



LEGISLATIVE UPDATE

May 15, 2015

PLEASE NOTE: Calendar deadlines continue to trigger under the rules in both the House and the Senate. Today, May 15, 2015 is the **LAST DAY** the House may consider a consent House Bill on 2nd or 3rd reading and **ALL** House Bills on 3rd reading on the supplemental calendar.

On a related note, HB 1603 by Representative Villaba, creating a chancery court system in Texas, is stalled with no likelihood of movement this session as a result of calendar deadlines and the hard work and input of TADC and many other interested and affected groups with a mission preserve the civil justice system in Texas

Weekly legislation "movement" update.

Be advised, the caption of the bill may not adequately describe in enough detail what the bill actually does! Each bill listed is linked so that you may see the proposed legislation in full.

Please do not hesitate to contact the TADC should you have any concerns about any bills filed this session.

TADC Tracked Legislation Movement - May 11, 2015 - May 15, 2015:

<u>HB 257</u>	<u>Farney, Marsha(R)</u>	Relating to a justice or judge having an interest in a business entity that owns, manages, or operates a private correctional or rehabilitation facility.
	<i>Last Action:</i>	<i>5-12-15 Referred to Senate Committee on Senate State Affairs</i>
<u>HB 323</u>	<u>Guillen, Ryan(D)</u>	Relating to tort liability arising from a volunteer's operation of a Parks and Wildlife Department motor-driven vehicle or motor-driven equipment.
	<i>Companions:</i>	<u>SB 381</u> Uresti, Carlos(D) (Identical) 5-12-15 H Recommended for Local and Consent Calendar
	<i>Last Action:</i>	<i>5-15-15 Set on the Local Calendar</i>
<u>HB 562</u>	<u>Leach, Jeff(R)</u>	Relating to the application of foreign laws and foreign forum selection in a proceeding involving marriage, a suit for dissolution of a marriage, or a suit affecting the parent-child relationship in this state.
	<i>Companions:</i>	<u>SB 531</u> Campbell, Donna(R) (Identical) 5-14-15 S Voted favorably from committee on Senate State Affairs
	<i>Last Action:</i>	<i>5-14-15 Set on the House Calendar</i>
<u>HB 574</u>	<u>Bonnen, Greg(R)</u> <u>Campbell, Donna(R)</u>	Relating to the operation of certain managed care plans with respect to health care providers.
	<i>Companions:</i>	<u>SB 1098</u> Campbell, Donna(R) (Identical) 3-16-15 S Introduced and referred to committee on Senate Business and Commerce
	<i>Last Action:</i>	<i>5-14-15 Voted favorably from committee on Senate Business and Commerce</i>
<u>HB 670</u>	<u>Flynn, Dan(R)</u>	Relating to the application of foreign laws and foreign forum selection in this state.
	<i>Last Action:</i>	<i>5-14-15 Set on the House Calendar</i>
<u>HB 750</u>	<u>Fruzzo, John(R)</u>	Relating to a landowner's liability for certain aviation activities on the owner's land.

		Last Action: 5- 7-15 Removed from hearing 05/11/15, Senate State Affairs
HB 770	King, Susan(R)	Relating to civil liability for the provision of an alcoholic beverage to a minor.
		Last Action: 5-14-15 Set on the House Calendar
HB 801	King, Ken(R) Eltime, Kevin(R)	Relating to planning for the use of and liability resulting from prescribed burns by the Parks and Wildlife Department.
		Last Action: 5-18-15 First placement on Senate Intent Calendar
HB 823	Wu, Gene(D)	Relating to criminal liability for certain federal motor carrier safety regulation violations.
		Last Action: 5-13-15 Referred to Senate Committee on Senate Transportation
HB 866	Thompson, Ed(R)	Relating to the exemption from jury service of a person who is the primary caretaker of another person.
		Last Action: 5-12-15 Referred to Senate Committee on Senate State Affairs
HB 968	Hernandez, Ana(D) Garcia, Sylvia(D)	Relating to civil liability of shareholders and members of certain legal entities that engage in the trafficking of persons.
	Companions:	SB 1848 Garcia, Sylvia(D) (Identical) 4-27-15 S Committee action pending Senate State Affairs
		Last Action: 5-14-15 First placement on Senate Intent Calendar
HB 969	King, Ken(R)	Relating to the availability and use of certain evidence in connection with an award of exemplary damages.
	Companions:	SB 735 Fraser, Troy(R) (Identical) 5-14-15 H Sent to the Calendars Committee
		Last Action: 5-14-15 Set on the House Calendar
HB 1040	Paddie, Chris(R) Hancock, Kelly(R)	Relating to the liability of certain sports officials and organizations.
		Last Action: 5-12-15 Recommended for Local/Uncontested Calendar

