

1
00:00:00,000 --> 00:00:09,420
committee chair recognizes members we

2
00:00:06,899 --> 00:00:11,309
have several members who request to be

3
00:00:09,420 --> 00:00:13,139
recorded voting certain ways on several

4
00:00:11,309 --> 00:00:14,639
of the record votes these are not both

5
00:00:13,139 --> 00:00:16,710
changes is there objection than being

6
00:00:14,639 --> 00:00:22,320
recorded chair here is none it's so

7
00:00:16,710 --> 00:00:25,080
ordered remember we have one member here

8
00:00:22,320 --> 00:00:28,050
who requests to be shown voting a

9
00:00:25,080 --> 00:00:30,689
certain way on record vote number nine

10
00:00:28,050 --> 00:00:33,000
said his machine was in was voting

11
00:00:30,689 --> 00:00:36,890
incorrectly is there objection to it

12
00:00:33,000 --> 00:00:40,469
being recorded there is objection

13
00:00:36,890 --> 00:00:44,940
members just before we get to commercial

14

00:00:40,469 --> 00:00:48,690
time here the Appropriations Committee

15
00:00:44,940 --> 00:00:51,300
the chairman vice-chairman vice chairman

16
00:00:48,690 --> 00:00:54,180
of appropriate matters have been invited

17
00:00:51,300 --> 00:00:55,890
immediately on adjournment to attend the

18
00:00:54,180 --> 00:00:58,559
meeting in the old Supreme Court room on

19
00:00:55,890 --> 00:01:00,449
a budget briefing all the other members

20
00:00:58,559 --> 00:01:02,850
of the house or likewise are invited if

21
00:01:00,449 --> 00:01:05,129
you have time to come by this is going

22
00:01:02,850 --> 00:01:07,619
to be a briefing with some information

23
00:01:05,129 --> 00:01:09,090
that I think is important as we near the

24
00:01:07,619 --> 00:01:12,060
time when we're going to be considering

25
00:01:09,090 --> 00:01:13,799
appropriations for the next biennium so

26
00:01:12,060 --> 00:01:15,479
if you have time to come by that meeting

27
00:01:13,799 --> 00:01:17,610
immediately on adjournment in the old

28
00:01:15,479 --> 00:01:19,680
Supreme Court room I think it'll be

29
00:01:17,610 --> 00:01:24,600
worth your time sheriff this time is

30
00:01:19,680 --> 00:01:26,220
going to recognize mr. Nichols mr.

31
00:01:24,600 --> 00:01:27,900
speaker members I'd like to have your

32
00:01:26,220 --> 00:01:29,630
attention just a minute because I have a

33
00:01:27,900 --> 00:01:32,250
pretty important announcement

34
00:01:29,630 --> 00:01:37,380
last week I asked the calendar committee

35
00:01:32,250 --> 00:01:39,479
to not set House bill 1018 for on a

36
00:01:37,380 --> 00:01:41,579
calendar this week and under the rules

37
00:01:39,479 --> 00:01:43,560
they could not keep from doing it

38
00:01:41,579 --> 00:01:46,649
because I had my number assigned to it

39
00:01:43,560 --> 00:01:49,350
and I only laid me to ten more votes to

40
00:01:46,649 --> 00:01:51,060
make sure that I had this bill and I

41

00:01:49,350 --> 00:01:52,200
needed another week so I just want to

42
00:01:51,060 --> 00:01:54,829
announce to you the days on the calendar

43
00:01:52,200 --> 00:01:54,829
for tomorrow

44
00:01:54,920 --> 00:01:59,240
jaren it's commercial time chair

45
00:01:57,180 --> 00:02:02,219
recognizes mr. Donaldson for

46
00:01:59,240 --> 00:02:03,899
announcement financial institutions will

47
00:02:02,219 --> 00:02:06,930
meet on adjournment speakers committee

48
00:02:03,899 --> 00:02:08,520
room mr. parez no foreign announcement

49
00:02:06,930 --> 00:02:12,060
Appropriations Committee meets tonight

50
00:02:08,520 --> 00:02:14,220
at 7:30 mr. Adams for an announcement

51
00:02:12,060 --> 00:02:15,930
Subcommittee on public education school

52
00:02:14,220 --> 00:02:17,910
finance will meet after the full

53
00:02:15,930 --> 00:02:20,069
committees meeting tonight yesterday

54
00:02:17,910 --> 00:02:20,910
itself our excuse me go ahead madam

55
00:02:20,069 --> 00:02:23,010
Subcommittee on legislative

56
00:02:20,910 --> 00:02:28,020
redistricting will meet tomorrow morning

57
00:02:23,010 --> 00:02:29,160
9 o'clock in room 346 mr. Israel for an

58
00:02:28,020 --> 00:02:31,560
announcement health and welfare

59
00:02:29,160 --> 00:02:33,690
Subcommittee on House bill 9 8 1 which

60
00:02:31,560 --> 00:02:35,880
is Vaughn Florence and ezel will meet at

61
00:02:33,690 --> 00:02:37,440
my desk opponent German mr. Massey for

62
00:02:35,880 --> 00:02:39,330
an announcement mr. speaker members of

63
00:02:37,440 --> 00:02:42,090
committee on public education will meet

64
00:02:39,330 --> 00:02:43,140
in 1 hour 1 hour in the old Supreme

65
00:02:42,090 --> 00:02:46,860
Court room

66
00:02:43,140 --> 00:02:48,630
mr. Edwards upon announcement this is

67
00:02:46,860 --> 00:02:50,190
pink remember social services will meet

68

00:02:48,630 --> 00:02:53,489
on a German right up here full committee

69
00:02:50,190 --> 00:02:55,709
social services regular meeting mr.

70
00:02:53,489 --> 00:02:58,680
white for another mr. speaker and

71
00:02:55,709 --> 00:03:01,590
members revenue and tax committee

72
00:02:58,680 --> 00:03:04,050
meeting for today is cancelled and we

73
00:03:01,590 --> 00:03:07,709
will meet in the morning at 9 o'clock

74
00:03:04,050 --> 00:03:10,170
and take up those bills which were

75
00:03:07,709 --> 00:03:14,040
scheduled for the meeting this afternoon

76
00:03:10,170 --> 00:03:17,190
at 2:30 plus the revenue and Taxation

77
00:03:14,040 --> 00:03:21,890
Committee will consider subcommittee

78
00:03:17,190 --> 00:03:31,590
reports tomorrow on House bill 637 and

79
00:03:21,890 --> 00:03:33,450
1463 thank you Esmond announcement will

80
00:03:31,590 --> 00:03:37,500
meet upon adjournment at my desk

81
00:03:33,450 --> 00:03:38,670
that's slave or an announcement mr.

82
00:03:37,500 --> 00:03:41,340
speaker chairman the business and

83
00:03:38,670 --> 00:03:43,709
industry Subcommittee on House bill 1982

84
00:03:41,340 --> 00:03:45,930
immediate my task upon adjournment mr.

85
00:03:43,709 --> 00:03:48,120
name is Martin Osmond there's pinger

86
00:03:45,930 --> 00:03:49,440
members there'll be a short formal

87
00:03:48,120 --> 00:03:52,019
meeting of the Health and Welfare

88
00:03:49,440 --> 00:03:54,090
Committee at my desk back over here in

89
00:03:52,019 --> 00:03:56,100
the right corner right quick on

90
00:03:54,090 --> 00:03:59,010
adjournment health and welfare full

91
00:03:56,100 --> 00:04:01,500
committee own adjournment mr. Locke for

92
00:03:59,010 --> 00:04:04,260
an announcement members tomorrow morning

93
00:04:01,500 --> 00:04:05,910
at 8:30 in room 354 a that's my office

94
00:04:04,260 --> 00:04:07,470
there will be a formal meeting of the

95

00:04:05,910 --> 00:04:09,450
criminal jurisprudence Subcommittee on

96
00:04:07,470 --> 00:04:12,209
the Adult Probation law and Abart

97
00:04:09,450 --> 00:04:13,350
Horton's and prose and all the authors

98
00:04:12,209 --> 00:04:14,820
of those bills and the members

99
00:04:13,350 --> 00:04:15,510
subcommittee urged to be there at 8:30

100
00:04:14,820 --> 00:04:17,989
in the morning

101
00:04:15,510 --> 00:04:20,940
Thank You mr. Pittman for announcement

102
00:04:17,989 --> 00:04:22,540
Subcommittee on House bill 507 will meet

103
00:04:20,940 --> 00:04:25,370
on a tournament at my

104
00:04:22,540 --> 00:04:26,900
mr. mashburn announcement state affairs

105
00:04:25,370 --> 00:04:29,360
will meet here on the floor of the house

106
00:04:26,900 --> 00:04:31,550
at 6:30 we have several subcommittee

107
00:04:29,360 --> 00:04:34,040
reports to take up at the Gaston phone

108
00:04:31,550 --> 00:04:38,150
announcement transportation subcommittee

109
00:04:34,040 --> 00:04:41,180
on House bill 737 and House bill 182

110
00:04:38,150 --> 00:04:42,740
committee made up of Lewis Mankins and

111
00:04:41,180 --> 00:04:45,130
myself will meet at my desk on

112
00:04:42,740 --> 00:04:47,420
adjournment mr. Vick for another

113
00:04:45,130 --> 00:04:49,820
transportation subcommittee on House

114
00:04:47,420 --> 00:04:51,980
bill 586 will meet at my desk upon a

115
00:04:49,820 --> 00:04:53,960
journalist as MacDonald for an

116
00:04:51,980 --> 00:04:55,610
announcement speaker members and

117
00:04:53,960 --> 00:04:57,890
committee on calendars will meet

118
00:04:55,610 --> 00:04:59,690
immediately upon adjournment and the

119
00:04:57,890 --> 00:05:01,330
calendar committee room for the purpose

120
00:04:59,690 --> 00:05:04,040
of picks in the calendar for Friday

121
00:05:01,330 --> 00:05:05,570
Monday and Tuesday mr. McDonald you

122

00:05:04,040 --> 00:05:07,490
record you could defer that for about 30

123
00:05:05,570 --> 00:05:12,350
minutes well y'all come up with Supreme

124
00:05:07,490 --> 00:05:14,900
Court room okay okay it's a head burn

125
00:05:12,350 --> 00:05:16,820
announcement mr. speaker members the

126
00:05:14,900 --> 00:05:18,680
Committee on higher education will meet

127
00:05:16,820 --> 00:05:24,410
in speakers committee room tonight at

128
00:05:18,680 --> 00:05:27,350
7:30 any other announcements members

129
00:05:24,410 --> 00:05:28,910
remember we'd like to have you up in the

130
00:05:27,350 --> 00:05:31,490
old Supreme Court room if you have time

131
00:05:28,910 --> 00:05:32,720
I think you'd be beneficial to you mr.

132
00:05:31,490 --> 00:05:33,830
waters moves at the house stands

133
00:05:32,720 --> 00:05:34,970
adjourned until 10:00 a.m. in the

134
00:05:33,830 --> 00:05:36,800
morning is there objection

135
00:05:34,970 --> 00:05:38,930
Cher here is not in the house

136
00:05:36,800 --> 00:05:43,220
accordingly stand adjourned until 10:00

137
00:05:38,930 --> 00:05:46,810
a.m. in the morning the house will come

138
00:05:43,220 --> 00:05:46,810
to order the members of please register

139
00:06:56,520 --> 00:06:59,870
all members registered

140
00:07:07,070 --> 00:07:11,080
therefore by the girl how's it going

141
00:07:45,039 --> 00:07:48,639
all members registered

142
00:08:28,459 --> 00:08:32,330
so mr. Davis present

143
00:08:40,370 --> 00:08:43,960
so mental Mankins present

144
00:08:48,440 --> 00:08:54,490
so mentok oh well present show mr. Vale

145
00:08:50,690 --> 00:08:54,490
present show me as Bailey present

146
00:09:00,090 --> 00:09:03,770
so mr. Allred present

147
00:09:27,680 --> 00:09:30,860
all right

148
00:09:45,200 --> 00:09:51,350
a quorum is present the house and gal

149

00:09:48,260 --> 00:09:53,240
realized for the invocation to be given

150
00:09:51,350 --> 00:10:01,220
by the Reverend David last Northside

151
00:09:53,240 --> 00:10:03,800
Church of Christ to here in Austin for

152
00:10:01,220 --> 00:10:05,770
the night's rest and the hope of a new

153
00:10:03,800 --> 00:10:09,740
day father were grateful

154
00:10:05,770 --> 00:10:13,130
we appreciate the blessings that we have

155
00:10:09,740 --> 00:10:15,080
received in this good land you have

156
00:10:13,130 --> 00:10:19,370
filled our hearts with gladness and all

157
00:10:15,080 --> 00:10:22,520
good things now we pray your blessings

158
00:10:19,370 --> 00:10:26,000
especially this morning for these good

159
00:10:22,520 --> 00:10:30,020
representatives we pray that you would

160
00:10:26,000 --> 00:10:32,650
bless them to be just that humble enough

161
00:10:30,020 --> 00:10:36,670
to be representatives of their people

162
00:10:32,650 --> 00:10:41,480
both their wishes and their needs

163
00:10:36,670 --> 00:10:42,860
father help us all to walk closer to the

164
00:10:41,480 --> 00:10:44,450
way that you would have us to walk and

165
00:10:42,860 --> 00:10:47,270
be more the people that you would have

166
00:10:44,450 --> 00:10:49,660
us to be bless our homes in our state

167
00:10:47,270 --> 00:10:53,650
and our nation and our world this day

168
00:10:49,660 --> 00:10:53,650
your name of Jesus we pray

169
00:10:57,639 --> 00:11:02,690
cherrylle here excuse for episode

170
00:10:59,839 --> 00:11:05,420
members excused representative range

171
00:11:02,690 --> 00:11:07,250
because state business on the motion of

172
00:11:05,420 --> 00:11:08,810
representative Bach you representative

173
00:11:07,250 --> 00:11:10,130
here you the code of important business

174
00:11:08,810 --> 00:11:12,410
on emotional representative Gilley

175
00:11:10,130 --> 00:11:13,699
excuse representative Mansi because of

176

00:11:12,410 --> 00:11:14,839
illness the family on emotional

177
00:11:13,699 --> 00:11:16,940
representative Lainey excuse

178
00:11:14,839 --> 00:11:18,139
representatives Doublemint because of

179
00:11:16,940 --> 00:11:19,550
the important business on emotion

180
00:11:18,139 --> 00:11:21,829
representative Cartwright excuse

181
00:11:19,550 --> 00:11:24,199
representative Garcia bear because of

182
00:11:21,829 --> 00:11:25,699
business on emotional representative

183
00:11:24,199 --> 00:11:34,670
Moreno is there objection

184
00:11:25,699 --> 00:11:39,730
chair here is none chair silencing the

185
00:11:34,670 --> 00:11:42,730
president house the following House bill

186
00:11:39,730 --> 00:11:42,730
768

187
00:12:50,550 --> 00:12:57,120
next beggar what purpose my short

188
00:12:55,050 --> 00:12:58,589
now what mourners to anybody else to

189
00:12:57,120 --> 00:13:00,360
know it but me and you but you and I

190
00:12:58,589 --> 00:13:03,270
have a lot of constituents here this

191
00:13:00,360 --> 00:13:05,790
morning from Pell Texas yes they've been

192
00:13:03,270 --> 00:13:08,000
by mr. sharp pleased to have him with us

193
00:13:05,790 --> 00:13:08,000
this morning

194
00:13:15,850 --> 00:13:18,089
yeah

195
00:13:25,540 --> 00:13:36,500
members were going on the counter this

196
00:13:27,710 --> 00:13:37,790
morning Cheerilee is out Senate bill 360

197
00:13:36,500 --> 00:13:41,780
on 3rd reading the clerk will read the

198
00:13:37,790 --> 00:13:43,820
bill Senate bill 3 60 by akin amending

199
00:13:41,780 --> 00:13:45,560
the Texas Education Code providing for

200
00:13:43,820 --> 00:13:47,060
tuition change charges to certain

201
00:13:45,560 --> 00:13:53,240
non-resident students and declaring an

202
00:13:47,060 --> 00:13:54,380
emergency mr. Preston mr. Preston all

203

00:13:53,240 --> 00:13:56,900
mr. Pres no excuse me

204
00:13:54,380 --> 00:14:02,090
no this your bill in it is your bill

205
00:13:56,900 --> 00:14:06,590
okay just need somebody explain it mr.

206
00:14:02,090 --> 00:14:09,440
Prez no to explain the bill mr. Pitkin

207
00:14:06,590 --> 00:14:12,590
members Senate bill 360 the bill we

208
00:14:09,440 --> 00:14:15,380
debated all several weeks ago and we

209
00:14:12,590 --> 00:14:18,200
revived it yes then passed on 1310

210
00:14:15,380 --> 00:14:21,140
grossman and it simply allows those

211
00:14:18,200 --> 00:14:24,560
junior college districts who are not

212
00:14:21,140 --> 00:14:28,610
countywide to enter into a reciprocal

213
00:14:24,560 --> 00:14:33,100
agreement with those states that they

214
00:14:28,610 --> 00:14:37,490
border such as Arkansas Louisiana

215
00:14:33,100 --> 00:14:39,310
Oklahoma and New Mexico and permit their

216
00:14:37,490 --> 00:14:42,770
students to attend those college

217
00:14:39,310 --> 00:14:44,780
colleges at resident rates if they will

218
00:14:42,770 --> 00:14:46,340
permit the Texas students to enter their

219
00:14:44,780 --> 00:14:50,240
colleges at residence rates

220
00:14:46,340 --> 00:14:52,310
I knew its passage questions on final

221
00:14:50,240 --> 00:14:54,080
pass the Senate bill 360 all those in

222
00:14:52,310 --> 00:14:59,420
favor of final passage Senate bill you

223
00:14:54,080 --> 00:15:01,430
need a record all those in favor of

224
00:14:59,420 --> 00:15:02,930
final passage to Senate bill 360 or vote

225
00:15:01,430 --> 00:15:06,190
aye all those opposed to vote no it's a

226
00:15:02,930 --> 00:15:06,190
record vote to clerk will ring the bell

227
00:15:11,700 --> 00:15:14,850
excuse representative Smith because of

228
00:15:13,650 --> 00:15:16,110
an important business on a motion of

229
00:15:14,850 --> 00:15:18,360
representative Vick is there objection

230

00:15:16,110 --> 00:15:20,720
chair here is none show mr. Wilson

231
00:15:18,360 --> 00:15:20,720
voting aye

232
00:15:37,390 --> 00:15:54,709
so much like voting on show mr. Veeck

233
00:15:51,560 --> 00:15:55,279
president voting know she'll met

234
00:15:54,709 --> 00:15:58,600
depressed

235
00:15:55,279 --> 00:15:58,600
mr. president voting no I

236
00:16:12,500 --> 00:16:16,040
all members voted

237
00:16:24,529 --> 00:16:27,160
okay

238
00:16:33,509 --> 00:16:36,559
kill men to Hannah

239
00:16:37,700 --> 00:16:52,820
change the show bits of Johana voting no

240
00:16:40,280 --> 00:17:07,160
one stood up I show mr. Hernandez voting

241
00:16:52,820 --> 00:17:09,940
act kill mr. Geiger voting no show mr.

242
00:17:07,160 --> 00:17:09,940
Acme's voting aye

243
00:17:23,560 --> 00:17:31,720
so mr. Olsen voting aye and prison there

244
00:17:28,870 --> 00:17:36,190
being a hundred eyes and 22 nose Senate

245
00:17:31,720 --> 00:17:38,530
bill 360 is finally passed mr. speaker

246
00:17:36,190 --> 00:17:42,850
mr. doorkeeper message from the Senate

247
00:17:38,530 --> 00:17:44,350
met the messenger mr. speaker I'm

248
00:17:42,850 --> 00:17:45,490
directed by the Senate to inform the

249
00:17:44,350 --> 00:17:48,520
house that the Senate has passed

250
00:17:45,490 --> 00:17:50,080
following eight CR 12 i'ma see relating

251
00:17:48,520 --> 00:17:53,470
to the Texas Association of Realtors

252
00:17:50,080 --> 00:17:55,540
gift HB 245 by Johnson relating to the

253
00:17:53,470 --> 00:17:57,880
termination of an employee who serves as

254
00:17:55,540 --> 00:18:02,320
a juror HB 511 Biber

255
00:17:57,880 --> 00:18:03,940
relating to alleged alcoholic HB 513 by

256
00:18:02,320 --> 00:18:06,610
Harris and Baker relating to the

257

00:18:03,940 --> 00:18:10,360
compensation paid to district judges in

258

00:18:06,610 --> 00:18:12,640
Galveston County HB 6 the 613 by your

259

00:18:10,360 --> 00:18:15,250
relating to excluding from the

260

00:18:12,640 --> 00:18:18,280
definition of sales prices certain tips

261

00:18:15,250 --> 00:18:20,200
and gratuities HB 617 by cartilage and

262

00:18:18,280 --> 00:18:21,820
all written authorization Midwestern

263

00:18:20,200 --> 00:18:25,090
university to sale certain land in

264

00:18:21,820 --> 00:18:26,980
Wichita County HB 669 by surveys

265

00:18:25,090 --> 00:18:30,030
relating to assessment of the period of

266

00:18:26,980 --> 00:18:30,030
probation by the jury

267

00:18:30,210 --> 00:18:35,740
mr. president moves that the caption of

268

00:18:33,490 --> 00:18:37,630
House bill through a st. bill 360p

269

00:18:35,740 --> 00:18:38,970
minute if conform with the body is there

270

00:18:37,630 --> 00:18:43,150
objection

271
00:18:38,970 --> 00:18:45,040
Jerry here's 19 so ordered Jerry Lee is

272
00:18:43,150 --> 00:18:50,260
out on third reading Senate bill 18 the

273
00:18:45,040 --> 00:18:52,180
clerk will read the bill Senate bill 18

274
00:18:50,260 --> 00:18:53,800
by treasurer related to providing group

275
00:18:52,180 --> 00:18:55,420
life accident and health insurance and

276
00:18:53,800 --> 00:18:56,710
benefit coverages to employees of the

277
00:18:55,420 --> 00:18:59,100
state of Texas and declaring an

278
00:18:56,710 --> 00:19:01,750
emergency to Bynum to explain the bill

279
00:18:59,100 --> 00:19:04,330
mr. speaker members this is the bill

280
00:19:01,750 --> 00:19:06,130
that we voted on yesterday that his

281
00:19:04,330 --> 00:19:09,580
result of a great deal of time and study

282
00:19:06,130 --> 00:19:11,440
which sets up the statewide group

283
00:19:09,580 --> 00:19:12,480
accident life and health plan for all

284

00:19:11,440 --> 00:19:15,720
state employees

285
00:19:12,480 --> 00:19:19,000
I'd like today to request a record vote

286
00:19:15,720 --> 00:19:20,470
the bill passed the Senate 30 to nothing

287
00:19:19,000 --> 00:19:22,450
and I'd like to have a hundred votes to

288
00:19:20,470 --> 00:19:24,910
put this bill into immediate effect and

289
00:19:22,450 --> 00:19:26,740
there's a good reason for this we need

290
00:19:24,910 --> 00:19:29,380
to get this bill into immediate effect

291
00:19:26,740 --> 00:19:31,720
so that the trustee can start working on

292
00:19:29,380 --> 00:19:33,220
this program and begin to set it up so

293
00:19:31,720 --> 00:19:33,610
that they'll have it ready to go and the

294
00:19:33,220 --> 00:19:35,530
time

295
00:19:33,610 --> 00:19:37,179
comes to put it into effect so I'd

296
00:19:35,530 --> 00:19:40,390
appreciate your aye vote on Senate bill

297
00:19:37,179 --> 00:19:42,370
18 today mister Bynum Moo's final

298
00:19:40,390 --> 00:19:44,380
passage of Senate bill 18 all those in

299
00:19:42,370 --> 00:19:46,390
favor final pass to Senate bill 18 a

300
00:19:44,380 --> 00:19:47,770
vote aye all those opposed those will

301
00:19:46,390 --> 00:19:50,220
vote no it's a record vote the clerk

302
00:19:47,770 --> 00:19:50,220
will ring the bell

303
00:20:07,210 --> 00:20:16,169
and have all members voted show mr.

304
00:20:12,369 --> 00:20:16,169
Danson voting at mr. Danson voting guy

305
00:20:19,889 --> 00:20:23,609
valla members voted

306
00:20:58,690 --> 00:21:02,769
there being a hundred and twenty-five

307
00:21:00,190 --> 00:21:03,700
eyes and two nose Senate bill 18 is

308
00:21:02,769 --> 00:21:06,609
finally passed

309
00:21:03,700 --> 00:21:08,349
thank you very much mr. Bynum moves that

310
00:21:06,609 --> 00:21:09,700
the caption of the bill be amended so

311

00:21:08,349 --> 00:21:10,840
that it might conform to the body the

312
00:21:09,700 --> 00:21:16,599
bill is there objection

313
00:21:10,840 --> 00:21:18,639
Jerry hears nothing so ordered chair

314
00:21:16,599 --> 00:21:21,629
lays out Senate bill 306 on third

315
00:21:18,639 --> 00:21:24,519
reading the clerk will read the bill

316
00:21:21,629 --> 00:21:26,200
Senate bill 306 by Jones relating to

317
00:21:24,519 --> 00:21:28,059
authority of certain insurance agents to

318
00:21:26,200 --> 00:21:31,989
enter into an established retail charge

319
00:21:28,059 --> 00:21:34,419
agreements with certain persons have to

320
00:21:31,989 --> 00:21:36,399
bind them to explain the bill mr.

321
00:21:34,419 --> 00:21:38,950
speaker members this is also bill we

322
00:21:36,399 --> 00:21:44,320
approved yesterday it sets up a system

323
00:21:38,950 --> 00:21:47,190
whereby insurance agents may charge a

324
00:21:44,320 --> 00:21:50,970
non user's constitutional insurance rate

325
00:21:47,190 --> 00:21:53,889
appreciate your aye vote on it today

326
00:21:50,970 --> 00:21:56,229
questions on final passage of Senate

327
00:21:53,889 --> 00:21:58,749
bill 306 all those in favor of passage

328
00:21:56,229 --> 00:21:59,970
of Senate bill 306 we'll vote it will

329
00:21:58,749 --> 00:22:04,899
say aye

330
00:21:59,970 --> 00:22:11,139
all opposed no Senate bill 306 is

331
00:22:04,899 --> 00:22:13,330
finally passed mr. Lynam moves at the

332
00:22:11,139 --> 00:22:14,739
catch in the Senate bill 306 be amended

333
00:22:13,330 --> 00:22:15,460
to confirm the body the bill is there

334
00:22:14,739 --> 00:22:23,139
objection

335
00:22:15,460 --> 00:22:24,639
chair hears none Cheerilee is out on

336
00:22:23,139 --> 00:22:26,940
third reading and final passage Senate

337
00:22:24,639 --> 00:22:29,590
bill 15 the clerk will read the bill

338

00:22:26,940 --> 00:22:33,119
Senate bill 15 by black line amending

339
00:22:29,590 --> 00:22:35,889
certain sections of the Securities Act

340
00:22:33,119 --> 00:22:37,330
mr. jagers's they all I explained

341
00:22:35,889 --> 00:22:41,220
yesterday its amendments to the

342
00:22:37,330 --> 00:22:43,659
Securities Act move its final passage

343
00:22:41,220 --> 00:22:45,729
mr. Geiger moves final passage of Senate

344
00:22:43,659 --> 00:22:49,090
bill 15 all those in favor final pass

345
00:22:45,729 --> 00:22:55,349
the Senate bill 15 will say aye all

346
00:22:49,090 --> 00:22:55,349
opposed no vote I vote no division vote

347
00:23:28,370 --> 00:23:31,659
all members voted

348
00:23:43,330 --> 00:23:46,679
all members voted

349
00:24:14,930 --> 00:24:22,950
there being 51 out 42 no Senate bill old

350
00:24:18,180 --> 00:24:24,930
15 is finally passed surely that on

351
00:24:22,950 --> 00:24:29,400
third readings in it builds 72 - clerk

352
00:24:24,930 --> 00:24:30,810
will read the bill Senate bill 72 by

353
00:24:29,400 --> 00:24:32,220
Doggett making a supplemental

354
00:24:30,810 --> 00:24:35,160
appropriation to the State Board of

355
00:24:32,220 --> 00:24:41,850
Control and declaring an emergency mr.

356
00:24:35,160 --> 00:24:44,400
Wilson to explain the bill mr. speaker

357
00:24:41,850 --> 00:24:45,810
members this bill backs an emergency

358
00:24:44,400 --> 00:24:47,760
appropriation so the Board of Control

359
00:24:45,810 --> 00:24:49,860
can pay our utility bills for the

360
00:24:47,760 --> 00:24:53,750
Capital Area Complex here in Austin I

361
00:24:49,860 --> 00:24:53,750
asked for a vote on the legislation

362
00:24:54,920 --> 00:24:59,130
questions on final passage Senate bill

363
00:24:57,270 --> 00:25:01,170
72 all those in favor

364
00:24:59,130 --> 00:25:02,700
pass it to st. Bill's happy to vote aye

365

00:25:01,170 --> 00:25:06,110
all those opposed will vote no it's a

366
00:25:02,700 --> 00:25:06,110
record vote to clerical ring the bell

367
00:25:08,480 --> 00:25:12,530
she'll miss Mitaka voting aye

368
00:25:25,550 --> 00:25:28,930
have all members voted

369
00:25:49,180 --> 00:25:53,080
have all members voted

370
00:26:21,130 --> 00:26:27,340
there being 120 eyes mate no nose Senate

371
00:26:24,970 --> 00:26:29,830
bill 72 is finally passed subject to

372
00:26:27,340 --> 00:26:32,549
article 3 section 49 a the Constitution

373
00:26:29,830 --> 00:26:32,549
the state of Texas

374
00:26:33,929 --> 00:26:37,990
Cheerilee that on third reading and

375
00:26:35,950 --> 00:26:41,770
final passage Senate bill 516 the clerk

376
00:26:37,990 --> 00:26:43,809
will read the bill Senate bill 516 by

377
00:26:41,770 --> 00:26:45,850
Sherman related to energy conservation

378
00:26:43,809 --> 00:26:49,059
in certain buildings and declaring them

379
00:26:45,850 --> 00:26:52,059
mr. mackins to explain to the Oh mr.

380
00:26:49,059 --> 00:26:55,090
speaker in house this is bill yester we

381
00:26:52,059 --> 00:26:57,070
talk about energy conservation too in

382
00:26:55,090 --> 00:27:01,090
certain buildings to be built in the

383
00:26:57,070 --> 00:27:03,429
future I hope for our vote mr. Mankins

384
00:27:01,090 --> 00:27:05,169
moves final passage of Senate bill 516

385
00:27:03,429 --> 00:27:07,600
all those in favor final passage health

386
00:27:05,169 --> 00:27:09,039
a Senate bill 516 will vote aye all

387
00:27:07,600 --> 00:27:14,260
those opposed will vote no it's a record

388
00:27:09,039 --> 00:27:17,100
vote to clerk or ring the bell Joe mr.

389
00:27:14,260 --> 00:27:17,100
Conwell voting aye

390
00:27:24,100 --> 00:27:31,239
she'll let the man tell you're voting

391
00:27:25,690 --> 00:27:36,009
I'm she'll mr. Olsen voting I show mr.

392

00:27:31,239 --> 00:27:37,570
Donald Alice voting I excused

393
00:27:36,009 --> 00:27:38,859
representative in team because of

394
00:27:37,570 --> 00:27:40,600
stadium business on a motion to

395
00:27:38,859 --> 00:27:48,820
represent she / is there objection the

396
00:27:40,600 --> 00:27:51,029
chair here is none have all members

397
00:27:48,820 --> 00:27:51,029
voted

398
00:28:22,059 --> 00:28:30,279
now being 129 eyes no days Senate bill

399
00:28:25,080 --> 00:28:32,799
5:16 is finally passed mr. speaker mr.

400
00:28:30,279 --> 00:28:34,539
man can suppose that the caption of the

401
00:28:32,799 --> 00:28:36,099
bill be amended that it might inform the

402
00:28:34,539 --> 00:28:38,969
body the bill is there objection

403
00:28:36,099 --> 00:28:41,859
Gerry here is none and it's so ordered

404
00:28:38,969 --> 00:28:43,749
Elco mr. speaker were you aware that the

405
00:28:41,859 --> 00:28:46,179
seventh grade government class from

406
00:28:43,749 --> 00:28:47,739
Pierce junior high school here in Austin

407
00:28:46,179 --> 00:28:51,070
with their teacher mrs. Newman is

408
00:28:47,739 --> 00:28:52,899
visiting the house gallery today on both

409
00:28:51,070 --> 00:28:58,179
sides of the gallery we're pleased to

410
00:28:52,899 --> 00:29:00,429
have him with us miss Dale go mr.

411
00:28:58,179 --> 00:29:04,119
doorkeeper message from the son of mr.

412
00:29:00,429 --> 00:29:05,859
speaker that met the messenger mr.

413
00:29:04,119 --> 00:29:07,479
speaker I'm directed by the Senate to

414
00:29:05,859 --> 00:29:09,070
inform the house that the Senate has

415
00:29:07,479 --> 00:29:12,339
passed the following on local and

416
00:29:09,070 --> 00:29:13,389
uncontested calendar House bill 135 by

417
00:29:12,339 --> 00:29:17,529
Hendrix and Earl

418
00:29:13,389 --> 00:29:21,429
House bill 154 by Massey House bill 3 5

419

00:29:17,529 --> 00:29:24,759
3 by Blake House bill 3 6 1 by Hall of

420
00:29:21,429 --> 00:29:29,529
Webb House bill 6 1 2 by reigns

421
00:29:24,759 --> 00:29:32,700
House bill 685 by cloves House bill 865

422
00:29:29,529 --> 00:29:32,700
by Cates and Heatly

423
00:29:49,670 --> 00:29:53,600
surely is that on third reading and

424
00:29:51,440 --> 00:29:57,350
final passage Senate bill 433 the clerk

425
00:29:53,600 --> 00:29:59,030
will read the bill Senate bill 4 33 by

426
00:29:57,350 --> 00:30:01,160
Breck line relating to disposition of

427
00:29:59,030 --> 00:30:03,020
animals found of it mr. C Mo's to

428
00:30:01,160 --> 00:30:05,450
explain the way o speaker and members

429
00:30:03,020 --> 00:30:07,700
Senate bill 433 the one we passed

430
00:30:05,450 --> 00:30:09,950
yesterday on second reading provides for

431
00:30:07,700 --> 00:30:12,230
means of disposition and cases of

432
00:30:09,950 --> 00:30:14,720
cruelly treated animals move final

433
00:30:12,230 --> 00:30:17,120
passage questions on final passage of

434
00:30:14,720 --> 00:30:18,950
Senate bill 433 all over the passage of

435
00:30:17,120 --> 00:30:20,480
Senate bill 433 of old I all those

436
00:30:18,950 --> 00:30:23,990
opposed will vote no it's a record vote

437
00:30:20,480 --> 00:30:27,470
to clerk or rinkeby Oh Joe mr.

