

# 1 AN ACT

2 relating to homeland security.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Subtitle B, Title 4, Government Code, is amended  
5 by adding Chapter 421 to read as follows:

## CHAPTER 421. HOMELAND SECURITY

## SUBCHAPTER A. GENERAL PROVISIONS

Sec. 421.001. DEFINITIONS. In this chapter:

(1) "Agency" means any governmental entity.

(2) "Critical infrastructure" includes all public or assets, systems, and functions vital to the security, public health and safety, economy, or morale of the nation.

19 Sec. 421.002. HOMELAND SECURITY STRATEGY. (a) The  
20 governor shall direct homeland security in this state and shall  
21 develop a statewide homeland security strategy that improves the  
22 state's ability to:

(1) detect and deter threats to homeland security;

(2) respond to homeland security emergencies; and

(3) recover from homeland security emergencies.

(b) The governor's homeland security strategy shall coordinate homeland security activities among and between local, state, and federal agencies and the private sector and must include specific plans for:

(1) intelligence gathering and analysis;

(2) information sharing;

(3) reducing the state's vulnerability to homeland security emergencies;

(4) protecting critical infrastructure;

(5) protecting the state's international border, airports;

(6) detecting, deterring, and defending against terrorism, including cyber-terrorism and biological, chemical, and nuclear terrorism:

(7) positioning equipment, technology, and personnel  
the state's ability to respond to a homeland security

(8) directing the Texas Infrastructure Protection  
Communications Center and giving the center certain forms of  
authority to implement the governor's homeland security strategy;  
and

(9) using technological resources to:

(A) facilitate the interoperability of government technological resources, including data, networks, and applications;

(B) coordinate the warning and alert systems of

1       state and local agencies;

2               (C) incorporate multidisciplinary approaches to  
3       homeland security; and

4               (D) improve the security of governmental and  
5       private sector information technology and information resources.

6       (c) The governor's homeland security strategy must  
7       complement and operate in coordination with the federal homeland  
8       security strategy.

9       Sec. 421.003. CRIMINAL INTELLIGENCE INFORMATION. The  
10       Department of Public Safety of the State of Texas is:

11               (1) the repository in this state for the collection of  
12       multijurisdictional criminal intelligence information that is  
13       about terrorist activities or otherwise related to homeland  
14       security activities; and

15               (2) the state agency that has primary responsibility  
16       to analyze and disseminate that information.

17       Sec. 421.004. PROVISIONS GOVERNING MOBILE TRACKING  
18       DEVICES. In the event of a conflict between Section 14, Article  
19       18.21, Code of Criminal Procedure, and this chapter or a rule  
20       adopted under this chapter, Section 14, Article 18.21, Code of  
21       Criminal Procedure, controls.

22               [Sections 421.005-421.020 reserved for expansion]

23       SUBCHAPTER B. CRITICAL INFRASTRUCTURE PROTECTION COUNCIL

24       Sec. 421.021. MEMBERSHIP. (a) The Critical Infrastructure  
25       Protection Council is composed of the governor or the governor's  
26       designee and one representative of each of the following entities,  
27       appointed by the single statewide elected or appointed governing

1      officer or administrative head of the entity:

2            (1) Department of Agriculture;

3            (2) office of the attorney general;

4            (3) General Land Office;

5            (4) Public Utility Commission of Texas;

6            (5) Texas Department of Health;

7            (6) Department of Information Resources;

8            (7) Department of Public Safety of the State of Texas;

9            (8) division of emergency management of the office of

10        the governor;

11            (9) Texas National Guard;

12            (10) Texas Commission on Environmental Quality;

13            (11) Railroad Commission of Texas;

14            (12) Texas Strategic Military Planning Commission;

15        and

16            (13) Texas Department of Transportation.

17            (b) To be eligible for appointment as a member of the  
18        council, a person must be directly involved in the policies,  
19        programs, or funding activities of the appointing agency, office,  
20        or division that are relevant to homeland security or  
21        infrastructure protection.

22            (c) A member of the council serves at the will of the  
23        governor. At the request of the governor, an appointing authority  
24        under this section shall appoint a different member.

25            (d) An officer or employee of a state or local agency who  
26        serves as a member of the council or a special advisory committee  
27        under this subchapter shall perform the duties required by the

1    council or special advisory committee as an additional duty of the  
2    member's office or employment.

