

The House Committee on Criminal Jurisprudence

82nd Legislature

March 22, 2011

10:30 a.m. or upon final adjourn./recess

JHR 120

CORRECTED MINUTES

On May 6, 2011, the House Committee on Criminal Jurisprudence authorized the correction of the minutes for the meeting of the House Committee on Criminal Jurisprudence held on March 22, 2011. The following are the corrected minutes for that meeting:

Pursuant to a notice posted on March 17, 2011, a suspension of the 5-day posting rule and all necessary rules on March 21, 2011 to allow the committee to consider HB 2482, and a suspension of the 5-day posting rule and all necessary rules on March 22, 2011 to allow the committee to consider HB 260 and being granted to permission to meet during bill referral on March 22, 2011 the House Committee on Criminal Jurisprudence met in a public hearing and was called to order by the chair, Representative Gallego, at 12:08 p.m.

The initial quorum call was answered as follows: Representatives Gallego; Aliseda; Burkett; Carter; Rodriguez, Eddie; and Zedler.

A quorum was present.

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HB 696

The chair laid out HB 696.

The chair recognized Representative Hunter to explain HB 696.

(Representative Davis, Yvonne now present.)

Testimony taken/registration recorded. (See attached witness list.)

(Representative Hartnett now present.)

The chair recognized Representative Hunter to close on HB 696.

HB 696 was left pending without objection.

HB 1754

The chair laid out HB 1754.

The chair explained HB 1754.

Testimony taken/registration recorded. (See attached witness list.)

The chair closed on HB 1754.

HB 1754 was left pending without objection.

HB 2397

The chair laid out HB 2397.

The chair recognized Representative Miller, Sid to explain HB 2397.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Christian now present.)

The chair recognized Representative Miller, Sid to close on HB 2397.

HB 2397 was left pending without objection.

HB 49

The chair laid out HB 49.

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The chair recognized Representative Pena to explain HB 49.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Pena to close on HB 49.

HB 49 was left pending without objection.

HB 2482

The chair laid out HB 2482.

The chair offered a complete committee substitute.

The chair recognized Representative Pena to explain HB 2482.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Christian in chair.)

(Representative Gallego in chair.)

The chair recognized Representative Pena to close on HB 2482.

The committee substitute was withdrawn without objection.

HB 2482 was left pending without objection.

HB 290

The chair laid out HB 290.

The chair recognized Representative Jackson, Jim to explain HB 290.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Jackson, Jim to close on HB 290.

HB 290 was left pending without objection.

HB 1028

The chair laid out HB 1028.

The chair recognized Representative Phillips to explain HB 1028.

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Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Phillips to close on HB 1028.

HB 1028 was left pending without objection.

HB 922

The chair laid out HB 922.

The chair recognized Representative Riddle to explain HB 922.

Representative Gallego offered an amendment to the committee substitute.

Testimony taken/registration recorded. (See attached witness list.)

The committee substitute was withdrawn without objection.

HB 922 was left pending without objection.

HB 1891

The chair laid out HB 1891.

The chair recognized Representative Davis, Sarah to explain HB 1891.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Davis, Sarah to close on HB 1891.

HB 1891 was left pending without objection.

HB 770

The chair laid out HB 770.

The chair recognized Representative Lozano to explain HB 770.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Lozano to close on HB 770.

HB 770 was left pending without objection.

HB 1102

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The chair laid out HB 1102.

The chair recognized Representative Lucio III to explain HB 1102.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Lucio III to close on HB 1102.

HB 1102 was left pending without objection.

HB 1101, HB 1489, and HB 1988

The chair laid out HB 1101, HB 1489, and HB 1988.

The chair recognized Representative Lucio III to explain HB 1101.

The chair recognized Representative Naishtat to explain HB 1489.

The chair explained HB 1988.

HB 1101, HB 1489, and HB 1988 were left pending without objection.

HB 2385

The chair laid out HB 2385.

The chair offered a complete committee substitute.

The chair recognized Representative Geren to explain HB 2385.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Geren to close on HB 2385.

The committee substitute was withdrawn without objection.

HB 2385 was left pending without objection.

HB 260, HB 1121, HB 1122

The chair laid out HB 260, HB 1121, and HB 1122.

The chair recognized Representative Hilderbran to explain HB 260.

The chair recognized Representative Weber to explain HB 1122 and HB 1121.

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(Representative Christian in chair.)

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Weber to close on HB 1121 and HB 1122.

The chair closed on HB 260.

HB 260, HB 1121, and HB 1121 were left pending without objection.

HB 703

The chair laid out HB 703.

The chair recognized Representative Gutierrez to explain HB 703.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Gallego in chair.)

The chair recognized Representative Gutierrez to close on HB 703.

HB 703 was left pending without objection.