438
00:30:23,990 --> 00:30:29,860
senior-most voting aye yo mr. chairman

439
00:30:27,470 --> 00:30:29,860
voting aye

440
00:30:54,600 --> 00:31:06,250
have all members voted have all members

441
00:31:00,220 --> 00:31:10,230
voted sir where's Jones of areas on kill

442
00:31:06,250 --> 00:31:10,230
Mr Bond voting iron ball members voted

443
00:31:11,970 --> 00:31:18,970
mr. speaker parliamentary inquiry Thank

444
00:31:16,780 --> 00:31:23,740
You members miss why is mr. Fox voting

445
00:31:18,970 --> 00:31:26,309
white on an animal bill I withdraw the

446

00:31:23,740 --> 00:31:26,309
inquiry

447
00:31:44,310 --> 00:31:50,610
that being 120 124 eyes three days one

448
00:31:48,060 --> 00:31:53,570
friend not voting Senate bill 433

449
00:31:50,610 --> 00:31:53,570
finally passes

450
00:32:11,100 --> 00:32:17,580
members of next bill on the calendar is

451
00:32:14,220 --> 00:32:20,190
House bill 383 on postponed business

452
00:32:17,580 --> 00:32:23,340
chairs going to lay out in lieu of House

453
00:32:20,190 --> 00:32:28,680
bill 383 Senate bill 290 clerk will read

454
00:32:23,340 --> 00:32:30,630
the bill Senate bill 290 by brookline

455
00:32:28,680 --> 00:32:32,520
enabling a home rule city to afford an

456
00:32:30,630 --> 00:32:35,070
environmental health officer to enforce

457
00:32:32,520 --> 00:32:35,790
nuisance abatement and declaring an

458
00:32:35,070 --> 00:32:43,440
emergency

459
00:32:35,790 --> 00:32:44,430
miss Johnson to explain the bill mr.

460
00:32:43,440 --> 00:32:47,040
speaker and members

461
00:32:44,430 --> 00:32:48,510
House bill 383 Senate bill 290 as a

462
00:32:47,040 --> 00:32:50,520
companion bill and that's why it was

463
00:32:48,510 --> 00:32:53,040
postponed the other day this is a

464
00:32:50,520 --> 00:32:56,160
permissive bill that provides for

465
00:32:53,040 --> 00:32:58,650
homeroom cities before you probably is

466
00:32:56,160 --> 00:33:01,370
House bill 383 there were two amendments

467
00:32:58,650 --> 00:33:05,910
added in the Senate for Senate bill 290

468
00:33:01,370 --> 00:33:09,600
one amendment was to add with cities

469
00:33:05,910 --> 00:33:11,760
over 800,000 may appoint an

470
00:33:09,600 --> 00:33:14,490
environmental health officer the second

471
00:33:11,760 --> 00:33:16,710
amendment had to do with the registered

472
00:33:14,490 --> 00:33:19,400
professional sanitarian has been changed

473

00:33:16,710 --> 00:33:21,300
to register official engineer as

474
00:33:19,400 --> 00:33:25,800
compromised that had been worked out in

475
00:33:21,300 --> 00:33:27,870
the Senate if there are any questions

476
00:33:25,800 --> 00:33:32,610
I'd be pleased to attempt to answer them

477
00:33:27,870 --> 00:33:34,830
this is simply permissive it's added to

478
00:33:32,610 --> 00:33:39,420
allow for the professional caring and

479
00:33:34,830 --> 00:33:41,910
inspections of any environmental rodents

480
00:33:39,420 --> 00:33:43,530
or mosquitoes or what-have-you without

481
00:33:41,910 --> 00:33:46,410
it having to be a professional physician

482
00:33:43,530 --> 00:33:49,320
as it is now and I would urge passage of

483
00:33:46,410 --> 00:33:52,110
Senate bill 290 mr. speaker mr. well

484
00:33:49,320 --> 00:33:53,970
lady you yeoman Johnson lady yields much

485
00:33:52,110 --> 00:33:55,950
castor miss Johnson

486
00:33:53,970 --> 00:33:58,200
couldn't a home rule City appoint one of

487
00:33:55,950 --> 00:34:00,420
these without this legislation not

488
00:33:58,200 --> 00:34:03,480
without amending this particular

489
00:34:00,420 --> 00:34:07,130
provision in Vernon statutes we need

490
00:34:03,480 --> 00:34:07,130
this to let them to do it that is right

491
00:34:08,360 --> 00:34:12,929
questions on passage of Senate bill 292

492
00:34:11,370 --> 00:34:14,669
third reading all those in favor of

493
00:34:12,929 --> 00:34:15,710
Paget Senate bill 292 third reading

494
00:34:14,669 --> 00:34:19,770
we'll say aye

495
00:34:15,710 --> 00:34:22,460
all opposed no Senate bill 290 is passed

496
00:34:19,770 --> 00:34:22,460
the third reading

497
00:34:27,859 --> 00:34:33,059
miss Johnson lei is the Moodle a House

498
00:34:30,779 --> 00:34:34,009
bill 383 on the table except you call is

499
00:34:33,059 --> 00:34:40,409
there objection

500

00:34:34,009 --> 00:34:42,809
chair here's nothing so ordered chair

501
00:34:40,409 --> 00:34:45,349
lays out House bill 1367 on third

502
00:34:42,809 --> 00:34:49,289
reading the clerk will read the bill

503
00:34:45,349 --> 00:34:51,779
House bill 1367 by cartilage relating to

504
00:34:49,289 --> 00:34:55,759
changing the name of Miss Midwestern

505
00:34:51,779 --> 00:34:55,759
university mr. carton to Joanie's mill

506
00:34:57,739 --> 00:35:02,999
mr. speaker members this is the bill we

507
00:35:00,690 --> 00:35:05,460
passed yesterday which changes the name

508
00:35:02,999 --> 00:35:07,769
of Midwestern university to Midwestern

509
00:35:05,460 --> 00:35:17,099
State University I moved in the past

510
00:35:07,769 --> 00:35:20,099
third reading questions on questions on

511
00:35:17,099 --> 00:35:21,660
final passage of House Bill 1367 all

512
00:35:20,099 --> 00:35:23,539
those in favor of Patch's House bill

513
00:35:21,660 --> 00:35:27,839
1367 say aye

514
00:35:23,539 --> 00:35:30,410
all opposed no House bill 1367 is

515
00:35:27,839 --> 00:35:30,410
finally passed

516
00:35:41,320 --> 00:35:47,940
Cheerilee is out on second reading House

517
00:35:44,320 --> 00:35:47,940
bill 1018 the clerk will read the bill

518
00:35:48,300 --> 00:35:53,230
House bill 1018 by Nicholls relating to

519
00:35:51,430 --> 00:35:55,540
allowing employers and labor unions to

520
00:35:53,230 --> 00:35:57,310
contract to require non human union

521
00:35:55,540 --> 00:36:04,650
employees to pay certain fees and

522
00:35:57,310 --> 00:36:08,860
declaring an emergency explain his bill

523
00:36:04,650 --> 00:36:11,370
mr. speaker members I would like to say

524
00:36:08,860 --> 00:36:14,080
to the beginning they have been a lot of

525
00:36:11,370 --> 00:36:17,950
editors and a lot of calls to you people

526
00:36:14,080 --> 00:36:22,990
concern in House bill 1018 that it would

527

00:36:17,950 --> 00:36:24,760
repeal the right-to-work law this is not

528
00:36:22,990 --> 00:36:28,060
true this does not repeal the

529
00:36:24,760 --> 00:36:31,630
right-to-work law this gives organized

530
00:36:28,060 --> 00:36:34,900
labor and management were we now have

531
00:36:31,630 --> 00:36:39,000
bargaining rights to sit down and have

532
00:36:34,900 --> 00:36:41,670
the rights to negotiate some type of

533
00:36:39,000 --> 00:36:44,460
structure where we can collect the dues

534
00:36:41,670 --> 00:36:47,920
from those people that are non-members

535
00:36:44,460 --> 00:36:50,050
it does not force these people and say

536
00:36:47,920 --> 00:36:57,190
that they will not have a job if they do

537
00:36:50,050 --> 00:36:59,020
not do this it does not say that we can

538
00:36:57,190 --> 00:37:00,730
keep these people from belonging to the

539
00:36:59,020 --> 00:37:03,610
Union they have a right to belong to the

540
00:37:00,730 --> 00:37:08,200
Union now they want to and if this

541
00:37:03,610 --> 00:37:10,330
passes and it's negotiated into the

542
00:37:08,200 --> 00:37:13,210
contract then these people will have a

543
00:37:10,330 --> 00:37:15,550
right to belong to the Union or they

544
00:37:13,210 --> 00:37:18,430
will also have a right to continue

545
00:37:15,550 --> 00:37:21,940
staying at non-union members but being

546
00:37:18,430 --> 00:37:24,010
able to pay a service fee to the

547
00:37:21,940 --> 00:37:28,660
International Union is the local union

548
00:37:24,010 --> 00:37:31,450
and with this we're required by federal

549
00:37:28,660 --> 00:37:33,820
law to represent these people on the

550
00:37:31,450 --> 00:37:37,720
same basis we are one of our union

551
00:37:33,820 --> 00:37:39,040
members another big factor is that a lot

552
00:37:37,720 --> 00:37:41,320
of people say well you don't represent

553
00:37:39,040 --> 00:37:44,200
those people on the same basis that you

554

00:37:41,320 --> 00:37:46,600
do your union members but let me say to

555
00:37:44,200 --> 00:37:48,790
you we have to represent those people on

556
00:37:46,600 --> 00:37:50,890
the same basis we do our union members

557
00:37:48,790 --> 00:37:54,450
let's take for instance today we're

558
00:37:50,890 --> 00:37:56,640
three welders in the same classification

559
00:37:54,450 --> 00:37:58,109
doing the same job two of them happened

560
00:37:56,640 --> 00:38:00,210
to be union members and one of them

561
00:37:58,109 --> 00:38:03,299
happened not to be a union member and

562
00:38:00,210 --> 00:38:05,069
this non-member happened to file

563
00:38:03,299 --> 00:38:07,910
agreements on some subjects and

564
00:38:05,069 --> 00:38:11,940
containing to their particular job and

565
00:38:07,910 --> 00:38:14,339
we as organized labor did not take their

566
00:38:11,940 --> 00:38:17,640
grievance and process it in the same

567
00:38:14,339 --> 00:38:19,799
manner that we would one of the people

568
00:38:17,640 --> 00:38:22,589
that as there are members of our Union

569
00:38:19,799 --> 00:38:24,869
and we ever wound up in an arbitration

570
00:38:22,589 --> 00:38:26,490
case with it we would find ourselves in

571
00:38:24,869 --> 00:38:29,040
a pretty embarrassing position when the

572
00:38:26,490 --> 00:38:31,470
company pointed out to the arbitrator

573
00:38:29,040 --> 00:38:34,559
that this is the same type of grievance

574
00:38:31,470 --> 00:38:36,930
we had two months ago with a non-union

575
00:38:34,559 --> 00:38:40,049
member at that point we would blue be

576
00:38:36,930 --> 00:38:42,059
blown out of the saddle I have seen my

577
00:38:40,049 --> 00:38:44,010
International Union and local unions

578
00:38:42,059 --> 00:38:46,470
within my international Union spent up

579
00:38:44,010 --> 00:38:49,470
to fifteen hundred dollars to arbitrate

580
00:38:46,470 --> 00:38:52,020
cases for people who does not belong to

581

00:38:49,470 --> 00:38:54,690
the Union because the federal law says

582
00:38:52,020 --> 00:38:57,270
we have to represent those people I have

583
00:38:54,690 --> 00:39:00,900
seen the National Labor relation board

584
00:38:57,270 --> 00:39:03,569
and the Court Rule were independent

585
00:39:00,900 --> 00:39:05,670
unions were not representing the people

586
00:39:03,569 --> 00:39:07,859
on the same basis or those people who

587
00:39:05,670 --> 00:39:10,650
did not belong to that independent union

588
00:39:07,859 --> 00:39:12,569
I have seen the courts and the National

589
00:39:10,650 --> 00:39:15,799
Labor Relations Board called for a new

590
00:39:12,569 --> 00:39:18,869
election with that particular Union and

591
00:39:15,799 --> 00:39:21,329
the reason I know this I know in several

592
00:39:18,869 --> 00:39:23,609
cases my international union has went in

593
00:39:21,329 --> 00:39:25,230
and won elections when the courts has

594
00:39:23,609 --> 00:39:27,390
ruled in the International Labor

595
00:39:25,230 --> 00:39:30,299
Relations Board have ruled that these

596
00:39:27,390 --> 00:39:32,130
people were not representing the people

597
00:39:30,299 --> 00:39:33,660
on the same basis as they were the

598
00:39:32,130 --> 00:39:35,730
people that belong to the independent

599
00:39:33,660 --> 00:39:38,579
Union now I know I could stand up here

600
00:39:35,730 --> 00:39:40,319
and go on with you and I know I'm not

601
00:39:38,579 --> 00:39:41,450
going to change anybody's mind here

602
00:39:40,319 --> 00:39:44,329
today you have you

603
00:39:41,450 --> 00:39:47,060
made up and I just want to say to you I

604
00:39:44,329 --> 00:39:52,130
hope you vote your conscience not to

605
00:39:47,060 --> 00:39:53,960
hearsay and these people probably 90% of

606
00:39:52,130 --> 00:39:56,720
the calls that you've gotten the letters

607
00:39:53,960 --> 00:39:59,180
that you've got does not have a union in

608

00:39:56,720 --> 00:40:02,680
their particular organization at this

609
00:39:59,180 --> 00:40:06,220
time and unless you already have a union

610
00:40:02,680 --> 00:40:10,730
or unless they already are Union there

611
00:40:06,220 --> 00:40:13,570
or unless at some later date some union

612
00:40:10,730 --> 00:40:16,579
can win by 51% or better

613
00:40:13,570 --> 00:40:19,430
you're not faced with this naari either

614
00:40:16,579 --> 00:40:21,770
any of these companies faced with it now

615
00:40:19,430 --> 00:40:23,180
they could say they are and you could

616
00:40:21,770 --> 00:40:25,190
say we're doing away with the right to

617
00:40:23,180 --> 00:40:27,290
work we're not doing a way of a right to

618
00:40:25,190 --> 00:40:31,970
work even if we've done away with right

619
00:40:27,290 --> 00:40:33,560
to work it still would not affect places

620
00:40:31,970 --> 00:40:35,599
where you do not already have the

621
00:40:33,560 --> 00:40:38,329
bargaining rights and at least 51% of

622
00:40:35,599 --> 00:40:41,540
the people belong I take the third that

623
00:40:38,329 --> 00:40:45,260
if if my International Union wins an

624
00:40:41,540 --> 00:40:47,630
election by 51% by the time we get a

625
00:40:45,260 --> 00:40:50,359
contract within three to four months

626
00:40:47,630 --> 00:40:52,250
after we have one night election if my

627
00:40:50,359 --> 00:40:54,500
international union is not doing a good

628
00:40:52,250 --> 00:40:56,420
enough job and does not get these people

629
00:40:54,500 --> 00:40:58,700
to good enough contract there we're

630
00:40:56,420 --> 00:41:01,160
going to have 85 to 90 percent of in the

631
00:40:58,700 --> 00:41:04,190
Union then we're not doing the job forum

632
00:41:01,160 --> 00:41:05,780
and I think any other Union it winds up

633
00:41:04,190 --> 00:41:08,990
in that shape they're not doing the job

634
00:41:05,780 --> 00:41:10,609
for the people mr. speaker are miss

635

00:41:08,990 --> 00:41:16,670
Miller will the gentleman yield

636
00:41:10,609 --> 00:41:19,670
I want to clarify for my own benefit as

637
00:41:16,670 --> 00:41:21,650
I read the bill it is purely permissive

638
00:41:19,670 --> 00:41:24,829
in nature and nothing can happen unless

639
00:41:21,650 --> 00:41:27,770
the employer also agrees is that correct

640
00:41:24,829 --> 00:41:29,630
mr. nickles yes I want to I want to be

641
00:41:27,770 --> 00:41:31,460
sure to verify that that there is Miller

642
00:41:29,630 --> 00:41:33,339
we have to sit down with the companies

643
00:41:31,460 --> 00:41:35,750
where we now have the bargaining rights

644
00:41:33,339 --> 00:41:38,119
we have to negotiate with that

645
00:41:35,750 --> 00:41:40,339
particular company and before that

646
00:41:38,119 --> 00:41:43,280
particular section can be approved in a

647
00:41:40,339 --> 00:41:44,300
contract it has to be ratified by 50

648
00:41:43,280 --> 00:41:46,400
percent of the members

649
00:41:44,300 --> 00:41:48,380
of that particular local union or that

650
00:41:46,400 --> 00:41:51,140
particular International Union I think

651
00:41:48,380 --> 00:41:54,680
what I'm trying to clarify again if the

652
00:41:51,140 --> 00:41:57,260
employer does not want it Willis can

653
00:41:54,680 --> 00:42:00,680
this be done if the employer does not

654
00:41:57,260 --> 00:42:03,050
want it it will not be done unless a

655
00:42:00,680 --> 00:42:06,320
membership fill that it's a situation

656
00:42:03,050 --> 00:42:08,000
where we would like to strike over it I

657
00:42:06,320 --> 00:42:10,520
think there will be an amendment up here

658
00:42:08,000 --> 00:42:15,230
in a few minutes I understand where we

659
00:42:10,520 --> 00:42:17,990
cannot strike on this one issue so if

660
00:42:15,230 --> 00:42:19,790
you will listen to the amendments that

661
00:42:17,990 --> 00:42:22,820
they come along and especially that one

662

00:42:19,790 --> 00:42:25,540
you will find out that we're not out to

663
00:42:22,820 --> 00:42:28,250
shut any company down just to make them

664
00:42:25,540 --> 00:42:31,010
agree with us on this particular section

665
00:42:28,250 --> 00:42:33,080
two years ago when we had this we had

666
00:42:31,010 --> 00:42:35,480
the seven day Adventists down here

667
00:42:33,080 --> 00:42:38,090
talking to us about it where they wanted

668
00:42:35,480 --> 00:42:40,130
an amendment in it to take them out well

669
00:42:38,090 --> 00:42:42,380
under this under this particular bill

670
00:42:40,130 --> 00:42:44,870
that gives the company and the Union the

671
00:42:42,380 --> 00:42:47,480
right to sit down and agree that people

672
00:42:44,870 --> 00:42:49,430
would religious beliefs it does not want

673
00:42:47,480 --> 00:42:51,110
to belong to the Union that they does

674
00:42:49,430 --> 00:42:52,670
not have to belong to the Union but it

675
00:42:51,110 --> 00:42:55,880
gives a company in the Union the right

676
00:42:52,670 --> 00:42:57,770
to negotiate that it doesn't give it

677
00:42:55,880 --> 00:42:59,750
doesn't give us the right to say that

678
00:42:57,770 --> 00:43:01,400
you're not going to work here unless you

679
00:42:59,750 --> 00:43:03,260
belong to the Union it doesn't give the

680
00:43:01,400 --> 00:43:05,840
company the right to save you belong to

681
00:43:03,260 --> 00:43:08,570
the Union you can't work here and this

682
00:43:05,840 --> 00:43:10,610
is just an issue for the organized labor

683
00:43:08,570 --> 00:43:12,680
and management to sit down and negotiate

684
00:43:10,610 --> 00:43:14,360
and I don't see anything wrong with it

685
00:43:12,680 --> 00:43:16,520
I don't think government ought to be

686
00:43:14,360 --> 00:43:19,220
telling organized labor and management

687
00:43:16,520 --> 00:43:21,200
in this state what we can negotiate and

688
00:43:19,220 --> 00:43:23,930
what we cannot ago shape they tell us

689

00:43:21,200 --> 00:43:26,900
this on other occasions as far as wages

690
00:43:23,930 --> 00:43:30,260
pensions insurance and fringe benefits

691
00:43:26,900 --> 00:43:32,840
are concerned and this could be the only

692
00:43:30,260 --> 00:43:35,330
thing we got in our way is stumbling

693
00:43:32,840 --> 00:43:37,400
block here we need this bill to where we

694
00:43:35,330 --> 00:43:38,660
can do this I know a lot of you feel

695
00:43:37,400 --> 00:43:41,810
like you're going to bleed over this

696
00:43:38,660 --> 00:43:43,460
today you know I would hope you if you

697
00:43:41,810 --> 00:43:45,470
feel that way you go ahead and bleed

698
00:43:43,460 --> 00:43:47,780
with us if you don't feel that way then

699
00:43:45,470 --> 00:43:49,220
both your own conviction but I asked you

700
00:43:47,780 --> 00:43:51,470
to vote your own convictions not

701
00:43:49,220 --> 00:43:53,930
convictions or somebody that is talk to

702
00:43:51,470 --> 00:43:55,200
you on the side in most cases from the

703
00:43:53,930 --> 00:43:57,119
editor

704
00:43:55,200 --> 00:44:00,180
into paper and the letters that you've

705
00:43:57,119 --> 00:44:01,890
got does not state it right because it

706
00:44:00,180 --> 00:44:04,529
does not appeal the right-to-work law

707
00:44:01,890 --> 00:44:06,660
mr. Nichols I'd still like to know the

708
00:44:04,529 --> 00:44:10,140
it's permissive in nature it says the

709
00:44:06,660 --> 00:44:11,970
employer an employee may there's nothing

710
00:44:10,140 --> 00:44:16,559
mandatory that's what I want to find out

711
00:44:11,970 --> 00:44:18,299
there nothing mandatory right here my

712
00:44:16,559 --> 00:44:21,390
question is can a union force an

713
00:44:18,299 --> 00:44:23,190
employer to do this no we cannot force

714
00:44:21,390 --> 00:44:25,890
them to do it so the if the employer

715
00:44:23,190 --> 00:44:28,680
says no I do not want this to happen it

716

00:44:25,890 --> 00:44:30,900
cannot happen that's right so it is not

717
00:44:28,680 --> 00:44:32,640
it's not mandatory in any sense of the

718
00:44:30,900 --> 00:44:34,799
word it is purely permissive if the

719
00:44:32,640 --> 00:44:35,519
employer and the Union agree it shall

720
00:44:34,799 --> 00:44:38,069
happen

721
00:44:35,519 --> 00:44:40,890
miss Miller it's it's the same thing as

722
00:44:38,069 --> 00:44:43,170
negotiate with a company as far as wages

723
00:44:40,890 --> 00:44:44,910
are concerned if the company said we're

724
00:44:43,170 --> 00:44:48,210
not going to give you this amount of

725
00:44:44,910 --> 00:44:50,700
money then we take it back to the vote

726
00:44:48,210 --> 00:44:52,859
of our people of our people vote that

727
00:44:50,700 --> 00:44:55,319
they we want that amount of money and we

728
00:44:52,859 --> 00:44:57,510
have a right to strike for that as I

729
00:44:55,319 --> 00:44:59,670
said earlier there will be an amendment

730
00:44:57,510 --> 00:45:04,019
up here that said we don't have a right

731
00:44:59,670 --> 00:45:05,880
to strike for this as one issue and that

732
00:45:04,019 --> 00:45:08,400
that amendment when it comes up here I

733
00:45:05,880 --> 00:45:10,230
will accept that amendment to were we

734
00:45:08,400 --> 00:45:12,000
will not be able to strike over that one

735
00:45:10,230 --> 00:45:14,099
issue I just wanted to be sure that the

736
00:45:12,000 --> 00:45:15,750
employer was not forced that's the main

737
00:45:14,099 --> 00:45:17,430
thing I'm concerned about they're not

738
00:45:15,750 --> 00:45:19,769
forced on this any more than they are

739
00:45:17,430 --> 00:45:21,990
any none of any other negotiations would

740
00:45:19,769 --> 00:45:26,400
have at this time throughout the country

741
00:45:21,990 --> 00:45:28,769
miss Miller mr. speaker

742
00:45:26,400 --> 00:45:30,869
Mitch Caston will the gentleman yield yo

743

00:45:28,769 --> 00:45:33,000
miss Nichols yeah

744
00:45:30,869 --> 00:45:37,400
gentleman yields mr. Gaston mr. Nichols

745
00:45:33,000 --> 00:45:37,400
what does Section four of your bill do

746
00:45:47,900 --> 00:45:56,950
I don't see no sexy what paid you own

747
00:45:50,390 --> 00:45:56,950
I'm on page 3 line 8

748
00:46:06,940 --> 00:46:16,839
it speaks to that particular section is

749
00:46:09,490 --> 00:46:18,970
now in an article 515 5150 for a mr.

750
00:46:16,839 --> 00:46:26,039
Nichols what does that section do what

751
00:46:18,970 --> 00:46:26,039
is 5150 for a of Vernon's civil statutes

752
00:46:26,369 --> 00:46:31,809
you want me to be honest with you yes

753
00:46:28,990 --> 00:46:33,700
sir I don't know would you be surprised

754
00:46:31,809 --> 00:46:36,460
to know that that particular section

755
00:46:33,700 --> 00:46:39,329
requires an annual reporting of every

756
00:46:36,460 --> 00:46:41,829
labor union with the Secretary of State

757
00:46:39,329 --> 00:46:44,859
including the name and address of unions

758
00:46:41,829 --> 00:46:47,559
and its officers a complete financial

759
00:46:44,859 --> 00:46:51,430
statement of all fees dues fines and

760
00:46:47,559 --> 00:46:54,039
assessments levied we do that thank you

761
00:46:51,430 --> 00:46:55,660
part are you aware that we do that yes

762
00:46:54,039 --> 00:46:56,859
but you're trying to repeal it so you

763
00:46:55,660 --> 00:46:58,630
won't have to do it

764
00:46:56,859 --> 00:47:00,220
it does not appeal it it doesn't have

765
00:46:58,630 --> 00:47:03,220
anything to do with that particular

766
00:47:00,220 --> 00:47:04,930
section section 4 now you want me to be

767
00:47:03,220 --> 00:47:06,280
honest with you we have a bill that will

768
00:47:04,930 --> 00:47:08,500
probably hit the floor a little later

769
00:47:06,280 --> 00:47:10,900
that will do that all right

770

00:47:08,500 --> 00:47:13,720
what section 4 of your bill says section

771
00:47:10,900 --> 00:47:17,770
8 a chapter 104 acts of the 48th

772
00:47:13,720 --> 00:47:20,770
legislature regular session 1943 article

773
00:47:17,770 --> 00:47:23,920
51 54 a Vernon civil statutes is

774
00:47:20,770 --> 00:47:26,890
repealed now among other things that

775
00:47:23,920 --> 00:47:28,630
particular statute requires that

776
00:47:26,890 --> 00:47:30,760
officers agents organizers and

777
00:47:28,630 --> 00:47:32,289
Representatives be elected by majority

778
00:47:30,760 --> 00:47:35,829
vote why would you want to repeal that

779
00:47:32,289 --> 00:47:38,079
we're not repealing it that's what your

780
00:47:35,829 --> 00:47:40,180
bill does that is that is law that's

781
00:47:38,079 --> 00:47:42,640
there now and we're not trying to appeal

782
00:47:40,180 --> 00:47:45,130
that at all well the law that there now

783
00:47:42,640 --> 00:47:47,349
also prohibits aliens and convicted

784
00:47:45,130 --> 00:47:49,779
felons from serving as union officials

785
00:47:47,349 --> 00:47:51,549
and yet your bill repeals that law it

786
00:47:49,779 --> 00:47:53,529
does not appeal that law would you

787
00:47:51,549 --> 00:47:56,039
accept an amendment to strike section 4

788
00:47:53,529 --> 00:47:56,039
of your bill

789
00:48:01,200 --> 00:48:05,010
you put the amendment up and let me take

790
00:48:03,150 --> 00:48:06,809
a look at it now then I'll tell you this

791
00:48:05,010 --> 00:48:08,819
you men will just simply say strike

792
00:48:06,809 --> 00:48:11,760
section 4 of your bill that's all it'll

793
00:48:08,819 --> 00:48:19,980
say well you get the amendment up and

794
00:48:11,760 --> 00:48:22,589
then we'll take a look at it miss

795
00:48:19,980 --> 00:48:24,960
Pickering member as I said earlier I

796
00:48:22,589 --> 00:48:25,500
could go on inside you case after case

797

00:48:24,960 --> 00:48:28,910
where

798
00:48:25,500 --> 00:48:31,529
organized labor has spent money to

799
00:48:28,910 --> 00:48:35,700
represent these people that are that are

800
00:48:31,529 --> 00:48:38,309
what we call freeloaders we have to pay

801
00:48:35,700 --> 00:48:41,789
out our money to either rent in union

802
00:48:38,309 --> 00:48:45,869
halls by union halls buy property by

803
00:48:41,789 --> 00:48:47,990
typewriters pay secretaries and also as

804
00:48:45,869 --> 00:48:50,309
I said earlier pay out money to

805
00:48:47,990 --> 00:48:52,349
arbitrate cases for these people the

806
00:48:50,309 --> 00:48:54,180
same as we do our own members and I

807
00:48:52,349 --> 00:48:56,940
would hope you people would see fit to

808
00:48:54,180 --> 00:48:59,339
go with us today since I say this does

809
00:48:56,940 --> 00:49:01,650
not appeal the right-to-work law it

810
00:48:59,339 --> 00:49:03,750
gives organized labor and management

811
00:49:01,650 --> 00:49:06,420
right to sit down and contract on this

812
00:49:03,750 --> 00:49:08,220
particular subject and I don't think the

813
00:49:06,420 --> 00:49:10,950
government of state government in Texas

814
00:49:08,220 --> 00:49:12,809
should interfere with us as far as set

815
00:49:10,950 --> 00:49:14,430
down over the bargaining table and

816
00:49:12,809 --> 00:49:16,079
bargaining with the people where we

817
00:49:14,430 --> 00:49:17,490
already have the bargaining rights or

818
00:49:16,079 --> 00:49:20,420
the ones that we make it to bargain

819
00:49:17,490 --> 00:49:20,420
right to end in a few

820
00:49:27,660 --> 00:49:37,740
mr. Geiger speak against House bill 1018

821
00:49:33,180 --> 00:49:39,630
mr. speaker members those of you who may

822
00:49:37,740 --> 00:49:42,330
not have been listening to the previous

823
00:49:39,630 --> 00:49:47,100
speaker I want to call your attention to

824

00:49:42,330 --> 00:49:48,050
this bill this is the bill for agency

825
00:49:47,100 --> 00:49:52,500
shop

826
00:49:48,050 --> 00:49:55,200
mr. nickel says that this doesn't repeal

827
00:49:52,500 --> 00:49:57,360
the right-to-work law well if it doesn't

828
00:49:55,200 --> 00:50:01,190
repeal it it certainly did it does great

829
00:49:57,360 --> 00:50:04,680
violence to it I call your attention to

830
00:50:01,190 --> 00:50:06,660
the language of our so-called

831
00:50:04,680 --> 00:50:10,890
right-to-work law that was adopted by

832
00:50:06,660 --> 00:50:13,020
this legislature in 1947 says it is

833
00:50:10,890 --> 00:50:15,420
hereby declared to be the public policy

834
00:50:13,020 --> 00:50:17,490
of the state of Texas that the right of

835
00:50:15,420 --> 00:50:21,120
persons to work shall not be denied or

836
00:50:17,490 --> 00:50:23,930
abridged on account of membership or non

837
00:50:21,120 --> 00:50:27,210
membership in any labor union or labor

838
00:50:23,930 --> 00:50:29,520
organization and that in the exercise of

839
00:50:27,210 --> 00:50:33,000
such rights all persons shall be free

840
00:50:29,520 --> 00:50:38,730
from threats force intimidation or

841
00:50:33,000 --> 00:50:43,110
coercion now that's the existing law the

842
00:50:38,730 --> 00:50:47,190
agency shop would propose to go further

843
00:50:43,110 --> 00:50:50,340
and say that the public policy is to let

844
00:50:47,190 --> 00:50:53,400
what they describe as rights of

845
00:50:50,340 --> 00:50:57,890
employers and rights of labor unions to

846
00:50:53,400 --> 00:51:01,110
override those rights of the individual

847
00:50:57,890 --> 00:51:05,220
they would say that in spite of the

848
00:51:01,110 --> 00:51:07,260
provisions of section 1 a the right to

849
00:51:05,220 --> 00:51:09,030
work your freedom of choice your freedom

850
00:51:07,260 --> 00:51:11,030
to decide whether to belong to a labor

851

00:51:09,030 --> 00:51:13,290
union or not to belong to a labor union

852
00:51:11,030 --> 00:51:17,130
they would say that your individual

853
00:51:13,290 --> 00:51:19,950
right must take second place to these

854
00:51:17,130 --> 00:51:27,740
so-called rights of an employer and a

855
00:51:19,950 --> 00:51:27,740
labor union mr. nickles

856
00:51:28,450 --> 00:51:34,570
of course has a very appealing argument

857
00:51:31,510 --> 00:51:37,690
he says it's this is the anti free rider

858
00:51:34,570 --> 00:51:39,280
bill that they got so many free riders

859
00:51:37,690 --> 00:51:40,960
in these labor unions that they just

860
00:51:39,280 --> 00:51:44,890
want these people to pay their fair

861
00:51:40,960 --> 00:51:47,140
share but we got the same problem in our

862
00:51:44,890 --> 00:51:49,030
churches we got a lot of people that are

863
00:51:47,140 --> 00:51:51,460
taking a free ride to church and yet no

864
00:51:49,030 --> 00:51:53,440
one is seriously proposing that we force

865
00:51:51,460 --> 00:51:56,260
a person to make a contribution to a

866
00:51:53,440 --> 00:52:02,560
church the church certainly does a great

867
00:51:56,260 --> 00:52:08,950
deal of good the reverse is really the

868
00:52:02,560 --> 00:52:09,580
case this is the forced payment of union

869
00:52:08,950 --> 00:52:13,510
dues

870
00:52:09,580 --> 00:52:16,120
there's no Magno mistake about it they

871
00:52:13,510 --> 00:52:19,330
say that you don't have to belong to the

872
00:52:16,120 --> 00:52:21,460
Union but as you must if you're going to

873
00:52:19,330 --> 00:52:24,070
work at this job you're going to pay

874
00:52:21,460 --> 00:52:26,260
dues what do you believe in this union

875
00:52:24,070 --> 00:52:28,360
or not whether you want to belong to

876
00:52:26,260 --> 00:52:30,370
this organization whether you believe it

877
00:52:28,360 --> 00:52:33,520
or not you're going to be forced to

878

00:52:30,370 --> 00:52:36,550
contribute to it forced to make it even

879
00:52:33,520 --> 00:52:38,620
richer than it is now if they really

880
00:52:36,550 --> 00:52:40,390
want to get rid of the Free Riders it's

881
00:52:38,620 --> 00:52:43,350
a simple matter and I'm sure Congress

882
00:52:40,390 --> 00:52:46,060
would it be glad to accommodate them

883
00:52:43,350 --> 00:52:47,890
federal the National Labor Relations Act

884
00:52:46,060 --> 00:52:49,900
could be amended so that they did not

885
00:52:47,890 --> 00:52:52,150
have to represent persons who did not

886
00:52:49,900 --> 00:52:54,610
belong to the Union but they've chosen

887
00:52:52,150 --> 00:52:58,030
not to do so because they want to use

888
00:52:54,610 --> 00:52:59,800
that leverage to see that if they can't

889
00:52:58,030 --> 00:53:02,200
repeal right-to-work in the nineteen

890
00:52:59,800 --> 00:53:04,240
states that have it that they'll adopt

891
00:53:02,200 --> 00:53:08,170
the agency shop and accomplish the same

892
00:53:04,240 --> 00:53:10,320
purpose now Mr Nicholls was correct

893
00:53:08,170 --> 00:53:12,790
there are a number of amendments up here

894
00:53:10,320 --> 00:53:15,490
and we can spend a great deal of time

895
00:53:12,790 --> 00:53:17,110
debating those amendments but I can

896
00:53:15,490 --> 00:53:19,300
assure you that those amendments aren't

897
00:53:17,110 --> 00:53:21,340
going to make this bill any better it's

898
00:53:19,300 --> 00:53:24,160
going to be the same old bill it's going

899
00:53:21,340 --> 00:53:26,080
to be the same old compulsory payment of

900
00:53:24,160 --> 00:53:29,850
to the union of you dues whether you

901
00:53:26,080 --> 00:53:33,610
believe in that union or not I hope that

902
00:53:29,850 --> 00:53:37,510
we can save a great deal of time save a

903
00:53:33,610 --> 00:53:40,480
great deal of exercise and I hope that

904
00:53:37,510 --> 00:53:41,490
you will vote with me in a moment when I

905

00:53:40,480 --> 00:53:44,910
make my

906
00:53:41,490 --> 00:53:46,680
to table this bill mr. speaker mr.