3        Sec. 421.022. REIMBURSEMENT OF EXPENSES. A member of the  
4    council may not receive additional compensation for service on the  
5    council but is entitled to reimbursement of reasonable expenses  
6    incurred in direct performance of official duties, including travel  
7    expenses incurred by the member while conducting the business of  
8    the council, subject to any applicable limitation on reimbursement  
9    provided by general law or the General Appropriations Act.

10        Sec. 421.023. ADMINISTRATION. (a) The council is an  
11    advisory entity administered by the office of the governor.

12        (b) The governor may adopt rules as necessary for the  
13    operation of the council.

14        (c) The governor shall designate the presiding officer of  
15    the council.

16        (d) The council shall meet at the call of the governor and  
17    shall meet at least once each quarter in a calendar year.

18        (e) The council is not subject to Chapter 2110.

19        Sec. 421.024. DUTIES. The council shall advise the  
20    governor on:

21            (1) the development and coordination of a statewide  
22    critical infrastructure protection strategy;

23            (2) the implementation of the governor's homeland  
24    security strategy by state and local agencies and provide specific  
25    suggestions for helping those agencies implement the strategy; and

26            (3) other matters related to the planning,  
27    development, coordination, and implementation of initiatives to

1 promote the governor's homeland security strategy.

2 Sec. 421.025. SPECIAL ADVISORY COMMITTEES. (a) The  
3 governor may appoint one or more special advisory committees  
4 composed of representatives from state or local agencies or  
5 nongovernmental entities not represented on the council.

6 (b) The governor shall determine the number of members and  
7 qualifications for membership on a special advisory committee under  
8 this section.

9 (c) A special advisory committee under this section shall  
10 assist the council in performing its duties.

11 (d) A special advisory committee under this section is  
12 subject to Chapter 2110, except that Section 2110.002 does not  
13 apply.

14 Sec. 421.026. REPORT. The council shall annually submit to  
15 the governor a report stating:

16 (1) the council's progress in developing and  
17 coordinating a statewide critical infrastructure protection  
18 strategy;

19 (2) the status and funding of state programs designed  
20 to detect and deter homeland security emergencies, including the  
21 status and funding of counterterrorism efforts;

22 (3) recommendations on actions to reduce threats to  
23 homeland security, including threats related to terrorism; and

24 (4) recommendations for improving the alert,  
25 response, and recovery capabilities of state and local agencies.

26 [Sections 421.027-421.060 reserved for expansion]

27 SUBCHAPTER C. CIVIL LIABILITY FOR ACTS OR OMISSIONS

1        Sec. 421.061. CIVIL LIABILITY. (a) An officer or employee  
2        of a state or local agency performing a homeland security activity  
3        or a volunteer performing a homeland security activity at the  
4        request or under the direction of an officer or employee of a state  
5        or local agency is considered for purposes of Section 431.085 to be  
6        a member of the state military forces ordered into active service of  
7        the state by proper authority and is considered to be discharging a  
8        duty in that capacity if:

9                (1) the officer, employee, or volunteer is performing  
10        the homeland security activity under procedures prescribed or  
11        circumstances described for the purpose of this section in the  
12        governor's homeland security strategy;

13                (2) in the case of a volunteer, the volunteer is acting  
14        within the course and scope of the request or direction of the  
15        officer or employee of the state or local agency; and

16                (3) in the case of an officer or employee of a state or  
17        local agency, the officer or employee is acting within the course  
18        and scope of the person's authority.

19                (b) A person described by Subsection (a) is not immune from  
20        civil liability under Section 431.085 for damages resulting from  
21        the performance of a homeland security activity if, under the  
22        circumstances, the person's performance of the homeland security  
23        activity was wilfully or wantonly negligent or done with conscious  
24        indifference or reckless disregard for the safety of persons this  
25        chapter is intended to protect.

26                (c) This section does not make a person a member of the state  
27        military forces for any other purpose, including for purposes of

1       the application of the Uniform Code of Military Justice.

2           (d) This section does not affect the application of Section  
3       431.085 on its own terms to a person who is a member of the state  
4       military forces ordered into active service of the state by proper  
5       authority under other law.

