](#)

Relating to the exemption from ad valorem taxation of certain

tangible personal property stored temporarily at a location in this state.

Remarks: MJV-Makes changes to the freeport exemption, apparently narrowing it to apply just to goods "stored" temporarily in the state (strikes "assembled, manufactured, processed or fabricated"). Prohibits taxing goods-in-transit unless the taxing unit takes action to provide for taxation.

Last Action: 1-10-11 S Filed

[SB 328](#)

[Carona](#)

Relating to notice of a hospital lien.

Remarks: KCT - Requires that a hospital or EMS provider give notice to injured individuals by certified mail prior to filing notice of a lien with the county clerk. Notice by mail is not required if it is given at the time EMS services are provided or of the individuals admission to the hospital.

Last Action: 1-11-11 S Filed

[SB 330](#)

[Watson](#)

Relating to renewable energy capacity, jobs, and trading credits.

Companions: [HB 774](#) Anchia (Identical)
1-20-11 H Filed

Remarks: MJV-Reconfigures the goals for electric utilities to provide more of their energy production from renewable sources by breaking them into tier 1 goals (solar, wind, water, etc.) and tier 2 goals (same as tier 1, but producing more than 150 kilowatts). Allows a utility to pay an alternative payment set by PUC instead of meeting the goals.

Last Action: 1-11-11 S Filed

[SB 335](#)

[Fraser](#)

Relating to an exemption from regulation as health spas for certain governmental hospitals and clinics.

Companions: [HB 760](#) Eiland (Identical)
1-20-11 H Filed

Remarks: CEB-Clarifies that a hospital or clinic that is owned or operated by a county is not subject to regulation as a health spa.

Last Action: 1-12-11 S Filed

[SB 336](#)

[Gallegos](#)

Relating to the composition of certain regional planning commissions.

Remarks: CEB-Provides that Harris County may create a regional planning commission only with cities located wholly or partly in the county and not with another county.

Last Action: 1-12-11 S Filed

[SB 337](#)

[Gallegos](#)

Relating to the authority of certain counties to enact noise regulations, providing a criminal penalty.

Remarks: CEB-Authorizes Harris County to enact noise regulations in

		<i>unincorporated areas.</i>
	Last Action:	1-12-11 S Filed
SB 338	Gallegos	<i>Relating to penalty assessment for violations of the Texas Clean Air Act committed by major sources.</i>
	Remarks:	<i>CEB-Requires the calculation of a penalties assessed for hazardous air violations from a major source to include the economic impact of the violation and an amount determined to deter future violations.</i>
	Last Action:	1-12-11 S Filed
SB 339	Gallegos	<i>Relating to disclosure by the Texas Commission on Environmental Quality of information related to emissions events.</i>
	Remarks:	<i>CEB-Requires TCEQ to report air emission events to each state senator, state representative, commissioners court and mayor of the affected area.</i>
		<i>Requires TCEQ to post notice of the preceeding 12 weeks of all emissions events on its website.</i>
	Last Action:	1-12-11 S Filed
SB 342	Carona	<i>Relating to the power of the office of the attorney general to make certain examinations and inquiries.</i>
	Remarks:	<i>CEB-Allows the attorney general to investigate any entity or non-profit agency suspected of planning or executing illegal activities.</i>
	Last Action:	1-12-11 S Filed
SB 343	Davis, Wendy	<i>Relating to the administrative fee charged for the collection of an unpaid toll.</i>
	Remarks:	<i>CEB-Reduces the administrative fee that Toll Road Authority in Harris county and adjacent counties can charge for collecting an unpaid toll from \$100 to \$50.</i>
	Last Action:	1-12-11 S Filed
SB 349	Eltife	<i>Relating to the hotel occupancy tax rate in certain municipalities.</i>
	Remarks:	<i>CEB-Caps the hotel occupancy tax rate at nine percent in a city larger than 95,000 located within a county larger than 200,000 that borders Lake Palestine.</i>
	Last Action:	1-13-11 S Filed
SB 355	Ellis	<i>Relating to the elimination of smoking in certain workplaces and public places.</i>
	Remarks:	<i>WLJ: Prohibits smoking in all places of employment and public spaces. Including a facility or vehicle of a local government.</i>
	Last Action:	1-14-11 S Filed
SB 357	Van de Putte	<i>Relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a 100 percent or totally</i>

disabled veteran or the principal residence of the surviving minor children.