907
00:53:44,910 --> 00:53:48,480
Leland the gentleman yield he'll mr.

908
00:53:46,680 --> 00:53:50,820
Geiger are you gentleman yields mr.

909
00:53:48,480 --> 00:53:52,680
Leland mr. gag are you a lawyer yes sir

910
00:53:50,820 --> 00:53:54,720
I am do you belong to the Texas Trial

911
00:53:52,680 --> 00:53:56,880
Lawyers Association yes sir I do but the

912
00:53:54,720 --> 00:53:58,980
State Bar of Texas does not bargain for

913
00:53:56,880 --> 00:53:59,970
me they're not my bargaining agent in

914
00:53:58,980 --> 00:54:01,680
any respect

915
00:53:59,970 --> 00:54:04,260
they don't determine who I represent

916
00:54:01,680 --> 00:54:08,130
they don't determine how much my fees

917
00:54:04,260 --> 00:54:10,350
are it's simply not analogous mr. mr.

918
00:54:08,130 --> 00:54:12,960
Gaghan does the Texas chili sauce

919
00:54:10,350 --> 00:54:14,700
Charlie's Association set minimum fees I

920
00:54:12,960 --> 00:54:17,220
don't know whether they do or not I

921
00:54:14,700 --> 00:54:18,930
don't belong to that organization mr.

922
00:54:17,220 --> 00:54:21,060
Geiger do you do you believe in the

923
00:54:18,930 --> 00:54:23,280
principle that that the majority of the

924
00:54:21,060 --> 00:54:24,869
majority rule which is probably one of

925
00:54:23,280 --> 00:54:26,700
the basic principles that let's delay

926
00:54:24,869 --> 00:54:28,080
like I do in the matter of government I

927
00:54:26,700 --> 00:54:29,910
don't know matter of private

928
00:54:28,080 --> 00:54:31,800
organizations now it's simply not

929
00:54:29,910 --> 00:54:33,930
analogous to say that the majority

930
00:54:31,800 --> 00:54:37,170
should rule in a private organization

931
00:54:33,930 --> 00:54:39,060
like this where you're controlling the

932

00:54:37,170 --> 00:54:41,970
rights to the destiny and the privileges

933
00:54:39,060 --> 00:54:44,640
of other people forcing them to make

934
00:54:41,970 --> 00:54:46,619
payments against their will and I don't

935
00:54:44,640 --> 00:54:48,390
think that it's at all analogous to say

936
00:54:46,619 --> 00:54:50,130
that the Union is just like the

937
00:54:48,390 --> 00:54:52,950
government now they would wish that they

938
00:54:50,130 --> 00:54:55,109
were but they're not yet well do you

939
00:54:52,950 --> 00:54:59,510
think that Texas Bar Association is is

940
00:54:55,109 --> 00:55:03,330
is like it is a private organization the

941
00:54:59,510 --> 00:55:07,050
State Bar of Texas is an organization

942
00:55:03,330 --> 00:55:08,400
created by this legislature in 1939 and

943
00:55:07,050 --> 00:55:10,710
it was done for the benefit of the

944
00:55:08,400 --> 00:55:13,140
public to protect the public and to be

945
00:55:10,710 --> 00:55:15,380
sure that persons practicing the

946
00:55:13,140 --> 00:55:18,960
profession of law were at least

947
00:55:15,380 --> 00:55:21,600
exhibited minimum standards of education

948
00:55:18,960 --> 00:55:23,400
and integrity and that's the only

949
00:55:21,600 --> 00:55:25,470
purpose that it serves mr. Leland well

950
00:55:23,400 --> 00:55:28,710
mr. Gaghan do you understand that that

951
00:55:25,470 --> 00:55:30,300
the people that that work for different

952
00:55:28,710 --> 00:55:32,640
companies these private companies that

953
00:55:30,300 --> 00:55:34,740
you are talking about do you understand

954
00:55:32,640 --> 00:55:36,180
that they're members of the public also

955
00:55:34,740 --> 00:55:38,730
and that they're that they have certain

956
00:55:36,180 --> 00:55:40,260
rights that should be protected well mr.

957
00:55:38,730 --> 00:55:43,470
Leland I'm certainly not going to let

958
00:55:40,260 --> 00:55:46,410
the rights of a private corporation or a

959

00:55:43,470 --> 00:55:48,690
private labor organization override the

960
00:55:46,410 --> 00:55:51,270
rights of an individual which is what

961
00:55:48,690 --> 00:55:53,039
this bill proposes to do well mr. Geiger

962
00:55:51,270 --> 00:55:54,779
done but aren't you

963
00:55:53,039 --> 00:55:56,489
some were contradicting yourself because

964
00:55:54,779 --> 00:55:59,369
don't you don't you agree that there are

965
00:55:56,489 --> 00:56:01,529
certain privileges and assets are

966
00:55:59,369 --> 00:56:05,039
attributes that you gain by belonging to

967
00:56:01,529 --> 00:56:07,229
the Bar Association well I'm not I don't

968
00:56:05,039 --> 00:56:09,119
think we're debating the whether we

969
00:56:07,229 --> 00:56:11,910
should do away with the State Bar of

970
00:56:09,119 --> 00:56:14,189
Texas at this particular mr. Gong Gong

971
00:56:11,910 --> 00:56:16,499
you my opponent mr. Leland that I get

972
00:56:14,189 --> 00:56:19,410
very little benefit from belonging to

973
00:56:16,499 --> 00:56:22,349
the State Bar of Texas can you practice

974
00:56:19,410 --> 00:56:24,299
in court if you don't I'm not licensed

975
00:56:22,349 --> 00:56:26,789
by the State Bar of Texas I'm licensed

976
00:56:24,299 --> 00:56:28,619
by the Supreme Court of Texas mr. Leland

977
00:56:26,789 --> 00:56:30,509
can you practice in court if you don't

978
00:56:28,619 --> 00:56:33,509
belong to the Bar Association mr. Geiger

979
00:56:30,509 --> 00:56:35,640
no sir you cannot mr. Gandhi also

980
00:56:33,509 --> 00:56:38,429
realized that the analogy that you drew

981
00:56:35,640 --> 00:56:41,569
between the church and and what we're

982
00:56:38,429 --> 00:56:44,009
talking about here today is a fallacious

983
00:56:41,569 --> 00:56:45,799
analogy because what we're talking about

984
00:56:44,009 --> 00:56:48,809
is something that's totally volunteer

985
00:56:45,799 --> 00:56:51,239
voluntary something that that doesn't

986

00:56:48,809 --> 00:56:53,009
necessarily deal with with the

987
00:56:51,239 --> 00:56:56,189
protecting the rights of people because

988
00:56:53,009 --> 00:57:00,059
people go into the church as a will of

989
00:56:56,189 --> 00:57:02,159
their own individual self and when a

990
00:57:00,059 --> 00:57:04,319
person goes to work that he has certain

991
00:57:02,159 --> 00:57:05,969
rights that should be guarded and the

992
00:57:04,319 --> 00:57:07,589
only means by which that right is

993
00:57:05,969 --> 00:57:12,239
guarded is usually through the Union

994
00:57:07,589 --> 00:57:14,189
well mr. Leland we say that you can

995
00:57:12,239 --> 00:57:15,959
belong to Union we're not preventing you

996
00:57:14,189 --> 00:57:17,549
from belonging to a union but we're not

997
00:57:15,959 --> 00:57:19,199
going to require you to belong to a

998
00:57:17,549 --> 00:57:22,289
union that's been the policy of this

999
00:57:19,199 --> 00:57:23,999
state since 1947 and I hope mr. Leland

1000
00:57:22,289 --> 00:57:26,159
that it remains the policy of this thing

1001
00:57:23,999 --> 00:57:27,689
but mr. Gallo we all pay taxes and I

1002
00:57:26,159 --> 00:57:29,969
would contend that the majority of the

1003
00:57:27,689 --> 00:57:31,709
people of the state of Texas Bates mr.

1004
00:57:29,969 --> 00:57:34,229
Leland will agree with me won't you

1005
00:57:31,709 --> 00:57:36,449
there but society our society could

1006
00:57:34,229 --> 00:57:38,009
exist without the labor unions but they

1007
00:57:36,449 --> 00:57:40,019
cannot without the government

1008
00:57:38,009 --> 00:57:41,400
I disagree mr. Garre that's a great you

1009
00:57:40,019 --> 00:57:46,319
take the labor unions over the

1010
00:57:41,400 --> 00:57:48,769
government mr. daga you've been totally

1011
00:57:46,319 --> 00:57:48,769
ridiculous

1012
00:57:52,260 --> 00:57:56,110
this bigger

1013

00:57:53,740 --> 00:57:59,590
that's caster for jamming you gentleman

1014
00:57:56,110 --> 00:58:02,080
yells majestic mr. Geiger isn't it true

1015
00:57:59,590 --> 00:58:03,850
that the exclusive bargaining provision

1016
00:58:02,080 --> 00:58:06,100
of the taft-hartley Act was placed in

1017
00:58:03,850 --> 00:58:08,230
there at the request or insistence of

1018
00:58:06,100 --> 00:58:10,030
the union's as a protection to the

1019
00:58:08,230 --> 00:58:12,040
unions yes sir that's my understanding

1020
00:58:10,030 --> 00:58:14,080
of it I don't practice law in this area

1021
00:58:12,040 --> 00:58:17,050
but it's my understanding that the labor

1022
00:58:14,080 --> 00:58:21,220
unions insist upon retention of that

1023
00:58:17,050 --> 00:58:23,170
provision and as I said earlier I'm sure

1024
00:58:21,220 --> 00:58:24,880
with the stroke they've got in Congress

1025
00:58:23,170 --> 00:58:26,619
they could get it repealed in a minute

1026
00:58:24,880 --> 00:58:29,200
they wanted to do the words if they

1027
00:58:26,619 --> 00:58:31,480
object to these so-called freeloaders

1028
00:58:29,200 --> 00:58:34,150
then an amendment to the taft-hartley

1029
00:58:31,480 --> 00:58:36,280
Act saying that the employer could

1030
00:58:34,150 --> 00:58:39,280
bargain only with the Union and all

1031
00:58:36,280 --> 00:58:41,830
Union would get those benefits that the

1032
00:58:39,280 --> 00:58:43,480
union negotiated for and if the others

1033
00:58:41,830 --> 00:58:44,830
would have to do it on their own that's

1034
00:58:43,480 --> 00:58:46,720
right the individual would have the

1035
00:58:44,830 --> 00:58:48,610
right to bargain with the employer on

1036
00:58:46,720 --> 00:58:50,710
his own I wonder if they'd mind a

1037
00:58:48,610 --> 00:58:52,420
referendum in the state on this to see

1038
00:58:50,710 --> 00:58:54,910
what the people of Texas felt about this

1039
00:58:52,420 --> 00:58:57,820
well you know in the last in the

1040

00:58:54,910 --> 00:58:59,200
Constitutional Convention we had a lot

1041
00:58:57,820 --> 00:59:01,840
of people that felt like it ought to be

1042
00:58:59,200 --> 00:59:04,810
included in the Constitution and it was

1043
00:59:01,840 --> 00:59:07,150
fought bitterly by the labor unions and

1044
00:59:04,810 --> 00:59:08,800
I dare say the basic reason for that

1045
00:59:07,150 --> 00:59:10,300
struggle that fight was because they

1046
00:59:08,800 --> 00:59:13,210
knew that the voters of this state would

1047
00:59:10,300 --> 00:59:14,560
adopt it by a three-to-one margin they

1048
00:59:13,210 --> 00:59:17,020
say that this is not repealing

1049
00:59:14,560 --> 00:59:18,369
right-to-work I didn't that European

1050
00:59:17,020 --> 00:59:19,600
this might be worse than repealing

1051
00:59:18,369 --> 00:59:20,890
right-to-work since you're gonna have to

1052
00:59:19,600 --> 00:59:23,530
pay for something you don't even belong

1053
00:59:20,890 --> 00:59:24,609
to or want to belong to well you don't

1054
00:59:23,530 --> 00:59:26,830
have to below

1055
00:59:24,609 --> 00:59:28,840
you just have to support an organization

1056
00:59:26,830 --> 00:59:34,840
that you have it didn't have jose anot

1057
00:59:28,840 --> 00:59:35,800
to belong to mr. speaker with the

1058
00:59:34,840 --> 00:59:39,100
gentleman yield please

1059
00:59:35,800 --> 00:59:45,460
gentleman yield mr. Marino mr. Geiger

1060
00:59:39,100 --> 00:59:47,740
from your explanation or your opposition

1061
00:59:45,460 --> 00:59:50,920
there you lead me to believe that you're

1062
00:59:47,740 --> 00:59:53,369
totally against the agency shop yes sir

1063
00:59:50,920 --> 00:59:56,680
I am all right now

1064
00:59:53,369 --> 00:59:59,260
also from the from your remarks on the

1065
00:59:56,680 --> 01:00:00,510
front Mike you lead me to believe the

1066
00:59:59,260 --> 01:00:04,950
you are for a

1067

01:00:00,510 --> 01:00:07,200
shop no I'm not foreclosed shop mr.

1068
01:00:04,950 --> 01:00:09,390
Marino and again I don't think that

1069
01:00:07,200 --> 01:00:11,820
state bars in any way analogous if

1070
01:00:09,390 --> 01:00:13,890
that's what you're leading up analogous

1071
01:00:11,820 --> 01:00:17,970
to it it's a matter of fact it's an in

1072
01:00:13,890 --> 01:00:20,970
effect now mr. Geiger that you must

1073
01:00:17,970 --> 01:00:22,410
belong to the State Bar in order to

1074
01:00:20,970 --> 01:00:25,170
practices in there and knowledge

1075
01:00:22,410 --> 01:00:27,570
analogous either right pretty fully with

1076
01:00:25,170 --> 01:00:30,540
mr. Leland's question mr. Marino well I

1077
01:00:27,570 --> 01:00:33,510
happen to have to belong to the State

1078
01:00:30,540 --> 01:00:36,090
Bar in order for me to practice law I do

1079
01:00:33,510 --> 01:00:38,160
not want to belong to the State Bar but

1080
01:00:36,090 --> 01:00:40,440
unless I pay those 100 dollars a year I

1081
01:00:38,160 --> 01:00:42,240
cannot practice law mr. Marino we hear

1082
01:00:40,440 --> 01:00:43,890
this argument all the time and yet no

1083
01:00:42,240 --> 01:00:46,859
one is ever introduced to be able to

1084
01:00:43,890 --> 01:00:48,660
repeal the State Bar Act is it then and

1085
01:00:46,859 --> 01:00:50,910
if you really feel that way I wonder why

1086
01:00:48,660 --> 01:00:52,830
you don't introduce a bill repealing the

1087
01:00:50,910 --> 01:00:54,810
State Bar Act instead of trying to draw

1088
01:00:52,830 --> 01:00:58,410
that phony analogy between the state bar

1089
01:00:54,810 --> 01:01:00,540
and right to work all right now would

1090
01:00:58,410 --> 01:01:02,460
you agree with me that it would be

1091
01:01:00,540 --> 01:01:05,010
sufficient in this state for any law

1092
01:01:02,460 --> 01:01:06,960
graduate from me from the bona fide Law

1093
01:01:05,010 --> 01:01:09,300
School to be able to practice law

1094

01:01:06,960 --> 01:01:12,990
without belonging to the State Bar of

1095
01:01:09,300 --> 01:01:14,580
Texas mr. Lee mr. Moreno I feel like it

1096
01:01:12,990 --> 01:01:16,170
is essential for the benefit of the

1097
01:01:14,580 --> 01:01:17,970
public and the protection of the public

1098
01:01:16,170 --> 01:01:19,890
that someone determined the

1099
01:01:17,970 --> 01:01:22,230
qualifications of an attorney to

1100
01:01:19,890 --> 01:01:24,180
practice law we've chosen to do that

1101
01:01:22,230 --> 01:01:26,310
through the Supreme Court of Texas who

1102
01:01:24,180 --> 01:01:29,910
issues the license as you well know and

1103
01:01:26,310 --> 01:01:32,100
the State Bar of Texas which is an arm

1104
01:01:29,910 --> 01:01:34,200
of the Supreme Court in respect to

1105
01:01:32,100 --> 01:01:37,050
matters affecting the State Bar and the

1106
01:01:34,200 --> 01:01:40,290
prior law and once again mr. Moreno I

1107
01:01:37,050 --> 01:01:43,500
point out to you that even if this

1108
01:01:40,290 --> 01:01:46,140
agency shop bill passed and I hope it

1109
01:01:43,500 --> 01:01:47,609
doesn't but even if it did that wouldn't

1110
01:01:46,140 --> 01:01:50,640
take you out of the State Bar of Texas

1111
01:01:47,609 --> 01:01:52,440
by any means and you know that and I

1112
01:01:50,640 --> 01:01:54,869
know that and everybody in this house

1113
01:01:52,440 --> 01:01:57,630
knows has to be the case okay but just

1114
01:01:54,869 --> 01:02:02,640
answer one more question on that you

1115
01:01:57,630 --> 01:02:05,670
must pay a union feed to the State Bar

1116
01:02:02,640 --> 01:02:08,420
of Texas no it's not agency and you know

1117
01:02:05,670 --> 01:02:08,420
that mr. Moreno

1118
01:02:11,020 --> 01:02:14,990
me that Sherman raised his point of

1119
01:02:13,910 --> 01:02:16,400
order that the gentleman's time has

1120
01:02:14,990 --> 01:02:18,740
expired the point of order and well

1121

01:02:16,400 --> 01:02:20,839
taken and sustained Mr Speaker I hope

1122
01:02:18,740 --> 01:02:24,829
you vote with me as I respectfully moved

1123
01:02:20,839 --> 01:02:29,809
to table House bill 1018 she recognizes

1124
01:02:24,829 --> 01:02:33,500
mr. Nichols to close on the bill bit

1125
01:02:29,809 --> 01:02:35,540
speaking members Mitch Geiger puts up

1126
01:02:33,500 --> 01:02:40,819
what he considers a pretty good argument

1127
01:02:35,540 --> 01:02:45,790
mr. speaker miss Johnson yeah Germany

1128
01:02:40,819 --> 01:02:50,480
old miss Johnson mr. Nichols I really

1129
01:02:45,790 --> 01:02:55,069
don't believe in freeloading and I want

1130
01:02:50,480 --> 01:02:58,010
to ask this question in as much as these

1131
01:02:55,069 --> 01:03:01,490
people are working and receiving pay for

1132
01:02:58,010 --> 01:03:04,640
working do you think that they would be

1133
01:03:01,490 --> 01:03:08,300
covered by an insurance policy without

1134
01:03:04,640 --> 01:03:11,359
paying the dues that are due to have

1135
01:03:08,300 --> 01:03:15,020
that insurance policy no I really don't

1136
01:03:11,359 --> 01:03:17,750
think I should be miss Johnson are you

1137
01:03:15,020 --> 01:03:19,670
aware that in an agency shop situation

1138
01:03:17,750 --> 01:03:21,710
are in a situation where persons are

1139
01:03:19,670 --> 01:03:23,720
working and being looked out for and

1140
01:03:21,710 --> 01:03:26,720
protected by a particular group of

1141
01:03:23,720 --> 01:03:28,369
people that all of the people receive

1142
01:03:26,720 --> 01:03:29,799
the benefits whether they pay the dues

1143
01:03:28,369 --> 01:03:32,869
or not at this time

1144
01:03:29,799 --> 01:03:36,680
miss Johnson the people now in organized

1145
01:03:32,869 --> 01:03:39,260
labor receive the same benefits if

1146
01:03:36,680 --> 01:03:41,599
they're non-members as they do the

1147
01:03:39,260 --> 01:03:44,329
people that are members of any union in

1148

01:03:41,599 --> 01:03:46,220
this state or in this country as far as

1149
01:03:44,329 --> 01:03:48,170
that's concerned do these people make

1150
01:03:46,220 --> 01:03:51,650
the same amount of money as the persons

1151
01:03:48,170 --> 01:03:53,359
that have to take the tab yes miss

1152
01:03:51,650 --> 01:03:55,490
Johnson they make the same amount of

1153
01:03:53,359 --> 01:03:58,040
money when a job is posted on the board

1154
01:03:55,490 --> 01:04:00,589
you bid on the job according to your

1155
01:03:58,040 --> 01:04:03,170
seniority and ability to do the job and

1156
01:04:00,589 --> 01:04:05,150
it and it's awarded on those basis

1157
01:04:03,170 --> 01:04:07,280
whether you're a union member or you're

1158
01:04:05,150 --> 01:04:09,589
non-union they have the same fringe

1159
01:04:07,280 --> 01:04:12,770
benefits that's negotiated by this group

1160
01:04:09,589 --> 01:04:15,380
yes ma'am and they do get paid they're

1161
01:04:12,770 --> 01:04:17,839
not people who do not hold a job or

1162
01:04:15,380 --> 01:04:19,670
unable to pay but they do get paid and

1163
01:04:17,839 --> 01:04:20,320
they get the same amount as a result of

1164
01:04:19,670 --> 01:04:23,260
the other

1165
01:04:20,320 --> 01:04:25,810
sons negotiating for this if the job is

1166
01:04:23,260 --> 01:04:28,450
a welding job and it calls for \$5 an

1167
01:04:25,810 --> 01:04:30,130
hour or if he's a non-member he gets \$5

1168
01:04:28,450 --> 01:04:32,710
an hour same as a union member does

1169
01:04:30,130 --> 01:04:35,740
because for \$8 an hour he gets \$8 an

1170
01:04:32,710 --> 01:04:38,920
hour are these persons coerced to hold

1171
01:04:35,740 --> 01:04:41,830
these jobs no they're not coached the

1172
01:04:38,920 --> 01:04:44,380
Holics jobs as I said earlier they they

1173
01:04:41,830 --> 01:04:46,450
signed to get on the jobs it's same as

1174
01:04:44,380 --> 01:04:49,210
the union members do because they're

1175

01:04:46,450 --> 01:04:51,790
upgrading themselves to a higher wage

1176
01:04:49,210 --> 01:04:53,440
and to a better standard of living for

1177
01:04:51,790 --> 01:04:55,330
them and their family did any of them

1178
01:04:53,440 --> 01:04:57,190
ever refuse the benefits that are gained

1179
01:04:55,330 --> 01:04:59,020
through Lee Lee no ma'am I've never seen

1180
01:04:57,190 --> 01:05:01,120
anybody run in and try to refuse the

1181
01:04:59,020 --> 01:05:02,320
benefits that was given to it I'm under

1182
01:05:01,120 --> 01:05:03,850
the impression that everyone ought to

1183
01:05:02,320 --> 01:05:06,190
take on their own responsibility mr.

1184
01:05:03,850 --> 01:05:08,770
nickles Thank You mr. chairman

1185
01:05:06,190 --> 01:05:12,670
I would like to make one plea to you

1186
01:05:08,770 --> 01:05:15,670
here if I would like to ask the people

1187
01:05:12,670 --> 01:05:17,680
in the gallery if you will please do not

1188
01:05:15,670 --> 01:05:19,960
applaud because the speaker is gonna rap

1189
01:05:17,680 --> 01:05:22,090
you out in a minute and tell you you

1190
01:05:19,960 --> 01:05:24,550
can't do that and he may clear the hall

1191
01:05:22,090 --> 01:05:26,320
so I'd rather tell you then have him

1192
01:05:24,550 --> 01:05:27,880
have to tell you sober you will hold you

1193
01:05:26,320 --> 01:05:30,040
applause and let's don't do that because

1194
01:05:27,880 --> 01:05:31,690
that is against the rules of the house

1195
01:05:30,040 --> 01:05:34,180
if you would please do not do that

1196
01:05:31,690 --> 01:05:35,590
anymore for your own benefit and my

1197
01:05:34,180 --> 01:05:36,760
benefit and for the benefit of the

1198
01:05:35,590 --> 01:05:39,640
people that are with you down here on

1199
01:05:36,760 --> 01:05:41,350
the House floor mr. speaker that's all

1200
01:05:39,640 --> 01:05:44,170
well gentlemen you yea

1201
01:05:41,350 --> 01:05:45,670
negev gentleman yield mr. mr. Nichols

1202

01:05:44,170 --> 01:05:47,800
why don't you educate us a little bit

1203
01:05:45,670 --> 01:05:49,870
how does the Union go into a sharp eye

1204
01:05:47,800 --> 01:05:51,250
has one created does this two or three

1205
01:05:49,870 --> 01:05:55,180
people get together and say there will

1206
01:05:51,250 --> 01:05:59,170
be a union in this yeah mr. Hall unions

1207
01:05:55,180 --> 01:06:01,660
are organized on plant bases and on

1208
01:05:59,170 --> 01:06:03,730
other faces by going out and getting

1209
01:06:01,660 --> 01:06:06,100
people to sign an authorization card

1210
01:06:03,730 --> 01:06:08,020
that has to be turned into the National

1211
01:06:06,100 --> 01:06:08,980
Labor Relations Board the National Labor

1212
01:06:08,020 --> 01:06:12,910
Relations Board

1213
01:06:08,980 --> 01:06:15,430
once you get you can you can call for an

1214
01:06:12,910 --> 01:06:18,220
election with at least 31 percent of the

1215
01:06:15,430 --> 01:06:23,050
people in a particular plant signing

1216
01:06:18,220 --> 01:06:26,590
authorization cards and once that is

1217
01:06:23,050 --> 01:06:28,600
done the company the National Labor

1218
01:06:26,590 --> 01:06:31,880
Relations Board then check with the

1219
01:06:28,600 --> 01:06:34,250
company asked for a seniority list

1220
01:06:31,880 --> 01:06:36,589
that particular plant they check these

1221
01:06:34,250 --> 01:06:39,170
authorization cards against the

1222
01:06:36,589 --> 01:06:41,029
membership list and make sure that those

1223
01:06:39,170 --> 01:06:44,089
people are employed at that particular

1224
01:06:41,029 --> 01:06:46,700
operation and I would like to say

1225
01:06:44,089 --> 01:06:49,279
further that I know of no international

1226
01:06:46,700 --> 01:06:52,730
union that will go to the National Labor

1227
01:06:49,279 --> 01:06:54,289
Relations Board would only 31% we

1228
01:06:52,730 --> 01:06:56,569
generally go to the National Labor

1229

01:06:54,289 --> 01:07:00,049
Relations Board with authorization card

1230
01:06:56,569 --> 01:07:02,779
some work between 60 and 65 percent are

1231
01:07:00,049 --> 01:07:04,640
better because if you don't in any

1232
01:07:02,779 --> 01:07:07,279
election just like the election is

1233
01:07:04,640 --> 01:07:08,839
coming up next Tuesday you don't know

1234
01:07:07,279 --> 01:07:11,089
how many people is going to vote and

1235
01:07:08,839 --> 01:07:13,069
who's going to turnout and some of those

1236
01:07:11,089 --> 01:07:14,930
people that have told you and I that

1237
01:07:13,069 --> 01:07:17,210
they're going to vote for the pay raise

1238
01:07:14,930 --> 01:07:18,740
for you and I are next Tuesday they're

1239
01:07:17,210 --> 01:07:20,450
probably going to go to the polls and

1240
01:07:18,740 --> 01:07:22,309
vote against it so we have the same

1241
01:07:20,450 --> 01:07:25,670
situation with people that are signed an

1242
01:07:22,309 --> 01:07:27,829
authorization card so we gently discount

1243
01:07:25,670 --> 01:07:30,950
15% of the people that signed those

1244
01:07:27,829 --> 01:07:33,859
authorization card and figure we've got

1245
01:07:30,950 --> 01:07:35,210
to gather up at least 15% or more of

1246
01:07:33,859 --> 01:07:37,970
people that did not sign our

1247
01:07:35,210 --> 01:07:40,549
authorization card to override those

1248
01:07:37,970 --> 01:07:43,279
that did and in a lot of cases you have

1249
01:07:40,549 --> 01:07:45,500
a quite a few people in a plant that

1250
01:07:43,279 --> 01:07:46,910
will not sign an authorization car

1251
01:07:45,500 --> 01:07:48,619
because they're afraid the company is

1252
01:07:46,910 --> 01:07:51,380
going to find out that they've signed it

1253
01:07:48,619 --> 01:07:52,970
and and under under the National Labor

1254
01:07:51,380 --> 01:07:54,980
Relations Act there are no way the

1255
01:07:52,970 --> 01:07:58,160
company can find out that someone signed

1256

01:07:54,980 --> 01:08:02,210
a union card unless that person himself

1257
01:07:58,160 --> 01:08:03,890
tell them because we as organizers are

1258
01:08:02,210 --> 01:08:05,720
not going to go tell the company who

1259
01:08:03,890 --> 01:08:07,400
signed it denied and the Labor Relations

1260
01:08:05,720 --> 01:08:10,160
Board is forbidden from telling them who

1261
01:08:07,400 --> 01:08:12,559
signed it and the whole cards are kept

1262
01:08:10,160 --> 01:08:14,720
in motion and a wall until after the all

1263
01:08:12,559 --> 01:08:16,909
the procedures are all over with so no

1264
01:08:14,720 --> 01:08:19,460
one knows hi anyone sighs who signed a

1265
01:08:16,909 --> 01:08:22,759
card or who didn't sign a card until

1266
01:08:19,460 --> 01:08:25,549
that person himself because what happens

1267
01:08:22,759 --> 01:08:26,810
then when you get to 51% of the 65% did

1268
01:08:25,549 --> 01:08:28,489
you normally get it a thirty one

1269
01:08:26,810 --> 01:08:30,770
percentage required to get what happens

1270
01:08:28,489 --> 01:08:32,389
in well I'm called for an election what

1271
01:08:30,770 --> 01:08:35,389
happens we call the National Labor

1272
01:08:32,389 --> 01:08:37,310
relation board calls for an election and

1273
01:08:35,389 --> 01:08:40,460
I said Labor relation board goes on

1274
01:08:37,310 --> 01:08:43,489
plantside are some were designated that

1275
01:08:40,460 --> 01:08:45,140
the labor board designates for to hold

1276
01:08:43,489 --> 01:08:47,750
these elections

1277
01:08:45,140 --> 01:08:49,670
they will set ours for the election

1278
01:08:47,750 --> 01:08:52,880
according to the size of the plan it is

1279
01:08:49,670 --> 01:08:54,650
how many employees are there most of the

1280
01:08:52,880 --> 01:08:56,330
times they will open to pose at six

1281
01:08:54,650 --> 01:08:58,700
o'clock in the morning and close them at

1282
01:08:56,330 --> 01:09:01,370
eight if it's a large enough plant they

1283

01:08:58,700 --> 01:09:03,049
will open them again say around 2:00 in

1284
01:09:01,370 --> 01:09:06,529
the afternoon and close them at 5:00

1285
01:09:03,049 --> 01:09:08,270
okay but but but the people vote and if

1286
01:09:06,529 --> 01:09:11,330
a majority of the people that vote in

1287
01:09:08,270 --> 01:09:15,799
that election at that plant don't vote

1288
01:09:11,330 --> 01:09:17,330
for a union then there be none you can't

1289
01:09:15,799 --> 01:09:19,250
go out and say that will be a union at

1290
01:09:17,330 --> 01:09:20,779
this plant that's right but your are the

1291
01:09:19,250 --> 01:09:22,520
people working at that plant have to

1292
01:09:20,779 --> 01:09:23,870
vote for that union right that's right

1293
01:09:22,520 --> 01:09:26,210
okay that's the way I understood it let

1294
01:09:23,870 --> 01:09:30,020
me ask you something else you are

1295
01:09:26,210 --> 01:09:31,970
required by law to handle grievances and

1296
01:09:30,020 --> 01:09:33,710
in most cases that's part of contract is

1297
01:09:31,970 --> 01:09:36,080
it not the squad negotiated contract the

1298
01:09:33,710 --> 01:09:37,910
grievance proceedings is true we're

1299
01:09:36,080 --> 01:09:39,529
required to handle the grievances of

1300
01:09:37,910 --> 01:09:42,350
everybody that works in that particular

1301
01:09:39,529 --> 01:09:44,359
plant okay under the contract and also

1302
01:09:42,350 --> 01:09:46,370
under federal law but how the contract

1303
01:09:44,359 --> 01:09:47,990
tactic apply with federal law okay in

1304
01:09:46,370 --> 01:09:50,060
some instances you got to have experts

1305
01:09:47,990 --> 01:09:51,440
in almost every field lawyers everybody

1306
01:09:50,060 --> 01:09:53,900
else to handle many of these grievances

1307
01:09:51,440 --> 01:09:54,650
they're not right this is true okay who

1308
01:09:53,900 --> 01:09:57,410
pays for that

1309
01:09:54,650 --> 01:10:01,070
the Union paid for it which means that

1310

01:09:57,410 --> 01:10:02,570
you may very well have me because I was

1311
01:10:01,070 --> 01:10:04,720
in the majority that voted for the you

1312
01:10:02,570 --> 01:10:07,850
and you paying for a guy's legal fees

1313
01:10:04,720 --> 01:10:13,640
who works right alongside me and doesn't

1314
01:10:07,850 --> 01:10:16,130
fit anything can you refuse to represent

1315
01:10:13,640 --> 01:10:18,260
this guy you cannot if you don't pay

1316
01:10:16,130 --> 01:10:20,420
your dime and he says that well you know

1317
01:10:18,260 --> 01:10:22,070
I'm gonna be protected because my fellow

1318
01:10:20,420 --> 01:10:22,430
workers gonna pay for this you know and

1319
01:10:22,070 --> 01:10:25,010
I don't

1320
01:10:22,430 --> 01:10:26,240
a-anything his fellow workers can't get

1321
01:10:25,010 --> 01:10:28,910
the gun and vote for you not to do that

1322
01:10:26,240 --> 01:10:30,890
again mr. Hawley the Union refused to do

1323
01:10:28,910 --> 01:10:32,810
that that particular person could go to

1324
01:10:30,890 --> 01:10:35,090
the National Labor Relations Board and

1325
01:10:32,810 --> 01:10:38,450
the National Labor Relations Board would

1326
01:10:35,090 --> 01:10:40,310
probably throw out all contract we have

1327
01:10:38,450 --> 01:10:42,320
and call for a new election with another

1328
01:10:40,310 --> 01:10:44,300
private decertified Union wouldn't it

1329
01:10:42,320 --> 01:10:45,410
right okay I think that's right to Anna

1330
01:10:44,300 --> 01:10:47,090
that's that's the point that I think

1331
01:10:45,410 --> 01:10:49,040
miss Johnson was trying to reach so we

1332
01:10:47,090 --> 01:10:50,300
said - what we're saying is that we've

1333
01:10:49,040 --> 01:10:52,760
got some of the workers in the plant

1334
01:10:50,300 --> 01:10:54,440
because they're members of the Union

1335
01:10:52,760 --> 01:10:56,870
that was voted in by majority of the

1336
01:10:54,440 --> 01:10:59,960
workers in that plant paying for a bylaw

1337

01:10:56,870 --> 01:11:02,000
the support legal services people who

1338
01:10:59,960 --> 01:11:04,040
support grievances that are brought by

1339
01:11:02,000 --> 01:11:05,300
workers with non-union members who are

1340
01:11:04,040 --> 01:11:07,310
just reload that's really what they

1341
01:11:05,300 --> 01:11:09,440
don't have to halt we don't only pay for

1342
01:11:07,310 --> 01:11:11,750
their grievances we also as I stated

1343
01:11:09,440 --> 01:11:13,430
earlier have to rent union halls we have

1344
01:11:11,750 --> 01:11:16,520
to hire a secretary we have to buy

1345
01:11:13,430 --> 01:11:18,320
typewriters we have to pay lost time -

1346
01:11:16,520 --> 01:11:20,750
local union officers for handling

1347
01:11:18,320 --> 01:11:24,680
grievances of members and non-members

1348
01:11:20,750 --> 01:11:26,990
and and all of this cost money and and

1349
01:11:24,680 --> 01:11:29,530
the situation that most of the unions

1350
01:11:26,990 --> 01:11:32,120
are in the news are said and whatever

1351
01:11:29,530 --> 01:11:33,950
fifty percent of those use come back to

1352
01:11:32,120 --> 01:11:36,110
the local union to operate their local

1353
01:11:33,950 --> 01:11:38,440
union on a lot of the smaller local

1354
01:11:36,110 --> 01:11:40,910
unions in this state and in this country

1355
01:11:38,440 --> 01:11:42,620
whenever they get an arbitration case

1356
01:11:40,910 --> 01:11:44,750
for one of these people have to

1357
01:11:42,620 --> 01:11:46,700
sometimes go to the International Union

1358
01:11:44,750 --> 01:11:49,070
to bar enough money to arbitrate that

1359
01:11:46,700 --> 01:11:51,320
non-union members one final question mr.