6       Sec. 421.062. LIABILITY UNDER INTERLOCAL CONTRACT. (a) In  
7       this section, "interlocal contract" has the meaning assigned by  
8       Section 791.003.

9           (b) A state or local agency that furnishes a service related  
10       to a homeland security activity under an interlocal contract is  
11       immune from civil liability for any act or omission resulting in  
12       death, damage, or injury while acting under the interlocal contract  
13       if:

14                (1) the interlocal contract expressly states that the  
15       furnishing state or local agency is not responsible for any civil  
16       liability that arises from the furnishing of a service under the  
17       contract; and

18                (2) the state or local agency committed the act or  
19       omission while acting in good faith and in the course and scope of  
20       its functions to provide a service related to a homeland security  
21       activity.

22                (c) This section may not be interpreted as a waiver of any  
23       immunity that might exist in the absence of an interlocal contract  
24       or a provision in an interlocal contract as set forth in Subsection  
25       (b).

26       [Sections 421.063-421.070 reserved for expansion]

27       SUBCHAPTER D. COOPERATION AND ASSISTANCE; FUNDING

1           Sec. 421.071. COOPERATION AND ASSISTANCE. A state or local  
2 agency that performs a homeland security activity or a  
3 nongovernmental entity that contracts with a state or local agency  
4 to perform a homeland security activity shall cooperate with and  
5 assist the office of the governor, the Critical Infrastructure  
6 Protection Council, the Texas Infrastructure Protection  
7 Communications Center, and the National Infrastructure Protection  
8 Center in the performance of their duties under this chapter and  
9 other state or federal law.

10           Sec. 421.072. FUNDING. (a) The office of the governor  
11 shall:

12            (1) allocate available federal and state grants and  
13 other funding related to homeland security to state and local  
14 agencies that perform homeland security activities;

15            (2) periodically review the grants and other funding  
16 for appropriateness and compliance; and

17            (3) designate state administering agencies to  
18 administer all grants and other funding to the state related to  
19 homeland security.

20            (b) State and local agencies that perform homeland security  
21 activities shall inform the office of the governor about any  
22 actions taken relating to requests for revenue, grants, or other  
23 funding for homeland security activities or initiatives.

24            (c) A state or local agency that receives a grant or other  
25 funding related to homeland security must provide an annual report  
26 to the office of the governor detailing the agency's compliance  
27 with the state homeland security strategy.

1                   [Sections 421.073-421.080 reserved for expansion]

2                   SUBCHAPTER E. TEXAS INFRASTRUCTURE PROTECTION

3                   COMMUNICATIONS CENTER

4                   Sec. 421.081. FACILITIES AND ADMINISTRATIVE SUPPORT. The  
5                   Department of Public Safety of the State of Texas shall provide  
6                   facilities and administrative support for the Texas Infrastructure  
7                   Protection Communications Center.

8                   Sec. 421.082. POWERS AND DUTIES. (a) The center shall  
9                   serve as the state's primary entity for the planning, coordination,  
10                   and integration of government communications capabilities to help  
11                   implement the governor's homeland security strategy and ensure an  
12                   effective response in the event of a homeland security emergency.

13                   (b) The center's duties include:

14                   (1) promotion of emergency preparedness;

15                   (2) receipt and analysis of information, assessment of  
16                   threats, and issuance of public warnings related to homeland  
17                   security emergencies; and

18                   (3) authorization and facilitation of cooperative  
19                   efforts related to emergency response and recovery efforts in the  
20                   event of a homeland security emergency.

21                   (c) In performing its duties under this section, the center  
22                   shall aim to:

23                   (1) reduce the vulnerability of at-risk or targeted  
24                   entities to homeland security emergencies; and

25                   (2) prevent or minimize damage, injury, loss of life,  
26                   and loss of property in the event of a homeland security emergency.

27                   (d) The center shall perform its duties under circumstances

1 prescribed by and as directed by the governor's homeland security  
2 strategy.

3 SECTION 2. Section 418.175(a), Government Code, is amended  
4 to read as follows:

5 (a) Information that relates to physically or mentally  
6 disabled individuals or other ~~medically fragile~~ individuals with  
7 special needs and that is maintained for purposes of emergency  
8 management or disaster planning is confidential ~~[and excepted from~~  
9 ~~required disclosure under Chapter 552]~~.