HB 1050	White, James(R) Taylor, Van (F)(R)	Relating to liability of food donors.
	Last Action:	<i>5-14-15 Voted favorably from committee on Senate State Affairs</i>
HB 1079	Thompson, Senfronia(D)	Relating to the distribution of certain civil penalties and civil restitution received by the attorney general.
	Last Action:	<i>5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs</i>
HB 1090	Herrero, Abel(D)	Relating to exemption of certain firefighters and peace officers from jury service.
	Last Action:	<i>5-15-15 Set on the Local Calendar</i>
HB 1091	Schofield, Mike (F)(R)	Relating to the creation of a special three-judge district court.
	Companions:	SB 455 Creighton, Brandon (F)(R) (Identical) 5-13-15 H Postponed on second reading until 4:59 a.m., Friday, May 15, 2015
	Last Action:	<i>5-13-15 Laid on the table - subject to call - see SB 455</i>
HB 1122	Clardy, Travis(R)	Relating to the number of jurors required in certain civil cases pending in a statutory county court.
	Companions:	SB 824 Huffman, Joan(R) (Identical) 5-14-15 H Sent to the Calendars Committee
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
HB 1124	Workman, Paul(R)	Relating to adjudication of claims arising from written contracts with state agencies.
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
HB 1171	Farney, Marsha(R)	Relating to the applicability of certain immunity and liability laws to open-enrollment charter schools.
	Companions:	SB 1569 Lucio, Eddie(D) (Identical) 5-11-15 H Referred to House Committee on House Public Education

		<i>Last Action:</i> 5-11-15 Received in the Senate
HB 1199	Simpson, David(R)	Relating to producing, selling, distributing, or promoting certain synthetic substances as a violation of the Deceptive Trade Practices-Consumer Protection Act.
		<i>Last Action:</i> 5-14-15 Set on the House Calendar
HB 1200	Simpson, David(R)	Relating to civil liability of a person who produces, distributes, sells, or provides or aids in the production, distribution, sale, or provision of certain synthetic substances to another person for damages caused by the ot
	<i>Companions:</i>	SB 1629 Whitmire, John(D) (Identical) 3-23-15 S Introduced and referred to committee on Senate State Affairs
		<i>Last Action:</i> 5-12-15 Referred to Senate Committee on Senate State Affairs
HB 1206	Huberty, Dan(R)	Relating to the disclosure of certain information under a consolidated insurance program.
	<i>Companions:</i>	SB 1081 Creighton, Brandon (F)(R) (Identical) 5-14-15 H Voted favorably from committee as substituted House Insurance
		<i>Last Action:</i> 5-15-15 Set on the Local Calendar
HB 1265	Wu, Gene(D)	Relating to a deceptive act or practice related to an unsolicited advertisement of goods and services sent by mail.
		<i>Last Action:</i> 5-14-15 Passed to third reading
HB 1306	Hughes, Bryan(R)	Relating to the reimbursement of expenses incurred by court reporters in judicial districts composed of more than one county.
		<i>Last Action:</i> 5-14-15 Referred to Senate Committee on Senate State Affairs
HB 1313	Fletcher, Allen(R)	Relating to ensuring the removal of the names of deceased persons from the jury wheel.
		<i>Last Action:</i> 5-15-15 Set on the Local Calendar
HB 1390	Thompson, Senfronia(D)	Relating to remedies for discrimination by a public employer against a public employee in

connection with a claim for workers' compensation.

Last Action: *5-14-15 Received in the Senate*

[HB 1403](#) [Sheets, Kenneth\(R\)](#) Relating to the definition of health care liability claim for the purposes of certain laws governing those claims.

Last Action: *5-14-15 Referred to Senate Committee on Senate State Affairs*

[HB 1455](#) [King, Phil\(R\)](#) Relating to procedures required before a condominium association files a suit or initiates an arbitration proceeding for a defect or design claim.