Remarks: *MJV-Allows the homestead exemption of a disabled veteran to pass to a surviving unremarried spouse. If the disabled veteran is unmarried, the owner of the property is entitled to the exemption if a minor child lived in the home and continues to remain in the residence while under age 18 and unmarried.*

Last Action: 1-14-11 S Filed

[SB 358](#)

[Wentworth](#)

Relating to the waiver of sovereign and governmental immunity in this state.

Remarks: *MJV-Waives sovereign and governmental immunity for all governmental units.*

Last Action: 1-14-11 S Filed

[SB 359](#)

[Wentworth](#)

Relating to the powers and duties of certain emergency services districts.

Remarks: *MJV-Repeals language permitting the creation of Emergency Services Districts in counties of less than 125,000.*

Last Action: 1-14-11 S Filed

[SB 361](#)

[Duncan](#)

Relating to indemnification provisions in construction contracts.

Remarks: *KCT- Repeals an indemnity provision in the government code applying to construction contracts with a state governmental entity, contractor, construction manager, subcontractor, supplier, or equipment lessor, concerning the construction, alteration, or repair, of a state public building or carrying out or completing any state public work.*

Creates an indemnity provision in construction contracts that is permissible.

Last Action: 1-18-11 S Filed

[SB 363](#)

[Ogden](#)

Relating to the cessation of tolls by toll project entities in certain circumstances.

Remarks: *KCT- The principal of, interest on and any redemption premium, on bonds issued by an authority are payable from money derived from a turnpike project.*

Requires that the transportation commission maintain toll roads that become part of the state highway system without tolls once the road has been paid for and all the bonds and interest from bonds are payable from secured revenue or a trust holding a sufficient amount for the payment of all bonds and interest.

Strikes language requiring a regional mobility authority to commit to using surplus revenue to reduce tolls, spend the surplus revenue on other transportation projects in the counties of the authority or deposit the surplus revenue to the credit of the Texas Mobility Fund

Repeals a requirement that the transportation commission shall authorize the use of surplus revenue of a toll project or system to pay the costs of a transportation project, highway project, or air quality project within a department district in which any part of the toll project is located.

Repeals surplus revenue may be used for a transportation or air quality project as authorized

Repeals that a transportation project becomes a part of the state highway system and maintained, without tolls, by the transportation commission when the projects bonds and interest on the bonds have been pay or are secured by revenues of the project or an amount sufficient for payment is held in a trust.

Repeals that a county may request that the commission adopt an order stating that a project will not become part of the state highway system. If the commission adopts the order the project must be maintained by the county and will not become part of the state highway system unless the county transfers the project.

Repeals the definition of "Surplus revenue."

Repeals the authorization of the use of surplus revenue of a turnpike project for the study, design, construction, maintenance, repair, and operation of a highway that is not a turnpike.

Repeals the authorization the use of surplus revenue of a turnpike, by a board of authority, to pay the costs of another turnpike project.

Last Action: 1-18-11 S Filed

[SB 364](#)

[Ogden](#)

Relating to statistical information on the prosecution of certain offenses relating to the operating of a motor vehicle while intoxicated.

Remarks: *CEB-Requires law enforcement agencies, prosecutors and courts to report DWI statistics regarding all arrests and disposition of those arrests to DPS.*

Last Action: 1-18-11 S Filed

[SB 365](#)

[Ogden](#)

Relating to distributed generation of electric power.

Companions: [HB 225](#) Strama (Identical)
11- 9-10 H Filed

Remarks: *MJV-Requires electricity providers to purchase electricity generated by natural gas powered generation facilities using recaptured gas.*

Last Action: 1-18-11 S Filed

[SB 366](#)

[Ogden](#)

Relating to the repeal of information disclosure exemptions for public power utilities.

Remarks: *DQ-Revokes confidentiality of certain information for public power*

utilities.

Last Action: 1-18-11 S Filed

[SB 371](#)

[Seliger](#)

Relating to the eligibility for service retirement annuities of certain elected officials convicted of certain crimes.

Companions: [HB 246](#) Johnson (Identical)
11-12-10 H Filed

Remarks: MJV- Makes statewide elected officials and legislators ineligible for retirement benefits if they commit or attempt to commit felony bribery, embezzlement, extortion, theft of public money, . Perjury, or conspiracy while in office. Repeals a provision prohibiting a civil war pensioner from receiving benefits while in the care or custody of the state.

Last Action: 1-18-11 S Filed

[SB 373](#)

[Duncan](#)

Relating to the offices of county treasurer and county auditor.