10 SECTION 3. Subchapter H, Chapter 418, Government Code, is  
11 amended by adding Sections 418.176-418.183 to read as follows:

12 Sec. 418.176. CONFIDENTIALITY OF CERTAIN INFORMATION  
13 RELATING TO EMERGENCY RESPONSE PROVIDERS. (a) Information is  
14 confidential if the information is collected, assembled, or  
15 maintained by or for a governmental entity for the purpose of  
16 preventing, detecting, responding to, or investigating an act of  
17 terrorism or related criminal activity and:

18 (1) relates to the staffing requirements of an  
19 emergency response provider, including a law enforcement agency, a  
20 fire-fighting agency, or an emergency services agency;

21 (2) relates to a tactical plan of the provider; or  
22 (3) consists of a list or compilation of pager or  
23 telephone numbers, including mobile and cellular telephone  
24 numbers, of the provider.

25 (b) In this section and Sections 418.177-418.183,  
26 "governmental entity" includes the governing body of a nonprofit  
27 corporation organized under Chapter 67, Water Code, that provides a

1    water supply or wastewater service, or both, and is exempt from ad  
2    valorem taxation under Section 11.30, Tax Code.

3            Sec. 418.177. CONFIDENTIALITY OF CERTAIN INFORMATION  
4            RELATING TO RISK OR VULNERABILITY ASSESSMENT.    Information is  
5    confidential if the information:

6                (1) is collected, assembled, or maintained by or for a  
7    governmental entity for the purpose of preventing, detecting, or  
8    investigating an act of terrorism or related criminal activity; and  
9                (2) relates to an assessment by or for a governmental  
10   entity, or an assessment that is maintained by a governmental  
11   entity, of the risk or vulnerability of persons or property,  
12   including critical infrastructure, to an act of terrorism or  
13   related criminal activity.

14            Sec. 418.178. CONFIDENTIALITY OF CERTAIN INFORMATION  
15            RELATING TO CONSTRUCTION OR ASSEMBLY OF WEAPONS.    (a)   In this  
16   section, "explosive weapon" has the meaning assigned by Section  
17   46.01, Penal Code.

18                (b) Information is confidential if it is information  
19   collected, assembled, or maintained by or for a governmental entity  
20   and:

21                (1) is more than likely to assist in the construction  
22   or assembly of an explosive weapon or a chemical, biological,  
23   radiological, or nuclear weapon of mass destruction; or

24                (2) indicates the specific location of:

25                (A) a chemical, biological agent, toxin, or  
26   radioactive material that is more than likely to be used in the  
27   construction or assembly of such a weapon; or

(B) unpublished information relating to a potential vaccine or to a device that detects biological agents or toxins.

Sec. 418.179. CONFIDENTIALITY OF CERTAIN ENCRYPTION CODES AND SECURITY KEYS FOR COMMUNICATIONS SYSTEM. (a) Information is confidential if the information:

(1) is collected, assembled, or maintained by or for a governmental entity for the purpose of preventing, detecting, or investigating an act of terrorism or related criminal activity; and

(2) relates to the details of the encryption codes or security keys for a public communications system.

(b) This section does not prohibit a governmental entity from making available, at cost, to bona fide local news media, for the purpose of monitoring emergency communications of public interest, the communications terminals used in the entity's trunked communications system that have encryption codes installed.

Sec. 418.180. CONFIDENTIALITY OF CERTAIN INFORMATION  
PREPARED FOR UNITED STATES. Information, other than financial  
information, in the possession of a governmental entity is  
confidential if the information:

(1) is part of a report to an agency of the United States;

(2) relates to an act of terrorism or related criminal activity; and

(3) is specifically required to be kept confidential:

(A) under Section 552.101 because of a federal statute or regulation;

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(B) to participate in a state-federal information sharing agreement; or

(C) to obtain federal funding.

Sec. 418.181. CONFIDENTIALITY OF CERTAIN INFORMATION  
RELATING TO CRITICAL INFRASTRUCTURE. Those documents or portions  
of documents in the possession of a governmental entity are  
confidential if they identify the technical details of particular  
vulnerabilities of critical infrastructure to an act of terrorism.

16                   (b) Financial information in the possession of a  
17 governmental entity that relates to the expenditure of funds by a  
18 governmental entity for a security system is public information  
19 that is not excepted from required disclosure under Chapter 552.