Companions: [SB 834](#) Creighton, Brandon (F)(R) (Identical)
5- 8-15 S Withdrawn from the Local Calendar

Last Action: *5-13-15 Referred to Senate Committee on Senate State Affairs*

[HB 1492](#) [Miller, Doug\(R\)](#) Relating to consideration of asbestos or silica trust claims in certain actions asserting asbestos- or silica-related injuries.

Last Action: *5-12-15 Referred to Senate Committee on Senate State Affairs*

[HB 1494](#) [Hughes, Bryan\(R\)](#) Relating to the filing by a court reporter of an official transcript of a court proceeding.

Last Action: *5-14-15 Set on the House Calendar*

[HB 1510](#) [Thompson, Senfronia\(D\)](#)
[Garcia, Sylvia\(D\)](#) Relating to liability of persons who lease dwellings to persons with criminal records.

Companions: [SB 1473](#) Garcia, Sylvia(D) (Identical)
3-19-15 S Introduced and referred to committee on Senate State Affairs

Last Action: *5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs*

[HB 1531](#) [Geren, Charlie\(R\)](#) Relating to the making and receiving of referrals for legal services by certain legislators and executive officers.

Last Action: *5-14-15 Set on the House Calendar*

HB 1620	Galindo III, Rick (F)(R)	Relating to the prohibition of certain employment discrimination regarding an employee who is a volunteer emergency responder.
Companions:		SB 612 Burton, Konni (F)(R) (Identical) 4-21-15 S Committee action pending Senate Natural Resources and Economic Develop
Last Action:		<i>5-14-15 Set on the House Calendar</i>
HB 1642	Pickett, Joe(D)	Relating to the rights, remedies, and liability of certain owners and operators of environmentally contaminated property.
Last Action:		<i>5-14-15 Set on the House Calendar</i>
HB 1666	Bonnen, Dennis(R)	Relating to the liability of certain persons for damages arising from training exercises to prepare the persons to respond to certain emergencies.
Last Action:		<i>5-11-15 Received in the Senate</i>
HB 1692	Sheets, Kenneth(R) Huffman, Joan(R)	Relating to the doctrine of forum non conveniens
Companions:		SB 1942 Huffman, Joan(R) (Identical) 3-25-15 S Introduced and referred to committee on Senate State Affairs
Last Action:		<i>5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs</i>
HB 1766	Hunter, Todd(R)	Relating to certain publications that are privileged and not grounds for a libel action.
Companions:		SB 627 Huffman, Joan(R) (Identical) 5-13-15 H Recommended for Local and Consent Calendar
Last Action:		<i>5-15-15 Set on the Local Calendar</i>
HB 1777	Giddings, Helen(D)	Relating to prohibiting an employer from accessing the personal online accounts of employees and job applicants through electronic communication devices.
Last Action:		<i>5-14-15 Set on the House Calendar</i>

<u>HB 1779</u>	<u>Murr, Andrew (F)(R)</u> <u>Uresti, Carlos(D)</u>	Relating to the confidentiality of a physician's patient information in certain judicial proceedings.
	Companions:	<u>SB 1733</u> Uresti, Carlos(D) (Identical) 5- 4-15 S Placed on the Senate Calendar for
	Last Action:	<i>5-14-15 Voted favorably from committee as substituted Senate State Affairs</i>
<u>HB 1923</u>	<u>Naishtat, Elliott(D)</u>	Relating to qualifications of special judges.
	Companions:	<u>SB 1620</u> Rodriguez, Jose(D) (Identical) 3-23-15 S Introduced and referred to committee on Senate State Affairs
	Last Action:	<i>5-13-15 Referred to Senate Committee on Senate State Affairs</i>
<u>HB 2049</u>	<u>Darby, Drew(R)</u>	Relating to indemnification and duties of engineers and architects under certain governmental contracts.
	Companions:	<u>SB 799</u> Eltife, Kevin(R) (Identical) 4-14-15 S Committee action pending Senate Business and Commerce
	Last Action:	<i>5-14-15 Voted favorably from committee as substituted Senate Business and Commerce</i>
<u>HB 2071</u>	<u>Workman, Paul(R)</u>	Relating to payment of covered claims based on assignment.
	Companions:	<u>SB 1227</u> Seliger, Kel(R) (Identical) 5-18-15 S First placement on Senate Intent Calendar for
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
<u>HB 2088</u>	<u>Rodriguez, Justin(D)</u>	Relating to an interim study regarding the method by which district judges and appellate justices and judges are selected.
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
<u>HB 2182</u>	<u>Clardy, Travis(R)</u> <u>Creighton, Brandon (F)(R)</u>	Relating to the collection and refunding of certain fees and deposits by a county clerk or district clerk.
	Last Action:	<i>5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs</i>