Companions: [HB 424](#) Darby (Identical)
12-13-10 H Filed

Remarks: CEB-Changes the deadline for a county officer to deposit money into the county treasury after collecting it from 3 days to 5 days. Repeals a provision allowing commissioners court to extend that deadline to up to 7 days. Requires officials to provide monthly reconciliations for money sent to special accounts. If they fail to do so, the duty transfers to the treasurer.

Allows a county treasurer to appoint and provide a bond for an assistant or deputy. Allows the county to self-insure against losses instead of requiring a blanket bond for assistants and deputies.

Allows a county treasurer to collect CSCD fees (with approval of the court clerk or fee officer) and to perform the duties of the county clerk relating to managing accounts for officers, with approval from the clerk and commissioners court.

Exempts a county auditor who provides monthly financial reports (required in a county of more than 225,000) that are published on the county's website from a requirement that they publish an annual financial exhibit.

Makes changes to allow for the use of and auditing of electronic transfers. Makes conforming appeals.

Last Action: 1-19-11 S Filed

[SB 374](#)

[Wentworth](#)

Relating to the amount of the fee paid by a defendant for a peace officer's services in executing or processing an arrest warrant, capias, or capias pro fine.

Companions: [HB 443](#) Fletcher (Identical)
12-17-10 H Filed

	Remarks:	CEB - Increases fee paid by defendants for a peace officer's services in processing an arrest warrant, capias or capias pro fine from \$50 to \$75.
	Last Action:	1-19-11 S Filed
SB 375	Wentworth	Relating to categories of information presumed to be public under the public information law.
	Last Action:	1-19-11 S Filed
SB 376	Wentworth	Relating to a fee collected for a jury trial in a civil case.
	Remarks:	MJV-Clarifies conflicting provisions of law to allow county courts, probate courts, and district courts to collect filing fees for a jury trial in civil cases. Makes conforming repeals.
	Last Action:	1-19-11 S Filed
SJR 7	Patrick, Dan	Proposing a constitutional amendment to authorize the legislature to set a lower limit on the maximum appraised value of a residence homestead for ad valorem taxation.
	Companions:	HJR 39 Callegari (Identical) 11-17-10 H Filed
	Remarks:	MJV-Lowers the appraisal cap to 5%.
	Last Action:	11- 8-10 S Filed
SJR 8	Wentworth	Proposing a constitutional amendment to limit the purposes for which revenues from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenues received from the federal government may be used.
	Remarks:	MJV-Constitutional Amendment to remove "policing" from the allowable uses of the transportation fund (fund 6).
	Last Action:	11- 8-10 S Filed
SJR 11	Nichols	Proposing a constitutional amendment to authorize the legislature to limit the maximum appraised value of a residence homestead for ad valorem tax purposes to 105 percent or less of the appraised value of the property.
	Remarks:	MJV-Constitutional Amendment to allow the legislature to lower the appraisal cap to 105% or less. Allows commissioners court to call a local election to determine by majority vote whether to increase the cap (up to a limit of 110%). Allows the limitation to be changed in a subsequent election.
	Last Action:	11- 8-10 S Filed
SJR 12	Patrick, Dan	Proposing a constitutional amendment requiring certain tax bills to be approved by two-thirds of all the members elected to each house of the legislature.
	Companions:	HJR 29 Callegari (Identical) 11- 8-10 H Filed HJR 37 Hughes (Identical)

HJR 59	11- 8-10 H Filed Hancock (Identical) 1-11-11 H Filed
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Remarks: MJV-Constitutional Amendment to require a 2/3 vote in each house for creating a new state tax or increasing an existing one. Excludes changes in how a tax is computed, administered or its applicability. State tax does not include local taxes, fines, fees, penalties or a charge for service.

Last Action: 12- 2-10 S Filed

[SJR 13](#)

[Harris](#)

Requiring certain revenue collected by a public entity from tolled highway projects in this state to be used only for transportation projects.

Remarks: CEB- A constitutional amendment requiring revenue collected from Texas tollways, other than an international bridge, be used only for transportation projects, unless the money is dedicated to repay debt for the project.

Last Action: 12-15-10 S Filed

[SJR 14](#)

[Van de Putte](#)

Proposing a constitutional amendment authorizing an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a totally disabled veteran or the principal residence of the surviving minor children.

Remarks: CEB-Proposes a constitutional amendment allowing the legislature to allow the homestead exemption of a disabled veteran to pass to a surviving unremarried spouse. If the disabled veteran is unmarried, the owner of the property is entitled to the exemption if a minor child lived in the home and continues to remain in the residence while under age 18 and unmarried.

Last Action: 1-14-11 S Filed

	All	Track
Total Bills:	475	0

- End of Report -