1                   (2) is in use for surveillance in an active criminal  
2 investigation.

3                   Sec. 418.183. DISCLOSURE OF CERTAIN CONFIDENTIAL  
4 INFORMATION. (a) This section applies only to information that is  
5 confidential under Sections 418.175-418.182.

6                   (b) At any time during a state of disaster, the executive or  
7 administrative head of the governmental entity may voluntarily  
8 disclose or otherwise make available all or part of the  
9 confidential information to another person or another entity if the  
10 executive or administrative head believes that the other person or  
11 entity has a legitimate need for the information.

12                   (c) The executive or administrative head of a port, port  
13 authority, or navigation district created or operating under  
14 Section 52, Article III, or Section 59, Article XVI, Texas  
15 Constitution, may voluntarily disclose or otherwise make available  
16 all or part of the confidential information to another person if the  
17 information:

18                   (1) is shared in connection with a security network or  
19 committee, including a federal or state security committee or task  
20 force;

21                   (2) consists of data, video, or other information on  
22 an information-sharing device that is shared with a security  
23 network; or

24                   (3) is shared with an emergency operations center.

25                   (d) The disclosure or making available of confidential  
26 information by a hospital district to a national accreditation body  
27 does not waive or affect the confidentiality of the information.

1           (e) The disclosure or making available of confidential  
2 information under Subsection (b) or (c) does not waive or affect the  
3 confidentiality of the information.

4           (f) A governmental body subject to Chapter 551 is not  
5 required to conduct an open meeting to deliberate information to  
6 which this section applies. Notwithstanding Section 551.103(a),  
7 the governmental body must make a tape recording of the proceedings  
8 of a closed meeting to deliberate the information.

9           SECTION 4. Section 431.051, Government Code, is amended to  
10 read as follows:

11           Sec. 431.051. SUPPLEMENTAL VOLUNTEER MILITARY FORCES  
12 [MILITIA]. To provide mission-ready volunteer military forces  
13 [militia strength] for use by the state in homeland security and  
14 community service activities as a supplement to the Texas National  
15 Guard, the Texas State Guard exists as part of the state militia  
16 under the Second Amendment to the United States Constitution and a  
17 defense force under 32 U.S.C. Section 109.

18           SECTION 5. Section 431.052(b), Government Code, is amended  
19 to read as follows:

20           (b) To volunteer for service in the Texas State Guard a  
21 person must:

22           (1) be a resident of this state for at least 180 days  
23 and:

24           (A) a [state] citizen of the United States; or

25           (B) a person who has been lawfully admitted to  
26 the United States for permanent residence under the Immigration and  
27 Nationality Act (8 U.S.C. Section 1101 et seq.);

2 (3) meet qualifications that the governor prescribes;

3 and

4 (4) be acceptable to and approved by the governor or  
5 adjutant general under the governor's direction.

6 SECTION 6. Subchapter C, Chapter 662, Government Code, is  
7 amended by adding Section 662.050 to read as follows:

8                   Sec. 662.050. TEXAS FIRST RESPONDERS DAY. (a) September 11  
9                   is Texas First Responders Day in honor of the bravery, courage, and  
10                   determination of Texas men and women who assist others in  
11                   emergencies.

12                   (b) Texas First Responders Day shall be regularly observed  
13 by appropriate ceremonies in the public schools and other places to  
14 honor Texas first responders.

15 SECTION 7. Section 81.042(e), Health and Safety Code, is  
16 amended to read as follows:

22 (1) a professional registered nurse;

23 (2) an administrator or director of a public or  
24 private temporary or permanent child-care facility;

25 (3) an administrator or director of a nursing home,  
26 personal care home, maternity home, adult respite care center, or  
27 adult day-care center;

(4) an administrator of a home health agency;

(5) an administrator or health official of a public or  
institution of higher education;

4 (6) an owner or manager of a restaurant, dairy, or  
5 other food handling or processing establishment or outlet;

(7) a superintendent, manager, or health official of a  
public or private camp, home, or institution;

8 (8) a parent, guardian, or householder;

9 (9) a health professional; [~~or~~]

10 (10) an administrator or health official of a penal or  
11 correctional institution; or