HB 2303	Kuempel, John(R)	Relating to a landowner's liability for injuries incurred during certain recreational activities.
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
HB 2573	Johnson, Eric(D) Lucio, Eddie(D)	Relating to a deceptive trade practice related to the use of certain words to imply that a person who is not an attorney is authorized to practice law and the prosecution of a cause of action arising from that practice.
	Last Action:	<i>5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs</i>
HB 2633	Hernandez, Ana(D)	Relating to the release of information regarding motor vehicle accidents.
	Last Action:	<i>5-11-15 Referred to Senate Committee on Senate State Affairs</i>
HB 2730	Stephenson, Phil(R)	Relating to the Thirteenth Court of Appeals District and to the creation of the Fifteenth Court of Appeals District.
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
HB 2747	Landgraf, Brooks (F)(R) Creighton, Brandon (F)(R)	Relating to juror service qualifications.
	Last Action:	<i>5-18-15 Meeting set for 9:00 A.M., SENATE CHAMBER, Senate State Affairs</i>
HB 2754	Capriglione, Giovanni(R)	Relating to filing requirements for candidates for certain judicial offices.
	Last Action:	<i>5-14-15 Set on the House Calendar</i>
HB 2822	Smithee, John(R)	Relating to a notice or document sent by mail or electronic mail by a court, justice, judge, magistrate, or clerk of a judicial court.
	Companions:	SB 1116 West, Royce(D) (Identical) 5- 8-15 H Recommended for Local and Consent Calendar
	Last Action:	<i>5-15-15 Set on the Local Calendar</i>
HB 2868	Martinez, Armando(D)	Relating to the imposition of an additional fee for filing civil cases in certain Hidalgo County courts.

		Last Action: 5-14-15 Set on the House Calendar
SB 7	Nelson, Jane(R)	Relating to decreasing the rates of the franchise tax.
		Last Action: 5-12-15 Committee action pending House Ways and Means
SB 306	Zaffirini, Judith(D)	Relating to the information included in the annual report of the State Commission on Judicial Conduct.
		Last Action: 5-11-15 Meeting cancelled for 05/12/15, House Judiciary and Civil Jurisprudence
SB 381	Uresti, Carlos(D) Guillen, Ryan(D)	Relating to tort liability arising from a volunteer's operation of a Parks and Wildlife Department motor-driven vehicle or motor-driven equipment.
	Companions:	HB 323 Guillen, Ryan(D) (Identical) 5-15-15 H Set on the Local Calendar
		Last Action: 5-12-15 Recommended for Local and Consent Calendar
SB 432	West, Royce(D)	Relating to continuation of an additional fee for filing civil cases in certain Dallas County courts.
		Last Action: 5-11-15 Meeting cancelled for 05/12/15, House Judiciary and Civil Jurisprudence
SB 450	Schwertner, Charles(R) Sheets, Kenneth(R)	Relating to the liability of a political subdivision of this state for certain claims relating to land acquired by the political subdivision under certain circumstances.
	Companions:	HB 1406 Sheets, Kenneth(R) (Identical) 4-28-15 H Committee action pending House Judiciary and Civil Jurisprudence
		Last Action: 5-13-15 Recommended for Local and Consent Calendar
SB 455	Creighton, Brandon (F)(R) Schofield, Mike (F)(R)	Relating to the creation of a special three-judge district court.

Companions: [HB 1091](#) Schofield, Mike (Identical)
(F)(R)
5-13-15 H Laid on the table - subject to
call - see SB 455

Last Action: *5-13-15 Postponed on second reading until 4:59
a.m., Friday,
May 15, 2015*

[SB 474](#) [Kolkhorst, Lois \(F\)\(R\)](#) Relating to the recovery of costs and fees in
connection with certain eminent domain
proceedings.