1360
01:11:49,070 --> 01:11:54,020
nickles if you were a person who was

1361
01:11:51,320 --> 01:11:56,960
just inclined in the slightest slightest

1362
01:11:54,020 --> 01:11:58,520
instance to be a freeloader would you

1363
01:11:56,960 --> 01:12:00,200
pay union dues if you knew that you were

1364

01:11:58,520 --> 01:12:06,140
going to be represented if you didn't

1365
01:12:00,200 --> 01:12:08,330
pay any organization that I want to

1366
01:12:06,140 --> 01:12:09,740
participate in I will pay them the union

1367
01:12:08,330 --> 01:12:12,170
dues and I would hope everyone else

1368
01:12:09,740 --> 01:12:14,390
would regardless of whether it's a Bar

1369
01:12:12,170 --> 01:12:17,990
Association the Medical Association or

1370
01:12:14,390 --> 01:12:19,670
what it is and mr. Geiger mentioned up

1371
01:12:17,990 --> 01:12:20,750
here a while ago about the churches and

1372
01:12:19,670 --> 01:12:22,820
I don't want to get on the church

1373
01:12:20,750 --> 01:12:26,510
situation but since he brought it up I

1374
01:12:22,820 --> 01:12:29,450
just wish I could put into the church

1375
01:12:26,510 --> 01:12:31,280
every month the same amount of dues that

1376
01:12:29,450 --> 01:12:33,110
I have to pay every month and if I

1377
01:12:31,280 --> 01:12:35,480
thought I could get the same return

1378
01:12:33,110 --> 01:12:37,190
I'd be glad to do so and I probably put

1379
01:12:35,480 --> 01:12:39,710
in more but I just wish I could get the

1380
01:12:37,190 --> 01:12:42,170
same return from primitive churches that

1381
01:12:39,710 --> 01:12:44,240
I get from being a member I find it very

1382
01:12:42,170 --> 01:12:45,950
hard miss Nichols to see how some of the

1383
01:12:44,240 --> 01:12:47,720
people that are stood up for so long and

1384
01:12:45,950 --> 01:12:49,190
wrapped their welfare rolls and the

1385
01:12:47,720 --> 01:12:50,510
freeloaders can stand up and say that

1386
01:12:49,190 --> 01:12:52,040
they have for the freeloaders in this

1387
01:12:50,510 --> 01:12:56,420
instance I think you got very good bill

1388
01:12:52,040 --> 01:12:57,530
Thank You Nepal mr. speaker with the

1389
01:12:56,420 --> 01:12:59,030
gentleman yield for a question

1390
01:12:57,530 --> 01:13:02,120
no miss Nichols high yield gentleman

1391

01:12:59,030 --> 01:13:04,040

let's go well miss Nichols if I

1392

01:13:02,120 --> 01:13:06,830

understand this bill right it doesn't

1393

01:13:04,040 --> 01:13:10,000

require anybody to to join a labor union

1394

01:13:06,830 --> 01:13:13,700

does it it sure does not miss Carr well

1395

01:13:10,000 --> 01:13:15,680

so really the the question in terms of

1396

01:13:13,700 --> 01:13:18,230

policy it seems to me that the members

1397

01:13:15,680 --> 01:13:19,990

ought to be thinking about is first of

1398

01:13:18,230 --> 01:13:23,510

all whether or not this would encourage

1399

01:13:19,990 --> 01:13:25,070

the labor movement in the state and if

1400

01:13:23,510 --> 01:13:27,410

so you know should we

1401

01:13:25,070 --> 01:13:30,250

when was the National Labor Relations

1402

01:13:27,410 --> 01:13:38,540

Act the norris-laguardia act passed in

1403

01:13:30,250 --> 01:13:42,890

1947 I believe I may be mistaken in 33

1404

01:13:38,540 --> 01:13:45,940

or 34 of blendy 43 3330 during the

1405
01:13:42,890 --> 01:13:49,820
Depression all right now it has the

1406
01:13:45,940 --> 01:13:52,550
experience of the protection of a

1407
01:13:49,820 --> 01:13:57,470
majority of the workers to bargain

1408
01:13:52,550 --> 01:13:59,300
collectively since the depression taking

1409
01:13:57,470 --> 01:14:01,250
into account the history of this country

1410
01:13:59,300 --> 01:14:01,940
as it has treated its working people

1411
01:14:01,250 --> 01:14:04,840
before

1412
01:14:01,940 --> 01:14:07,970
has it been good for the working people

1413
01:14:04,840 --> 01:14:10,250
Mr Carr well I think organized labor it

1414
01:14:07,970 --> 01:14:11,600
had been good for the working people I

1415
01:14:10,250 --> 01:14:13,340
think it's been good for the people

1416
01:14:11,600 --> 01:14:15,770
whether they belong to the Union whether

1417
01:14:13,340 --> 01:14:18,380
they did not belong to the Union we have

1418

01:14:15,770 --> 01:14:21,350
cousins in the state of Texas in this

1419
01:14:18,380 --> 01:14:24,470
country that that pay within five to six

1420
01:14:21,350 --> 01:14:26,510
percent of what union wages are to keep

1421
01:14:24,470 --> 01:14:28,280
unions out and this is fine they treat

1422
01:14:26,510 --> 01:14:29,960
their people pretty good but if it had

1423
01:14:28,280 --> 01:14:32,210
not been for organized labor we would

1424
01:14:29,960 --> 01:14:34,160
all be working for peanuts I know my

1425
01:14:32,210 --> 01:14:37,010
daddy worked for a cunt for a company

1426
01:14:34,160 --> 01:14:40,970
that was not a union and he just prayed

1427
01:14:37,010 --> 01:14:44,330
you know for the contracts around the

1428
01:14:40,970 --> 01:14:45,890
Gulf Coast area for pay raises because

1429
01:14:44,330 --> 01:14:48,410
the particular company

1430
01:14:45,890 --> 01:14:50,330
would respond to a raise by coming up to

1431
01:14:48,410 --> 01:14:52,580
I think five percent of whatever that

1432
01:14:50,330 --> 01:14:54,890
contract plus but when you say it's been

1433
01:14:52,580 --> 01:14:56,840
beneficial to people you know can't can

1434
01:14:54,890 --> 01:14:58,610
that be and has it been substantiated in

1435
01:14:56,840 --> 01:14:59,300
other words do they make more money than

1436
01:14:58,610 --> 01:15:00,830
they did before

1437
01:14:59,300 --> 01:15:03,320
do they have better working conditions

1438
01:15:00,830 --> 01:15:05,210
and do they have better retirement and

1439
01:15:03,320 --> 01:15:07,430
fringe benefits I think because of

1440
01:15:05,210 --> 01:15:09,620
organized labor mr. Karl well as I said

1441
01:15:07,430 --> 01:15:11,330
regardless of whether you belong to the

1442
01:15:09,620 --> 01:15:13,130
Union or do not belong to the Union

1443
01:15:11,330 --> 01:15:15,490
whether you have a union in a particular

1444
01:15:13,130 --> 01:15:19,820
plant you work in or do not have

1445

01:15:15,490 --> 01:15:21,620
organized labor is help set the gold for

1446
01:15:19,820 --> 01:15:23,960
the other plant for there are no unions

1447
01:15:21,620 --> 01:15:25,970
at all to come up to some type of

1448
01:15:23,960 --> 01:15:28,310
standards as far as fringe benefits are

1449
01:15:25,970 --> 01:15:31,070
concerned better working condition more

1450
01:15:28,310 --> 01:15:32,780
pay and and do a much better job for

1451
01:15:31,070 --> 01:15:35,420
their people whether whether they want

1452
01:15:32,780 --> 01:15:37,130
to 51% or more to blonds and they're

1453
01:15:35,420 --> 01:15:38,900
still better off than they are if it was

1454
01:15:37,130 --> 01:15:40,280
okay I want to make sure that I

1455
01:15:38,900 --> 01:15:42,950
understand this this bill does not

1456
01:15:40,280 --> 01:15:44,660
require anybody to belong to the labor

1457
01:15:42,950 --> 01:15:46,850
union that does not want to it does not

1458
01:15:44,660 --> 01:15:49,130
but it does require that if they're

1459
01:15:46,850 --> 01:15:51,230
bargained for and reap the benefits that

1460
01:15:49,130 --> 01:15:52,640
they must pay their fair share is that

1461
01:15:51,230 --> 01:15:54,590
is that what the bills are that's what

1462
01:15:52,640 --> 01:15:58,000
the bill does take four five and we can

1463
01:15:54,590 --> 01:16:00,770
get the company management to agree will

1464
01:15:58,000 --> 01:16:04,070
and remember that assumes a contract

1465
01:16:00,770 --> 01:16:06,260
right assumes that both sides are I met

1466
01:16:04,070 --> 01:16:08,930
chairman I would also like to state that

1467
01:16:06,260 --> 01:16:10,940
I don't know they probably we're going

1468
01:16:08,930 --> 01:16:13,990
to management people in this hall I know

1469
01:16:10,940 --> 01:16:18,530
they're one man out of a particular

1470
01:16:13,990 --> 01:16:20,360
company in Houston and hash County that

1471
01:16:18,530 --> 01:16:22,490
would tell you if he could get down here

1472

01:16:20,360 --> 01:16:24,440
and tell you today that the

1473
01:16:22,490 --> 01:16:26,840
relationships that he's had with my

1474
01:16:24,440 --> 01:16:27,860
international union is open and

1475
01:16:26,840 --> 01:16:31,550
aboveboard

1476
01:16:27,860 --> 01:16:33,470
he will also tell you that in the last

1477
01:16:31,550 --> 01:16:35,150
six to seven years they have probably

1478
01:16:33,470 --> 01:16:37,700
have not been agreements as went to

1479
01:16:35,150 --> 01:16:39,620
arbitration they have not been a case

1480
01:16:37,700 --> 01:16:41,600
file on the workman's comp that's went

1481
01:16:39,620 --> 01:16:43,790
and had to go get an attorney to do it

1482
01:16:41,600 --> 01:16:45,470
the Union and the company has sat down

1483
01:16:43,790 --> 01:16:48,140
and worked out their own differences

1484
01:16:45,470 --> 01:16:50,300
we've handled our own situations along

1485
01:16:48,140 --> 01:16:53,420
with this particular company and this

1486
01:16:50,300 --> 01:16:54,860
particular plant happens to employ some

1487
01:16:53,420 --> 01:16:56,220
worth the neighborhood of thirty five

1488
01:16:54,860 --> 01:16:58,650
hundred people in has

1489
01:16:56,220 --> 01:17:00,540
County and we have good relationships

1490
01:16:58,650 --> 01:17:02,850
with it we have good relationship with

1491
01:17:00,540 --> 01:17:04,740
the most of our companies it's true

1492
01:17:02,850 --> 01:17:06,540
we've tracked sometime we have our

1493
01:17:04,740 --> 01:17:07,950
differences we strive now I'm going to

1494
01:17:06,540 --> 01:17:11,250
get off of that and I want to appeal to

1495
01:17:07,950 --> 01:17:14,220
you on this they have been a motion to

1496
01:17:11,250 --> 01:17:15,900
table here and as I said earlier I think

1497
01:17:14,220 --> 01:17:18,690
you people know how you're going to vote

1498
01:17:15,900 --> 01:17:21,000
on this issue but I would like to plead

1499

01:17:18,690 --> 01:17:23,520
with you to vote down the motion to

1500
01:17:21,000 --> 01:17:25,080
table and let's get on the main issue if

1501
01:17:23,520 --> 01:17:27,210
you're farming both for me

1502
01:17:25,080 --> 01:17:29,580
if you're against me vote against me but

1503
01:17:27,210 --> 01:17:31,680
let's vote down this motion to table and

1504
01:17:29,580 --> 01:17:33,750
let's get on with the process here and

1505
01:17:31,680 --> 01:17:35,970
see where we're at there there are quite

1506
01:17:33,750 --> 01:17:37,650
a few amendments up here and I would

1507
01:17:35,970 --> 01:17:39,660
hope you would give these people to

1508
01:17:37,650 --> 01:17:41,670
write to run with their amendments and

1509
01:17:39,660 --> 01:17:43,830
not cut off the debate and not cut this

1510
01:17:41,670 --> 01:17:46,350
bill down at this time so I would beg

1511
01:17:43,830 --> 01:17:48,600
you to vote against the motion to table

1512
01:17:46,350 --> 01:17:50,400
and and let's go ahead and hear this

1513
01:17:48,600 --> 01:17:52,260
bill and they're going to be no hard

1514
01:17:50,400 --> 01:17:54,930
feelings for me one way they are how you

1515
01:17:52,260 --> 01:17:57,270
vote because individually y'all all

1516
01:17:54,930 --> 01:18:02,940
pretty good people but collective we're

1517
01:17:57,270 --> 01:18:07,920
a bunch of no-good Rascals Thank You mr.

1518
01:18:02,940 --> 01:18:10,320
mr. Nichols smooths that know mr. Geiger

1519
01:18:07,920 --> 01:18:12,060
moves the table House bill 1018 the

1520
01:18:10,320 --> 01:18:13,560
question occurs on the motion to table

1521
01:18:12,060 --> 01:18:15,240
all those in favor the motion to table

1522
01:18:13,560 --> 01:18:17,790
vote aye all those opposed to vote no

1523
01:18:15,240 --> 01:18:22,080
it's a record build the record vote the

1524
01:18:17,790 --> 01:18:23,940
clerk will vote ring the bell following

1525
01:18:22,080 --> 01:18:29,010
pairs miss Johnson present who would

1526

01:18:23,940 --> 01:18:30,870
vote nay ma'am restrict enforcement's

1527
01:18:29,010 --> 01:18:31,980
been called for all you may all members

1528
01:18:30,870 --> 01:18:37,350
vote from the day of strict enforcement

1529
01:18:31,980 --> 01:18:40,710
call for following pairs miss Johnson

1530
01:18:37,350 --> 01:18:45,990
president vote nay with mr. Smith absent

1531
01:18:40,710 --> 01:18:47,880
he would vote yes mr. Palumbo president

1532
01:18:45,990 --> 01:18:52,230
who had vote no with mr. Nugent who

1533
01:18:47,880 --> 01:18:56,150
would vote yes mr. Canales has not got a

1534
01:18:52,230 --> 01:19:00,170
key in he would vote I show him voting I

1535
01:18:56,150 --> 01:19:00,170
have all members voting

1536
01:19:38,739 --> 01:19:42,789
yo mr. green voting No

1537
01:19:48,590 --> 01:19:57,670
they're being 96 eyes 37 noes to present

1538
01:19:52,670 --> 01:20:00,890
not voting the motion to table prevails

1539
01:19:57,670 --> 01:20:03,440
mr. speaker parliamentary inquiry state

1540
01:20:00,890 --> 01:20:05,480
you inquire mr. is the chair and the

1541
01:20:03,440 --> 01:20:09,470
members aware that the great state of

1542
01:20:05,480 --> 01:20:12,410
North Carolina rejected federal er a

1543
01:20:09,470 --> 01:20:16,240
yesterday I understood he was in the

1544
01:20:12,410 --> 01:20:19,900
news mr. Reynolds Thank You mr. Nichols

1545
01:20:16,240 --> 01:20:22,490
Mitch Speaker member I want to thank you

1546
01:20:19,900 --> 01:20:24,230
for the use of the hall and I want to

1547
01:20:22,490 --> 01:20:26,630
say to you as I said earlier there are

1548
01:20:24,230 --> 01:20:28,700
no hard feelings I just wish you to give

1549
01:20:26,630 --> 01:20:31,100
us an opportunity to vote on the bill

1550
01:20:28,700 --> 01:20:33,620
rather than copping out and going with

1551
01:20:31,100 --> 01:20:35,900
the situation that you just went voted

1552
01:20:33,620 --> 01:20:38,090
with but I want to tell you whether I

1553

01:20:35,900 --> 01:20:40,310
come back 2 years from now and I there

1554
01:20:38,090 --> 01:20:41,900
will be somebody here with it and if you

1555
01:20:40,310 --> 01:20:43,370
beat that person 2 years from now

1556
01:20:41,900 --> 01:20:45,640
there'll be somebody else back where you

1557
01:20:43,370 --> 01:20:45,640
think

1558
01:20:51,780 --> 01:20:58,890
Cheerilee is out House bill 945 on third

1559
01:20:54,600 --> 01:21:02,270
reading and final passage on second

1560
01:20:58,890 --> 01:21:02,270
reading the clerk will read the bill

1561
01:21:03,290 --> 01:21:08,460
House bill 945 by cartilage relating to

1562
01:21:06,840 --> 01:21:10,730
the design of license plates and

1563
01:21:08,460 --> 01:21:12,950
declaring an emergency

1564
01:21:10,730 --> 01:21:17,880
Mitchell cartilage to explain his bill

1565
01:21:12,950 --> 01:21:19,290
mr. speaker mr. would it be against the

1566
01:21:17,880 --> 01:21:22,350
rules to mention that the seventh

1567
01:21:19,290 --> 01:21:24,270
graders from White Lake School in Fort

1568
01:21:22,350 --> 01:21:25,920
Worth are up on the right-hand side

1569
01:21:24,270 --> 01:21:34,190
we're pleased to have them with us miss

1570
01:21:25,920 --> 01:21:38,250
Miller mr. speaker members this bill

1571
01:21:34,190 --> 01:21:40,080
simply changes the star on the license

1572
01:21:38,250 --> 01:21:41,850
plate to an outline of the state I've

1573
01:21:40,080 --> 01:21:43,260
tried to get by and show this to each of

1574
01:21:41,850 --> 01:21:46,410
you personally if you want to see it you

1575
01:21:43,260 --> 01:21:48,540
can come up here I've worked with the

1576
01:21:46,410 --> 01:21:49,950
highway department and the Department of

1577
01:21:48,540 --> 01:21:51,350
Public Safety to be sure there were no

1578
01:21:49,950 --> 01:21:58,320
objections

1579
01:21:51,350 --> 01:21:59,940
this would go into effect it would it

1580

01:21:58,320 --> 01:22:01,950
would not affect really the plates there

1581
01:21:59,940 --> 01:22:04,140
now and use in other words you wouldn't

1582
01:22:01,950 --> 01:22:11,040
have to go back and make any new plates

1583
01:22:04,140 --> 01:22:12,750
the fiscal note is 270 dollars for a new

1584
01:22:11,040 --> 01:22:17,370
die and they need a new die down there

1585
01:22:12,750 --> 01:22:19,640
anyway I move passage to the bill mr.

1586
01:22:17,370 --> 01:22:19,640
speaker

1587
01:22:23,900 --> 01:22:28,240
members must have a little better order

1588
01:22:28,390 --> 01:22:34,340
mr. Cortland moves in House bill 945 be

1589
01:22:31,970 --> 01:22:36,320
passed in Grossman all those in favor of

1590
01:22:34,340 --> 01:22:41,540
passage of House Bill 945 engrossment

1591
01:22:36,320 --> 01:22:43,750
will say aye all opposed no vote I vote

1592
01:22:41,540 --> 01:22:43,750
no

1593
01:22:55,430 --> 01:23:07,050
strike up over the House bill 945 passes

1594
01:22:58,620 --> 01:23:08,910
to Grossman Cheerilee is out House bill

1595
01:23:07,050 --> 01:23:12,180
280 on second reading the clerk will

1596
01:23:08,910 --> 01:23:14,430
read the bill House bill to 80 by

1597
01:23:12,180 --> 01:23:16,200
mendler relating to educational programs

1598
01:23:14,430 --> 01:23:17,490
for gifted and talented students and

1599
01:23:16,200 --> 01:23:22,860
declaring an emergency

1600
01:23:17,490 --> 01:23:25,950
mr. magnet to explain his bill Thank You

1601
01:23:22,860 --> 01:23:28,830
mr. speaker members let me I'll give you

1602
01:23:25,950 --> 01:23:30,840
a little background on the bill this

1603
01:23:28,830 --> 01:23:32,130
bill is the result of an interim Study

1604
01:23:30,840 --> 01:23:37,740
Committee on gifted and talented

1605
01:23:32,130 --> 01:23:41,790
children basically what the bill

1606
01:23:37,740 --> 01:23:43,890
proposes to do is to set up a program

1607

01:23:41,790 --> 01:23:45,360
for gifted and talented children and

1608
01:23:43,890 --> 01:23:49,470
would direct the Central Education

1609
01:23:45,360 --> 01:23:52,550
Agency to do so it would direct the

1610
01:23:49,470 --> 01:23:55,680
Commissioner of Education to establish a

1611
01:23:52,550 --> 01:23:57,450
full-time director who would be in

1612
01:23:55,680 --> 01:24:00,690
charge of the program for gifted and

1613
01:23:57,450 --> 01:24:03,540
talented children it would also

1614
01:24:00,690 --> 01:24:06,690
establish or call for certain guidelines

1615
01:24:03,540 --> 01:24:08,880
which any plan for gifted and talented

1616
01:24:06,690 --> 01:24:10,710
children should include and that is on

1617
01:24:08,880 --> 01:24:14,460
page 2 of your particular bill and I'll

1618
01:24:10,710 --> 01:24:18,090
not go through all the various sections

1619
01:24:14,460 --> 01:24:19,950
of the plan I do feel that section 5 of

1620
01:24:18,090 --> 01:24:22,560
the plan is very important I do want to

1621
01:24:19,950 --> 01:24:24,570
emphasize it we're not just asking for

1622
01:24:22,560 --> 01:24:27,140
any kind of program we're not just

1623
01:24:24,570 --> 01:24:29,550
asking for money to be appropriated

1624
01:24:27,140 --> 01:24:32,370
we're going to ask that in this

1625
01:24:29,550 --> 01:24:35,160
particular type of program that every

1626
01:24:32,370 --> 01:24:37,020
year the director of this program come

1627
01:24:35,160 --> 01:24:39,000
back and be accountable for what he is

1628
01:24:37,020 --> 01:24:40,740
supposed to be doing so I would

1629
01:24:39,000 --> 01:24:45,140
especially ask you to notice that

1630
01:24:40,740 --> 01:24:47,490
particular which is on line 14 of page 2

1631
01:24:45,140 --> 01:24:52,080
this is basically what the program does

1632
01:24:47,490 --> 01:24:55,830
it does call for a \$500,000

1633
01:24:52,080 --> 01:24:57,780
appropriation a year for the next

1634

01:24:55,830 --> 01:25:00,560
biennium which would mean approximately

1635
01:24:57,780 --> 01:25:00,560
a million dollars

1636
01:25:02,090 --> 01:25:08,150
I would point out that it does create an

1637
01:25:05,030 --> 01:25:09,800
advisory council the method of selection

1638
01:25:08,150 --> 01:25:12,440
is for members are appointed by the

1639
01:25:09,800 --> 01:25:14,000
governor and five would be appointed by

1640
01:25:12,440 --> 01:25:22,670
the Commissioner with the approval of

1641
01:25:14,000 --> 01:25:25,520
the State Board of Education mr. speaker

1642
01:25:22,670 --> 01:25:25,730
mr. lurry the gentleman yield yes sir I

1643
01:25:25,520 --> 01:25:28,160
do

1644
01:25:25,730 --> 01:25:30,350
Gemma yield mr. Lehri mr. Medlock I

1645
01:25:28,160 --> 01:25:35,140
waive my desk what's the physical note

1646
01:25:30,350 --> 01:25:35,140
on on this would you read that yesterday

1647
01:25:35,830 --> 01:25:40,910
in 1976 it would call for four hundred

1648
01:25:39,350 --> 01:25:46,010
and thirty six thousand one hundred

1649
01:25:40,910 --> 01:25:47,330
dollars in 1977 thirty three hundred and

1650
01:25:46,010 --> 01:25:50,270
eighty seven thousand one hundred

1651
01:25:47,330 --> 01:25:53,690
dollars now in the bill itself mr. Lehri

1652
01:25:50,270 --> 01:25:56,390
we are asking for \$500,000 a year for

1653
01:25:53,690 --> 01:25:58,100
the next biennium somebody gave me a

1654
01:25:56,390 --> 01:25:59,120
figure of about seventeen million where

1655
01:25:58,100 --> 01:26:02,270
does that come from

1656
01:25:59,120 --> 01:26:04,550
does that help us come out if this

1657
01:26:02,270 --> 01:26:06,530
program and if the any legislature in

1658
01:26:04,550 --> 01:26:09,080
the future would desire to continue the

1659
01:26:06,530 --> 01:26:11,060
program and fund at some time in the

1660
01:26:09,080 --> 01:26:13,610
future that is an estimated figure at

1661

01:26:11,060 --> 01:26:15,850
approximately what it would cost if we

1662
01:26:13,610 --> 01:26:19,040
were to go into a total statewide

1663
01:26:15,850 --> 01:26:20,990
program under this bill we're asking for

1664
01:26:19,040 --> 01:26:22,970
demonstration programs to see exactly

1665
01:26:20,990 --> 01:26:25,760
what we can do for these particular

1666
01:26:22,970 --> 01:26:29,810
children we're extremely talented and

1667
01:26:25,760 --> 01:26:31,910
gifted now again this would be in the

1668
01:26:29,810 --> 01:26:34,310
wisdom of some future legislature we're

1669
01:26:31,910 --> 01:26:36,890
not binding you to that the 17 million

1670
01:26:34,310 --> 01:26:40,850
dollar figure annually is in the future

1671
01:26:36,890 --> 01:26:44,420
huh mr. speaker was Gemma Neil yes sir I

1672
01:26:40,850 --> 01:26:47,540
yield you mr. Davis mr. Davis mr. mantel

1673
01:26:44,420 --> 01:26:48,980
following up mr. larry's questions now I

1674
01:26:47,540 --> 01:26:51,200
want to make sure that the house fully

1675
01:26:48,980 --> 01:26:55,100
understands now the bill says prior to

1676
01:26:51,200 --> 01:26:58,550
the school year 1979 1980 the cost shall

1677
01:26:55,100 --> 01:27:00,410
not exceed \$500,000 annually but if I

1678
01:26:58,550 --> 01:27:02,000
understand the bill correctly this is an

1679
01:27:00,410 --> 01:27:03,950
amendment to the minimum foundation

1680
01:27:02,000 --> 01:27:05,780
program which is automatic funding out

1681
01:27:03,950 --> 01:27:10,760
of the Omnibus tax clearance fund and

1682
01:27:05,780 --> 01:27:12,980
that in the school year 78 or 79 80 if

1683
01:27:10,760 --> 01:27:14,120
the cost is indeed 17 million dollars

1684
01:27:12,980 --> 01:27:16,490
that will

1685
01:27:14,120 --> 01:27:19,400
allocated to the minimum foundation

1686
01:27:16,490 --> 01:27:21,590
program now you say it's up to the will

1687
01:27:19,400 --> 01:27:23,420
of some future legislators to fund the

1688

01:27:21,590 --> 01:27:25,160
money as I understand the bill it would

1689
01:27:23,420 --> 01:27:27,080
have to be up to the will of some future

1690
01:27:25,160 --> 01:27:30,080
legislature to take away the money

1691
01:27:27,080 --> 01:27:32,870
because it will be funded fully in the

1692
01:27:30,080 --> 01:27:34,850
school year 79-80 is that correct

1693
01:27:32,870 --> 01:27:41,240
you're correct I stand corrected mr.

1694
01:27:34,850 --> 01:27:44,530
Davis thank you mister I'm sorry falling

1695
01:27:41,240 --> 01:27:44,530
amendment clerk will read the amendment

1696
01:27:46,690 --> 01:27:51,980
committee amendment number 1 by Madeline

1697
01:27:49,250 --> 01:27:56,060
Ament House bill 280 subsections C

1698
01:27:51,980 --> 01:27:58,820
section 2 section 1 to read as follows

1699
01:27:56,060 --> 01:28:00,950
section to the development and inter

1700
01:27:58,820 --> 01:28:04,040
eight to madla to explain his amendment

1701
01:28:00,950 --> 01:28:05,630
members all this amendment does is in an

1702
01:28:04,040 --> 01:28:07,210
effort not to isolate the gifted

1703
01:28:05,630 --> 01:28:09,230
children program from the entire

1704
01:28:07,210 --> 01:28:11,480
educational process what we're asking

1705
01:28:09,230 --> 01:28:14,450
here is that the director of it of the

1706
01:28:11,480 --> 01:28:16,100
gifted children and program be required

1707
01:28:14,450 --> 01:28:17,750
to coordinate his efforts with the

1708
01:28:16,100 --> 01:28:19,610
entire educational agency that's

1709
01:28:17,750 --> 01:28:23,390
basically what the amendment does and I

1710
01:28:19,610 --> 01:28:24,740
move its adoption mr. chairman is there

1711
01:28:23,390 --> 01:28:27,590
objection to the adoption of the

1712
01:28:24,740 --> 01:28:31,180
committee amendment chair here none

1713
01:28:27,590 --> 01:28:31,180
committee amendment number 1 is adopted

1714
01:28:31,390 --> 01:28:36,260
met speaker mr. McAllister well the

1715

01:28:35,510 --> 01:28:38,260
gentleman yield

1716
01:28:36,260 --> 01:28:42,110
gentleman here I yield mr. McAllister

1717
01:28:38,260 --> 01:28:45,320
mr. Matlock as you said this is the work

1718
01:28:42,110 --> 01:28:48,590
of a study committee and isn't it the

1719
01:28:45,320 --> 01:28:51,890
fact that we had witnesses who came to

1720
01:28:48,590 --> 01:28:54,530
Austin from several states and testified

1721
01:28:51,890 --> 01:28:57,430
that their program started just like

1722
01:28:54,530 --> 01:29:00,200
ours have but over the years they have

1723
01:28:57,430 --> 01:29:04,880
found to be very successful in

1724
01:29:00,200 --> 01:29:07,250
separating many people who would maybe

1725
01:29:04,880 --> 01:29:09,980
go into vocational education work as

1726
01:29:07,250 --> 01:29:11,990
compared to maybe the lawyers and

1727
01:29:09,980 --> 01:29:14,090
doctors and other professions in other

1728
01:29:11,990 --> 01:29:17,150
words they have found that this program

1729
01:29:14,090 --> 01:29:19,100
is doing much to develop a system

1730
01:29:17,150 --> 01:29:20,540
whereby we come down to what the

1731
01:29:19,100 --> 01:29:24,290
governor would call the weighted pupil

1732
01:29:20,540 --> 01:29:26,150
program and this is maybe something that

1733
01:29:24,290 --> 01:29:27,630
our whole philosophy is speaking to

1734
01:29:26,150 --> 01:29:29,250
today but this is

1735
01:29:27,630 --> 01:29:32,250
more or less a pilot program that we're

1736
01:29:29,250 --> 01:29:35,250
setting up now in order that we can not

1737
01:29:32,250 --> 01:29:36,870
get our self heavily indebted until

1738
01:29:35,250 --> 01:29:38,610
we've proven the worth of the program as

1739
01:29:36,870 --> 01:29:41,639
California has where they're spending

1740
01:29:38,610 --> 01:29:43,860
some 35 and 40 million a year because

1741
01:29:41,639 --> 01:29:45,120
the program is basically saving the

1742

01:29:43,860 --> 01:29:47,460
money in education

1743
01:29:45,120 --> 01:29:49,260
that's correct mr. McAllister now would

1744
01:29:47,460 --> 01:29:51,150
like to point this out so far as this

1745
01:29:49,260 --> 01:29:53,070
program is concerned that we're not

1746
01:29:51,150 --> 01:29:55,530
limiting ourselves just to those who are

1747
01:29:53,070 --> 01:29:57,900
academically capable we're addressing

1748
01:29:55,530 --> 01:30:00,179
ourselves to those who have talents

1749
01:29:57,900 --> 01:30:01,949
additional talents other than just the

1750
01:30:00,179 --> 01:30:04,139
the question of being very brilliant

1751
01:30:01,949 --> 01:30:06,389
individuals so we are going into the

1752
01:30:04,139 --> 01:30:09,000
vocational area we're not limiting

1753
01:30:06,389 --> 01:30:10,650
ourselves to any particular program and

1754
01:30:09,000 --> 01:30:13,260
we're addressing ourselves to children

1755
01:30:10,650 --> 01:30:15,510
who have been neglected and who have in

1756
01:30:13,260 --> 01:30:17,250
many cases dropped out of school simply

1757
01:30:15,510 --> 01:30:20,940
because they have not been challenged in

1758
01:30:17,250 --> 01:30:23,010
the classroom and as a result they have

1759
01:30:20,940 --> 01:30:24,719
gone on to cause the state additional

1760
01:30:23,010 --> 01:30:27,179
funds as a result of the fact that they

1761
01:30:24,719 --> 01:30:29,730
became dropouts and then to the fact

1762
01:30:27,179 --> 01:30:32,190
that we're we in many cases with our

1763
01:30:29,730 --> 01:30:34,530
curriculum have had many of brilliant

1764
01:30:32,190 --> 01:30:37,260
and gifted students who have not been

1765
01:30:34,530 --> 01:30:39,690
challenged been turned off but now this

1766
01:30:37,260 --> 01:30:41,929
program speaks to where these people can

1767
01:30:39,690 --> 01:30:45,150
not only be challenged with

1768
01:30:41,929 --> 01:30:46,860
extracurricular courses but at the same

1769

01:30:45,150 --> 01:30:49,440
time they feedback into the mainstream

1770
01:30:46,860 --> 01:30:50,400
to give encouragement and inspiration to

1771
01:30:49,440 --> 01:30:52,860
all students

1772
01:30:50,400 --> 01:30:56,340
that is correct mr. McAlister it's a

1773
01:30:52,860 --> 01:30:57,750
good bill Thank You mr. speaker mr.

1774
01:30:56,340 --> 01:31:01,050
Degnan will the gentleman yield

1775
01:30:57,750 --> 01:31:05,010
no miss madam I am German unit Agnes mr.