14 SECTION 8. Subchapter B, Chapter 562, Occupations Code, is  
15 amended by adding Section 562.055 to read as follows:  
16 Sec. 562.055. REPORT TO TEXAS DEPARTMENT OF HEALTH. A  
17 pharmacist shall report to the Texas Department of Health any  
18 unusual or increased prescription rates, unusual types of  
19 prescriptions, or unusual trends in pharmacy visits that may be  
20 caused by bioterrorism, epidemic or pandemic disease, or novel and  
21 highly fatal infectious agents or biological toxins that might pose  
22 a substantial risk of a significant number of human fatalities or  
23 incidents of permanent or long-term disability.  
24 Prescription-related events that require a report include:

25 (1) an unusual increase in the number of:

(B) prescriptions for antibiotics; and

(C) requests for information on over-the-counter pharmaceuticals to treat respiratory or gastrointestinal complaints or fever; and

(2) any prescription that treats a disease that is relatively uncommon and has bioterrorism potential.

7 SECTION 9. Sections 161.101(a), (b), and (c), Agriculture  
8 Code, are amended to read as follows:

14 (1) anthrax;

15 (2) avian infectious laryngotracheitis;

16 (3) avian influenza;

17 (4) avian tuberculosis;

18 (5) chronic wasting disease;

19 (6) duck virus enteritis;

20 (7) duck virus hepatitis;

21 (8) equine encephalomyelitis;

22 (9) equine infectious anemia;

23 (10) infectious encephalomyelitis in poultry or other

24 fowl;

25 (11) ornithosis;

26 (12) paramyxovirus infection in poultry or other fowl;

27 or

1 (13) scabies in sheep or cattle.

10 (2) is the subject of a cooperative eradication  
11 program with the United States Department of Agriculture;

12 (3) is named on "List A" of the Office International  
13 Des Epizooties; or

14 (4) is the subject of a state of emergency, as declared  
15 by the governor.

16 (c) The commission may adopt rules that require a

17 veterinarian, a veterinary diagnostic laboratory, or a person  
18 having care, custody, or control of an animal to report a disease  
19 not covered by Subsection (a) or (b) if the commission determines  
20 that action to be necessary for the protection of animal health in  
21 this state. The commission shall immediately deliver a copy of a  
22 rule adopted under this subsection to the appropriate legislative  
23 oversight committees. A rule adopted by the commission under this  
24 subsection expires on the first day after the last day of the first  
25 regular legislative session that begins after adoption of the rule  
26 unless the rule is continued in effect by act of the legislature.

27 SECTION 10. (a) The governor shall develop a statewide

1 homeland security strategy as required by Section 421.002,  
2 Government Code, as added by this Act, not later than September 1,  
3 2004.

4 (b) The head of each entity listed in Section 421.021,  
5 Government Code, as added by this Act, shall appoint a  
6 representative to the Critical Infrastructure Protection Council,  
7 as required by that section, not later than December 1, 2003.

8 SECTION 11. (a) It is the intent of the legislature that no  
9 provision in this Act should be construed to affect current state or  
10 federal law concerning military support to civilian law enforcement  
11 personnel in this state and that any military support to civilian  
12 law enforcement personnel in this state must be carried out in  
13 strict compliance with the constitution, statutes, rules, and  
14 regulations of the United States.

15 (b) Subsection (a) does not affect the civil liability  
16 provisions of Subchapter C, Chapter 421, Government Code, as added  
17 by this Act.

18 SECTION 12. This Act takes effect immediately if it  
19 receives a vote of two-thirds of all the members elected to each  
20 house, as provided by Section 39, Article III, Texas Constitution.  
21 If this Act does not receive the vote necessary for immediate  
22 effect, this Act takes effect September 1, 2003.

H.B. No. 9

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President of the Senate

Speaker of the House

I certify that H.B. No. 9 was passed by the House on April 1, 2003, by a non-record vote; that the House refused to concur in Senate amendments to H.B. No. 9 on May 23, 2003, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 9 on May 31, 2003, by the following vote: Yeas 117, Nays 20, 3 present, not voting.

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Chief Clerk of the House

H.B. No. 9

I certify that H.B. No. 9 was passed by the Senate, with amendments, on May 21, 2003, by a viva-voce vote; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 9 on June 1, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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\_\_\_\_\_  
Governor