Companions: [HB
3339](#) Burkett, Cindy(R) (Identical)
3-17-15 H Introduced and referred to
committee on House Land and Resource
Management

Last Action: *5-18-15 Meeting set for 2:00 P.M. OR ADJ., E2.016,
House Land and Resource Management*

[SB 531](#) [Campbell, Donna\(R\)](#) Relating to the application of foreign laws and
foreign forum selection in a proceeding
involving marriage, a suit for dissolution of a
marriage, or a suit affecting the parent-child
relationship in this state.

Companions: [HB 562](#) Leach, Jeff(R) (Identical)
5-14-15 H Set on the House Calendar

Last Action: *5-14-15 Voted favorably from committee on Senate
State Affairs*

[SB 627](#) [Huffman, Joan\(R\)](#) Relating to certain publications that are
[Hunter, Todd\(R\)](#) privileged and not grounds for a libel action.

Companions: [HB 1766](#) Hunter, Todd(R) (Identical)
5-15-15 H Set on the Local Calendar

Last Action: *5-13-15 Recommended for Local and Consent
Calendar*

[SB 735](#) [Fraser, Troy\(R\)](#) Relating to the availability and use of certain
[King, Ken\(R\)](#) evidence in connection with an award of
exemplary damages.

Companions: [HB 969](#) King, Ken(R) (Identical)
5-14-15 H Set on the House Calendar

	<i>Last Action:</i>	5-14-15 Sent to the Calendars Committee
SB 824	Huffman, Joan(R) Clardy, Travis(R)	Relating to the number of jurors required in certain civil cases pending in a statutory county court.
	Companions:	HB 1122 Clardy, Travis(R) (Identical) 5-14-15 H Set on the House Calendar
	<i>Last Action:</i>	5-14-15 Sent to the Calendars Committee
SB 900	Taylor, Larry(R)	Relating to the operation of the Texas Windstorm Insurance Association and the renaming of the Texas Windstorm Insurance Association as the Texas Coastal Insurance Association.
	Companions:	HB 2245 Bonnen, Greg(R) (Identical) 4-22-15 H Committee action pending House Insurance
	<i>Last Action:</i>	5-14-15 Voted favorably from committee as substituted House Insurance
SB 1022	Uresti, Carlos(D)	Relating to an unsworn declaration made by a private process server in the performance of the server's job duties.
	<i>Last Action:</i>	5-12-15 Referred to House Committee on House Judiciary and Civil Jurisprudence
SB 1060	Hinojosa, Chuy(D)	Relating to the solicitation of employment for or a referral to an attorney made by a public adjuster.
	<i>Last Action:</i>	5-14-15 Passed (Vote: Y: 31/N: 0)
SB 1139	Huffman, Joan(R)	Relating to the operation and administration of and practice in courts in the judicial branch of state government and the composition of certain juvenile boards.
	Companions:	HB 2768 Smithee, John(R) (Identical) 4- 7-15 H Committee action pending House Judiciary and Civil Jurisprudence
	<i>Last Action:</i>	5-12-15 Voted favorably from committee as substituted House Judiciary and Civil Jurisprudence

[SB 1227](#) [Seliger, Kel\(R\)](#) Relating to payment of covered claims based on assignment.

Companions: [HB 2071](#) Workman, Paul(R) (Identical)
5-14-15 H Set on the House Calendar

Last Action: 5-18-15 First placement on Senate Intent Calendar

[SB 1267](#) [Estes, Craig\(R\)](#) Relating to contested cases conducted under the Administrative Procedure Act.

Companions: [HB 1419](#) Clardy, Travis(R) (Identical)
5- 5-15 H Committee action pending House Judiciary and Civil Jurisprudence

Last Action: 5-12-15 Referred to House Committee on House Judiciary and Civil Jurisprudence

[SB 1369](#) [Zaffirini, Judith\(D\)](#) Relating to reports on attorney ad litem appointments made by courts in this state.

Last Action: 5-11-15 Meeting cancelled for 05/12/15, House Judiciary and Civil Jurisprudence

[SB 1569](#) [Lucio, Eddie\(D\)](#) Relating to the applicability of certain immunity and liability laws to open-enrollment charter schools.

Companions: [HB 1171](#) Farney, Marsha(R) (Identical)
5-11-15 S Received in the Senate

Last Action: 5-11-15 Referred to House Committee on House Public Education

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REGISTRATION MATERIALS

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