1776
01:31:01,050 --> 01:31:07,679
Matlock I agree with the concept that

1777
01:31:05,010 --> 01:31:09,150
you have in this bill and that I've

1778
01:31:07,679 --> 01:31:11,929
always felt that one of our greatest

1779
01:31:09,150 --> 01:31:14,370
natural resources lay in those

1780
01:31:11,929 --> 01:31:17,610
individuals who are exceptionally gifted

1781
01:31:14,370 --> 01:31:20,880
and it is a a grave waste of our

1782
01:31:17,610 --> 01:31:24,840
resources not to cultivate that talent

1783
01:31:20,880 --> 01:31:28,070
to its greatest possible extent but my

1784
01:31:24,840 --> 01:31:30,810
concern is over the cost of this bill

1785
01:31:28,070 --> 01:31:33,179
and as you know we are rapidly running

1786
01:31:30,810 --> 01:31:36,000
out of money and I'll ask you a question

1787
01:31:33,179 --> 01:31:39,890
to establish your order of priorities

1788
01:31:36,000 --> 01:31:42,350
would you be willing to take this 70

1789
01:31:39,890 --> 01:31:44,120
million dollars a year away from what we

1790
01:31:42,350 --> 01:31:48,290
plan to give the teachers in order to

1791
01:31:44,120 --> 01:31:50,240
finance his bill let me let me respond

1792
01:31:48,290 --> 01:31:51,460
this way the 17 million dollar

1793
01:31:50,240 --> 01:31:53,840
implication

1794
01:31:51,460 --> 01:31:58,250
mr. Agnes is not going to come until

1795
01:31:53,840 --> 01:32:01,130
after 1980 all I'm asking for in the

1796

01:31:58,250 --> 01:32:03,800
next biennium is 1 million dollars so I

1797
01:32:01,130 --> 01:32:06,200
don't think that that your question in

1798
01:32:03,800 --> 01:32:08,540
that respect is extremely that valid

1799
01:32:06,200 --> 01:32:10,190
because I'm only I realize that

1800
01:32:08,540 --> 01:32:13,310
eventually the implications will

1801
01:32:10,190 --> 01:32:15,950
increase however hopefully by that time

1802
01:32:13,310 --> 01:32:17,480
we would have had an opportunity to

1803
01:32:15,950 --> 01:32:20,870
solve some of the problems that we do

1804
01:32:17,480 --> 01:32:22,460
have in this state financially but let

1805
01:32:20,870 --> 01:32:25,160
me point to me let me answer it this

1806
01:32:22,460 --> 01:32:26,900
other way I just don't feel that it is

1807
01:32:25,160 --> 01:32:29,450
fair for us to sit here in this

1808
01:32:26,900 --> 01:32:32,300
legislature and to compromise the

1809
01:32:29,450 --> 01:32:34,610
schoolchildren of this state I think

1810
01:32:32,300 --> 01:32:36,350
that that we have individuals sitting

1811
01:32:34,610 --> 01:32:38,870
back in our classrooms who have a

1812
01:32:36,350 --> 01:32:41,540
tremendous amount of ability who have a

1813
01:32:38,870 --> 01:32:43,400
lot to contribute to this state and I

1814
01:32:41,540 --> 01:32:45,710
think that you and I would be negligent

1815
01:32:43,400 --> 01:32:48,110
in our duties if we did not met our

1816
01:32:45,710 --> 01:32:51,470
commitment to those children and all I'm

1817
01:32:48,110 --> 01:32:54,830
asking for in the next between now and

1818
01:32:51,470 --> 01:32:56,450
1980 is for \$500,000 a year and I think

1819
01:32:54,830 --> 01:32:59,000
that's a fairly conservative figure mr.

1820
01:32:56,450 --> 01:33:02,060
Agnes I'm not concerned about that

1821
01:32:59,000 --> 01:33:04,460
figure so much but I think it's time

1822
01:33:02,060 --> 01:33:06,860
this legislature has got to look further

1823

01:33:04,460 --> 01:33:09,470
and further down the road before we

1824
01:33:06,860 --> 01:33:12,200
bankrupt this state and our my only

1825
01:33:09,470 --> 01:33:15,760
point is that somewhere we have to

1826
01:33:12,200 --> 01:33:19,070
establish orders of priority and and

1827
01:33:15,760 --> 01:33:21,290
unless I can be convinced that there is

1828
01:33:19,070 --> 01:33:23,060
some other source for these funds and

1829
01:33:21,290 --> 01:33:25,940
I'm thinking about that 17 million

1830
01:33:23,060 --> 01:33:27,980
dollars I'll have to pose your bill even

1831
01:33:25,940 --> 01:33:31,120
though I think the concept is a good one

1832
01:33:27,980 --> 01:33:33,950
because we have not established

1833
01:33:31,120 --> 01:33:35,780
priorities in this area well it just

1834
01:33:33,950 --> 01:33:37,640
seems to me that each of us is going to

1835
01:33:35,780 --> 01:33:39,140
have to establish our own priorities I

1836
01:33:37,640 --> 01:33:41,690
personally think that this should be one

1837
01:33:39,140 --> 01:33:42,740
of our top priorities any time the

1838
01:33:41,690 --> 01:33:44,630
schoolchildren of this state are

1839
01:33:42,740 --> 01:33:49,090
involved I think that should be our

1840
01:33:44,630 --> 01:33:51,500
number one priority mr. speaker mr. Zell

1841
01:33:49,090 --> 01:33:52,410
miss Madeline gentleman yields mr. Salem

1842
01:33:51,500 --> 01:33:56,450
mr. mayor

1843
01:33:52,410 --> 01:33:58,650
what is how's it going the are all

1844
01:33:56,450 --> 01:34:00,810
school systems going to have to

1845
01:33:58,650 --> 01:34:05,130
institute a program with this nature by

1846
01:34:00,810 --> 01:34:06,600
1980 no sir no sir this is not true this

1847
01:34:05,130 --> 01:34:08,400
would be left up to the individual

1848
01:34:06,600 --> 01:34:09,720
school districts or a combination of

1849
01:34:08,400 --> 01:34:12,210
school districts who would be permitted

1850

01:34:09,720 --> 01:34:14,310
to set up what would call demonstration

1851
01:34:12,210 --> 01:34:17,280
programs and then did the individual

1852
01:34:14,310 --> 01:34:20,100
school district wants to participate in

1853
01:34:17,280 --> 01:34:24,630
the program then they would be able to

1854
01:34:20,100 --> 01:34:27,510
do so all it calls for here is that we

1855
01:34:24,630 --> 01:34:29,310
would have a statewide program the

1856
01:34:27,510 --> 01:34:34,050
Central Education Agency would establish

1857
01:34:29,310 --> 01:34:35,700
the guidelines as I read the bill I

1858
01:34:34,050 --> 01:34:39,630
don't see anywhere in the bill where I'm

1859
01:34:35,700 --> 01:34:41,850
mandating any particular school system

1860
01:34:39,630 --> 01:34:43,200
it says that if a school district wants

1861
01:34:41,850 --> 01:34:47,220
to participate in a demonstration

1862
01:34:43,200 --> 01:34:49,230
program it must apply so therefore

1863
01:34:47,220 --> 01:34:50,460
unless they make an application I don't

1864
01:34:49,230 --> 01:34:53,310
see how we'll be requiring them to

1865
01:34:50,460 --> 01:34:55,680
participate in the program well on the

1866
01:34:53,310 --> 01:34:57,900
fiscal note it was attached to this they

1867
01:34:55,680 --> 01:34:59,280
was and I looked all through the bill

1868
01:34:57,900 --> 01:35:02,640
and couldn't see where they got it but

1869
01:34:59,280 --> 01:35:06,000
they were talking about using two

1870
01:35:02,640 --> 01:35:08,010
percent if in due course the criteria

1871
01:35:06,000 --> 01:35:10,110
identify 2 percent of the students as

1872
01:35:08,010 --> 01:35:12,450
eligible for special education for the

1873
01:35:10,110 --> 01:35:15,570
gifted and talented and the additional

1874
01:35:12,450 --> 01:35:18,260
cost is so forth is met where did where

1875
01:35:15,570 --> 01:35:21,030
did this 2% of the students come from

1876
01:35:18,260 --> 01:35:22,590
where did this this particular guideline

1877

01:35:21,030 --> 01:35:24,660
become developed because I don't sit in

1878
01:35:22,590 --> 01:35:27,240
the bill anywhere ok let me answer that

1879
01:35:24,660 --> 01:35:30,540
we we had a very difficult time trying

1880
01:35:27,240 --> 01:35:32,580
to make a determination as to the number

1881
01:35:30,540 --> 01:35:34,080
of gifted and talented gifted and

1882
01:35:32,580 --> 01:35:37,020
talented children that we had in this

1883
01:35:34,080 --> 01:35:39,000
state and and this 2% came from the

1884
01:35:37,020 --> 01:35:43,470
various experts who testified before the

1885
01:35:39,000 --> 01:35:46,200
committee and it's an estimated 2% well

1886
01:35:43,470 --> 01:35:49,110
you know we have no way of measuring at

1887
01:35:46,200 --> 01:35:51,300
this particular time exactly the number

1888
01:35:49,110 --> 01:35:53,400
of gifted and talented children but the

1889
01:35:51,300 --> 01:35:55,380
testimony that we received both from

1890
01:35:53,400 --> 01:35:56,850
experts from out of the state attaches

1891
01:35:55,380 --> 01:35:58,650
and from those within the state

1892
01:35:56,850 --> 01:36:00,120
this was the figure that they suggested

1893
01:35:58,650 --> 01:36:02,460
that we use because this is what they

1894
01:36:00,120 --> 01:36:03,840
felt would be the percentage of students

1895
01:36:02,460 --> 01:36:05,139
that would be found in the state that

1896
01:36:03,840 --> 01:36:08,710
would fall within and within

1897
01:36:05,139 --> 01:36:11,230
that particular category all right then

1898
01:36:08,710 --> 01:36:13,719
on-base evidently there the testimony

1899
01:36:11,230 --> 01:36:15,670
that y'all heard on this bill then use

1900
01:36:13,719 --> 01:36:17,290
this 2% figure how many students would

1901
01:36:15,670 --> 01:36:19,449
this involve in the state of Texas then

1902
01:36:17,290 --> 01:36:22,179
I don't have the exact number of

1903
01:36:19,449 --> 01:36:23,980
students well in round numbers III don't

1904

01:36:22,179 --> 01:36:25,840
have it in round numbers I'm sorry

1905
01:36:23,980 --> 01:36:29,850
well is it going to be six hundred

1906
01:36:25,840 --> 01:36:29,850
students a thousand students how many

1907
01:36:34,230 --> 01:36:38,790
I'm not advised I don't have a round

1908
01:36:36,730 --> 01:36:41,020
figure I'm sorry

1909
01:36:38,790 --> 01:36:42,429
there was nothing in testimony that

1910
01:36:41,020 --> 01:36:46,659
indicated how many children this would

1911
01:36:42,429 --> 01:36:49,260
be helping I'm not advising the total

1912
01:36:46,659 --> 01:36:52,540
student enrollment at the present time

1913
01:36:49,260 --> 01:36:55,060
of course bender you know I'm not

1914
01:36:52,540 --> 01:36:57,400
advised to with the total a DA for the

1915
01:36:55,060 --> 01:36:58,810
state of Texas is and I'm sorry I don't

1916
01:36:57,400 --> 01:37:02,650
have the figures well you don't take two

1917
01:36:58,810 --> 01:37:04,480
percent of a group of a school system

1918
01:37:02,650 --> 01:37:06,489
and you haven't gotten very many kids

1919
01:37:04,480 --> 01:37:09,460
that you go into health and of course

1920
01:37:06,489 --> 01:37:11,650
one of my couldn't as a former teacher

1921
01:37:09,460 --> 01:37:13,179
one of my concerns is that we have been

1922
01:37:11,650 --> 01:37:15,310
so willing to help people at the bottom

1923
01:37:13,179 --> 01:37:17,889
and we haven't been willing to help

1924
01:37:15,310 --> 01:37:20,739
these people at the top but at the same

1925
01:37:17,889 --> 01:37:22,659
time I definitely do feel like we need

1926
01:37:20,739 --> 01:37:26,050
to come up with something that is and

1927
01:37:22,659 --> 01:37:30,940
it's very definite in in regards to this

1928
01:37:26,050 --> 01:37:32,889
and something that is reasonable for

1929
01:37:30,940 --> 01:37:34,989
these school districts because I also

1930
01:37:32,889 --> 01:37:36,520
know that with districts such as I

1931

01:37:34,989 --> 01:37:38,770
represent with budget balance school

1932
01:37:36,520 --> 01:37:41,230
districts so many times we find programs

1933
01:37:38,770 --> 01:37:44,230
mandated and we've got to come up with

1934
01:37:41,230 --> 01:37:47,050
money for it let me let me respond to

1935
01:37:44,230 --> 01:37:51,280
this if you take a look at page 1 line

1936
01:37:47,050 --> 01:37:54,040
13 it gives you a definition of the term

1937
01:37:51,280 --> 01:37:56,770
gifted and talented the points are again

1938
01:37:54,040 --> 01:37:58,600
that this is something that the central

1939
01:37:56,770 --> 01:38:02,230
Education Agency is going to have to

1940
01:37:58,600 --> 01:38:04,510
make a determination on so the 2% figure

1941
01:38:02,230 --> 01:38:07,330
is just a rough estimate it could be

1942
01:38:04,510 --> 01:38:09,340
lower it could be higher so I can't

1943
01:38:07,330 --> 01:38:11,530
really give you an exact estimate on

1944
01:38:09,340 --> 01:38:13,239
that because the central Education

1945
01:38:11,530 --> 01:38:14,320
Agency is going to be responsible for

1946
01:38:13,239 --> 01:38:17,170
making that identify

1947
01:38:14,320 --> 01:38:19,740
Kayson what are we going to have to come

1948
01:38:17,170 --> 01:38:22,150
up with some new teacher certification

1949
01:38:19,740 --> 01:38:26,230
for for people to work with these

1950
01:38:22,150 --> 01:38:28,240
students we already have in many in many

1951
01:38:26,230 --> 01:38:29,920
of our school districts we already have

1952
01:38:28,240 --> 01:38:32,200
some of these programs already in effect

1953
01:38:29,920 --> 01:38:35,170
and we already have many of our

1954
01:38:32,200 --> 01:38:36,820
universities that are offering type

1955
01:38:35,170 --> 01:38:38,500
programs that will train a teacher to go

1956
01:38:36,820 --> 01:38:40,270
into gifted children so so we already

1957
01:38:38,500 --> 01:38:41,860
have this as being it this is already

1958

01:38:40,270 --> 01:38:43,240
implement in other words we're not going

1959
01:38:41,860 --> 01:38:44,470
to create some kind of program and then

1960
01:38:43,240 --> 01:38:46,930
all of a sudden find ourselves with

1961
01:38:44,470 --> 01:38:48,820
nobody - no sir no you're black we have

1962
01:38:46,930 --> 01:38:50,740
in some other programs that I will

1963
01:38:48,820 --> 01:38:52,540
mention no you're not and this is one

1964
01:38:50,740 --> 01:38:55,030
reason why we're starting with a low

1965
01:38:52,540 --> 01:38:59,080
financial figure of 500,000 we don't

1966
01:38:55,030 --> 01:39:00,820
want to jump into it and have a total

1967
01:38:59,080 --> 01:39:02,500
program statewide all of a sudden and

1968
01:39:00,820 --> 01:39:04,300
then find out we don't have qualified

1969
01:39:02,500 --> 01:39:06,670
people to be in those classrooms we want

1970
01:39:04,300 --> 01:39:08,260
to take a gradual approach to it we want

1971
01:39:06,670 --> 01:39:10,090
to experiment with it we want to make

1972
01:39:08,260 --> 01:39:11,830
sure that it works and we want to make

1973
01:39:10,090 --> 01:39:14,710
sure that we have qualified personnel in

1974
01:39:11,830 --> 01:39:16,210
those classrooms to make sure to make

1975
01:39:14,710 --> 01:39:18,370
sure that those children are actually

1976
01:39:16,210 --> 01:39:25,750
receiving the education that they should

1977
01:39:18,370 --> 01:39:31,620
be receiving mr. Victor speak against

1978
01:39:25,750 --> 01:39:34,000
the bill mr. speaker and members I

1979
01:39:31,620 --> 01:39:37,120
hesitated to get up and speak against

1980
01:39:34,000 --> 01:39:41,260
this bill as a former school teacher and

1981
01:39:37,120 --> 01:39:44,410
also as a parent of two children one of

1982
01:39:41,260 --> 01:39:47,530
which the school district tells me is a

1983
01:39:44,410 --> 01:39:50,160
gifted child and would receive special

1984
01:39:47,530 --> 01:39:53,590
educational treatments as a gifted child

1985

01:39:50,160 --> 01:39:56,680
and I would like to see some of the

1986
01:39:53,590 --> 01:40:00,520
state's money going to helping that

1987
01:39:56,680 --> 01:40:02,740
little girl to become what her potential

1988
01:40:00,520 --> 01:40:05,740
would allow her to become if she

1989
01:40:02,740 --> 01:40:08,220
received the proper education the reason

1990
01:40:05,740 --> 01:40:13,630
that I'm speaking against this bill is

1991
01:40:08,220 --> 01:40:17,290
that I think it is at the wrong time it

1992
01:40:13,630 --> 01:40:19,960
is an ill-conceived bill as far as the

1993
01:40:17,290 --> 01:40:21,880
timing that mr. Madeleine

1994
01:40:19,960 --> 01:40:27,130
has chosen to bring it before the

1995
01:40:21,880 --> 01:40:28,180
legislature now he speaks and says that

1996
01:40:27,130 --> 01:40:31,270
it's a minimum

1997
01:40:28,180 --> 01:40:33,730
cost of \$500,000 that's half a million

1998
01:40:31,270 --> 01:40:35,620
not going to be that painful for us

1999

01:40:33,730 --> 01:40:37,960

until we can find out if it's going to

2000

01:40:35,620 --> 01:40:40,750

work or not he can't tell you how many

2001

01:40:37,960 --> 01:40:42,880

students it's going to help it's not

2002

01:40:40,750 --> 01:40:45,400

going to help my child I know that

2003

01:40:42,880 --> 01:40:47,860

they're going to be a pilot program

2004

01:40:45,400 --> 01:40:50,170

according to the bill well where is that

2005

01:40:47,860 --> 01:40:53,320

pilot program going to be and how is

2006

01:40:50,170 --> 01:40:55,030

that money going to be spent chances are

2007

01:40:53,320 --> 01:40:58,050

as you well know it's going to be spent

2008

01:40:55,030 --> 01:41:02,140

in the Texas Education Agency in the

2009

01:40:58,050 --> 01:41:03,460

bureaucracy and the planning in the

2010

01:41:02,140 --> 01:41:04,990

setting up of the program and the

2011

01:41:03,460 --> 01:41:07,290

children will never see the program

2012

01:41:04,990 --> 01:41:10,300
never see the benefits of the program

2013
01:41:07,290 --> 01:41:12,310
it's going to be incumbent upon mr.

2014
01:41:10,300 --> 01:41:14,650
madla if his bill passed today to be

2015
01:41:12,310 --> 01:41:16,390
back here time and time again before the

2016
01:41:14,650 --> 01:41:18,580
legislature not only the house but also

2017
01:41:16,390 --> 01:41:21,040
the Senate and the Finance in the

2018
01:41:18,580 --> 01:41:25,930
Appropriations Committee seeking funding

2019
01:41:21,040 --> 01:41:29,730
as the fiscal note points out some 17

2020
01:41:25,930 --> 01:41:34,780
million dollars annually to properly

2021
01:41:29,730 --> 01:41:38,020
enact and carry out this program so the

2022
01:41:34,780 --> 01:41:40,390
true crux of the matter is for you to

2023
01:41:38,020 --> 01:41:43,090
consider as I've considered I think it's

2024
01:41:40,390 --> 01:41:45,430
the wrong time it has not been thought

2025
01:41:43,090 --> 01:41:47,440
through enough the state is not ready

2026
01:41:45,430 --> 01:41:50,530
for it this education agency is not

2027
01:41:47,440 --> 01:41:53,620
ready for it if we're going to pass a

2028
01:41:50,530 --> 01:41:56,110
massive school funding bill this year to

2029
01:41:53,620 --> 01:42:00,370
take care of the problems that we have

2030
01:41:56,110 --> 01:42:03,760
in school and in public education we

2031
01:42:00,370 --> 01:42:05,740
should not pass a bill of this nature so

2032
01:42:03,760 --> 01:42:09,870
I ask you to vote when the motion the

2033
01:42:05,740 --> 01:42:13,660
table is made to vote with that motion

2034
01:42:09,870 --> 01:42:17,740
at all well speak against bill gets

2035
01:42:13,660 --> 01:42:19,480
bigger members of the House let me call

2036
01:42:17,740 --> 01:42:21,970
your attention to a couple of factors

2037
01:42:19,480 --> 01:42:25,480
here that you find in your analysis of

2038
01:42:21,970 --> 01:42:29,170
this bill first of all we note that 27

2039

01:42:25,480 --> 01:42:31,060
states have provided full state support

2040
01:42:29,170 --> 01:42:32,860
for this so this is just to come on

2041
01:42:31,060 --> 01:42:34,960
let's get started and then we'll have a

2042
01:42:32,860 --> 01:42:38,740
full funding concept and that's what

2043
01:42:34,960 --> 01:42:40,480
they're really advocating here but the

2044
01:42:38,740 --> 01:42:41,530
author told you that during this

2045
01:42:40,480 --> 01:42:44,500
biennium mean

2046
01:42:41,530 --> 01:42:45,760
asking for a million dollars well let me

2047
01:42:44,500 --> 01:42:47,800
tell you that as a member of the

2048
01:42:45,760 --> 01:42:49,360
Appropriations Committee and all the

2049
01:42:47,800 --> 01:42:51,250
rest of you had that opportunity

2050
01:42:49,360 --> 01:42:54,820
yesterday to determine where we are from

2051
01:42:51,250 --> 01:42:57,210
a physical standpoint if we only pass

2052
01:42:54,820 --> 01:42:59,260
the appropriations bill and the

2053
01:42:57,210 --> 01:43:01,719
emergency spending bills that we've

2054
01:42:59,260 --> 01:43:04,270
already passed the Legislative Budget

2055
01:43:01,719 --> 01:43:07,840
board told us yesterday we have left

2056
01:43:04,270 --> 01:43:11,409
between 470 and 480 million dollars in

2057
01:43:07,840 --> 01:43:14,409
there sorry and that's all and that

2058
01:43:11,409 --> 01:43:15,940
won't even fund the governor's five

2059
01:43:14,409 --> 01:43:19,750
hundred and ninety million dollar

2060
01:43:15,940 --> 01:43:21,639
education bill so every one of these

2061
01:43:19,750 --> 01:43:24,969
little pet projects that come in here

2062
01:43:21,639 --> 01:43:27,010
and add another million dollars set up a

2063
01:43:24,969 --> 01:43:30,789
situation that makes our plight even

2064
01:43:27,010 --> 01:43:34,119
more intolerable and if we spend every

2065
01:43:30,789 --> 01:43:35,650
penny that we have this year and I

2066

01:43:34,119 --> 01:43:38,559
assume that that's what's fixing to

2067
01:43:35,650 --> 01:43:41,469
happen then the Legislative Budget board

2068
01:43:38,559 --> 01:43:45,039
told us next year the session that meets

2069
01:43:41,469 --> 01:43:48,550
two years from now will help to pass a

2070
01:43:45,039 --> 01:43:51,039
tax bill of a billion dollars just to

2071
01:43:48,550 --> 01:43:54,010
keep things going then at the current

2072
01:43:51,039 --> 01:43:56,170
rate of spending and you've never seen

2073
01:43:54,010 --> 01:43:58,630
this legislature hold anything down to

2074
01:43:56,170 --> 01:44:00,630
the current rate of spending this is

2075
01:43:58,630 --> 01:44:03,190
just something that we cannot afford

2076
01:44:00,630 --> 01:44:06,639
we're really talking about two years

2077
01:44:03,190 --> 01:44:07,900
from now an expenditure of 17 million

2078
01:44:06,639 --> 01:44:10,270
dollars annually

2079
01:44:07,900 --> 01:44:12,309
we've got people over to Education

2080
01:44:10,270 --> 01:44:15,309
Agency directing that agency that can't

2081
01:44:12,309 --> 01:44:17,920
even read the appropriations bill much

2082
01:44:15,309 --> 01:44:20,739
less set up this kind of pilot project

2083
01:44:17,920 --> 01:44:24,909
or speaker with a job I finish gentleman

2084
01:44:20,739 --> 01:44:27,400
doesn't you what we need to do is to

2085
01:44:24,909 --> 01:44:29,590
improve the quality of education that we

2086
01:44:27,400 --> 01:44:32,260
have across the board in this state and

2087
01:44:29,590 --> 01:44:36,190
we don't have enough money to do that to

2088
01:44:32,260 --> 01:44:38,230
the fullest extent this program will not

2089
01:44:36,190 --> 01:44:42,520
benefit the people in most of your

2090
01:44:38,230 --> 01:44:45,070
districts it's only going to be paid by

2091
01:44:42,520 --> 01:44:47,139
the whole for the benefit of a few here

2092
01:44:45,070 --> 01:44:49,270
it's going to be another one of these

2093

01:44:47,139 --> 01:44:51,639
pilot projects and I would suspect

2094
01:44:49,270 --> 01:44:53,440
knowing where the study came from but I

2095
01:44:51,639 --> 01:44:53,840
can tell you the city that the pilot

2096
01:44:53,440 --> 01:44:55,790
project

2097
01:44:53,840 --> 01:44:58,480
is going to be in and it's probably

2098
01:44:55,790 --> 01:45:01,520
going to be in San Antonio our love of

2099
01:44:58,480 --> 01:45:03,800
mr. McAllister from love up mr. madness

2100
01:45:01,520 --> 01:45:05,750
from San Antonio it's not going to help

2101
01:45:03,800 --> 01:45:07,760
you and I it's certainly not going to

2102
01:45:05,750 --> 01:45:09,739
help our tax payer it's going to make

2103
01:45:07,760 --> 01:45:11,989
our financial condition even more

2104
01:45:09,739 --> 01:45:14,360
intolerable and we have many priorities

2105
01:45:11,989 --> 01:45:17,000
much higher than their let's act

2106
01:45:14,360 --> 01:45:22,429
physically responsible today and Mr

2107
01:45:17,000 --> 01:45:24,770
Speaker I move to table the bill mr.

2108
01:45:22,429 --> 01:45:28,670
manler mr. McAllister to close on the

2109
01:45:24,770 --> 01:45:30,619
bill mid speaker and members of the

2110
01:45:28,670 --> 01:45:33,349
house I think mr. Halliwell just said

2111
01:45:30,619 --> 01:45:37,760
something that speaks directly to this

2112
01:45:33,349 --> 01:45:39,889
bill and that is it certainly because my

2113
01:45:37,760 --> 01:45:44,719
opinion dollar was gentleman you going

2114
01:45:39,889 --> 01:45:47,420
in not at this time not at this time to

2115
01:45:44,719 --> 01:45:48,530
take steps to improve the quality of

2116
01:45:47,420 --> 01:45:51,110
education

2117
01:45:48,530 --> 01:45:53,630
now all this phony baloney about 17

2118
01:45:51,110 --> 01:45:55,639
million dollars is absolutely something

2119
01:45:53,630 --> 01:45:58,099
that is a footnote here at the bottom of

2120

01:45:55,639 --> 01:46:00,560
the fiscal note projecting what could

2121
01:45:58,099 --> 01:46:04,489
happen if this proves to be successful

2122
01:46:00,560 --> 01:46:06,260
and we go into the same era that

2123
01:46:04,489 --> 01:46:09,230
California is done where they've done a

2124
01:46:06,260 --> 01:46:11,540
successful job in this and the testimony

2125
01:46:09,230 --> 01:46:14,449
before our committees that they'd save

2126
01:46:11,540 --> 01:46:16,719
literally millions and close to a

2127
01:46:14,449 --> 01:46:19,280
billion dollars by being able to

2128
01:46:16,719 --> 01:46:22,280
specifically set up programs that would

2129
01:46:19,280 --> 01:46:24,230
apply to this group and that group and

2130
01:46:22,280 --> 01:46:26,599
at the same time learn to feedback into

2131
01:46:24,230 --> 01:46:29,389
the mainstream of education the people

2132
01:46:26,599 --> 01:46:31,880
who have the brilliant minds and the

2133
01:46:29,389 --> 01:46:34,400
ability to go into various and

2134
01:46:31,880 --> 01:46:36,230
sophisticated areas of physics and

2135
01:46:34,400 --> 01:46:38,030
science and the things that are really

2136
01:46:36,230 --> 01:46:41,449
important for the future of this country

2137
01:46:38,030 --> 01:46:43,520
at the same time it helped to give a

2138
01:46:41,449 --> 01:46:45,469
specific definition of those who would

2139
01:46:43,520 --> 01:46:47,300
want to be the best shelf in town

2140
01:46:45,469 --> 01:46:49,460
who'd want to be a welder and the like

2141
01:46:47,300 --> 01:46:51,500
it speaks to the individual talents it

2142
01:46:49,460 --> 01:46:54,260
does not set up anything like a super

2143
01:46:51,500 --> 01:46:57,320
race it merely gives a child a chance to

2144
01:46:54,260 --> 01:46:59,179
be himself if you have studied closely

2145
01:46:57,320 --> 01:47:01,190
in Austin Texas in the past few months

2146
01:46:59,179 --> 01:47:05,360
we've had several suicide

2147

01:47:01,190 --> 01:47:07,060

I had the dishonor and the very sad in

2148

01:47:05,360 --> 01:47:09,190

fact are being very close

2149

01:47:07,060 --> 01:47:12,280

a 22 year old young man who was

2150

01:47:09,190 --> 01:47:14,680

completely turned off who had a an IQ of

2151

01:47:12,280 --> 01:47:17,050

170 turned off our curriculum and

2152

01:47:14,680 --> 01:47:19,870

committed suicide at the age of 22

2153

01:47:17,050 --> 01:47:22,360

because he was completely psyched out by

2154

01:47:19,870 --> 01:47:23,680

the inability of our educational system

2155

01:47:22,360 --> 01:47:25,570

to reach this person that could have

2156

01:47:23,680 --> 01:47:28,990

been an important brain in this country

2157

01:47:25,570 --> 01:47:31,360

this is a pilot program we're merely

2158

01:47:28,990 --> 01:47:32,890

going to start and these people are so

2159

01:47:31,360 --> 01:47:35,470

fiscally responsible

2160

01:47:32,890 --> 01:47:37,510

if this program proves to be successful

2161
01:47:35,470 --> 01:47:39,100
we shall invest more in it we're asking

2162
01:47:37,510 --> 01:47:41,890
for five hundred thousand dollars a year

2163
01:47:39,100 --> 01:47:44,410
for the program for us to learn how to

2164
01:47:41,890 --> 01:47:46,600
do it and I can say this at Texas

2165
01:47:44,410 --> 01:47:49,330
Education Agency right now folks

2166
01:47:46,600 --> 01:47:52,000
it's never delegated advanced to you at

2167
01:47:49,330 --> 01:47:54,580
all is spending several hundred million

2168
01:47:52,000 --> 01:47:57,430
dollars with the same type programs but

2169
01:47:54,580 --> 01:47:59,140
it has not been properly defined we are

2170
01:47:57,430 --> 01:48:01,600
not spending any more money basically

2171
01:47:59,140 --> 01:48:03,790
and fundamentally we're just directing

2172
01:48:01,600 --> 01:48:07,330
it into what mr. Halliwell said an

2173
01:48:03,790 --> 01:48:11,830
attempt to get quality education I shall

2174

01:48:07,330 --> 01:48:14,200
do mr. McAllister we have some

2175
01:48:11,830 --> 01:48:17,710
discussion and we took a vote not too

2176
01:48:14,200 --> 01:48:19,720
long ago on the issue relating to equal

2177
01:48:17,710 --> 01:48:21,160
educational opportunity would you tell

2178
01:48:19,720 --> 01:48:22,180
this house how you voted on that

2179
01:48:21,160 --> 01:48:24,190
particular issue

2180
01:48:22,180 --> 01:48:26,800
do you favor equal educational

2181
01:48:24,190 --> 01:48:29,380
opportunity mr. Foxx I think you and I

2182
01:48:26,800 --> 01:48:31,810
have said quite often that that is a

2183
01:48:29,380 --> 01:48:35,410
goal I think you answer yes or no mr.

2184
01:48:31,810 --> 01:48:38,640
MacElroy I have voted for our seeking a

2185
01:48:35,410 --> 01:48:41,170
goal of equal educational opportunity

2186
01:48:38,640 --> 01:48:43,900
mr. McAllister would you explain to this

2187
01:48:41,170 --> 01:48:46,950
house and if this program is adopted and

2188
01:48:43,900 --> 01:48:50,980
we start doing this in specific cases

2189
01:48:46,950 --> 01:48:53,170
how we can tell the courts that we're

2190
01:48:50,980 --> 01:48:55,780
providing equal educational opportunity

2191
01:48:53,170 --> 01:48:58,240
if we don't provide like courses of

2192
01:48:55,780 --> 01:49:00,910
study to every child who's so request

2193
01:48:58,240 --> 01:49:02,980
well I can give you one example I would

2194
01:49:00,910 --> 01:49:04,510
tell the courts and that is I went to

2195
01:49:02,980 --> 01:49:07,810
the carnival the other night with a

2196
01:49:04,510 --> 01:49:09,490
couple of nine-year-old Mexican American

2197
01:49:07,810 --> 01:49:11,410
youngsters you're very bright and

2198
01:49:09,490 --> 01:49:13,750
brilliant and these two young people

2199
01:49:11,410 --> 01:49:16,270
were given the same opportunity others

2200
01:49:13,750 --> 01:49:18,040
to participate in the bilingual program

2201

01:49:16,270 --> 01:49:20,470
and they both spoke two language

2202
01:49:18,040 --> 01:49:22,330
jiae's fluently something I couldn't do

2203
01:49:20,470 --> 01:49:24,790
they were what I call gifted children

2204
01:49:22,330 --> 01:49:26,920
and probably will be a great asset to

2205
01:49:24,790 --> 01:49:28,990
this great country of ours in years to

2206
01:49:26,920 --> 01:49:31,690
come they had an equal education

2207
01:49:28,990 --> 01:49:33,970
opportunity with my son who has not yet

2208
01:49:31,690 --> 01:49:37,270
learned to speak two languages it needs

2209
01:49:33,970 --> 01:49:39,310
35 years of age mr. McAllister do you

2210
01:49:37,270 --> 01:49:41,320
think the court is going to put itself

2211
01:49:39,310 --> 01:49:44,560
in the position of deciding whether or

2212
01:49:41,320 --> 01:49:46,510
not a child has such unique musical

2213
01:49:44,560 --> 01:49:49,270
talents that they should or should not

2214
01:49:46,510 --> 01:49:52,210
be provided special educational

2215
01:49:49,270 --> 01:49:56,470
opportunities in the field of music of

2216
01:49:52,210 --> 01:49:58,090
performing arts mr. Fox honor the Lord

2217
01:49:56,470 --> 01:50:00,550
knows what the courts are going to do

2218
01:49:58,090 --> 01:50:02,410
that is an excellent statement mr.

