

## **The House Committee on Criminal Jurisprudence**

82nd Legislature

March 29, 2011

Upon final adjourn./recess

JHR 120

### **CORRECTED MINUTES**

On April 8, 2011, and 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 29, 2011. The following are the corrected minutes for that meeting:

Pursuant to a notice posted on March 24, 2011, revised on March 28, 2011, the House Committee on Criminal Jurisprudence met in a public hearing and was called to order by the chair, Representative Gallego, at 1:55 p.m.

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

A quorum was present.

## **House Committee on Criminal Jurisprudence**

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### **HB 1973**

The chair laid out HB 1973.

The chair recognized Representative Lucio III to explain HB 1973.

The chair offered a complete committee substitute.

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

The chair recognized Representative Lucio III to close on HB 1973.

HB 1973 was left pending without objection.

### **HB 2662**

The chair laid out HB 2662.

The chair recognized Representative Hochberg to explain HB 2662.

(Representative Aliseda now present.)

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

The chair recognized Representative Hochberg to close on HB 2662.

HB 2662 was left pending without objection.

### **HB 809**

The chair laid out HB 809.

The chair recognized Representative Darby to explain HB 809.

The chair offered a complete committee substitute.

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

The chair recognized Representative Darby to close on HB 809.

The committee substitute was withdrawn without objection.

HB 809 was left pending without objection.

### **HB 3375**

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The chair laid out HB 3375.

The chair recognized Representative Murphy to explain HB 3375.

Representative Burkett offered a complete committee substitute.

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

The chair recognized Representative Murphy to close on HB 3375.

The committee substitute was withdrawn without objection.

HB 3375 was left pending without objection.

### **HB 1205**

The chair laid out HB 1205.

The chair recognized Representative Turner to explain HB 1205.

(Representative Zedler now present.)

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

(Representative Davis, Yvonne now present.)

The chair recognized Representative Turner to close on HB 1205.

### **HB 3346**

The chair laid out HB 3346.

The chair recognized Representative Burnam to explain HB 3346.

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

The chair recognized Representative Burnam to close on HB 3346.

HB 3346 was left pending without objection.

### **HB 777**

The chair laid out HB 777.

The chair recognized Representative Gonzalez, Naomi to explain HB 777.

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Representative Aliseda offered an amendment to the measure.

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

The chair recognized Representative Gonzalez, Naomi to close on HB 777.

The amendment was withdrawn without objection.

HB 777 was left pending without objection.

### **HB 1646**

The chair laid out HB 1646.

Representative Davis, Yvonne offered a complete committee substitute.

The chair explained HB 1646.

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

The committee substitute was withdrawn without objection.

HB 1646 was left pending without objection.

### **HB 1029**

The chair laid out HB 1029.

Representative Christian offered a complete committee substitute.

The chair recognized Representative Carter to explain HB 1029.

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

The chair recognized Representative Carter to close on HB 1029.

The committee substitute was withdrawn without objection.

HB 1029 was left pending without objection.

### **HB 566**

The chair laid out HB 566.

The chair recognized Representative Christian to explain HB 566.

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

The chair recognized Representative Christian to close on HB 566.

HB 566 was left pending without objection.

### **HB 2337**

The chair laid out HB 2337.

Representative Christian offered a complete committee substitute.

The chair explained HB 2337.

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

The chair closed on HB 2337.

The committee substitute was withdrawn without objection.

HB 2337 was left pending without objection.

### **HB 2374**

The chair laid out HB 2374.

The chair explained HB 2374.

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

The chair closed on HB 2374.

HB 2374 was left pending without objection.

### **HB 1670**

The chair laid out HB 1670.

The chair recognized Representative Coleman to explain HB 1670.

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

(Representative Rodriguez, Eddie in chair.)

(Representative Gallego in chair.)

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The chair recognized Representative Coleman to close on HB 1670.

HB 1670 was left pending without objection.

### **HB 2822**

The chair laid out HB 2822.

The chair recognized Representative Coleman to explain HB 2822.

The chair offered a complete committee substitute.

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

The chair recognized Representative Coleman to close on HB 2822.

The committee substitute was withdrawn without objection.

HB 2822 was left pending without objection.

### **HJR 97**

The chair laid out HJR 97.

The chair recognized Representative Naishtat to explain HJR 97.

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

The chair recognized Representative Naishtat to close on HJR 97.

HJR 97 was left pending without objection.

### **HB 3400**

The chair laid out HB 3400.