HB 1101, HB 1489, HB 1988

The chair laid out HB 1101, HB 1489, and HB 1988.

Testimony taken/registration recorded on all measures. (See attached witness list.)

HB 1101, HB 1489, and HB 1988 were left pending without objection.

HJR 98

The chair laid out HJR 98.

The chair recognized Representative Burkett to explain HJR 98.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Burkett to close on HJR 98.

HJR 98 was left pending without objection.

HB 1344

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The chair laid out HB 1344.

The chair recognized Representative Burkett to explain HB 1344.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Burkett to close on HB 1344.

HB 1344 was left pending without objection.

HB 1856

The chair laid out HB 1856.

The chair recognized Representative Woolley to explain HB 1856.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Woolley to close on HB 1856.

HB 1856 was left pending without objection.

HB 278

The chair laid out HB 278.

The chair recognized Representative Alonzo to explain HB 278.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Alonzo to close on HB 278.

HB 278 was left pending without objection.

HB 1601

The chair laid out HB 1601.

The chair recognized Representative Price to explain HB 1601.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Price to close on HB 1601.

HB 1601 was left pending without objection.

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HB 351, HB 546, and HB 913

The chair laid out HB 351, HB 546 and HB 913.

The chair recognized Representative Dutton to explain HB 546 and HB 913.

The chair recognized Representative Veasey to explain HB 351.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Hartnett in chair.)

(Representative Gallego in chair.)

The chair closed on HB 351, HB 546, and HB 913.

HB 351, HB 546, and HB 913 were left pending without objection.

HB 2159

The chair laid out HB 2159.

The chair recognized Representative Coleman to explain HB 2159.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Coleman to close on HB 2159.

HB 2159 was left pending without objection.

HB 115

The chair laid out HB 115 as pending business.

The chair offered a complete committee substitute.

Representative Davis, Yvonne moved that HB 115, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne (6).

Nays: Representative Zedler (1).

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Present, Not Voting: None (0).

Absent: Representative Christian; Rodriguez, Eddie (2).

HB 172

The chair laid out HB 172 as pending business.

The chair offered a complete committee substitute.

The committee substitute was withdrawn without objection.

HB 172 is left pending without objection.

HB 1173

The chair laid out HB 1173 as pending business.

Representative Burkett moved that HB 1173, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Christian (1).

HB 1215

The chair laid out HB 1215 as pending business.

Representative Carter moved that HB 1215, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

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Absent: Representative Christian (1).

HB 1343

The chair laid out HB 1343 as pending business.

The chair recognized Representative Carter to explain HB 1343.

Representative Aliseda moved that HB 1343, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Christian (1).

HB 1638

The chair laid out HB 1638 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Zedler moved that HB 1638, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Christian (1).

HB 115

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Representative Hartnett moved to reconsider the vote by which HB 115, as substituted was reported favorably. The motion to reconsider prevailed without objection.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Davis, Yvonne moved that HB 115, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Gallego; Hartnett; Aliseda; Burkett; Carter; Davis, Yvonne; Rodriguez, Eddie (7).

Nays: Representative Zedler (1).

Present, Not Voting: None (0).

Absent: Representative Christian (1).

HB 2725

The chair laid out HB 2725.

The chair recognized Representative Hartnett to explain HB 2725.

The chair offered a complete committee substitute.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Hartnett in chair.)

The chair closed on HB 2725.

The committee substitute was withdrawn without objection.

HB 2725 was left pending without objection.

HB 1666

The chair laid out HB 1666.

The chair offered a complete committee substitute.

Testimony taken/registration recorded. (See attached witness list.)

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(Representative Gallego in chair.)

The committee substitute was withdrawn without objection.

HB 1666 was left pending without objection.

HB 189

The chair laid out HB 189.

The chair recognized Representative Smith, Todd to explain HB 189.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Smith, Todd to close on HB 189.

HB 189 was left pending without objection.

HB 1106

The chair laid out HB 1106.

The chair recognized Representative Johnson to explain HB 1106.

(Representative Rodriguez, Eddie in chair.)

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Johnson to close on HB 1106.

HB 1106 was left pending without objection.

HB 1243

The chair laid out HB 1243.

The chair recognized Representative Miller, Doug to explain HB 1243.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Miller, Doug to close on HB 1243.

HB 1243 was left pending without objection.

HB 1937

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The chair laid out HB 1937.

The chair recognized Representative Simpson to explain HB 1937.

The chair offered a complete committee substitute.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Gallego in chair.)

The chair recognized Representative Simpson to close on HB 1937.

The committee substitute was withdrawn without objection.

HB 1937 was left pending without objection.

At 1:48 a.m. on March 23, 2011, on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.

Rep. Gallego, Chair

Michael Pacheco, Clerk