2219
01:50:00,550 --> 01:50:04,120
McAllister and I hope the house heard

2220
01:50:02,410 --> 01:50:06,220
you say it and I hope you they'll

2221
01:50:04,120 --> 01:50:07,900
remember that when they consider the

2222
01:50:06,220 --> 01:50:09,970
question of voting on this bill

2223
01:50:07,900 --> 01:50:11,410
well I maybe the house didn't hear it

2224
01:50:09,970 --> 01:50:13,420
but I know the Lord heard it that's

2225
01:50:11,410 --> 01:50:15,730
important fortunately he doesn't have

2226
01:50:13,420 --> 01:50:17,980
enough votes here mr. McAllister you may

2227
01:50:15,730 --> 01:50:18,730
have more than yours mr. speaker will

2228

01:50:17,980 --> 01:50:20,860
the gentleman yield

2229
01:50:18,730 --> 01:50:22,630
yeah mr. Miguel young high yield

2230
01:50:20,860 --> 01:50:24,220
gentleman what's the matter mr.

2231
01:50:22,630 --> 01:50:27,340
McAllister just to clear up one of the

2232
01:50:24,220 --> 01:50:30,100
statements that representative Halliwell

2233
01:50:27,340 --> 01:50:31,810
made isn't it a fact that of the school

2234
01:50:30,100 --> 01:50:33,610
district from Grand Saline wanted to

2235
01:50:31,810 --> 01:50:36,670
apply for a pilot program they would be

2236
01:50:33,610 --> 01:50:39,340
able to do so under this bill right so

2237
01:50:36,670 --> 01:50:41,200
if they do not apply that they cannot

2238
01:50:39,340 --> 01:50:42,700
blame the rest of the school districts

2239
01:50:41,200 --> 01:50:45,520
across the state because they don't have

2240
01:50:42,700 --> 01:50:47,770
such a program is that correct that's

2241
01:50:45,520 --> 01:50:50,050
correct Frank and you and I know and and

2242
01:50:47,770 --> 01:50:51,340
most of the witnesses who are most of

2243
01:50:50,050 --> 01:50:53,230
the people who served on this committee

2244
01:50:51,340 --> 01:50:55,750
served free of charge came here because

2245
01:50:53,230 --> 01:50:58,450
they considered it important and they

2246
01:50:55,750 --> 01:51:02,340
felt that this is a real step in our

2247
01:50:58,450 --> 01:51:06,700
getting more fire dollar in education

2248
01:51:02,340 --> 01:51:10,000
and I will approve your voting no on the

2249
01:51:06,700 --> 01:51:11,980
motion to table mr. Halliwell has moved

2250
01:51:10,000 --> 01:51:14,230
a table House bill to any the quilt

2251
01:51:11,980 --> 01:51:15,990
recurs on a motion to table all those in

2252
01:51:14,230 --> 01:51:17,820
favor of the motion table of our

2253
01:51:15,990 --> 01:51:22,230
as opposed to vote no it's a record vote

2254
01:51:17,820 --> 01:51:23,580
to clerk a ring to beoh excuse

2255

01:51:22,230 --> 01:51:25,140
representative Kubiak go to the

2256

01:51:23,580 --> 01:51:26,660
important business on emotion revenue

2257

01:51:25,140 --> 01:51:29,550
parker is there objection

2258

01:51:26,660 --> 01:51:35,600
chair here is none show miss Halliwell

2259

01:51:29,550 --> 01:51:35,600
voting I shall miss McAllister voting no

2260

01:51:36,260 --> 01:51:40,190
have all members voted

2261

01:51:46,890 --> 01:51:50,390
kill men to Adams voting No

2262

01:51:56,960 --> 01:52:00,429
have all members voted

2263

01:52:22,489 --> 01:52:32,060
mr. keeper message from the Senate mr.

2264

01:52:26,540 --> 01:52:34,840
speaker mr. just one second we'll go

2265

01:52:32,060 --> 01:52:34,840
ahead and finish about here

2266

01:52:44,110 --> 01:52:51,730
now being 37 eyes 97 nose 1 presen not

2267

01:52:48,280 --> 01:52:55,300
voting the motion to table fails it met

2268

01:52:51,730 --> 01:52:56,710
the messenger mr. speaker I'm directed

2269
01:52:55,300 --> 01:52:58,390
by the Senate to inform the house that

2270
01:52:56,710 --> 01:53:01,240
the Senate has passed the following

2271
01:52:58,390 --> 01:53:03,340
House bill five to six by Jones of

2272
01:53:01,240 --> 01:53:05,290
Harris relating to the power of certain

2273
01:53:03,340 --> 01:53:07,090
cities to acquire property for purposes

2274
01:53:05,290 --> 01:53:07,660
of whites treatment and declaring an

2275
01:53:07,090 --> 01:53:10,600
emergency

2276
01:53:07,660 --> 01:53:12,850
House bill four nine seven by McDonnell

2277
01:53:10,600 --> 01:53:14,830
of Hidalgo relating to eminent domain

2278
01:53:12,850 --> 01:53:16,030
power of drainage districts and

2279
01:53:14,830 --> 01:53:19,600
declaring an emergency

2280
01:53:16,030 --> 01:53:21,250
House bill 409 by Rybak relating to

2281
01:53:19,600 --> 01:53:23,050
interest rates on judgments of the

2282

01:53:21,250 --> 01:53:23,680
courts of this state and declaring an

2283
01:53:23,050 --> 01:53:27,610
emergency

2284
01:53:23,680 --> 01:53:29,710
House bill 493 by Penta knee relating to

2285
01:53:27,610 --> 01:53:31,600
annual reports on statewide needs in

2286
01:53:29,710 --> 01:53:32,380
field of higher education and declaring

2287
01:53:31,600 --> 01:53:34,440
an emergency

2288
01:53:32,380 --> 01:53:36,730
[Music]

2289
01:53:34,440 --> 01:53:41,770
the following amendment the clerk will

2290
01:53:36,730 --> 01:53:43,990
read the amendment amendment by Davis

2291
01:53:41,770 --> 01:53:47,650
I'm in House bill 280 second printing

2292
01:53:43,990 --> 01:53:50,680
page 3 line 17 and 18 by placing a

2293
01:53:47,650 --> 01:53:52,930
period after mr. Davis to explain the

2294
01:53:50,680 --> 01:53:57,030
amendment Thank You mr. speaker and

2295
01:53:52,930 --> 01:54:02,590
members you'll recall the conversation

2296
01:53:57,030 --> 01:54:06,330
between mr. madam and mr. Larry I mean a

2297
01:54:02,590 --> 01:54:10,240
while ago about the \$500,000 year cost

2298
01:54:06,330 --> 01:54:12,940
the bill is in his present form has

2299
01:54:10,240 --> 01:54:16,680
built into it a termination of that

2300
01:54:12,940 --> 01:54:22,000
limitation for the school years that

2301
01:54:16,680 --> 01:54:24,610
began in 1979 and subsequent to that

2302
01:54:22,000 --> 01:54:26,470
time the legislative board in their

2303
01:54:24,610 --> 01:54:30,040
fiscal note attached to the bill says

2304
01:54:26,470 --> 01:54:32,020
that their estimated costs when it's

2305
01:54:30,040 --> 01:54:34,300
fully implemented would be 17 million

2306
01:54:32,020 --> 01:54:37,060
dollars a year and I think that before

2307
01:54:34,300 --> 01:54:39,540
we commit that type of money in a bill

2308
01:54:37,060 --> 01:54:42,970
which establishes a pilot program that

2309

01:54:39,540 --> 01:54:45,100
we ought to take a new look at it after

2310
01:54:42,970 --> 01:54:46,690
the pilot program has been involved and

2311
01:54:45,100 --> 01:54:49,330
not have a provision for automatic

2312
01:54:46,690 --> 01:54:52,530
funding so this amendment if you're turn

2313
01:54:49,330 --> 01:54:56,860
to your second printing on page 3 line

2314
01:54:52,530 --> 01:54:57,670
17 and 18 puts a period after the figure

2315
01:54:56,860 --> 01:55:00,070
500

2316
01:54:57,670 --> 01:55:02,800
thousand dollars and strikes the balance

2317
01:55:00,070 --> 01:55:07,330
of that sentence which reads prior to

2318
01:55:02,800 --> 01:55:09,370
the 1979-80 school year and this would

2319
01:55:07,330 --> 01:55:12,580
limit the program then to five hundred

2320
01:55:09,370 --> 01:55:14,770
thousand dollars per year until such

2321
01:55:12,580 --> 01:55:16,330
time as the legislature on evaluation of

2322
01:55:14,770 --> 01:55:18,850
the results of the pilot program that

2323
01:55:16,330 --> 01:55:20,320
will be started under this bill says if

2324
01:55:18,850 --> 01:55:22,360
we think it's a good thing and it ought

2325
01:55:20,320 --> 01:55:24,100
to be done statewide for every child

2326
01:55:22,360 --> 01:55:26,590
that fits within the gifted student

2327
01:55:24,100 --> 01:55:30,310
category I think that this is a more

2328
01:55:26,590 --> 01:55:33,429
proper way to handle this type of bill

2329
01:55:30,310 --> 01:55:36,460
rather than to build in a pilot program

2330
01:55:33,429 --> 01:55:38,080
with a fixed limitation for a certain

2331
01:55:36,460 --> 01:55:39,790
period of time and then open it up

2332
01:55:38,080 --> 01:55:42,310
thereafter should the legislature

2333
01:55:39,790 --> 01:55:45,460
through inadvertence not look at the

2334
01:55:42,310 --> 01:55:46,360
provisions of this act first anchor with

2335
01:55:45,460 --> 01:55:49,660
the gentleman yield

2336

01:55:46,360 --> 01:55:50,860
aye gentleman socratic mr. Davis is if I

2337
01:55:49,660 --> 01:55:52,239
understand what you're doing you're just

2338
01:55:50,860 --> 01:55:54,010
setting the saying that we're going to

2339
01:55:52,239 --> 01:55:56,739
try this on a pilot program you're gonna

2340
01:55:54,010 --> 01:55:58,750
spend five hundred thousand dollars and

2341
01:55:56,739 --> 01:56:00,610
cut it off at that point and the next

2342
01:55:58,750 --> 01:56:03,550
legislature can look at it is that

2343
01:56:00,610 --> 01:56:05,710
correct well sort of like that Mr

2344
01:56:03,550 --> 01:56:08,469
Craddock the bill already establishes

2345
01:56:05,710 --> 01:56:10,179
the pilot project concept and limits the

2346
01:56:08,469 --> 01:56:12,160
expenditures to five hundred thousand

2347
01:56:10,179 --> 01:56:14,890
dollars per year but that limitation

2348
01:56:12,160 --> 01:56:16,780
would cease in the school year 79-80

2349
01:56:14,890 --> 01:56:18,280
and then the projected costs by

2350
01:56:16,780 --> 01:56:19,750
Legislative Budget board is seventeen

2351
01:56:18,280 --> 01:56:22,929
million dollars a year so you're going

2352
01:56:19,750 --> 01:56:24,520
to taking out that termination date and

2353
01:56:22,929 --> 01:56:26,199
say that we have a limit of five hundred

2354
01:56:24,520 --> 01:56:29,320
thousand dollars per year for this

2355
01:56:26,199 --> 01:56:31,600
program until the legislature says it is

2356
01:56:29,320 --> 01:56:33,040
working we want it statewide and we're

2357
01:56:31,600 --> 01:56:34,920
willing to commit the seventeen million

2358
01:56:33,040 --> 01:56:37,570
dollars a year for that purpose right

2359
01:56:34,920 --> 01:56:39,040
did you go to the deal that the lbb gave

2360
01:56:37,570 --> 01:56:40,870
yesterday where they said that we could

2361
01:56:39,040 --> 01:56:42,520
possibly have to pass a two billion

2362
01:56:40,870 --> 01:56:45,969
dollar tax bill in the next session the

2363

01:56:42,520 --> 01:56:47,949
legislature this is one of the reasons

2364
01:56:45,969 --> 01:56:49,570
where we're committing funds and before

2365
01:56:47,949 --> 01:56:51,460
we've even seen what a program is going

2366
01:56:49,570 --> 01:56:53,500
to do and it'd be better to take your

2367
01:56:51,460 --> 01:56:54,610
amendment and go ahead and shut it off

2368
01:56:53,500 --> 01:56:56,199
and have them come back to the

2369
01:56:54,610 --> 01:56:58,150
legislature in the next session where we

2370
01:56:56,199 --> 01:57:00,520
can get a view of how the pilot program

2371
01:56:58,150 --> 01:57:02,770
rent went yes Mr Craddock and if you

2372
01:57:00,520 --> 01:57:04,540
were called from the statement of mr.

2373
01:57:02,770 --> 01:57:07,030
kil yesterday that we already have

2374
01:57:04,540 --> 01:57:08,620
built-in cost that go up unless the

2375
01:57:07,030 --> 01:57:10,010
legislature changes their mind and these

2376
01:57:08,620 --> 01:57:12,320
are already built into the power

2377
01:57:10,010 --> 01:57:14,900
school programs and other type programs

2378
01:57:12,320 --> 01:57:18,530
which are automatic funding and we're

2379
01:57:14,900 --> 01:57:21,980
growing I think at the current rate in a

2380
01:57:18,530 --> 01:57:23,720
special education at about 200 million

2381
01:57:21,980 --> 01:57:25,760
dollars or current Spinnaker's for

2382
01:57:23,720 --> 01:57:28,790
special education programs of about 200

2383
01:57:25,760 --> 01:57:31,190
million dollars and we started in 1969

2384
01:57:28,790 --> 01:57:34,070
at 40 million dollars it's increased

2385
01:57:31,190 --> 01:57:35,780
fivefold in just six years and I think I

2386
01:57:34,070 --> 01:57:38,239
have no objection to the concept of the

2387
01:57:35,780 --> 01:57:40,340
bill but let's find out if it works on a

2388
01:57:38,239 --> 01:57:41,840
pilot program basis and if it does and

2389
01:57:40,340 --> 01:57:43,550
we want to make the commitment to the

2390

01:57:41,840 --> 01:57:45,980
future to the tune of 17 million dollars

2391
01:57:43,550 --> 01:57:48,650
we can do it if we don't want to do that

2392
01:57:45,980 --> 01:57:50,780
it won't automatically be built in mr.

2393
01:57:48,650 --> 01:57:51,260
speaker mr. Maloney will the gentleman

2394
01:57:50,780 --> 01:57:53,180
yield

2395
01:57:51,260 --> 01:57:55,370
he over there sir yes I you gentleman

2396
01:57:53,180 --> 01:57:59,600
yield mr. Maloney mr. Davis it's my

2397
01:57:55,370 --> 01:58:01,400
understanding that T EA in their request

2398
01:57:59,600 --> 01:58:03,890
for appropriations before the

2399
01:58:01,400 --> 01:58:06,320
Appropriations Committee anticipates

2400
01:58:03,890 --> 01:58:09,410
some of this legislation that is now

2401
01:58:06,320 --> 01:58:11,300
pending before the 64th legislature do

2402
01:58:09,410 --> 01:58:15,110
you have any information to know whether

2403
01:58:11,300 --> 01:58:17,510
this \$500,000 is already built into

2404
01:58:15,110 --> 01:58:20,120
their appropriation request or I do not

2405
01:58:17,510 --> 01:58:21,650
know mr. Maloney if you know I'd be more

2406
01:58:20,120 --> 01:58:26,390
than happy for you to advise me and the

2407
01:58:21,650 --> 01:58:30,739
members of the House Thank You mr.

2408
01:58:26,390 --> 01:58:32,870
speaker mr. McAllister miss Davis yield

2409
01:58:30,739 --> 01:58:38,780
high yield gentleman yields Miguel mr.

2410
01:58:32,870 --> 01:58:43,730
Davis the 7th our the 27 million is not

2411
01:58:38,780 --> 01:58:45,410
mentioned in the bill is it no Mac you

2412
01:58:43,730 --> 01:58:45,830
know how these things work as well as I

2413
01:58:45,410 --> 01:58:48,620
do

2414
01:58:45,830 --> 01:58:51,170
well they answer you question the

2415
01:58:48,620 --> 01:58:53,270
minimum foundation program is the first

2416
01:58:51,170 --> 01:58:56,450
call on revenues that passed through the

2417

01:58:53,270 --> 01:58:59,570
omnibus tax clearance fund and now those

2418
01:58:56,450 --> 01:59:02,330
revenues are automatically put into the

2419
01:58:59,570 --> 01:59:04,820
minimum foundation program based on the

2420
01:59:02,330 --> 01:59:06,770
Central Education Agency certification

2421
01:59:04,820 --> 01:59:09,080
of the amount required to fund the

2422
01:59:06,770 --> 01:59:10,580
minimum foundation program then when we

2423
01:59:09,080 --> 01:59:13,370
appropriate the money for that purpose

2424
01:59:10,580 --> 01:59:16,580
we've appropriate an estimated amount

2425
01:59:13,370 --> 01:59:18,739
and the amount could be 10 million above

2426
01:59:16,580 --> 01:59:20,450
or ten million dollars below what the

2427
01:59:18,739 --> 01:59:21,710
agency certification is but it's an

2428
01:59:20,450 --> 01:59:23,750
automatic appropriate

2429
01:59:21,710 --> 01:59:27,650
but now it's automatic diversion of

2430
01:59:23,750 --> 01:59:29,900
money into the minimum Foundation fun

2431
01:59:27,650 --> 01:59:31,550
out of the Omnibus taxpayer in front so

2432
01:59:29,900 --> 01:59:34,070
it's while it's true that the bill does

2433
01:59:31,550 --> 01:59:38,739
not appropriate that money for school

2434
01:59:34,070 --> 01:59:42,080
years had commenced after our own in

2435
01:59:38,739 --> 01:59:44,390
1979 if there'll be these figures are

2436
01:59:42,080 --> 01:59:46,070
correct and I you know have no reason to

2437
01:59:44,390 --> 01:59:48,170
believe that they're in Iraq the cost

2438
01:59:46,070 --> 01:59:50,120
will be seventeen million dollars it

2439
01:59:48,170 --> 01:59:52,070
will automatically be built in to the

2440
01:59:50,120 --> 01:59:53,540
minimum foundation program and will be

2441
01:59:52,070 --> 01:59:55,760
automatically funded out of the

2442
01:59:53,540 --> 01:59:57,110
Heartless tax clearance fund into the

2443
01:59:55,760 --> 01:59:58,489
minimum foundation fund

2444

01:59:57,110 --> 02:00:00,410
but do you know where the seventy

2445
01:59:58,489 --> 02:00:03,680
million figure came from I mean the

2446
02:00:00,410 --> 02:00:05,300
formula well he estimates I think in his

2447
02:00:03,680 --> 02:00:07,460
fiscal note yeah I'm sure you read it

2448
02:00:05,300 --> 02:00:09,739
two percent perhaps and still now might

2449
02:00:07,460 --> 02:00:11,270
qualify for the program they don't know

2450
02:00:09,739 --> 02:00:13,700
whether that's correct or not let me

2451
02:00:11,270 --> 02:00:17,690
nobody's disputing they asked it is let

2452
02:00:13,700 --> 02:00:19,520
me ask you this this is an endeavor on

2453
02:00:17,690 --> 02:00:21,230
our part to let you know that in the

2454
02:00:19,520 --> 02:00:23,330
some twenty five to thirty billion

2455
02:00:21,230 --> 02:00:26,510
dollars that will be spent in education

2456
02:00:23,330 --> 02:00:29,360
if we continue as is in the next between

2457
02:00:26,510 --> 02:00:32,510
nine nineteen eighty seventy million out

2458
02:00:29,360 --> 02:00:34,400
of out of twenty five billion would be

2459
02:00:32,510 --> 02:00:36,700
invested in this program if it's

2460
02:00:34,400 --> 02:00:36,700
successful

2461
02:00:38,469 --> 02:00:43,010
amendment that before we make the

2462
02:00:41,000 --> 02:00:44,960
seventeen million dollar commitment that

2463
02:00:43,010 --> 02:00:46,730
we make the determination that it is

2464
02:00:44,960 --> 02:00:48,230
successful the bill makes a commitment

2465
02:00:46,730 --> 02:00:50,570
of five hundred thousand dollars

2466
02:00:48,230 --> 02:00:52,760
annually for the next four school terms

2467
02:00:50,570 --> 02:00:55,250
and I want to say that let's make it

2468
02:00:52,760 --> 02:00:57,860
until the legislature says the pilot

2469
02:00:55,250 --> 02:00:59,510
program is working we do endorse the

2470
02:00:57,860 --> 02:01:01,850
concept we're willing to spend the money

2471

02:00:59,510 --> 02:01:03,739
and make it at that time not at this

2472
02:01:01,850 --> 02:01:05,630
time before the pilot program has been

2473
02:01:03,739 --> 02:01:07,430
instituted before we know what the

2474
02:01:05,630 --> 02:01:09,410
results are going to be and before we

2475
02:01:07,430 --> 02:01:11,900
have an estimate of the cost and I think

2476
02:01:09,410 --> 02:01:14,450
that sound physical policy as well as

2477
02:01:11,900 --> 02:01:17,210
good educational practice says let's

2478
02:01:14,450 --> 02:01:19,460
build in our safeguards now and take

2479
02:01:17,210 --> 02:01:21,620
them out when we've proven the program

2480
02:01:19,460 --> 02:01:23,060
to be a good program let's don't fund it

2481
02:01:21,620 --> 02:01:24,770
until we know it's going to work that's

2482
02:01:23,060 --> 02:01:26,690
all my amendment does and you know that

2483
02:01:24,770 --> 02:01:28,520
now I know that I hope the members of

2484
02:01:26,690 --> 02:01:30,680
the house know this and I hope that they

2485
02:01:28,520 --> 02:01:33,200
do vote park thank you

2486
02:01:30,680 --> 02:01:34,860
Bob one thing all right you realize this

2487
02:01:33,200 --> 02:01:36,060
and that is we ain't

2488
02:01:34,860 --> 02:01:37,830
committed to nothing or our

2489
02:01:36,060 --> 02:01:40,230
Appropriations Committee wouldn't be

2490
02:01:37,830 --> 02:01:42,540
working 18 hours the day another two

2491
02:01:40,230 --> 02:01:45,150
years from now we can with a zero based

2492
02:01:42,540 --> 02:01:47,340
budget and MacAllister how long has it

2493
02:01:45,150 --> 02:01:49,290
been since a program which was put under

2494
02:01:47,340 --> 02:01:50,969
the minimum foundation program was

2495
02:01:49,290 --> 02:01:54,949
removed our subsequent legislature

2496
02:01:50,969 --> 02:01:57,420
several last year which ones miss Mack

2497
02:01:54,949 --> 02:01:59,250
thank you if we put it in now for

2498

02:01:57,420 --> 02:02:01,320
automatic funding we're binding

2499
02:01:59,250 --> 02:02:04,170
ourselves in the future we ought not do

2500
02:02:01,320 --> 02:02:07,949
that vote aye on the amendment mr.

2501
02:02:04,170 --> 02:02:10,830
Madeline oppose the amendment mr.

2502
02:02:07,949 --> 02:02:15,270
speaker members let me point out that

2503
02:02:10,830 --> 02:02:16,560
we're not talking about 1979-1980 we're

2504
02:02:15,270 --> 02:02:20,389
talking about the program being

2505
02:02:16,560 --> 02:02:23,610
implemented next year in 1976 and 1977

2506
02:02:20,389 --> 02:02:26,400
any legislature could come back at any

2507
02:02:23,610 --> 02:02:29,130
other time and if they felt that this

2508
02:02:26,400 --> 02:02:31,260
program was not working that could very

2509
02:02:29,130 --> 02:02:34,199
easily just decide to kill the entire

2510
02:02:31,260 --> 02:02:36,659
project there's no reason why we should

2511
02:02:34,199 --> 02:02:38,489
at this time when we haven't even given

2512
02:02:36,659 --> 02:02:41,550
the project an opportunity to see if it

2513
02:02:38,489 --> 02:02:43,469
is working to give it a deathblow mr.

2514
02:02:41,550 --> 02:02:46,500
speaker all that we're asking mr. buck

2515
02:02:43,469 --> 02:02:48,389
does chill min you not at this time not

2516
02:02:46,500 --> 02:02:51,420
at this time mr. Bach all that we are

2517
02:02:48,389 --> 02:02:54,929
asking is to be given an opportunity to

2518
02:02:51,420 --> 02:02:56,460
see if this program is going to work and

2519
02:02:54,929 --> 02:02:58,290
I will assure you that if the program is

2520
02:02:56,460 --> 02:03:00,360
not working two years from now I

2521
02:02:58,290 --> 02:03:02,489
personally will come back to see and

2522
02:03:00,360 --> 02:03:05,010
introduce legislation that we do away

2523
02:03:02,489 --> 02:03:07,500
with this program at that time with this

2524
02:03:05,010 --> 02:03:10,949
Mr Mr Speaker I move that I moved the

2525

02:03:07,500 --> 02:03:13,920
table the amendment mr. Davis to close

2526
02:03:10,949 --> 02:03:15,449
on his amendment mr. speaker mr. buck

2527
02:03:13,920 --> 02:03:18,119
how about this one where you think he'd

2528
02:03:15,449 --> 02:03:20,520
yield now I'll be glad here mr. speaker

2529
02:03:18,119 --> 02:03:23,940
gentleman yields mr. Davis let me ask

2530
02:03:20,520 --> 02:03:25,920
you something just briefly again what

2531
02:03:23,940 --> 02:03:27,960
are you trying to do you're trying to

2532
02:03:25,920 --> 02:03:29,310
you're trying to hold this off until we

2533
02:03:27,960 --> 02:03:30,239
see whether or not we got any money

2534
02:03:29,310 --> 02:03:32,730
that's correct

2535
02:03:30,239 --> 02:03:34,770
mr. Malla just told the members of the

2536
02:03:32,730 --> 02:03:36,659
house that what they wanted to do was

2537
02:03:34,770 --> 02:03:38,520
start the pilot program and see if it

2538
02:03:36,659 --> 02:03:40,409
was working and if it was working then

2539
02:03:38,520 --> 02:03:42,510
we could you know take a look at it

2540
02:03:40,409 --> 02:03:44,610
again and all this amendment does is

2541
02:03:42,510 --> 02:03:47,320
ensure that we do take a look at it

2542
02:03:44,610 --> 02:03:50,230
again are the limitation owners

2543
02:03:47,320 --> 02:03:53,320
we'll be at \$500,000 per year Davis how

2544
02:03:50,230 --> 02:03:57,820
many pilot programs is can it can there

2545
02:03:53,320 --> 02:04:01,510
be with \$500,000 mr. Bach I don't know

2546
02:03:57,820 --> 02:04:04,360
if the you know will there be one in

2547
02:04:01,510 --> 02:04:05,950
your district well I don't know they

2548
02:04:04,360 --> 02:04:09,010
didn't want it everybody's district here

2549
02:04:05,950 --> 02:04:11,530
certainly not you know they'll have to

2550
02:04:09,010 --> 02:04:13,750
pick whether they go to B well I'm sure

2551
02:04:11,530 --> 02:04:16,600
that the Texas Education Agency to make

2552

02:04:13,750 --> 02:04:20,790
that determination mr. Baum would be

2553
02:04:16,600 --> 02:04:23,380
just anywhere the Texas Education Agency

2554
02:04:20,790 --> 02:04:25,120
would like to put them providing that

2555
02:04:23,380 --> 02:04:27,210
they can read and write not like

2556
02:04:25,120 --> 02:04:31,390
yesterday I think that's correct

2557
02:04:27,210 --> 02:04:32,170
the mr. speaker Miss Agnes well a

2558
02:04:31,390 --> 02:04:34,480
gentleman yield

2559
02:04:32,170 --> 02:04:39,460
Davis I you gentleman is my technician

2560
02:04:34,480 --> 02:04:43,120
mr. Davis is the true that is it it is

2561
02:04:39,460 --> 02:04:45,040
extremely difficult to come back after

2562
02:04:43,120 --> 02:04:45,550
you have adopted something and take it

2563
02:04:45,040 --> 02:04:48,430
out

2564
02:04:45,550 --> 02:04:51,010
certainly all right and don't you think

2565
02:04:48,430 --> 02:04:53,830
that it ought to be the responsibility

2566
02:04:51,010 --> 02:04:57,190
of those who seek to innovate new

2567
02:04:53,830 --> 02:04:59,710
programs to prove their case not the

2568
02:04:57,190 --> 02:05:01,300
reverse for us to have to disprove their

2569
02:04:59,710 --> 02:05:04,240
case I think that's right and that's

2570
02:05:01,300 --> 02:05:06,970
exactly why the amendment is offered to

2571
02:05:04,240 --> 02:05:11,140
for the legislature to say we're willing

2572
02:05:06,970 --> 02:05:13,000
to invest \$500,000 a year in determining

2573
02:05:11,140 --> 02:05:15,580
whether this program will work or not

2574
02:05:13,000 --> 02:05:18,580
but we're not willing to commit at this

2575
02:05:15,580 --> 02:05:21,100
point 17 million dollars in the future

2576
02:05:18,580 --> 02:05:22,810
without looking at the results of the

2577
02:05:21,100 --> 02:05:24,700
pilot program and this is what mr.

2578
02:05:22,810 --> 02:05:26,650
Madeleine said he wanted to do and all

2579

02:05:24,700 --> 02:05:29,170
I'm saying is let's put the burden on

2580
02:05:26,650 --> 02:05:31,330
the people who are going to ask for the

2581
02:05:29,170 --> 02:05:33,250
expenditure of funds to justify the

2582
02:05:31,330 --> 02:05:34,870
program and prove to us that it's

2583
02:05:33,250 --> 02:05:36,160
working and if it is working then I'm

2584
02:05:34,870 --> 02:05:37,780
sure the Legislature will give them the

2585
02:05:36,160 --> 02:05:39,490
money if it's not working then the

2586
02:05:37,780 --> 02:05:41,110
legislature shouldn't and the amendment

2587
02:05:39,490 --> 02:05:44,590
wouldn't limit those expenditures I was

2588
02:05:41,110 --> 02:05:47,920
you injured mr. Castro News hiya mr.

2589
02:05:44,590 --> 02:05:49,240
Davis under the bill as is proposed

2590
02:05:47,920 --> 02:05:51,820
who's going to make the determination

2591
02:05:49,240 --> 02:05:53,530
where this pilot project is working or

2592
02:05:51,820 --> 02:05:56,770
not will it be the legislature will be

2593
02:05:53,530 --> 02:05:57,970
the Texas Education Agency or who mr.