The chair recognized Representative Walle to explain HB 3400.

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

The chair recognized Representative Walle to close on HB 3400.

HB 3400 was left pending without objection.

### **HB 488**

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The chair laid out HB 488.

The chair recognized Representative Dutton to explain HB 488.

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

The chair recognized Representative Dutton to close on HB 488.

HB 488 was left pending without objection.

### **HB 748**

The chair laid out HB 748.

The chair recognized Representative Menendez to explain HB 748.

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

The chair recognized Representative Menendez to close on HB 748.

HB 748 was left pending without objection.

### **HB 1918**

The chair laid out HB 1918.

The chair recognized Representative Larson to explain HB 1918.

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

(Representative Christian in chair.)

The chair recognized Representative Larson to close on HB 1918.

HB 1918 was left pending without objection.

### **HB 689**

The chair laid out HB 689.

The chair recognized Representative Dutton to explain HB 689.

(Representative Gallego in chair.)

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

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The chair recognized Representative Dutton to close on HB 689.

HB 689 was left pending without objection.

### **HB 2511 and HB 2200**

The chair laid out HB 2511 and HB 2200.

The chair recognized Representative Miles to explain HB 2200.

(Representative Christian in chair.)

The chair recognized Representative Dutton to explain HB 2511.

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

The chair recognized Representative Dutton to close on HB 2511.

The chair recognized Representative Miles to close on HB 2200.

HB 2511 and 2200 were left pending without objection.

### **HB 1113**

The chair laid out HB 1113.

The chair recognized Representative Raymond to explain HB 1113.

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

The chair recognized Representative Raymond to close on HB 1113.

HB 1113 was left pending without objection.

### **HB 1641**

The chair laid out HB 1641.

The chair recognized Representative Dutton to explain HB 1641.

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

(Representative Gallego in chair.)

The chair recognized Representative Dutton to close on HB 1641.



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HB 1641 was left pending without objection.

### **HB 543**

The chair laid out HB 543.

The chair recognized Representative Dutton to explain HB 543.

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

The chair recognized Representative Dutton to close on HB 543.

HB 543 was left pending without objection.

### **HB 855**

The chair laid out HB 855.

The chair recognized Representative Dutton to explain HB 855.

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

The chair recognized Representative Dutton to close on HB 855.

HB 855 was left pending without objection.

### **HB 852 and HB 819**

The chair laid out HB 852 and HB 819.

The chair recognized Representative Dutton to explain HB 852.

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

The chair recognized Representative Dutton to close on HB 852.

HB 819 and HB 852 were left pending without objection.

### **HB 2856**

The chair laid out HB 2856.

The chair recognized Representative Gallego to explain HB 2856.

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

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The chair recognized Representative Gallego to close on HB 2856.

HB 2856 was left pending without objection.

### **HB 976**

The chair laid out HB 976 as pending business.

Representative Burkett offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Aliseda moved that HB 976, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1028**

The chair laid out HB 1028 as pending business.

Representative Rodriguez, Eddie moved that HB 1028, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1106**

The chair laid out HB 1106 as pending business.

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Representative Hartnett offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Christian moved that HB 1106, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1573**

The chair laid out HB 1573 as pending business.

Representative Zedler moved that HB 1573, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1344**

The chair laid out HB 1344 as pending business.

Representative Carter moved that HB 1344, 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; Christian; Rodriguez, Eddie; Zedler (8).

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Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1601**

The chair laid out HB 1601 as pending business.

Representative Burkett moved that HB 1601, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1754**

The chair laid out HB 1754 as pending business.

Representative Aliseda offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Rodriguez, Eddie moved that HB 1754, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1891**

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The chair laid out HB 1891 as pending business.

Representative Hartnett moved that HB 1891, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 2385**

The chair laid out HB 2385 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

Representative Christian moved that HB 2385, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 2725**

The chair laid out HB 2725 as pending business.

Representative Zedler offered a complete committee substitute.

The committee substitute was adopted without objection.

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Representative Carter moved that HB 2725, 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; Christian; Rodriguez, Eddie; Zedler (8).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Davis, Yvonne (1).

### **HB 1043**

The chair laid out HB 1043.

The chair recognized Representative Christian to explain HB 1043.

Representative Hartnett offered a complete committee substitute.

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

The chair recognized Representative Christian to close on HB 1043.

The committee substitute was withdrawn without objection.

HB 1043 was left pending without objection.

At 1:28 a.m., on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.

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Rep. Gallego, Chair

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Michael Pacheco, Clerk