2594
02:05:56,770 --> 02:05:59,680
Kaptur I don't know that that

2595
02:05:57,970 --> 02:06:02,830
determination would ever have to be men

2596
02:05:59,680 --> 02:06:05,170
in 1979 for the school year that begins

2597
02:06:02,830 --> 02:06:07,720
in that year the funding would be

2598
02:06:05,170 --> 02:06:09,070
automatic under the minimum foundation

2599
02:06:07,720 --> 02:06:10,810
program and there may never be a

2600
02:06:09,070 --> 02:06:12,480
determination made that the pilot

2601
02:06:10,810 --> 02:06:15,220
program is working it'll simply be

2602
02:06:12,480 --> 02:06:17,350
included in the agency's estimated cost

2603
02:06:15,220 --> 02:06:18,880
of the minimum foundation program will

2604
02:06:17,350 --> 02:06:20,830
be funded out of the Omnibus tax

2605
02:06:18,880 --> 02:06:22,480
clearance fun and nobody may ever make

2606

02:06:20,830 --> 02:06:24,520
that determination have you ever known

2607
02:06:22,480 --> 02:06:28,990
of a bureau to say that something's not

2608
02:06:24,520 --> 02:06:32,200
working very few and on very rare

2609
02:06:28,990 --> 02:06:33,880
occasions and even with great reluctance

2610
02:06:32,200 --> 02:06:35,650
when they had to concede that and

2611
02:06:33,880 --> 02:06:37,210
especially if they're the ones that are

2612
02:06:35,650 --> 02:06:39,730
required to set it up in the first place

2613
02:06:37,210 --> 02:06:40,800
I asked you to vote no on the motion to

2614
02:06:39,730 --> 02:06:44,290
table

2615
02:06:40,800 --> 02:06:46,480
mr. Davis moves the table House bill 280

2616
02:06:44,290 --> 02:06:48,640
the question occurs on a motion to table

2617
02:06:46,480 --> 02:06:50,410
all those in favor the most a table to

2618
02:06:48,640 --> 02:06:51,940
vote aye all those opposed will vote no

2619
02:06:50,410 --> 02:06:57,360
it's a record vote to clerk or ring the

2620
02:06:51,940 --> 02:06:57,360
bell show mr. Davis voting No

2621
02:07:02,320 --> 02:07:07,380
table table amendment members it's on a

2622
02:07:04,270 --> 02:07:07,380
motion to table amendment

2623
02:07:23,360 --> 02:07:33,020
show my talent voting aye okay ma'am

2624
02:07:30,260 --> 02:07:36,320
restricting for some men to call for to

2625
02:07:33,020 --> 02:07:44,210
vote from your desk have all members

2626
02:07:36,320 --> 02:07:46,750
voted miss talons on the board all

2627
02:07:44,210 --> 02:07:46,750
members voted

2628
02:08:15,530 --> 02:08:24,250
there being 64 eyes and 68 nose the

2629
02:08:19,640 --> 02:08:24,250
motion to table the amendment fails

2630
02:08:25,300 --> 02:08:29,630
question now occurs only adoption of the

2631
02:08:27,860 --> 02:08:37,730
amendment all those in favor of adoption

2632
02:08:29,630 --> 02:08:39,680
amendment will say aye all opposed no we

2633

02:08:37,730 --> 02:08:42,290
got we got a record vote request members

2634
02:08:39,680 --> 02:08:43,820
at three and three members requesting

2635
02:08:42,290 --> 02:08:46,010
record votes all right the record votes

2636
02:08:43,820 --> 02:08:47,450
granted all those in favor the Dobson

2637
02:08:46,010 --> 02:08:48,920
amendment vote aye all those opposed

2638
02:08:47,450 --> 02:08:50,660
vote no the clerk of ring the bells

2639
02:08:48,920 --> 02:08:52,970
strict enforcement has been called for

2640
02:08:50,660 --> 02:08:56,200
strict enforcement is granted show

2641
02:08:52,970 --> 02:08:56,200
Master Davis voting aye

2642
02:09:21,670 --> 02:09:25,110
have all members voted

2643
02:09:40,330 --> 02:09:43,920
so much slave-owning I

2644
02:09:54,830 --> 02:10:01,400
her being 67 eyes and 69 nose the motion

2645
02:09:59,120 --> 02:10:03,410
fails of adoption especially girls for

2646
02:10:01,400 --> 02:10:05,540
verification verifications been

2647
02:10:03,410 --> 02:10:09,190
requested verifications granted clerk

2648
02:10:05,540 --> 02:10:09,190
all rolled those voting no

2649
02:10:36,560 --> 02:10:58,250
Adams Allen Allred Baker Barrientos bird

2650
02:10:59,420 --> 02:11:07,429
Brown Bryant

2651
02:11:09,760 --> 02:11:24,190
call well call well mr. call well just

2652
02:11:21,160 --> 02:11:39,210
call well on the floor strikes named it

2653
02:11:24,190 --> 02:11:39,210
for caraway cartilage Cartwright Chavez

2654
02:11:42,210 --> 02:11:56,760
Clark of Harris Clark of Harris Coleman

2655
02:11:58,920 --> 02:12:10,130
Delco Denton Donaldson DRAM burger

2656
02:12:16,520 --> 02:12:19,570
DRAM burger

2657
02:12:22,179 --> 02:12:24,780
Earl

2658
02:12:25,989 --> 02:12:42,810
Edwards Garcia Fidalgo Gilley grant

2659
02:12:46,550 --> 02:13:06,970
green of Harris Hall of Harris Hall of

2660

02:12:55,910 --> 02:13:06,970
web Harris head Hernandez

2661
02:13:07,600 --> 02:13:13,780
you've enact Johnson

2662
02:13:16,229 --> 02:13:27,899
Jones of Harris Jones of El Paso QB ACK

2663
02:13:32,499 --> 02:13:40,170
mr. Kubiak strike his name temporarily

2664
02:13:41,400 --> 02:13:44,610
law huh

2665
02:13:44,820 --> 02:14:00,059
Leland McAllister McBee madla Maddox

2666
02:14:01,469 --> 02:14:04,469
Mays

2667
02:14:07,280 --> 02:14:21,760
Marino nickels

2668
02:14:11,720 --> 02:14:21,760
Oh Kelly Olson Parker of Jefferson

2669
02:14:22,150 --> 02:14:25,150
Antony

2670
02:14:28,060 --> 02:14:40,390
Palumbo Preston Ragsdale Reyes

2671
02:14:43,340 --> 02:14:46,059
Reyes

2672
02:14:50,089 --> 02:15:02,439
mr. Reyes mr. Reyes on the floor strike

2673
02:14:53,869 --> 02:15:09,609
his name temporarily reback sutton

2674
02:15:02,439 --> 02:15:09,609
tanner Tarbox

2675
02:15:13,650 --> 02:15:16,490
Tarbox

2676
02:15:19,830 --> 02:15:29,030
mr. Tarbox it's at our box on the floor

2677
02:15:23,780 --> 02:15:29,030
strike his name temporarily temple

2678
02:15:30,950 --> 02:15:45,890
thompson torres true on veil von Dolan

2679
02:15:48,080 --> 02:15:51,560
von Dolan

2680
02:15:54,080 --> 02:16:02,300
mr. Vaughn Dolan on the floor mr. Vaughn

2681
02:15:58,110 --> 02:16:02,300
Dolan strike his name temporarily

2682
02:16:02,360 --> 02:16:12,950
Washington waters Watson wittmeyer

2683
02:16:13,130 --> 02:16:20,150
Willis Wilson

2684
02:16:24,350 --> 02:16:28,900
very much

2685
02:16:26,179 --> 02:16:28,900
Wyatt

2686
02:16:33,210 --> 02:16:36,019
did you see

2687

02:16:43,550 --> 02:16:49,190
clerk will proceed to verify those

2688
02:16:45,440 --> 02:16:55,670
voting aye mr. speaker which marker I

2689
02:16:49,190 --> 02:16:58,370
have a message from the Comptroller AG

2690
02:16:55,670 --> 02:17:01,360
nitch mr. Parker I have a message for

2691
02:16:58,370 --> 02:17:01,360
the controller myself

2692
02:17:02,620 --> 02:17:05,620
Atkinson

2693
02:17:12,620 --> 02:17:30,219
Bailey bigger like fly Bach boon

2694
02:17:31,130 --> 02:17:40,040
Bynum Canales Cates

2695
02:17:47,860 --> 02:17:51,030
Clark of Smith

2696
02:17:56,819 --> 02:17:59,990
Clark of Smith

2697
02:18:04,640 --> 02:18:20,260
mr. Clark mr. Clark of Smith strike his

2698
02:18:10,310 --> 02:18:20,260
name temporarily closed Craddock Davis

2699
02:18:21,070 --> 02:18:24,070
Denson

2700
02:18:32,809 --> 02:18:35,410
Evans

2701
02:18:35,540 --> 02:18:38,780
he's Elle

2702
02:18:43,280 --> 02:19:13,130
Florence Fox Gaston Geiger green of

2703
02:18:57,960 --> 02:19:13,130
Navaro hail Hannah Hart on Henderson

2704
02:19:13,310 --> 02:19:19,490
Hendricks host him back

2705
02:19:23,921 --> 02:19:38,910
Halliwell Hutchison caster choreo Laney

2706
02:19:42,301 --> 02:19:52,650
Larry Lewis MacDonald of Hidalgo

2707
02:19:53,011 --> 02:20:14,311
McDonald of Dallas Maloney Mankins

2708
02:20:00,360 --> 02:20:17,551
Martin Miller Munson neighbors Newton

2709
02:20:14,311 --> 02:20:17,551
now on

2710
02:20:18,729 --> 02:20:24,330
parker of denton neva toe

2711
02:20:29,521 --> 02:20:40,610
leave it to powers Fresnel riddles

2712
02:20:44,021 --> 02:20:46,891
rentals

2713
02:20:51,920 --> 02:20:58,011
mr. Reynolds

2714

02:20:54,820 --> 02:21:11,920
mr. Reynolds on the floor strike his

2715
02:20:58,011 --> 02:21:15,681
name temporary Rucker Rucker mr. Rucker

2716
02:21:11,920 --> 02:21:26,471
mr. Rucker on the floor strike his name

2717
02:21:15,681 --> 02:21:26,471
temporary Salem Schieffer simos Sherman

2718
02:21:27,101 --> 02:21:33,641
short slack

2719
02:21:33,771 --> 02:21:42,591
slay Spurlock Sullivan

2720
02:21:46,210 --> 02:22:03,180
you her Vaughn Vic Weddington Whitehead

2721
02:22:00,180 --> 02:22:03,180
weeding

2722
02:22:32,080 --> 02:22:38,750
okay we're ready to call them off let's

2723
02:22:35,450 --> 02:22:41,421
call it on floor the house Mitch call

2724
02:22:38,750 --> 02:22:43,551
was here and voted Nate verify minutes

2725
02:22:41,421 --> 02:22:47,030
go well that's Kubiak go on floor of the

2726
02:22:43,551 --> 02:22:50,601
house mr. Kubiak has been excused strike

2727
02:22:47,030 --> 02:22:53,330
his name mr. Reyes on the floor of the

2728
02:22:50,601 --> 02:22:55,011
house mr. Reyes

2729
02:22:53,330 --> 02:22:56,391
you don't floor the house voting no

2730
02:22:55,011 --> 02:22:59,530
verify mr. Reyes

2731
02:22:56,391 --> 02:23:03,431
there's Tarbox on the floor of the house

2732
02:22:59,530 --> 02:23:07,221
at Tarbox on the floor of the house

2733
02:23:03,431 --> 02:23:12,261
strike his name mr. Vaughn Dolan on the

2734
02:23:07,221 --> 02:23:18,101
floor of the house mr. Vaughn Dolan on

2735
02:23:12,261 --> 02:23:18,101
the floor of the house strike his name

2736
02:23:19,061 --> 02:23:23,391
Mr Clarke on the floor the house

2737
02:23:21,620 --> 02:23:25,851
Mr Clarke on the floor the house

2738
02:23:23,391 --> 02:23:29,681
building yes verify mr. Clarke

2739
02:23:25,851 --> 02:23:29,681
mr. Reynolds on the floor of the house

2740
02:23:30,160 --> 02:23:44,240
met the Reynolds on the floor of the

2741

02:23:32,210 --> 02:23:45,021
house strike his name mr. Rucker on the

2742
02:23:44,240 --> 02:23:46,820
floor of the house

2743
02:23:45,021 --> 02:23:51,070
it's a rep here on the floor the house

2744
02:23:46,820 --> 02:23:51,070
voting yeah verify mr. Rucker

2745
02:23:57,250 --> 02:24:03,800
remembers mr. Peavey toe was shown on

2746
02:23:59,600 --> 02:24:06,069
the card as on a punch card his voting

2747
02:24:03,800 --> 02:24:06,069
aye

2748
02:24:08,630 --> 02:24:16,240
he's mr. P patellar stated strike mr.

2749
02:24:13,790 --> 02:24:18,880
Peabody over stated that he did not vote

2750
02:24:16,240 --> 02:24:22,270
therefore did not verify that's right

2751
02:24:18,880 --> 02:24:22,270
strike his name

2752
02:24:38,181 --> 02:24:46,700
there being 65 eyes 66 nose the

2753
02:24:43,150 --> 02:24:48,950
amendment fails of adoption I think our

2754
02:24:46,700 --> 02:24:49,721
master door gave a message from the

2755
02:24:48,950 --> 02:24:53,931
Senate

2756
02:24:49,721 --> 02:24:55,580
let the messenger mr. dog ever mr.

2757
02:24:53,931 --> 02:24:57,200
speaker I'm directed by the Senate to

2758
02:24:55,580 --> 02:24:58,820
inform the house that the Senate has

2759
02:24:57,200 --> 02:25:01,490
passed the following on local and

2760
02:24:58,820 --> 02:25:03,650
uncontested calendar Senate concurrent

2761
02:25:01,490 --> 02:25:05,660
resolution for four by augs

2762
02:25:03,650 --> 02:25:07,851
Senate concurrent resolution five for

2763
02:25:05,660 --> 02:25:11,000
buy more Senate concurrent resolution

2764
02:25:07,851 --> 02:25:14,931
for one by clower Senate concurrent

2765
02:25:11,000 --> 02:25:18,341
resolution 35 by swartz Senate bill 5 3

2766
02:25:14,931 --> 02:25:21,170
4 by Senate bill 5 to 7 by Harrington

2767
02:25:18,341 --> 02:25:24,021
Senate bill two one nine by Brak line

2768

02:25:21,170 --> 02:25:28,011
Senate bill one seven nine by Harrington

2769
02:25:24,021 --> 02:25:31,820
Senate bill 7 8 7 by mckennon 7 bill

2770
02:25:28,011 --> 02:25:34,460
Senate bill 7 9 6 by Doggett Senate bill

2771
02:25:31,820 --> 02:25:37,881
8 8 1 by Doggett and AAG

2772
02:25:34,460 --> 02:25:42,110
Senate bill 8 9 7 by Doggett Senate bill

2773
02:25:37,881 --> 02:25:45,620
9 to 7 by hands Senate bill five four

2774
02:25:42,110 --> 02:25:48,920
seven by Sonny Steven Senate bill 5 9 8

2775
02:25:45,620 --> 02:25:51,920
by Doggett Senate bill six three four by

2776
02:25:48,920 --> 02:25:54,320
Sherman Senate bill six five five by

2777
02:25:51,920 --> 02:25:58,160
Sony Stephen Senate bill six nine zero

2778
02:25:54,320 --> 02:26:01,780
by Gammage and others Senate bill 699 by

2779
02:25:58,160 --> 02:26:06,980
trader Senate bills 7 v 1 by Lombardi no

2780
02:26:01,780 --> 02:26:11,000
Senate bills 6 7 Senate bill 7 6 7 by

2781
02:26:06,980 --> 02:26:14,690
Meyer Senate bill nine 8 by aughh Senate

2782
02:26:11,000 --> 02:26:18,290
bill to 7 by Doggett Senate bill 3:02 by

2783
02:26:14,690 --> 02:26:22,250
creighton Senate bill 4 3 5 by brac line

2784
02:26:18,290 --> 02:26:26,360
Senate bill 604 by Clayton Senate bill 2

2785
02:26:22,250 --> 02:26:29,990
6 by Doggett Senate bill 3 8 2 by

2786
02:26:26,360 --> 02:26:33,341
Longoria Senate bill 4 9 7 by mazi

2787
02:26:29,990 --> 02:26:37,610
Senate bill 5 3 3 by aughh Senate bill

2788
02:26:33,341 --> 02:26:41,980
577 by our Senate bill 705 by marci

2789
02:26:37,610 --> 02:26:41,980
Senate bill 769 by Meyer

2790
02:26:46,461 --> 02:26:51,480
remember the question now before the

2791
02:26:48,871 --> 02:26:53,940
house is passage of House Bill 282

2792
02:26:51,480 --> 02:26:55,980
engrossment all those in favor of

2793
02:26:53,940 --> 02:26:57,721
passage as bill 280 the engrossment will

2794
02:26:55,980 --> 02:26:59,311
vote aye all those opposed will vote no

2795

02:26:57,721 --> 02:27:01,461
it's a record vote the clerk of ring the

2796
02:26:59,311 --> 02:27:01,461
bell

2797
02:27:15,079 --> 02:27:27,189
have all members voted show mr. Newton

2798
02:27:22,550 --> 02:27:27,189
voting no all members voted

2799
02:27:58,600 --> 02:28:09,460
we pick spaghetti they're being 91 eyes

2800
02:28:06,160 --> 02:28:13,990
143 nose house bill to the 80s pants

2801
02:28:09,460 --> 02:28:18,490
doing Grossman Thank You members mr.

2802
02:28:13,990 --> 02:28:21,940
McDonald chair recognizes mr. Byrd for

2803
02:28:18,490 --> 02:28:24,580
an announcement mr. speaker and members

2804
02:28:21,940 --> 02:28:28,330
as some of the members might be aware

2805
02:28:24,580 --> 02:28:34,060
next week in San Antonio is fiesta week

2806
02:28:28,330 --> 02:28:37,570
and the Conservation Society puts on a

2807
02:28:34,060 --> 02:28:39,940
Fiesta which is basically step up from

2808
02:28:37,570 --> 02:28:41,530
Mardi Gras and the San Antonio's answer

2809
02:28:39,940 --> 02:28:45,040
to a great time one of the greatest

2810
02:28:41,530 --> 02:28:48,040
biggest block parties in town now we are

2811
02:28:45,040 --> 02:28:50,140
the Conservation Society has indicated

2812
02:28:48,040 --> 02:28:52,030
that they will be able to make some

2813
02:28:50,140 --> 02:28:53,800
tickets available to members for next

2814
02:28:52,030 --> 02:28:56,470
week if they would like to attend the

2815
02:28:53,800 --> 02:28:59,140
Fiesta on Thursday evening the night in

2816
02:28:56,470 --> 02:29:01,600
old San Antonio and we are looking into

2817
02:28:59,140 --> 02:29:04,630
the possibility of possibly providing

2818
02:29:01,600 --> 02:29:07,870
transportation if you think that you and

2819
02:29:04,630 --> 02:29:10,510
your wife are you yourself may possibly

2820
02:29:07,870 --> 02:29:12,910
be able to go on Thursday evening to San

2821
02:29:10,510 --> 02:29:15,340
Antonio just for the evening and then

2822

02:29:12,910 --> 02:29:19,260
come back we would like very much to ask

2823
02:29:15,340 --> 02:29:22,240
you to register an aye vote on the board

2824
02:29:19,260 --> 02:29:24,100
miss Baker's gentleman yield mr. clerk

2825
02:29:22,240 --> 02:29:26,350
open the board so the members might vote

2826
02:29:24,100 --> 02:29:28,690
mr. Burton mr. Burton will yield mr.

2827
02:29:26,350 --> 02:29:30,970
green mr. bird is this next Thursday

2828
02:29:28,690 --> 02:29:32,920
night this is next Thursday a week from

2829
02:29:30,970 --> 02:29:34,840
tonight mr. well are you aware that

2830
02:29:32,920 --> 02:29:36,340
that's the same night that East Texas

2831
02:29:34,840 --> 02:29:40,290
and West Texas is going to meet on the

2832
02:29:36,340 --> 02:29:42,580
field of battle no I was not aware but

2833
02:29:40,290 --> 02:29:47,110
maybe this would be a good way to soothe

2834
02:29:42,580 --> 02:29:54,430
the wound it's been postponed to May 7th

2835
02:29:47,110 --> 02:29:59,290
mr. green well well that's gonna put my

2836
02:29:54,430 --> 02:30:00,910
training back another week then so if

2837
02:29:59,290 --> 02:30:02,680
you would please register an aye vote if

2838
02:30:00,910 --> 02:30:04,390
you think there's a possibility that you

2839
02:30:02,680 --> 02:30:06,130
may be able to make the trip next

2840
02:30:04,390 --> 02:30:11,920
Thursday evening I would appreciate it

2841
02:30:06,130 --> 02:30:14,460
very much mr. Mack mr. McDonald for an

2842
02:30:11,920 --> 02:30:14,460
announcement

2843
02:30:15,011 --> 02:30:19,460
Committee on state affairs subcommittee

2844
02:30:17,450 --> 02:30:23,171
of state affairs committee on House bill

2845
02:30:19,460 --> 02:30:28,250
4 3 1 million to my desk number 1 1 9

2846
02:30:23,171 --> 02:30:29,450
immediately on recess I own that on the

2847
02:30:28,250 --> 02:30:32,150
vote that you punched on the board

2848
02:30:29,450 --> 02:30:34,181
that'll be a record so mr. bird will

2849

02:30:32,150 --> 02:30:36,740
have some idea of who all wants to go

2850
02:30:34,181 --> 02:30:38,631
and all of you if you've registered if

2851
02:30:36,740 --> 02:30:40,870
want to go to San Antonio next Thursday

2852
02:30:38,631 --> 02:30:42,980
afternoon

2853
02:30:40,870 --> 02:30:52,160
that's a Petrie if you had punched the

2854
02:30:42,980 --> 02:30:54,801
paper mr. Pires for announcement that

2855
02:30:52,160 --> 02:30:57,801
give mr. speaker remember mr. speaker

2856
02:30:54,801 --> 02:31:00,190
members this afternoon the calor will

2857
02:30:57,801 --> 02:31:03,021
take up house bill for about mr. Bynum

2858
02:31:00,190 --> 02:31:06,200
mr. Larry and I authored a similar bill

2859
02:31:03,021 --> 02:31:08,750
which provisions are parts of it are now

2860
02:31:06,200 --> 02:31:10,971
included in president House bill 4 you

2861
02:31:08,750 --> 02:31:13,341
need to be sure that you have the second

2862
02:31:10,971 --> 02:31:15,230
printing of the bill in your calendar of

2863
02:31:13,341 --> 02:31:17,141
House bill 4 that's the one we'll be

2864
02:31:15,230 --> 02:31:19,641
working off of this afternoon Thank You

2865
02:31:17,141 --> 02:31:22,671
mr. brown moves at the house to end

2866
02:31:19,641 --> 02:31:23,181
recess until 1:45 p.m. is there

2867
02:31:22,671 --> 02:31:25,580
objection

2868
02:31:23,181 --> 02:31:30,080
chair here's none now stand recess to

2869
02:31:25,580 --> 02:31:32,530
1:45 what's that bill number mr. temple

2870
02:31:30,080 --> 02:31:32,530
what you wanted

2871
02:31:40,141 --> 02:31:44,711
mr. speaker miss temple

2872
02:31:42,671 --> 02:31:46,841
would you recognize me at this time for

2873
02:31:44,711 --> 02:31:49,230
a motion to instruct the transportation

2874
02:31:46,841 --> 02:31:53,011
committee to report mr. Blake's bill out

2875
02:31:49,230 --> 02:31:53,011
have you counted your vote

2876

02:38:06,810 --> 02:38:09,810
okay

2877
02:39:11,029 --> 02:39:14,270
thank you whoa

2878
02:39:33,680 --> 02:39:37,101
filing bills and resolutions on first

2879
02:39:35,811 --> 02:39:40,030
reading in reference committee - clerk

2880
02:39:37,101 --> 02:39:40,030
will read the bills and resolutions

2881
02:39:50,471 --> 02:39:57,431
Senate bill 247 by fairly amending title

2882
02:39:54,921 --> 02:40:01,341
3 of the Family Code amending section

2883
02:39:57,431 --> 02:40:03,110
8.0 7 repealing article 30 and declaring

2884
02:40:01,341 --> 02:40:08,291
an emergency refer to the Committee on

2885
02:40:03,110 --> 02:40:10,341
judiciary Senate bill 925 by more

2886
02:40:08,291 --> 02:40:11,690
relating to the authority of the State

2887
02:40:10,341 --> 02:40:14,240
Board of Insurance and the State Fire

2888
02:40:11,690 --> 02:40:15,921
Marshal appointed by the board over the

2889
02:40:14,240 --> 02:40:18,410
regulation of fire alarm and fire

2890
02:40:15,921 --> 02:40:20,081
detection devices and systems the

2891
02:40:18,410 --> 02:40:22,341
investigation of arson and

2892
02:40:20,081 --> 02:40:24,021
implementation of other laws rules and

2893
02:40:22,341 --> 02:40:25,940
regulations concerning the State Fire

2894
02:40:24,021 --> 02:40:29,980
Marshal and declaring an emergency

2895
02:40:25,940 --> 02:40:29,980
refer to the Committee on insurance

2896
02:40:42,931 --> 02:40:50,710
SCR number 35 by Swartz permitting a

2897
02:40:48,000 --> 02:40:55,391
light of Blanco to sue the state refer

2898
02:40:50,710 --> 02:40:58,150
to the Committee on Judicial Affairs SCR

2899
02:40:55,391 --> 02:40:59,830
number 41 by Clower memorializing the

2900
02:40:58,150 --> 02:41:01,721
President of the United States to do all

2901
02:40:59,830 --> 02:41:04,240
acts necessary to enter into a treaty

2902
02:41:01,721 --> 02:41:06,040
with Republic of Mexico concerning

2903

02:41:04,240 --> 02:41:07,360
public transportation systems for the

2904
02:41:06,040 --> 02:41:10,150
cities along the international border

2905
02:41:07,360 --> 02:41:14,740
between the two nations refer to the

2906
02:41:10,150 --> 02:41:17,011
Committee on state affairs SCR 44 by

2907
02:41:14,740 --> 02:41:17,011
aaaghh

2908
02:41:27,060 --> 02:41:30,479
pertaining to the Maryland Maryland

2909
02:41:29,290 --> 02:41:32,500
casualty company

2910
02:41:30,479 --> 02:41:40,960
referred to the Committee on judicial

2911
02:41:32,500 --> 02:41:45,970
affairs SCR 54 by by more granting Vince

2912
02:41:40,960 --> 02:41:47,350
Lucia Anthony loosen the right to see

2913
02:41:45,970 --> 02:41:51,880
the state of Texas refer to the

2914
02:41:47,350 --> 02:41:55,000
Committee on Judicial Affairs h CR 118

2915
02:41:51,880 --> 02:41:57,010
by Parker Jefferson granting WL moody

2916
02:41:55,000 --> 02:41:59,199
and company Bankers incorporated and

2917
02:41:57,010 --> 02:42:02,369
others permission to sue the state refer

2918
02:41:59,199 --> 02:42:02,369
to the Committee on Judicial Affairs

2919
02:42:04,050 --> 02:42:10,199
House bill 2184 by Larry and Bryan

2920
02:42:08,040 --> 02:42:12,399
relating to the promotion of

2921
02:42:10,199 --> 02:42:14,140
prostitution and declaring an emergency

2922
02:42:12,399 --> 02:42:21,939
refer to the Committee on criminal

2923
02:42:14,140 --> 02:42:24,040
jurisprudence House bill 2180 v by Jones

2924
02:42:21,939 --> 02:42:25,840
of El Paso relating to the supplemental

2925
02:42:24,040 --> 02:42:27,970
compensation of district judges in El

2926
02:42:25,840 --> 02:42:29,199
Paso County and declaring an emergency

2927
02:42:27,970 --> 02:42:32,040
refer to the Committee on

2928
02:42:29,199 --> 02:42:32,040
intergovernmental affairs

2929
02:42:37,500 --> 02:42:42,130
you're gonna recognize mr. Kubiak or I

2930

02:42:40,390 --> 02:42:47,620
mean mr. huben act for emotion since

2931
02:42:42,130 --> 02:42:49,300
he's got to leave us speak remember the

2932
02:42:47,620 --> 02:42:51,130
house I'd like to be suspend their

2933
02:42:49,300 --> 02:42:54,189
five-day posting rule so we can put on

2934
02:42:51,130 --> 02:42:56,080
HS r1 133 by fred-head

2935
02:42:54,189 --> 02:42:59,200
for Monday's hearing an Ag coach

2936
02:42:56,080 --> 02:43:03,340
committee here's what imported me and

2937
02:42:59,200 --> 02:43:05,590
Congress that's the human etic moves

2938
02:43:03,340 --> 02:43:06,790
that spend the rules posting rules that

2939
02:43:05,590 --> 02:43:08,410
he might take up and consider the

2940
02:43:06,790 --> 02:43:09,030
resolution before his committee is there

2941
02:43:08,410 --> 02:43:21,460
objection

2942
02:43:09,030 --> 02:43:22,899
chair here's not sure chair recognizes

2943
02:43:21,460 --> 02:43:26,320
mr. Larry information introduced

2944
02:43:22,899 --> 02:43:30,820
available remember this bill adds three

2945
02:43:26,320 --> 02:43:33,399
words our city attorney to section 46 67

2946
02:43:30,820 --> 02:43:34,720
vernal burnette statutes middle aisles

2947
02:43:33,399 --> 02:43:36,040
and city attorneys be what the district

2948
02:43:34,720 --> 02:43:41,050
attorneys and county's attorneys can do

2949
02:43:36,040 --> 02:43:42,510
in new some situations divert devotion

2950
02:43:41,050 --> 02:43:45,000
is there objection

2951
02:43:42,510 --> 02:43:47,109
chair here at non permission is granted

2952
02:43:45,000 --> 02:43:49,600
chair recognize mr. grant for

2953
02:43:47,109 --> 02:43:51,670
information introduced bill mr. speaker

2954
02:43:49,600 --> 02:43:54,580
members this bill deals with the

2955
02:43:51,670 --> 02:43:57,729
regulation of yo-yos which is a fishing

2956
02:43:54,580 --> 02:43:59,500
device and it just requires a tagging

2957

02:43:57,729 --> 02:44:02,020
we've had an excess of those on Caddo

2958
02:43:59,500 --> 02:44:05,640
Lake in some other lake areas and so

2959
02:44:02,020 --> 02:44:05,640
this is a regulation of a fishing device

2960
02:44:06,240 --> 02:44:12,240
you've heard to request an objection is

2961
02:44:11,140 --> 02:44:16,649
there objection

2962
02:44:12,240 --> 02:44:16,649
chair here no information is granted

2963
02:44:19,170 --> 02:44:24,729
chair recognizes mr. Maloney information

2964
02:44:21,850 --> 02:44:26,740
to introduce mr. speaker members this is

2965
02:44:24,729 --> 02:44:29,290
simply a bill that has to deal with the

2966
02:44:26,740 --> 02:44:32,590
Alcoholic Beverage Commission the per

2967
02:44:29,290 --> 02:44:34,359
diem of the members is presently at \$10

2968
02:44:32,590 --> 02:44:37,780
a day and we feel that it ought to be

2969
02:44:34,359 --> 02:44:39,609
raised to some some above that you've

2970
02:44:37,780 --> 02:44:42,729
heard the request as their objections a

2971
02:44:39,609 --> 02:44:45,689
good grant information share here at not

2972
02:44:42,729 --> 02:44:45,689
information is granted

2973
02:44:46,221 --> 02:44:50,971
chair recognizes mr. Begum nation to

2974
02:44:49,081 --> 02:44:53,851
introduce bill miss big remembers our

2975
02:44:50,971 --> 02:44:58,791
quests I respectfully request permission

2976
02:44:53,851 --> 02:45:01,051
introduced of a bill dealing with

2977
02:44:58,791 --> 02:45:03,001
restaurants and having devices to law

2978
02:45:01,051 --> 02:45:05,871
dislodged food that's lodged in the

2979
02:45:03,001 --> 02:45:07,980
throats of people that are therein

2980
02:45:05,871 --> 02:45:10,650
you've earned request is there objection

2981
02:45:07,980 --> 02:45:16,320
to grant information a chair here now

2982
02:45:10,650 --> 02:45:19,530
information is granted mr. speaker

2983
02:45:16,320 --> 02:45:23,431
members I also have another bill dealing

2984

02:45:19,530 --> 02:45:26,371
with a Lyon County archers who sit in a

2985
02:45:23,431 --> 02:45:28,591
visor e position only with the members

2986
02:45:26,371 --> 02:45:32,551
of the County Commissioners Court

2987
02:45:28,591 --> 02:45:34,921
request permission to introduce is there

2988
02:45:32,551 --> 02:45:38,331
objection to granting Commission chair

2989
02:45:34,921 --> 02:45:38,331
here now information is granted

2990
02:46:04,839 --> 02:46:09,520
chair recognizes mental vigour mission

2991
02:46:07,239 --> 02:46:11,109
introduced bill mr. speaker members I

2992
02:46:09,520 --> 02:46:12,640
respectfully request permission to

2993
02:46:11,109 --> 02:46:17,010
introduce one more piece of legislation

2994
02:46:12,640 --> 02:46:20,260
which clarifies the county commissioners

2995
02:46:17,010 --> 02:46:23,379
authority to give advise and consent and

2996
02:46:20,260 --> 02:46:27,069
it simply says that failure to give

2997
02:46:23,379 --> 02:46:29,470
consent will be an absolute veto and

2998
02:46:27,069 --> 02:46:34,109
there's some questions this time mr.

2999
02:46:29,470 --> 02:46:34,109
Bingham expansions pregnancies question

3000
02:46:34,680 --> 02:46:39,339
all right members you are do request as

3001
02:46:37,569 --> 02:46:43,499
an objection to permission to introduce

3002
02:46:39,339 --> 02:46:50,439
chair here is not information is granted

3003
02:46:43,499 --> 02:46:53,369
it's bird on the floor the house that's

3004
02:46:50,439 --> 02:46:53,369
a bird on the floor the house

3005
02:47:00,011 --> 02:47:03,301
mr. Jones appears

3006
02:47:22,101 --> 02:47:30,380
I recognize Jones promotion mr. speaker

3007
02:47:27,200 --> 02:47:33,440
and members I moved to suspend all

3008
02:47:30,380 --> 02:47:36,820
necessary rules to take up and concur in

3009
02:47:33,440 --> 02:47:41,870
the Senate amendments to House bill 526

3010
02:47:36,820 --> 02:47:45,830
House bill 526 as you will recall was a

3011

02:47:41,870 --> 02:47:47,690
bill that they would give the city

3012
02:47:45,830 --> 02:47:50,660
government in the city of Houston the

3013
02:47:47,690 --> 02:47:53,630
city administration the ability to deal

3014
02:47:50,660 --> 02:47:56,721
with the mandate received from the water

3015
02:47:53,630 --> 02:47:59,030
quality board to upgrade the sewer

3016
02:47:56,721 --> 02:48:02,330
system in the city of Houston and this

3017
02:47:59,030 --> 02:48:05,450
amendment that was there was put on over

3018
02:48:02,330 --> 02:48:07,971
in the Senate simply assures that that

3019
02:48:05,450 --> 02:48:10,551
the system that would be provided under

3020
02:48:07,971 --> 02:48:13,210
the the proceeds of the bonds from this

3021
02:48:10,551 --> 02:48:16,190
bill would be used and operated solely

3022
02:48:13,210 --> 02:48:17,960
by and for the city of Houston and just

3023
02:48:16,190 --> 02:48:22,730
clarifying amendment that's all it does

3024
02:48:17,960 --> 02:48:25,990
and I move that that we concurred in

3025
02:48:22,730 --> 02:48:29,210
this amendment to House bill 526

3026
02:48:25,990 --> 02:48:32,360
mr. Jones moves that spend all necessary

3027
02:48:29,210 --> 02:48:34,580
rules and concur in house Senate

3028
02:48:32,360 --> 02:48:35,650
amendments to House bill 526 is there

3029
02:48:34,580 --> 02:48:38,420
objection

3030
02:48:35,650 --> 02:48:42,971
sure here is none and the house concurs

3031
02:48:38,420 --> 02:48:42,971
and sent amendments to House bill 526

3032
02:48:50,360 --> 02:48:55,110
I recognize that's cheaper for emotion

3033
02:48:52,890 --> 02:48:58,561
mr. speaking members I'd like to suspend

3034
02:48:55,110 --> 02:49:00,860
the 48-hour ruling or the that we can

3035
02:48:58,561 --> 02:49:05,010
set three motions for tomorrow they're

3036
02:49:00,860 --> 02:49:07,110
congratulatory motions that deal with

3037
02:49:05,010 --> 02:49:08,490
events that occur this weekend and I'd

3038

02:49:07,110 --> 02:49:09,990
appreciate it if we could suspend that

3039
02:49:08,490 --> 02:49:11,790
rule so we could get them to you in the

3040
02:49:09,990 --> 02:49:13,140
morning so even better okay members

3041
02:49:11,790 --> 02:49:14,700
you've heard the motion mr. Steve

3042
02:49:13,140 --> 02:49:17,580
removes spend the rule that he might

3043
02:49:14,700 --> 02:49:19,680
post citation to Memorial motions on the

3044
02:49:17,580 --> 02:49:23,870
counter for tomorrow is there objection

3045
02:49:19,680 --> 02:49:23,870
chair here is none and so ordered

3046
02:49:29,829 --> 02:49:36,489
chair recognizes mr. Begum Confirmation

3047
02:49:32,170 --> 02:49:38,319
Tenedos avail this figure this is not an

3048
02:49:36,489 --> 02:49:42,039
members this is another late piece of

3049
02:49:38,319 --> 02:49:44,979
legislation that deals with throwing and

3050
02:49:42,039 --> 02:49:48,069
discharging firearms moving conveyances

3051
02:49:44,979 --> 02:49:49,869
I request permission to get this before

3052
02:49:48,069 --> 02:49:52,539
committee they might look at it as to

3053
02:49:49,869 --> 02:49:54,609
its merits remember you've heard the

3054
02:49:52,539 --> 02:49:58,239
request is there objection to grant

3055
02:49:54,609 --> 02:50:03,369
information Xanadu Saville chair here is

3056
02:49:58,239 --> 02:50:05,409
no information there is I'll read it

3057
02:50:03,369 --> 02:50:07,630
a person commits offense if he knowingly

3058
02:50:05,409 --> 02:50:09,250
discharges a firearm earth rosanoff you

3059
02:50:07,630 --> 02:50:13,409
got a conveyance as being operated or

3060
02:50:09,250 --> 02:50:17,770
they as being occupied by a person a

3061
02:50:13,409 --> 02:50:21,479
speaker mr. Bach when do you read that a

3062
02:50:17,770 --> 02:50:24,640
little slower surely will I sure will

3063
02:50:21,479 --> 02:50:27,159
all right it deals primarily with moving

3064
02:50:24,640 --> 02:50:30,489
public transportation and it deals was

3065

02:50:27,159 --> 02:50:33,310
barring a firearm owned to or at moving

3066
02:50:30,489 --> 02:50:35,350
public transportation and it declares it

3067
02:50:33,310 --> 02:50:38,470
to be in the Penal Code amending chapter

3068
02:50:35,350 --> 02:50:41,439
22 of the Penal Code section 22:09

3069
02:50:38,470 --> 02:50:44,920
and says that it will be a terrorist act

3070
02:50:41,439 --> 02:50:47,439
you know a person commits an offense if

3071
02:50:44,920 --> 02:50:49,149
he knowingly discharges a firearm throws

3072
02:50:47,439 --> 02:50:51,899
an object got a conveyance as being

3073
02:50:49,149 --> 02:50:55,899
operated or that is occupied by person

3074
02:50:51,899 --> 02:50:57,430
thank you okay okay members you've heard

3075
02:50:55,899 --> 02:50:59,439
the request is there objection to the

3076
02:50:57,430 --> 02:51:04,869
granting permission chair here

3077
02:50:59,439 --> 02:51:07,449
nomination is granted chair recognizes

3078
02:51:04,869 --> 02:51:10,270
mr. Byrd for a motion mr. speaker

3079
02:51:07,449 --> 02:51:12,220
members I would move that we suspend all

3080
02:51:10,270 --> 02:51:15,239
necessary house rules so that we might

3081
02:51:12,220 --> 02:51:18,729
concur in the amendments to House bill

3082
02:51:15,239 --> 02:51:20,949
511 the Senate put one amendment on it

3083
02:51:18,729 --> 02:51:23,319
that is not substantive and I would urge

3084
02:51:20,949 --> 02:51:24,760
you to just concur in this this is mr.

3085
02:51:23,319 --> 02:51:27,909
speaker explain explain them an

3086
02:51:24,760 --> 02:51:29,229
amendment mr. Bach mr. Berg yes mr. Bach

3087
02:51:27,909 --> 02:51:31,000
would you like me to explain the

3088
02:51:29,229 --> 02:51:33,310
amendment all right I don't always

3089
02:51:31,000 --> 02:51:33,851
remember these by numbers mr. berta I

3090
02:51:33,310 --> 02:51:37,511
like

3091
02:51:33,851 --> 02:51:41,471
remember by substance how about the 5-11

3092

02:51:37,511 --> 02:51:45,020
was the bill wherein we caused an

3093
02:51:41,471 --> 02:51:47,070
attorney ad litem to be present at every

3094
02:51:45,020 --> 02:51:49,330
[Music]

3095
02:51:47,070 --> 02:51:52,090
every time that it was a commitment for

3096
02:51:49,330 --> 02:51:54,070
an alleged alcoholic and it was not

3097
02:51:52,090 --> 02:51:54,641
spelled out completely according to the

3098
02:51:54,070 --> 02:51:56,351
Senate

3099
02:51:54,641 --> 02:51:57,670
they put an amendment on there that

3100
02:51:56,351 --> 02:51:59,530
would just spell it out a little bit

3101
02:51:57,670 --> 02:52:03,070
more adequately what is that amendment

3102
02:51:59,530 --> 02:52:05,380
do the amendment merely states that the

3103
02:52:03,070 --> 02:52:08,860
attorney if requested he might have his

3104
02:52:05,380 --> 02:52:11,380
own attorney into what if requested he

3105
02:52:08,860 --> 02:52:13,750
might have his own attorney present

3106
02:52:11,380 --> 02:52:17,740
rather than have one appointed okay

3107
02:52:13,750 --> 02:52:21,130
Thank You mr. Coleman miss bigger and

3108
02:52:17,740 --> 02:52:22,990
against the rules to advise the house

3109
02:52:21,130 --> 02:52:24,641
that they are being visited today by a

3110
02:52:22,990 --> 02:52:26,590
number of seventh-grade students from

3111
02:52:24,641 --> 02:52:28,000
the Texas School for the Deaf in the

3112
02:52:26,590 --> 02:52:29,801
gallery up here to my right and your

3113
02:52:28,000 --> 02:52:34,630
left we're pleased to have them though

3114
02:52:29,801 --> 02:52:37,000
mr. Coleman mr. Berg moves to spending

3115
02:52:34,630 --> 02:52:40,360
all necessary rules it might take up and

3116
02:52:37,000 --> 02:52:42,931
consider and concur in how in Santa men

3117
02:52:40,360 --> 02:52:45,280
mister House bill 511 is there objection

3118
02:52:42,931 --> 02:52:46,630
chair here is done the rule to spend it

3119

02:52:45,280 --> 02:52:50,011
in the house concurs I'm saying to me

3120
02:52:46,630 --> 02:52:50,011
mister House bill 511

3121
02:53:03,180 --> 02:53:09,351
mr. Baker mr. Baker

3122
02:53:25,959 --> 02:53:32,319
chair recognizes mr. Baker permission to

3123
02:53:28,600 --> 02:53:34,869
enter this bill miss Pekin remembers

3124
02:53:32,319 --> 02:53:36,879
this is I've moved for which spend

3125
02:53:34,869 --> 02:53:40,929
dollars or introduce a bill this bill is

3126
02:53:36,879 --> 02:53:43,389
only going to raise the longevity pay of

3127
02:53:40,929 --> 02:53:45,039
deputy sheriff's from \$4 to \$5 like we

3128
02:53:43,389 --> 02:53:46,239
did last week for University Police and

3129
02:53:45,039 --> 02:53:52,539
other police and they'll had

3130
02:53:46,239 --> 02:53:55,600
commissioned deputy constables and it's

3131
02:53:52,539 --> 02:53:58,389
a bill to raise the longevity pay of

3132
02:53:55,600 --> 02:54:00,399
deputies shirts from \$4 a month to \$5 a

3133
02:53:58,389 --> 02:54:02,379
month in line with what we did last week

3134
02:54:00,399 --> 02:54:05,909
for university police and other police

3135
02:54:02,379 --> 02:54:09,339
officers and we had deputy constables

3136
02:54:05,909 --> 02:54:10,959
that's all it does okay mr. Baker ask

3137
02:54:09,339 --> 02:54:11,699
Commission introduced a bill is there

3138
02:54:10,959 --> 02:54:14,919
objection

3139
02:54:11,699 --> 02:54:17,529
is there objection there is objection

3140
02:54:14,919 --> 02:54:19,089
all those in favor grant information to

3141
02:54:17,529 --> 02:54:20,649
introduce available bowtie all those

3142
02:54:19,089 --> 02:54:23,639
opposed will vote no it's a record vote

3143
02:54:20,649 --> 02:54:23,639
to clarify ring the bell

3144
02:54:38,609 --> 02:54:50,199
she went on well voting yeah she'll miss

3145
02:54:43,750 --> 02:54:53,229
Palumbo voting on show Matt Delaney

3146

02:54:50,199 --> 02:55:02,229
voting on so much the Edelman's voting

3147
02:54:53,229 --> 02:55:04,620
out she went to Heatley voting on hudson

3148
02:55:02,229 --> 02:55:04,620
voting out

3149
02:55:12,700 --> 02:55:15,870
all members voted

3150
02:55:50,420 --> 02:55:54,800
that being under-23 as to nose one pret

3151
02:55:53,420 --> 02:56:02,029
enough voting information to introduce

3152
02:55:54,800 --> 02:56:08,840
his granted history back on the floor of

3153
02:56:02,029 --> 02:56:11,290
the house that's a read back on the

3154
02:56:08,840 --> 02:56:11,290
floor of the house

3155
02:56:14,109 --> 02:56:18,380
okay chair lays out on second reading

3156
02:56:16,609 --> 02:56:23,479
House bill 398 the clerk will read the

3157
02:56:18,380 --> 02:56:24,590
bill House bill 398 by Washington

3158
02:56:23,479 --> 02:56:26,569
relating to the establishment

3159
02:56:24,590 --> 02:56:28,100
jurisdiction and operation of municipal

3160
02:56:26,569 --> 02:56:31,130
courts of record in any city with a

3161
02:56:28,100 --> 02:56:36,770
population of more than mr. Jones

3162
02:56:31,130 --> 02:56:37,279
explained the bill Thank You mr. speaker

3163
02:56:36,770 --> 02:56:41,390
and members

3164
02:56:37,279 --> 02:56:45,560
House bill 398 as a result of some 10

3165
02:56:41,390 --> 02:56:47,689
years of effort to upgrade the municipal

3166
02:56:45,560 --> 02:56:50,870
courts and in a city of Houston with the

3167
02:56:47,689 --> 02:56:52,310
goal to establish a model Municipal

3168
02:56:50,870 --> 02:56:56,060
Court system there in the city of

3169
02:56:52,310 --> 02:56:57,800
Houston and would provide for the for

3170
02:56:56,060 --> 02:57:00,109
the appointment of judges their terms

3171
02:56:57,800 --> 02:57:02,710
and salary is determined by the city and

3172
02:57:00,109 --> 02:57:04,760
provide for their judicial duties

3173

02:57:02,710 --> 02:57:06,800
provide for the appointment of the

3174
02:57:04,760 --> 02:57:09,140
clerk's and their duties and most

3175
02:57:06,800 --> 02:57:12,229
important of all would provide that that

3176
02:57:09,140 --> 02:57:14,420
the courts municipal courts in the city

3177
02:57:12,229 --> 02:57:17,210
of Houston would be courts of record and

3178
02:57:14,420 --> 02:57:20,239
that the appeal to the County Court

3179
02:57:17,210 --> 02:57:22,909
would be on the record as opposed to the

3180
02:57:20,239 --> 02:57:25,609
present system of trial de novo that

3181
02:57:22,909 --> 02:57:28,520
that places an onerous burden upon the

3182
02:57:25,609 --> 02:57:30,560
judicial system of some some 1,400

3183
02:57:28,520 --> 02:57:35,090
appeals a year out of those courts to

3184
02:57:30,560 --> 02:57:39,859
the county court and would provide the

3185
02:57:35,090 --> 02:57:42,380
the adequate safeguards as as to the as

3186
02:57:39,859 --> 02:57:45,290
to the record and the record in this

3187
02:57:42,380 --> 02:57:47,420
instance because of the the small

3188
02:57:45,290 --> 02:57:49,939
amounts of relatively small amounts of

3189
02:57:47,420 --> 02:57:52,489
money that are involved but the record

3190
02:57:49,939 --> 02:57:55,670
would go to the defendant without cost

3191
02:57:52,489 --> 02:57:58,750
to him without providing further burden

3192
02:57:55,670 --> 02:58:00,870
upon the defendant and these courts of

3193
02:57:58,750 --> 02:58:04,561
limited jurisdiction

3194
02:58:00,870 --> 02:58:06,891
it makes no change in the the the Code

3195
02:58:04,561 --> 02:58:09,870
of Criminal Procedure the the appeal

3196
02:58:06,891 --> 02:58:12,030
method of Appeal would be very very

3197
02:58:09,870 --> 02:58:16,471
similar to that has taken to the Court

3198
02:58:12,030 --> 02:58:21,511
of Criminal Appeals and I will will

3199
02:58:16,471 --> 02:58:23,131
yield it miss speaker there is a

3200

02:58:21,511 --> 02:58:24,841
committee member and I wonder if I lay

3201
02:58:23,131 --> 02:58:29,251
it out first mr. Jones so we can talk

3202
02:58:24,841 --> 02:58:31,021
about the committee amendment following

3203
02:58:29,251 --> 02:58:34,530
amendment following committee amendment

3204
02:58:31,021 --> 02:58:39,870
clerk will read the amendment committee

3205
02:58:34,530 --> 02:58:41,730
amendment 1 by Baker amen chair

3206
02:58:39,870 --> 02:58:44,780
recognizes mr. Jones paris to explain

3207
02:58:41,730 --> 02:58:48,091
amendment 1 is actually I directed my

3208
02:58:44,780 --> 02:58:50,660
remarks at it in opening because it is

3209
02:58:48,091 --> 02:58:54,690
in essence a they complete substitute

3210
02:58:50,660 --> 02:58:56,461
for the bill as it was studied excuse me

3211
02:58:54,690 --> 02:58:59,780
by the subcommittee of Judicial Affairs

3212
02:58:56,461 --> 02:59:02,730
and the remarks that I made an opening

3213
02:58:59,780 --> 02:59:06,830
were germane to that substitute miss

3214
02:59:02,730 --> 02:59:09,870
pickle gentleman you chose me yield

3215
02:59:06,830 --> 02:59:13,021
gentleman yields no mr. Jones right now

3216
02:59:09,870 --> 02:59:14,761
I hate to get in your bill because it is

3217
02:59:13,021 --> 02:59:16,530
a local bill and you've clearly designed

3218
02:59:14,761 --> 02:59:19,561
it to apply only to Harris County in

3219
02:59:16,530 --> 02:59:21,120
that right yes sir and I I also ain't so

3220
02:59:19,561 --> 02:59:24,240
you get involved in it but I will be

3221
02:59:21,120 --> 02:59:26,940
happy to respond my question but by

3222
02:59:24,240 --> 02:59:30,360
simply changing the population

3223
02:59:26,940 --> 02:59:32,070
designation of the size of the city this

3224
02:59:30,360 --> 02:59:34,650
bill could be amended either in the

3225
02:59:32,070 --> 02:59:37,650
Senate or in the future and any

3226
02:59:34,650 --> 02:59:40,320
legislature to be applied to any county

3227

02:59:37,650 --> 02:59:42,811
in this state could it not same as the

3228
02:59:40,320 --> 02:59:46,740
passage of any law at any time that

3229
02:59:42,811 --> 02:59:48,870
could could apply to any area that where

3230
02:59:46,740 --> 02:59:50,280
the people at well had represented that

3231
02:59:48,870 --> 02:59:52,230
area and the folks that were involved

3232
02:59:50,280 --> 02:59:55,410
the city and the judges and and

3233
02:59:52,230 --> 02:59:57,480
everybody else got got their stuff

3234
02:59:55,410 --> 02:59:59,341
together like we did on this bill I

3235
02:59:57,480 --> 03:00:01,320
assumed like a pass a bill like this and

3236
02:59:59,341 --> 03:00:04,200
I got apply statewide or could apply to

3237
03:00:01,320 --> 03:00:06,181
one city or all right well with that

3238
03:00:04,200 --> 03:00:07,550
understanding in mind then that it could

3239
03:00:06,181 --> 03:00:09,470
well apply down to my

3240
03:00:07,550 --> 03:00:11,840
County or my city where I live someday I

3241
03:00:09,470 --> 03:00:13,310
think I have more than just a passing

3242
03:00:11,840 --> 03:00:15,080
interest in your bill and what it

3243
03:00:13,310 --> 03:00:19,670
purports to do so let me ask you some

3244
03:00:15,080 --> 03:00:22,880
questions the procedure that setup in

3245
03:00:19,670 --> 03:00:26,030
here is as you say it cuts out the right

3246
03:00:22,880 --> 03:00:28,880
of trial de novo absolutely in municipal

3247
03:00:26,030 --> 03:00:31,130
or corporation court cases to defendants

3248
03:00:28,880 --> 03:00:33,380
who violated the criminal law of the

3249
03:00:31,130 --> 03:00:38,540
state re miscible ordinances of the city

3250
03:00:33,380 --> 03:00:41,569
does it not yes in the municipal courts

3251
03:00:38,540 --> 03:00:44,420
of the city of Houston all right now you

3252
03:00:41,569 --> 03:00:46,100
said there were 1,400 appeals last year

3253
03:00:44,420 --> 03:00:48,170
in the city of Houston I guess to the

3254

03:00:46,100 --> 03:00:50,569
Harris County there's been consistently

3255
03:00:48,170 --> 03:00:53,420
about fourteen hundred a year for five

3256
03:00:50,569 --> 03:00:56,390
years now now Miss Jones do you know how

3257
03:00:53,420 --> 03:00:59,060
many hundreds of thousands if there are

3258
03:00:56,390 --> 03:01:01,609
that many traffic tickets are written in

3259
03:00:59,060 --> 03:01:04,550
the city of Houston during the same year

3260
03:01:01,609 --> 03:01:06,290
I have absolutely no idea I suspect that

3261
03:01:04,550 --> 03:01:07,430
I could get that information for you but

3262
03:01:06,290 --> 03:01:09,800
I don't I don't have it

3263
03:01:07,430 --> 03:01:11,630
well it seems relevant to me I know four

3264
03:01:09,800 --> 03:01:13,750
years ago when this procedure was

3265
03:01:11,630 --> 03:01:17,840
proposed for the city of Fort Worth

3266
03:01:13,750 --> 03:01:21,020
there are over 300,000 traffic tickets

3267
03:01:17,840 --> 03:01:24,229
written in one year of which less than

3268
03:01:21,020 --> 03:01:27,080
3% were appealed to the county court at

3269
03:01:24,229 --> 03:01:28,550
law or the County Criminal Court now

3270
03:01:27,080 --> 03:01:31,310
that doesn't look like any kind of

3271
03:01:28,550 --> 03:01:33,350
onerous burden upon a upon a municipal

3272
03:01:31,310 --> 03:01:35,780
court system or upon a system of justice

3273
03:01:33,350 --> 03:01:38,510
Mitch Jones and well I would suggest to

3274
03:01:35,780 --> 03:01:40,880
you mr. Spurlock that it's not the

3275
03:01:38,510 --> 03:01:43,040
percentage that provides the onerous

3276
03:01:40,880 --> 03:01:45,380
burden it's the number regardless of

3277
03:01:43,040 --> 03:01:48,500
what the percentage is well you've got a

3278
03:01:45,380 --> 03:01:50,420
percentage in Tarrant County of three

3279
03:01:48,500 --> 03:01:53,450
percent is not going to provide a

3280
03:01:50,420 --> 03:01:55,580
significant number I suspect but the

3281

03:01:53,450 --> 03:01:59,300
number that I'm speaking to of some

3282
03:01:55,580 --> 03:02:01,310
1,400 is onerous without respect to do

3283
03:01:59,300 --> 03:02:03,470
what percentage Jones you don't know

3284
03:02:01,310 --> 03:02:05,899
whether it's 1 percent or 5 percent or

3285
03:02:03,470 --> 03:02:08,330
10 percent is not particularly important

3286
03:02:05,899 --> 03:02:10,310
it's the number mr. Spurlock the number

3287
03:02:08,330 --> 03:02:12,770
that the system I mean you can't you

3288
03:02:10,310 --> 03:02:14,780
can't say that the number of tickets is

3289
03:02:12,770 --> 03:02:16,189
by itself an onerous burden miss Jones I

3290
03:02:14,780 --> 03:02:18,649
think you're more intellectually honest

3291
03:02:16,189 --> 03:02:20,120
than that because the number of tickets

3292
03:02:18,649 --> 03:02:22,400
is reflection upon the

3293
03:02:20,120 --> 03:02:25,700
number of violations charged by the

3294
03:02:22,400 --> 03:02:27,620
police and that doesn't mean guilt that

3295
03:02:25,700 --> 03:02:30,250
means violations charged by the police

3296
03:02:27,620 --> 03:02:33,351
mr. Jones and you should be more in

3297
03:02:30,250 --> 03:02:35,300
Lexington at two merely grab the number

3298
03:02:33,351 --> 03:02:37,780
1400 and say that's an onerous burden

3299
03:02:35,300 --> 03:02:39,740
without knowing how many tickets are

3300
03:02:37,780 --> 03:02:42,140
originally written

3301
03:02:39,740 --> 03:02:44,690
how many pleas of guilty are entered as

3302
03:02:42,140 --> 03:02:46,790
oral pleas of guilty how many cases are

3303
03:02:44,690 --> 03:02:49,190
tried and appeals taken from the trials

3304
03:02:46,790 --> 03:02:51,200
how many cases are dismissed by the

3305
03:02:49,190 --> 03:02:53,750
trial court you need to know those

3306
03:02:51,200 --> 03:02:57,080
figures also before you can say honestly

3307
03:02:53,750 --> 03:02:59,780
that 1400 is an onerous burden because

3308

03:02:57,080 --> 03:03:01,601
when the answer mr. Spurlock I have

3309
03:02:59,780 --> 03:03:03,890
talked with the people involved

3310
03:03:01,601 --> 03:03:08,360
including the people where these appeals

3311
03:03:03,890 --> 03:03:11,780
go they tell me that it's an onerous

3312
03:03:08,360 --> 03:03:13,820
burden and and I just so happens and I

3313
03:03:11,780 --> 03:03:15,440
believe that if you choose not to well

3314
03:03:13,820 --> 03:03:17,900
that that comes under the heading of

3315
03:03:15,440 --> 03:03:19,430
your business no I think the bill comes

3316
03:03:17,900 --> 03:03:20,690
on the heading of our business mr. Jones

3317
03:03:19,430 --> 03:03:22,851
and that's why I'm back here because

3318
03:03:20,690 --> 03:03:28,101
every one I will attempt to say that did

3319
03:03:22,851 --> 03:03:30,050
not mr. Spurlock all right what happens

3320
03:03:28,101 --> 03:03:34,280
in a case in a justice of the peace

3321
03:03:30,050 --> 03:03:37,430
court in Harris County if someone gets a

3322
03:03:34,280 --> 03:03:39,260
traffic ticket from DPS and someone on

3323
03:03:37,430 --> 03:03:41,390
the same day got a traffic ticket from

3324
03:03:39,260 --> 03:03:43,610
the city of Houston now would you take

3325
03:03:41,390 --> 03:03:45,230
those two cases side by side and ask me

3326
03:03:43,610 --> 03:03:46,851
or just explain to me what's going to

3327
03:03:45,230 --> 03:03:49,370
happen in the Houston case when that man

3328
03:03:46,851 --> 03:03:51,890
has his trial mr. Spurlock you know as

3329
03:03:49,370 --> 03:03:54,890
well as I do that that this bill not

3330
03:03:51,890 --> 03:03:57,680
pertaining to the method of appeal from

3331
03:03:54,890 --> 03:04:00,260
the justice of the peace court to the

3332
03:03:57,680 --> 03:04:02,660
county court I know that it that it

3333
03:04:00,260 --> 03:04:05,330
would be trial to know though yes sir so

3334
03:04:02,660 --> 03:04:07,070
you are creating two systems of justice

3335

03:04:05,330 --> 03:04:09,050
if you would for the same offense

3336
03:04:07,070 --> 03:04:10,670
depending upon whether or not the

3337
03:04:09,050 --> 03:04:13,010
offense occurred within the city limits

3338
03:04:10,670 --> 03:04:14,900
of Houston or whether or not the offense

3339
03:04:13,010 --> 03:04:16,700
occurred within the territorial limits

3340
03:04:14,900 --> 03:04:20,120
of the city of Harris County or not

3341
03:04:16,700 --> 03:04:23,319
there is no requirement constitutional

3342
03:04:20,120 --> 03:04:26,760
or otherwise mr. Spurlock that that you

3343
03:04:23,319 --> 03:04:29,800
they they defendant the right to two

3344
03:04:26,760 --> 03:04:32,319
separate and distinct jury trials and

3345
03:04:29,800 --> 03:04:35,199
respect to the same charge and you know

3346
03:04:32,319 --> 03:04:37,539
that as well as I do with the exception

3347
03:04:35,199 --> 03:04:39,760
of the right to appeal with de novo in

3348
03:04:37,539 --> 03:04:41,800
the cases of justice of the peace court

3349
03:04:39,760 --> 03:04:43,629
by the Constitution if I understand

3350
03:04:41,800 --> 03:04:46,510
correctly mr. Jones that that is correct

3351
03:04:43,629 --> 03:04:48,609
all right sir and if that is a if that

3352
03:04:46,510 --> 03:04:50,709
is a constitutional right of the people

3353
03:04:48,609 --> 03:04:52,300
within the county of the state Why

3354
03:04:50,709 --> 03:04:54,970
should there be less of a right within

3355
03:04:52,300 --> 03:04:57,939
the cities why should the cities have an

3356
03:04:54,970 --> 03:05:00,489
absolute lock at a Municipal Court level

3357
03:04:57,939 --> 03:05:03,760
of the entire proceedings of the case

3358
03:05:00,489 --> 03:05:06,279
and then add to that lock on a case the

3359
03:05:03,760 --> 03:05:08,589
additional burden and cost of appealing

3360
03:05:06,279 --> 03:05:10,510
only from the record of the case number

3361
03:05:08,589 --> 03:05:12,419
one we're not talking about cities we're

3362

03:05:10,510 --> 03:05:16,510
talking about one city and number two

3363
03:05:12,419 --> 03:05:19,569
the the number of tickets that are

3364
03:05:16,510 --> 03:05:21,129
issued within the city of Houston that

3365
03:05:19,569 --> 03:05:26,619
are filed in the justice of the peace

3366
03:05:21,129 --> 03:05:29,079
court says is extremely limited well it

3367
03:05:26,619 --> 03:05:31,149
may well be but do you not have two

3368
03:05:29,079 --> 03:05:34,209
systems of justice then in effect from

3369
03:05:31,149 --> 03:05:36,640
the from the level of the modalities you

3370
03:05:34,209 --> 03:05:41,529
would have two different methods of

3371
03:05:36,640 --> 03:05:43,149
appeal in Harris County our number of

3372
03:05:41,529 --> 03:05:45,699
tickets that I said that are issued by

3373
03:05:43,149 --> 03:05:49,659
the fee the DPS and the sheriff within

3374
03:05:45,699 --> 03:05:52,419
the within the city limits are very very

3375
03:05:49,659 --> 03:05:53,919
limited yes sir no matter how limited

3376
03:05:52,419 --> 03:05:56,260
you did say there are two different

3377
03:05:53,919 --> 03:05:59,409
methods now let me ask you why do you

3378
03:05:56,260 --> 03:06:02,319
institute the method of appealing from a

3379
03:05:59,409 --> 03:06:04,539
record of a court that is appealing on

3380
03:06:02,319 --> 03:06:06,999
points of error only through the appeals

3381
03:06:04,539 --> 03:06:08,649
court and one instance and why you think

3382
03:06:06,999 --> 03:06:12,909
it's alright or not all right let me ask

3383
03:06:08,649 --> 03:06:14,709
this way why the procedure to make it a

3384
03:06:12,909 --> 03:06:17,109
brand new trial de novo and the other

3385
03:06:14,709 --> 03:06:18,879
case does not work as an unfair and

3386
03:06:17,109 --> 03:06:21,939
undue hardship and burden upon the

3387
03:06:18,879 --> 03:06:24,550
defendant in the city of Houston versus

3388
03:06:21,939 --> 03:06:26,770
the defendant in Harris County well to

3389

03:06:24,550 --> 03:06:29,659
begin with I'm not going to agree with

3390
03:06:26,770 --> 03:06:33,919
the undue burden and hardship because

3391
03:06:29,659 --> 03:06:36,890
that is that is contrary to if not to

3392
03:06:33,919 --> 03:06:39,499
the truth to my opinion and if you ever

3393
03:06:36,890 --> 03:06:42,380
attended appealingly simply because the

3394
03:06:39,499 --> 03:06:45,350
the Constitution provides for a method

3395
03:06:42,380 --> 03:06:49,609
of appeal from the from the Justice of

3396
03:06:45,350 --> 03:06:51,439
the Peace courts provide provides for

3397
03:06:49,609 --> 03:06:52,880
that matter of field the legislature

3398
03:06:51,439 --> 03:06:55,220
could not address itself to that

3399
03:06:52,880 --> 03:06:58,550
question doesn't mean that it could not

3400
03:06:55,220 --> 03:07:02,300
preclude the legislature addressing

3401
03:06:58,550 --> 03:07:05,720
itself to the question of upgrading the

3402
03:07:02,300 --> 03:07:08,119
the justice and competency that that is

3403
03:07:05,720 --> 03:07:08,630
dispensed in the municipal courts mr.

3404
03:07:08,119 --> 03:07:10,459
sprock

3405
03:07:08,630 --> 03:07:12,169
mr. Jones I don't argue about the

3406
03:07:10,459 --> 03:07:14,149
competency of justice dispensing

3407
03:07:12,169 --> 03:07:15,560
municipal courts they are courts close

3408
03:07:14,149 --> 03:07:17,869
to the people by and large they are

3409
03:07:15,560 --> 03:07:19,340
attorneys because the requirements of

3410
03:07:17,869 --> 03:07:21,050
city charters are such that they make

3411
03:07:19,340 --> 03:07:22,789
them that way this bill pacifically

3412
03:07:21,050 --> 03:07:24,409
provides that they be heard and I

3413
03:07:22,789 --> 03:07:26,959
appreciate that and I think that's a

3414
03:07:24,409 --> 03:07:29,930
fine step forward my question to you

3415
03:07:26,959 --> 03:07:33,079
though comes why do you want to tie a

3416

03:07:29,930 --> 03:07:34,789
court system down to appealing on the

3417
03:07:33,079 --> 03:07:36,709
basis of errors pointed out in the

3418
03:07:34,789 --> 03:07:38,689
defendants motion for new trial in lieu

3419
03:07:36,709 --> 03:07:41,479
of letting that person have an honest

3420
03:07:38,689 --> 03:07:43,489
trial at an appeals court level when he

3421
03:07:41,479 --> 03:07:45,800
can't perhaps get one before some

3422
03:07:43,489 --> 03:07:48,439
municipal judge appointed by a city

3423
03:07:45,800 --> 03:07:50,029
council in a city where the city gets

3424
03:07:48,439 --> 03:07:53,329
the revenue and fines from those

3425
03:07:50,029 --> 03:07:56,180
convictions well to begin with mr.

3426
03:07:53,329 --> 03:07:58,430
Spurlock the the amount of fans that is

3427
03:07:56,180 --> 03:08:01,189
derived through the municipal courts in

3428
03:07:58,430 --> 03:08:04,189
the city of Houston as compared to the

3429
03:08:01,189 --> 03:08:06,439
overall budget of well in the excess of

3430
03:08:04,189 --> 03:08:10,850
300 million dollars that takes a year to

3431
03:08:06,439 --> 03:08:12,590
operate that that City that money unlike

3432
03:08:10,850 --> 03:08:13,999
some cities that are hereby and I don't

3433
03:08:12,590 --> 03:08:16,100
know where this is true or not and

3434
03:08:13,999 --> 03:08:18,380
reference to any particular place but I

3435
03:08:16,100 --> 03:08:20,510
hear that it's true that that money

3436
03:08:18,380 --> 03:08:22,039
that's derived is budgeted in to begin

3437
03:08:20,510 --> 03:08:23,989
with we don't do that in the city of

3438
03:08:22,039 --> 03:08:27,619
Houston because relative to the whole

3439
03:08:23,989 --> 03:08:29,479
budget it's a it's a relatively small

3440
03:08:27,619 --> 03:08:32,419
amount of money although in and by

3441
03:08:29,479 --> 03:08:34,819
itself it's some some six million

3442
03:08:32,419 --> 03:08:36,709
dollars or so but it's not it's not

3443

03:08:34,819 --> 03:08:38,510
considered and budgeted in to that

3444
03:08:36,709 --> 03:08:41,450
budget as they might do in some other

3445
03:08:38,510 --> 03:08:44,600
cities and as we're

3446
03:08:41,450 --> 03:08:45,649
our courts are not tax collectors for

3447
03:08:44,600 --> 03:08:47,689
the city if that's what you're

3448
03:08:45,649 --> 03:08:50,029
suggesting well youyou you seem

3449
03:08:47,689 --> 03:08:51,649
concerned at a mere 1,400 people who

3450
03:08:50,029 --> 03:08:54,350
violate the traffic laws of the city

3451
03:08:51,649 --> 03:08:57,890
Houston each year get a right to appeal

3452
03:08:54,350 --> 03:09:00,290
to a higher court now I don't know what

3453
03:08:57,890 --> 03:09:03,529
you're looking for then if you if 1,400

3454
03:09:00,290 --> 03:09:05,870
people 1,400 separate incidences in one

3455
03:09:03,529 --> 03:09:07,430
city is concerning you so much that you

3456
03:09:05,870 --> 03:09:09,439
claim that's an onerous burden upon the

3457
03:09:07,430 --> 03:09:10,580
system I just don't understand you

3458
03:09:09,439 --> 03:09:13,939
saying that you don't look at the

3459
03:09:10,580 --> 03:09:16,580
revenue or fines mr. Jones certainly the

3460
03:09:13,939 --> 03:09:20,149
revenues and fans going to the general

3461
03:09:16,580 --> 03:09:22,609
general fund all I'm saying is that that

3462
03:09:20,149 --> 03:09:26,180
that these courts are not designed to be

3463
03:09:22,609 --> 03:09:28,430
tax collectors for the city we we have a

3464
03:09:26,180 --> 03:09:30,290
gentleman that that's in charge of that

3465
03:09:28,430 --> 03:09:32,270
office he doesn't rather good job and

3466
03:09:30,290 --> 03:09:34,370
all I'm saying is that that we don't

3467
03:09:32,270 --> 03:09:36,080
design them to be that way we don't we

3468
03:09:34,370 --> 03:09:37,729
don't budget this money in advance and

3469
03:09:36,080 --> 03:09:39,620
we don't tell those judges over there if

3470

03:09:37,729 --> 03:09:41,689
you don't get so much money well well

3471
03:09:39,620 --> 03:09:42,859
you're not gonna be back any more do you

3472
03:09:41,689 --> 03:09:44,989
know whether or not your police

3473
03:09:42,859 --> 03:09:46,580
department has a certain number of

3474
03:09:44,989 --> 03:09:47,960
percentage of tickets that they must

3475
03:09:46,580 --> 03:09:49,760
write each year in the city of Houston

3476
03:09:47,960 --> 03:09:53,120
you know whether or not there is such a

3477
03:09:49,760 --> 03:09:56,300
policy if they do they they deny that it

3478
03:09:53,120 --> 03:09:58,460
is the case I've asked a number of

3479
03:09:56,300 --> 03:09:59,930
policemen including sergeant Knigge

3480
03:09:58,460 --> 03:10:02,210
who's probably around in a gallery

3481
03:09:59,930 --> 03:10:05,029
somewhere yeah that's right they tell me

3482
03:10:02,210 --> 03:10:06,620
that mr. Wagner is a point of order the

3483
03:10:05,029 --> 03:10:09,830
gentleman's time has expired the point

3484
03:10:06,620 --> 03:10:12,410
of order is well taken and sustained mr.

3485
03:10:09,830 --> 03:10:13,630
peacock mr. doorkeeper we have a message

3486
03:10:12,410 --> 03:10:17,779
from the Senate

3487
03:10:13,630 --> 03:10:19,340
admit the messenger mr. speaker I'm

3488
03:10:17,779 --> 03:10:20,750
directed by the Senate to inform the

3489
03:10:19,340 --> 03:10:22,460
house that the Senate has passed the

3490
03:10:20,750 --> 03:10:30,010
following on local and uncontested

3491
03:10:22,460 --> 03:10:36,850
calendar SB 391 SB 1008 SB 537 SB 601 SB

3492
03:10:30,010 --> 03:10:36,850
647 s be 717 SB 681 SB 10 11

3493
03:10:48,699 --> 03:10:52,779
the questions on the adoption of the

3494
03:10:50,350 --> 03:10:55,270
committee amendment is there objection

3495
03:10:52,779 --> 03:10:57,419
chair hearing none the amendment is

3496
03:10:55,270 --> 03:10:57,419
adopted

3497

03:10:57,869 --> 03:11:04,840
the questions on passage of engrossment

3498
03:11:02,220 --> 03:11:08,319
chair recognizes mr. Locke to speak

3499
03:11:04,840 --> 03:11:14,829
against all right Thank You mr. picker

3500
03:11:08,319 --> 03:11:17,649
and fellow members this right now is a

3501
03:11:14,829 --> 03:11:20,699
proposal to put into the largest city in

3502
03:11:17,649 --> 03:11:23,459
this state municipal courts of record

3503
03:11:20,699 --> 03:11:25,749
now those of you who are non attorneys

3504
03:11:23,459 --> 03:11:27,789
or who have ever received a traffic

3505
03:11:25,749 --> 03:11:30,629
ticket or have ever had any of your

3506
03:11:27,789 --> 03:11:32,770
friends your relatives parents wives

3507
03:11:30,629 --> 03:11:34,479
anyone else receive a traffic ticket

3508
03:11:32,770 --> 03:11:37,169
from a police officer in the city of

3509
03:11:34,479 --> 03:11:40,499
this state better sit up and listen

3510
03:11:37,169 --> 03:11:43,649
because while this may appeal or may be

3511
03:11:40,499 --> 03:11:46,659
applicable only to Harris County today

3512
03:11:43,649 --> 03:11:48,220
if it goes over in Harris County in the

3513
03:11:46,659 --> 03:11:50,529
city of Houston it's going to be in your

3514
03:11:48,220 --> 03:11:52,239
county next session or the Senate might

3515
03:11:50,529 --> 03:11:55,479
even amend it and try to put your city

3516
03:11:52,239 --> 03:11:58,329
or your county in it what's wrong with

3517
03:11:55,479 --> 03:12:00,669
having the right of trial de novo in

3518
03:11:58,329 --> 03:12:04,029
traffic cases as the question I am and

3519
03:12:00,669 --> 03:12:06,729
the only answer I got from mr. Jones was

3520
03:12:04,029 --> 03:12:11,340
at 1,400 cases out of city the size of

3521
03:12:06,729 --> 03:12:11,340
Houston is an onerous burden upon me

3522
03:12:44,779 --> 03:12:46,839
you